

694



# 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*  
jdudziak@lancasterny.com

**Kevin E. Loftus**  
*Deputy Town Attorney*

**Leza E. Braun**  
*Clerk Typist*  
lezabraun@lancasterny.com

November 26, 2014

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

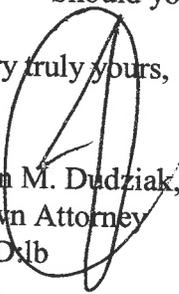
RE: Tops CNG Fueling Station  
5873 Genesee Street  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

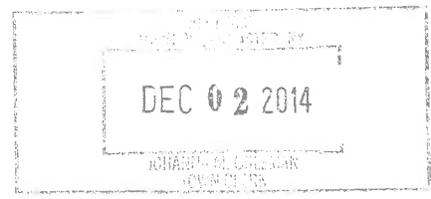
Enclosed please find a SEQR response dated November 25, 2014 from the Department of Transportation on the above-referenced project for you review.

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

Very truly yours,

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

CC: Supervisor  
Building Inspector  
Town Clerk  
Town Engineer



**Leza Braun**

---

**From:** Gmail <lawoffice23@gmail.com>  
**Sent:** Wednesday, November 26, 2014 11:17 AM  
**To:** LANCASTER LEZA  
**Subject:** Fwd: 5873 Genesee Street~CNG Facility on Genesee Street

John M. Dudziak, Esq.

Begin forwarded message:

**From:** "Rutkowski, Edward (DOT)" <[Edward.Rutkowski@dot.ny.gov](mailto:Edward.Rutkowski@dot.ny.gov)>  
**Date:** November 25, 2014 at 4:35:21 PM EST  
**To:** "[jdudziak@lancasterny.com](mailto:jdudziak@lancasterny.com)" <[jdudziak@lancasterny.com](mailto:jdudziak@lancasterny.com)>  
**Subject:** 5873 Genesee Street~CNG Facility on Genesee Street

John,

New York State Department of Transportation (NYSDOT) concurs with the Town acting as the Lead Agency.

Since the proposed driveways onto Genesee Street are not being considered any more (according to the emails embedded below), then NYSDOT has no other comments regarding the subject project.

Thanks,  
Ed

**Edward S. Rutkowski, P. E.**  
SEQR/Site Plan Review Coordinator  
NYSDOT - Region 5  
100 Seneca Street  
Buffalo, New York 14203  
716-847-3575



**From:** Rutkowski, Edward (DOT)  
**Sent:** Tuesday, November 25, 2014 4:24 PM

**To:** 'Michael F. Leydecker'  
**Subject:** RE: CNG Facility on Genesee Street

Mike,

We have no comments then.

Thanks,  
Ed

---

**From:** Michael F. Leydecker [mailto:mleydecker@wendelcompanies.com]  
**Sent:** Tuesday, November 25, 2014 4:13 PM  
**To:** Rutkowski, Edward (DOT)  
**Subject:** RE: CNG Facility on Genesee Street

No that was it. Tops is moving forward with their CNG facility to service their vehicles. Would use the existing distribution facility entrance.  
Mike

---

**From:** Rutkowski, Edward (DOT) [mailto:Edward.Rutkowski@dot.ny.gov]  
**Sent:** Tuesday, November 25, 2014 4:10 PM  
**To:** Michael F. Leydecker  
**Subject:** RE: CNG Facility on Genesee Street

Mike,

Thanks for the update. Is there any other planned development on this site at this time? The information I received from the Town showed just the proposed CNG facility and driveways onto Genesee St.

Thanks,  
Ed

Edward S. Rutkowski, P. E.  
SEQR/Site Plan Review Coordinator  
NYSDOT - Region 5  
100 Seneca Street  
Buffalo, New York 14203  
716-847-3575



---

**From:** Michael F. Leydecker [mailto:mleydecker@wendelcompanies.com]  
**Sent:** Tuesday, November 25, 2014 3:42 PM  
**To:** Rutkowski, Edward (DOT)  
**Cc:** Thomas A. Reynolds  
**Subject:** CNG Facility on Genesee Street

Ed:

A while ago we discussed the development of a public CNG fueling station on Genesee Street adjacent to the Tops distribution facility. I just wanted to let you know that Tops has decided to eliminate the public fueling station portion of the project. as a result there will no longer be a need for a new driveway entrance to Genesee Street. Let me know if you have any questions.

Mike

Michael F. Leydecker, PE



Wendel, 535 Washington Street, Suite 603, Buffalo, NY 14203

**p** 716.688.0766 **f** 716.842.8860 **m** 716.983.2321 **e** mleydecker@wendelcompanies.com **w** wendelcompanies.com

ARCHITECTURE ENGINEERING PLANNING ENERGY SERVICES CONSTRUCTION MANAGEMENT

**CONFIDENTIALITY NOTICE:** This email transmission is confidential and is intended only for the person(s) named above. Its contents may also be protected by privilege, and all rights to privilege are expressly claimed and not waived. If you have received this email in error, please call us immediately and destroy the entire email. If this email is not intended for you, any reading, distribution, copying or disclosure of this email is strictly prohibited.

Please consider the environment before printing this email.

695



# 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*  
jdudziak@lancasterny.com

**Kevin E. Loftus**  
*Deputy Town Attorney*

**Leza E. Braun**  
*Clerk Typist*  
lezabraun@lancasterny.com

December 1, 2014

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

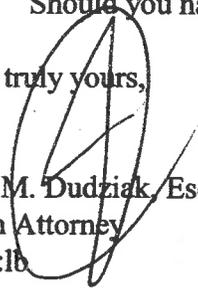
RE: Re-Zone of 00 Broadway,  
Re-zone of 5354 & 00Genesee Street and  
Site Plan for Salvatore's Hotel, 6461 Transit Road  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find SEQR responses dated November 25, 2014 from the Erie County Department of Health for each of the above-referenced projects for you review.

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

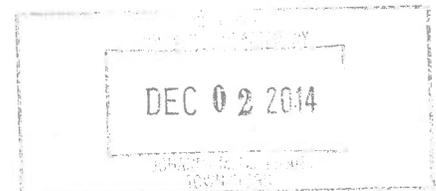
Very truly yours,

  
John M. Dudziak, Esq.  
Town Attorney

JMD:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer





COUNTY OF ERIE  
MARK C. POLONCARZ  
COUNTY EXECUTIVE

Gale Burstein, M.D., M.P.H.  
Commissioner of Health

November 25, 2014

John M. Dudziak Town Attorney  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

RECEIVED  
DEC 01 2014

BY: .....

RE: Designation of Lead Agency  
Re-Zone of 00 Broadway for construction of 46 single family homes  
(T) Lancaster

Dear Mr. Dudziak:

Regarding your letter of October 27, 2014, the ECDOH has no objections to the Town of Lancaster being Lead Agency in regard to the above referenced project.

Please be advised that because a realty subdivision is proposed for this project, approval from the ECDOH is required. In addition to approval of sanitary sewer design plans, as noted in the Full Environmental Assessment Form, the ECDOH will need to review and approve the waterline design plans and the realty subdivision.

If there are any questions, please contact me at 716-961-6832.

Sincerely,

Dolores M. Funke, PE  
Associate Public Health Engineer  
Environmental Health Services

Cc: File: correspondence



COUNTY OF ERIE  
MARK C. POLONCARZ  
COUNTY EXECUTIVE

Gale Burstein, M.D., M.P.H.  
Commissioner of Health

November 25, 2014

RECEIVED  
DEC 01 2014

John M. Dudziak Town Attorney  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

BY: .....

RE: Designation of Lead Agency  
Site Plan – Salvatore's Hotel; 6461 Transit Road  
(T) Lancaster

Dear Mr. Dudziak:

Regarding your letter of October 27, 2014, the ECDOH has no objections to the Town of Lancaster being Lead Agency in regard to the above referenced project.

Please be advised that because a connection to the public sanitary sewer is proposed for this project, approval from the ECDOH is required under our agreement with the NYSDEC.

If there are any questions, please contact me at 716-961-6832.

Sincerely,

Dolores M. Funke, PE  
Associate Public Health Engineer  
Environmental Health Services

Cc: File: correspondence

696

Dear Dino J. Fudoli, Town Supervisor, Mark Aquino, Council Member, John Abraham, Council Member, Ronald Ruffino, Council Member, and Donna Stempniak, Council Member,

We are pleased to present you with this petition affirming this statement:

**"We oppose ANY further restrictions of the noise ordinances as they apply to the 56 year old Speedway at 57 Gunnville Rd. Lancaster, NY 14086 being brought on by a group of homeowners, or any other persons, or government."**

Attached is a list of individuals who have added their names to this petition, as well as additional comments written by the petition signers themselves.

Sincerely,  
Daniel Kollander



697

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

COPY

December 2, 2014

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

**Re: J. Renkas & Sons, AJ's Auto Parts & Salvage**  
Application for a 2015 License to Conduct A Salvage Yard

Dear Town Board Members:

Enclosed is a copy of the above referenced renewal application for your review. Please notify me if you wish this office to prepare a resolution authorizing the issuance of this license.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Johanna M. Coleman  
Town Clerk

JMC/dt

Encl.

cc: Jeffrey Simme, Building Inspector [Encl.]

File: License/Licsalvg (P9)

COPY

COPY

COPY

COPY

Rev: December 1, 2009

TOWN OF LANCASTER  
21 Central Avenue  
Lancaster, New York 14086  
Office Of The Town Clerk

Original License Application  
 Renewal License Application

Application For License Pursuant to the Provisions of Chapter 4 of the Code of the Town of Lancaster entitled:

**SALVAGE YARDS**

Location of Place of Business:

955 Ransom Rd  
LANCASTER, NY 14086

Zoning of Place of Business:

955 Ransom Rd.  
LANCASTER, NY 14086

Premises are owned or leased by applicant (circle one). If leased, attach copy of lease.

**INFORMATION ON APPLICANT**

Name of Applicant:

ANTHONY E. RENKAS (J. RENKAS & Sons Inc.) & A's AUTO, LLC

Street Address:

955 Ransom Rd

City/Town/Village:

LANCASTER NY 14086

Phone:

(Home)

716 681-0479

(Business)

716 681-5454

Date of Birth:

3/17/72

**Corporate Applicants:**

Use Exhibit "A" to list the name, address, corporate position, date of birth and past five (5) year residences of each corporate officer, director, or holder of ten percent (10%) or more of corporate stock of the applicant corporation.

**Co-partnerships Applicants:**

Use Exhibit "A" to list information on partners.

**Individual Owner Applicants:**

Use Exhibit "A" to list information on self.

**INSURANCE REQUIREMENT**

Applicant must attach to the application proof of insurance indicating current insurance coverage for Worker's Compensation and Disability Benefits Insurance on the applicant's employees. Please note that Acord forms are not acceptable proof of New York State Workers' Compensation or disability benefits insurance coverage. Please use NYS Workers Compensation Board Certificate of Insurance Form C105.2 or U26.3.

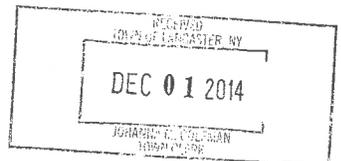
ANTHONY E. RENKAS

Print Name of Applicant

[Signature]  
Signature and Title

Date: 11-26, 2014

\$250.00 non-refundable application fee received on (Date) 12/1/14 K.2970



ACKNOWLEDGMENTS

INDIVIDUAL

STATE OF NEW YORK  
SS:  
COUNTY OF ERIE

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally appeared  
, the petitioner, and known to me to be the individual described in and who executed the foregoing instrument and \_he  
acknowledged to me that \_he executed the same for the purpose herein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE

STATE OF NEW YORK  
SS:  
COUNTY OF ERIE

On this 26 day of november, 2014, before me personally appeared  
, known to me, who, being by me first duly sworn, did depose and say that (he) resides in  
, that (he) is the secretary of J Renkas & Sons Inc the corporation  
described in and which executed the foregoing instrument; that \_he knows the Corporate Seal of said corporation; that the  
Corporate Seal affixed to said instrument is such Corporate Seal; that it was affixed by order and authority of the Board of  
Directors of said corporation; and that \_he signed his/her name thereto by like order and authority for the purposes herein  
stated.

Deborah L. Peerles

Notary Public or Deputy Town Clerk

CORPORATE SEAL

**DEBORAH L. PEERLES**  
Notary Public State Of New York  
Erie County  
LIC. #01PE008390  
Comm. Exp. December 31, 2017

PARTNERSHIP

STATE OF NEW YORK  
SS:  
COUNTY OF ERIE

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally appeared  
, the petitioner, and known to me to be one of the firm of \_\_\_\_\_ described in  
and who executed the foregoing instrument and \_he acknowledged to me that \_he executed the same as and for the act and  
deed of said firm, for the purposes therein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE SEAL

Exhibit 'A'  
Information on Applicant

Name ANTHONY E. RENKAS Date of Birth 3/17/72  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: 759 RANSOM Rd.  
City/Town/Village: LANCASTER, NY 14086  
Phone: (Home) 681-0479 (Office) 681-5454  
List prior address (past 5 years)

Name JOHN J. RENKAS Date of Birth 2/16/64  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: 4055 RANSOM Rd.  
City/Town/Village: CLARENCE, NY 14031  
Phone: (Home) 983-9536 (Office) 681-5454  
List prior address (past 5 years)

Name JOHN A. RENKAS Date of Birth 11/1/40  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: 51 Schlemmer Rs.  
City/Town/Village: LANCASTER, NY 14086  
Phone: (Home) 681-6917 (Office) \_\_\_\_\_  
List prior address (past 5 years)

Name \_\_\_\_\_ Date of Birth \_\_\_\_/\_\_\_\_/\_\_\_\_  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: \_\_\_\_\_  
City/Town/Village: \_\_\_\_\_  
Phone: (Home) \_\_\_\_\_ (Office) \_\_\_\_\_  
List prior address (past 5 years)

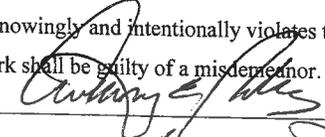
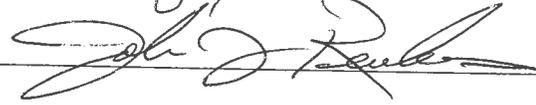
**SECTION 809 - DISCLOSURE CERTIFICATE**

CERTIFICATE REQUIRED TO BE EXECUTED BY EVERY APPLICANT FOR A VARIANCE, AMENDMENT, CHANGE OF ZONING, APPROVAL OF A PLAT, EXEMPTION FROM A PLAT OR OFFICIAL MAP, LICENSE OR PERMIT, PURSUANT TO THE PROVISIONS OF ANY ORDINANCE, LOCAL LAW, RULE OR REGULATION CONSTITUTING THE ZONING AND PLANNING REGULATIONS OF THE TOWN OF LANCASTER (SEE ATTACHED EXCERPT FROM GENERAL MUNICIPAL LAW)

**CERTIFICATION A**

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (**underline appropriate application**) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that no State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, has an interest in the person, partnership or association making application for said Salvage Yard Application

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X   
X 

**CERTIFICATION B**

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (**underline appropriate application**) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that \_\_\_\_\_ is a State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, who has an interest in the person, partnership or association making application for said \_\_\_\_\_ and that the extent of such interest is \_\_\_\_\_.

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X \_\_\_\_\_  
X \_\_\_\_\_

698

**SUPERVISOR**

Dino J. Fudoli

**COUNCIL MEMBERS**

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



**DEPARTMENT OF PARKS  
RECREATION & FORESTRY**

**INTERIM GENERAL CREW CHIEF**  
Mark D. Lubera

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

December 1, 2014

Supervisor Fudoli and Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086



Dear Supervisor Fudoli & Town Board:

The Town of Lancaster Parks, Recreation & Forestry Department's "Santa at Westwood" was held this past Sunday at the Westwood Park Pavilion. The turnout was overwhelming with more than 400 people participating in this free event.

With two office staff and six volunteers (from Depew, Lancaster and Rudolph from St. Mary's), Santa at Westwood is in its more than 20<sup>th</sup> year. Santa and Mrs. Clause volunteered their time as well as the Townline Fire Department and The Lancaster Garden Club. The Townline Fire Department brought Santa and Mrs. Clause to the park and the Lancaster Garden Club supplied all the items for "make and take ornaments". This year one of the members had to go home for more supplies as they ran out for the very first time.

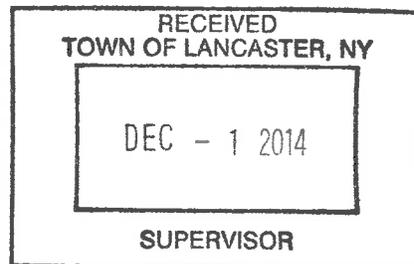
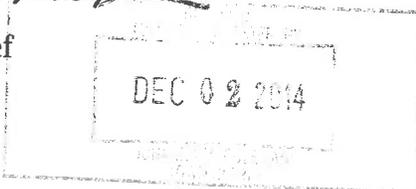
This event has a minimal cost. Many of the items and time are donated by dedicated businesses and people of the community. We are able to have children write letters to Santa and receive a Santa letter back which the office staff has done since this event began. There is face painting, a snowman game and usually haywagon rides. Balloons, cookies, hot chocolate and popcorn are available as well. The children also receive a coloring book and candy cane after visiting Santa.

It was a great day and it seemed like everyone had an enjoyable time. If you're not too busy next year, stop by and check out Santa at Westwood. All ages are invited and we're sure you'll have a great time.

Sincerely,

*Mark D. Lubera*

Mark D. Lubera  
Interim General Crew Chief



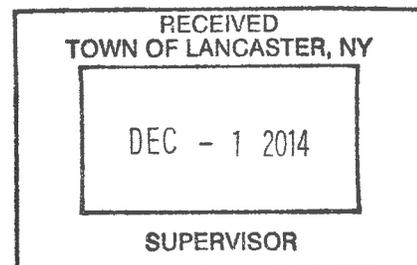
699



Ronald Rozler, CD122  
Disaster Coordinator  
CD122@oem-lancasterny.com

## Town of Lancaster

Office of Emergency Management  
525 Pavement Rd  
Lancaster, New York 14086  
(716) 684-1232



December 1, 2014

Lancaster Town Board  
21 Central Av  
Lancaster, NY 14086

Honorable Town Board;

I am writing to request re-appointment to the position of Natural Disaster Services Coordinator.

Over the past year a number of changes have occurred within the Disaster Coordinator's office. With the successful sale of the Columbia Av building, I moved the operation to the Town Center at 525 Pavement Rd. I believe that this was the right move and have been able to "right size" the office. With the move, I have also been able to update and improve the radio & back up dispatch capabilities for the entire Town.

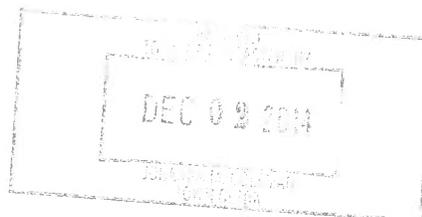
I have been able to reduce the budget & cost of this office by prioritizing what is needed, reducing the amount of equipment and the expense that goes with it. I have been concentrating on working together with the Town's first responders and coordinating assets and resources.

I believe, if re-appointed, that I can continue to improve the capabilities of this office.

Thank You for your consideration and support.

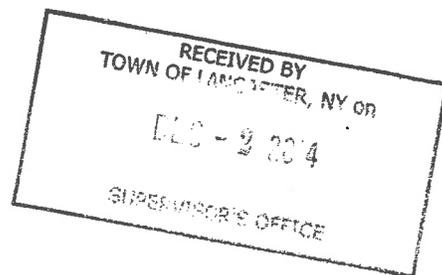
Respectfully submitted,

Ronald Rozler





**COUNTY OF ERIE**  
**STEFAN I. MYCHAJLIW**  
**COMPTROLLER**



November 26, 2014

Supervisor Dino Fudoli  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

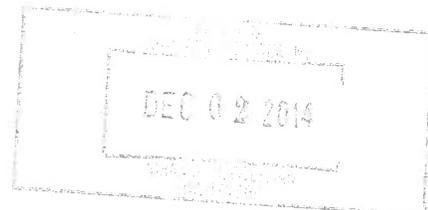
Dear Supervisor Fudoli,

I wanted to take some time to thank you for your impeccable leadership during the snow storm and its aftermath. This event went from typical Western New York weather to a storm of historic proportions very quickly. There was a potential for an absolute disaster. However, you and your team worked diligently and intelligently to save lives.

As the Chief Financial Officer of Erie County, I understand the importance of a calculated emergency response. I'm proud to have you represent a significant portion of Erie County. Keep up the excellent work. If there's anything you ever need, please don't hesitate to call me.

Sincerely,

STEFAN I. MYCHAJLIW  
Erie County Comptroller



701

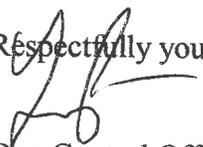


The Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Respectfully, I submit my report for the month(s) of November, 2014

Summary:

- 47 Complaints or calls received
- 0 Euthanasias
- 10 Redeemed by owner
- 1 Strays seized
- 0 Dead dogs disposed of
- 0 Court actions
- ongoing Follow-ups (Delinquent licenses)
- 380 Miles patrolled and driven
- 11 Total dogs picked up

Respectfully yours,  
  
Dog Control Officer

TC  
TB

702



# ERIE COUNTY LEGISLATURE

HON. TED MORTON  
LEGISLATOR

December 1, 2014

RECEIVED BY  
TOWN OF LANCASTER, NY on  
DEC - 3 2014  
SUPERVISOR'S OFFICE

Supervisor Dino Fudoli  
Town of Lancaster  
21 Central Ave  
Lancaster, NY 14086

Dear Supervisor Fudoli,

*Dino,*

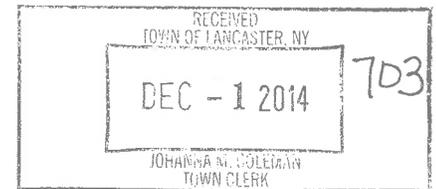
I wanted to thank you and your team for all of your hard work during the recent snow storm.

Our community was arguably the hardest hit during the storm and the countless hours you put in to help keep our residents safe is greatly appreciated. No doubt you were ecstatic to finally get some rest once the storm had ended!

Once again, thank you for all of the work that you and your team have done for our community. Please contact me if I can ever be of assistance.

Sincerely,

Ted Morton  
Erie County Legislator  
8<sup>th</sup> District



## Erie County Water Authority

350 Ellicott Square Building • 295 Main Street • Buffalo, NY 14203-2494  
716-849-8484 • Fax 716-849-8467

*Copies to: TA  
Supervisor*

November 28, 2014

Johanna Coleman  
Town Clerk  
Lancaster Town Hall  
21 Central Ave.  
Lancaster, NY 14086

Dear Clerk Coleman:

Enclosed herewith please find an Extract from the Minutes of the Meeting of the Erie County Water Authority held on Thursday, November 13, 2014 amending our Tariff effective January 1, 2015 and a copy of the actual amendments at Schedule "A".

Also enclosed please find 16 pages containing the Authority's Tariff amendments effective January 1, 2015. These pages replace the corresponding pages currently in your copy of the Authority's Tariff. These replacement pages should be inserted in your binder containing the Authority's Tariff and the existing pages should be discarded.

Please be advised that beginning in 2015, for those customers that are billed for Public Fire Protection under Service Classification No. 3 and No. 3-A, the billing frequency will be changed from a monthly basis to an annual basis. The billing date will coincide with the date your community sends out tax bills and will be afforded 45 days to pay the bill before late charges would apply. This change is being made to simplify the process and eliminate the repetitive, duplicative tasks of monthly invoice handling and payment processing for you. Any changes in the number of hydrants to be billed for service (additions or subtractions) will be reconciled once per year and will be included on the next year's bill.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

ERIE COUNTY WATER AUTHORITY

*Matthew J. Baudo*

Matthew J. Baudo

Secretary to the Authority/Personnel Director

MJB:tf  
Enclosures



**CERTIFICATION**

**I, MATTHEW J. BAUDO**, the duly elected and qualified **SECRETARY TO THE AUTHORITY** to the **ERIE COUNTY WATER AUTHORITY**, a corporation existing under the Laws of the State of New York, do hereby certify that I have compared the annexed resolution which is an extract from the Minutes of the Meeting of the Authority held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 13<sup>th</sup> day of November, 2014 a quorum being present and that said resolution is a true and correct copy of the resolution so adopted and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of said corporation this 13<sup>th</sup> day of November, 2014.

*Matthew J. Baudo*

Matthew J. Baudo  
Secretary to the Authority/  
Personnel Director

**(SEAL)**

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE  
ERIE COUNTY WATER AUTHORITY  
NOVEMBER 13, 2014**

At a regular meeting of the Erie County Water Authority held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 13<sup>th</sup> day of November, 2014, a quorum being present, the following resolution was adopted:

**WHEREAS**, The Act creating the Erie County Water Authority (Authority) and the General Bond Resolutions establishing issuance of all Authority bonds mandate: that the Authority maintain rates and fees sufficient to operate and maintain the waterworks system; to pay the principal and interest on its Revenue Bonds as they become due and payable; and to maintain reserves for capital improvements as well as for all obligations and indebtedness of the Authority; and

**WHEREAS**, The Authority's Senior Staff has the responsibility to review, analyze and make recommendations relative to charges and procedures contained in the Authority's Tariff; and

**WHEREAS**, Various department heads have conducted this review and have recommended amendments to the Authority's Tariff; and

**WHEREAS**, Robert J. Lichtenthal, Jr., Deputy Director, Steven V. D'Amico, Business Office Manager, Robert F. Gaylord, Executive Director and Wesley C. Dust, Executive Engineer have reviewed the above recommendations and changes and concur with them; and

**WHEREAS**, John B. Licata, Attorney has also reviewed all these recommendations and changes and concurs with them; and

**WHEREAS**, After considering all the above recommendations, the Authority has determined that for the best interest of the public to maintain its quality water supply that the Tariff should be amended as set forth in the attached Schedule "A";

**NOW, THEREFORE, BE IT RESOLVED:**

That the Authority's Tariff, as previously amended, is hereby revised and amended in accordance with Schedule "A" attached hereto and made part hereof, to become effective at 12:01 a.m. January 1, 2015; and be it further

**RESOLVED:** That the Secretary to the Authority or in his absence the Assistant Secretary is hereby authorized and directed to file in the office of the Clerk of the County of Erie a duly certified copy of this resolution along with a copy of the revised pages to the Tariff and to publish a copy of these amendments authorizing the abovementioned changes in two newspapers having a general circulation in the County pursuant to Section 1054, Subdivision 10, of the Public Authorities Law; and be it further

**RESOLVED:** That the Secretary or in his absence the Assistant Secretary, is further directed to forward a copy of this resolution along with a copy of the revised pages of the Tariff to the Town, Village or City Clerks of each of the towns, villages or cities receiving water from the Authority and that the Secretary or in his absence the Assistant Secretary is further directed to furnish a duly certified copy of this resolution along with a copy of the revised pages of the Tariff to all Fiscal Agents named in the Authority's Bond Resolutions.

A motion was made by Mr. Jann seconded by Mr. Schad and carried to adopt the foregoing resolution.

## SCHEDULE "A"

### AMENDMENTS TO THE ERIE COUNTY WATER AUTHORITY'S TARIFF TO BECOME EFFECTIVE AT 12:01 A.M. JANUARY 1, 2015

UNDERLINED PORTIONS INDICATE NEW MATERIAL  
PORTIONS IN BRACKETS [ ] INDICATE DELETIONS

#### 2.00 AVAILABILITY AND TYPES OF SERVICE

2.25

The Authority will issue permits allowing [contractors] persons to take water from:

A. Hydrants- after receipt of the proper application and advance payment of deposits and fees as specified in paragraph 14.06 and 14.08.

The [contractor] person must apply for the permit and pay a deposit as specified in paragraph 14.06 for a meter and backflow device and must also pay a fee as specified in paragraph 14.08 to cover the costs of the Authority [installing and removing the meter and backflow device and checking the hydrant after use is over] administrating the hydrant permit program. The fee as specified in paragraph 14.08 is waived for municipalities that receive service under a Direct Service or Lease Management agreement with the Authority. If the permit is for the use of multiple hydrants, the permit holder agrees to inform the Authority of the new location each time the device is moved from one hydrant to another. All water used will be billed [quarterly] at the [meter] rates set forth [in the rate schedule] in Service Classification No. 3-B and at a frequency to be determined by the Authority.

Failure of the permit holder to inform the Authority of the new location of the device or [A]any use of hydrants beyond [that] those covered [in this] by a permit [procedure] is prohibited as described in paragraph 11.02 and shall constitute a misdemeanor, punishable by fine or imprisonment up to 30 days, as set forth in Section 1054 (10) of the Public Authorities Law. Unauthorized hydrant use will be subject to a charge equal to the estimated water used and other actual costs incurred by the Authority, and as specified in paragraph 14.14. If any device is not returned or is returned in damaged condition, the cost of replacement or repair will be billed to the customer as listed in paragraph 14.09.

B. Designated Locations by Tanker Truck after receipt of the proper application and advance payment of fees as specified in paragraphs 14.06, 14.08 and 14.13.

The Authority will also permit tank truck filling of metered water with backflow protection at designated locations. The applicant will register with a Customer Service Representative and pay a deposit and fee as specified in paragraphs 14.06, 14.08 and 14.13. [This] The registration fee under paragraph 14.13 is annual.

All water used will be billed at the rates set forth in Service Classification No. 3-B and at a frequency to be determined by the Authority.

## 5.00 DEPOSITS

### DEPOSITS TO SECURE THE PAYMENT OF BILLS AND CHARGES

#### DEPOSITS FOR TEMPORARY SERVICE OF WATER AND THE SETTING OF A METER

- 5.05 A payment, as security for the return of the meter and backflow preventer, in the amount described in paragraph 14.06(B) will be collected for the temporary service of water and the setting of a meter therefore, such as, but not limited to, construction jobs, fairs, circuses, military installations, emergency inter-system connections, and for the service of water to the premises or property upon which no permanent structure is or has been erected.

The amount of the deposit hereinabove provided for will be refunded by the Authority without interest when the meter and backflow preventer is returned and provided that the same is found to be in proper condition for re-use after inspection and test. Any cost of repairs found to be necessary will be deducted from the deposit made at the time the meter and backflow preventer was originally issued or set. In addition [A]an administrative fee in the amount described in paragraph 14.0[2]8 will be [retained] charged by the Authority to cover administrative and other costs of this program. The deposit requirement set forth in this paragraph is waived for municipalities that receive service under a Direct Service or Lease Management agreement with the Authority.

## 6.00 INSTALLATION OF METERS

- 6.07 It shall be the obligation of the customer to inspect, maintain and, when necessary, repair the facilities required to house the meter. If the customer fails to maintain the housing, the Authority may undertake repairs or replacement of same and shall be fully reimbursed by the customer for all actual costs incurred. The Authority shall not be liable for damages to any premises caused by flooding in connection with the testing, removal or failure of any meter.

## 9.00 PAYMENT FOR WATER SERVICE AND ADJUSTMENTS

- 9.02 Customers will be billed annually, quarterly or monthly at the option of the Authority.
- 9.06 All bills are to be payable net cash when rendered. In case any water bill or charges, except those billed under Service Classification No. 3 and Service Classification No. 3-A, provided for in and by these rules shall not be paid within fifteen (15) days following the rendering of the bill, the Authority or its agents may discontinue water service to the customer and service will not be re-established until such unpaid charges, together with the charge for restoration of service as elsewhere provided herein are fully paid, and the deposit as specified in paragraph 14.06 has been paid. Bills and charges provided for in and by these rules billed under Service Classification No. 3 and Service Classification No. 3-A, shall be paid within forty-five (45) days following the rendering of the bill.

## 11.00 PROHIBITIONS

- 11.02** No person, except as specifically authorized by the Authority shall take water from any public fire hydrant for any use whatsoever other than for fire purposes. The use of public fire hydrants for washing streets, flushing sewers or other [municipality needs] uses will be done through a backflow-protected meter assembly issued to the [municipality] customer by [from] the Erie County Water Authority Meter Shop. This unit will be used for all water used. [This service is seasonal from April 15 through October 30. The unit will be returned to the Authority after October 30 and w] Water, as registered on the meter, will be billed to the [municipality] customer at the meter rates set forth in said rate schedule under Service Classification No. 3-B. [The municipality will be responsible for the proper care of the meter units and will be billed at cost for any damage repaired and for any lost or stolen units. The minimum charge will be for 50,000 gallons of water per meter and backflow preventer assembly at the current rate.]

## 13.00 CLASSIFICATION RATES AND CHARGES

### SERVICE CLASSIFICATION NO. 1

- 13.01** The following classification of services rendered, facilities furnished hereunder and rates and charges therefore are hereby established.

#### RATE:

Meters read and billed quarterly: (To Nearest Thousand Gallons)

First	300,000	gallons	per	quarter	at	\$[3.00]	<u>3.05</u>	per	1000	gallons
Next	1,950,000	"	"	"	"	[2.67]	<u>2.72</u>	"	"	"
Next	5,250,000	"	"	"	"	[2.45]	<u>2.50</u>	"	"	"
Over	7,500,000	"	"	"	"	[2.16]	<u>2.20</u>	"	"	"

Meters read and billed monthly: (To Nearest Thousand Gallons)

First	100,000	gallons	per	month	at	\$[3.00]	<u>3.05</u>	per	1000	gallons
Next	650,000	"	"	"	"	[2.67]	<u>2.72</u>	"	"	"
Next	1,750,000	"	"	"	"	[2.45]	<u>2.50</u>	"	"	"
Over	2,500,000	"	"	"	"	[2.16]	<u>2.20</u>	"	"	"

SIZE OF METER	QUARTERLY MINIMUM CHARGE	ALLOWANCE PER QUARTER GALLONS	MONTHLY MINIMUM CHARGE
5/8 inch	\$ [27.00] <u>27.45</u>	9,000	\$ [9.00] <u>9.15</u>
3/4 inch	[36.00] <u>36.60</u>	12,000	[12.00] <u>12.20</u>
1 inch	[63.00] <u>64.05</u>	21,000	[21.00] <u>21.35</u>
1-1/4 inch	[81.00] <u>82.35</u>	27,000	[27.00] <u>27.45</u>
1-1/2 inch	[117.00] <u>118.95</u>	39,000	[39.00] <u>39.65</u>
2 inch	[189.00] <u>192.15</u>	63,000	[63.00] <u>64.05</u>
3 inch	[360.00] <u>366.00</u>	120,000	[120.00] <u>122.00</u>
4 inch	[594.00] <u>603.90</u>	198,000	[198.00] <u>201.30</u>
6 inch	[1,140.30] <u>1,159.80</u>	390,000	[380.10] <u>386.60</u>
8 inch	[1,781.10] <u>1,812.60</u>	630,000	[593.70] <u>604.20</u>
10 inch	[2,502.00] <u>2,547.00</u>	900,000	[834.00] <u>849.00</u>
12 inch	[3,383.10] <u>3,444.60</u>	1,230,000	[1,127.70] <u>1,148.20</u>
20 inch	[7,503.00] <u>7,644.00</u>	2,820,000	[2,501.00] <u>2,548.00</u>
24 inch	[10,002.00] <u>10,194.00</u>	3,840,000	[3,334.00] <u>3,398.00</u>

#### Infrastructure Investment Charge:

The following Infrastructure Investment Charge rate and rules are hereby established effective January 1, 2011:

1. In the case of meters read and billed quarterly, an Infrastructure Investment Charge rate of [twelve dollars (\$12.00)] fifteen dollars and forty-five cents (\$15.45) per quarter shall be applied.
2. In the case of meters read and billed monthly, an Infrastructure Investment Charge rate of [four dollars (\$4.00)] five dollars and fifteen cents (\$5.15) per month shall be applied.

#### SUMMER USE SURCHARGE

The following summer use surcharge rate and rules are hereby established effective November 1, 1992:

1. In the case of meters read and billed quarterly, a summer use surcharge of [seventy-four (\$.74)] seventy-five (\$.75) cents per 1,000 gallons of water shall be applied on any billings rendered between May 1 and October 31, where the quantity of water billed is in excess of one-hundred twenty (120%) percent of the winter bill. The winter bill shall be the bill rendered for the same premises in the immediately preceding January, February or March. The summer use surcharge shall be applied only on the portion of the bill which is in excess of one hundred twenty (120%) percent of the winter bill.

2. In the case of meters read and billed monthly, a summer use surcharge of [seventy-four (\$.74)] seventy-five (\$.75) cents per 1,000 gallons of water shall be applied on any billings rendered between May 1 and September 30, where the quantity of water billed is in excess of one hundred twenty (120%) percent of the winter bill. The winter bill shall be that bill rendered for the same meter in the immediately preceding January. The summer use surcharge shall be applied only on the portion of the bill in excess of one hundred twenty (120%) percent of the winter bill.

**SERVICE CLASSIFICATION NO. 3**

- 13.04** The following classification of services rendered, facilities furnished hereunder and rates and charges therefore are hereby established:

**TERMS OF PAYMENT:**

[Payable monthly in arrears.]

Net cash payable within [fifteen (15)] forty-five (45) days after the date bill is rendered in accordance with Section 9.00 hereof.

**SERVICE CLASSIFICATION NO. 3-A**

- 13.05** The following classification of services rendered, facilities furnished hereunder and rates and charges therefore are hereby established:

**TERMS OF PAYMENT:**

[Payable monthly in arrears.]

Net cash payable within [fifteen (15)] forty-five (45) days after the date bill is rendered in accordance with Section 9.00 hereof.

**SERVICE CLASSIFICATION NO. 3-B**

- 13.06** The following classification of services rendered, facilities furnished hereunder and rates and charges therefore are hereby established:

**APPLICABLE TO USE OF SERVICE FOR:**

Hydrant Meter and Backflow Device Metered Consumption

**CHARACTER OF SERVICE:**

Temporary and/or Seasonal

**RATE:**

\$3.05 per 1000 gallons. A minimum charge of \$152.50 per hydrant meter device per permit period

**BILLING:**

Customers will be billed annually, quarterly or monthly at the option of the Authority

**TERMS OF PAYMENT:**

Net cash payable within fifteen (15) days after the date bill is rendered in accordance with Section 9.00 hereof.

**TERMS:**

Service hereunder is subject to the Rules for the Sale of Water and the Collection of Rents and Charges of the Erie County Water Authority.

**14.00 MISCELLANEOUS CHARGES**

**14.06 DEPOSITS**

**A. Customer Accounts – SERVICE CLASSIFICATION NO. 1**

The deposit provided for in paragraphs 5.01, 5.02 and 5.03 shall be the average bill as estimated by the Authority for one billing cycle for the applicable billing period and meter size.

**B. [Meter Security] Miscellaneous Accounts**

**1. Temporary Services**

SIZE	DEPOSIT REQUIRED
5/8 inch	\$1,000.00
3/4 inch	\$1,000.00
1 inch	\$1,000.00
1-1/2 inches	\$1,000.00
2 inches	\$1,000.00

**2. Hydrant Meters**                      \$1,000.00 for each Meter & backflow device

**14.08 HYDRANT METER ADMINISTRATION FEE**

\$250.00 to cover the costs of the Authority installing and removing the meter and backflow device and checking the hydrant after use [is over].

704

Month Year Reported: ----> November 2014  
 Town Name: -----> Town of Lancaster  
 Prepared By: -----> Johanna M. Coleman  
 Date Submitted: -----> Dec, 01 2014

CLERK'S MONTHLY REPORT

TC

TO THE Supervisor:

Pursuant to Section 27, Subd. 1, of the Town Law, I hereby make the following statement of all the fees and monies received by me in connection with my office, during the month above stated, excepting only such fees and monies the application and payment of which are otherwise provided for by law.

RSC Code	Revenue Description rpt_RT_CM_03_2011	Item Count	Total Revenue	Town Portion	Other Disburses
100	SPORTING LICENSE REVENUE	12	3,953.00 ✓	184.02 ✓	3,768.98 ✓
200	DOG LICENSE REVENUE	157	1,910.00 ✓	1,736.00 ✓	174.00 ✓
301	MARRIAGE LICENSE	6	240.00 ✓	105.00 ✓	135.00 ✓
401	BINGO LF OUR LADY OF POMPEII RCC 14-3872	1	468.75 ✓	187.50	281.25
451	BINGO A3 OUR LADY OF POMPEII RCC 14-3872	27	328.00 ✓	328.00	0.00
501	GOC BJLF GAMES OF CHANCE BELL JAR YR	3	75.00 ✓	30.00 ✓	45.00 ✓
602	COPY - DEATH CERTIFICATE	18	860.00 ✓	860.00	0.00
603	COPY - MARRIAGE CERTIFICATE	12	120.00 ✓	120.00	0.00
604	COPY - PHOTO REQUEST	2	8.28 ✓	8.28	0.00
613	DEPOSIT - PIP INSPECTION	1	871.60 ✓	871.60	0.00
616	DOG - REDEMPTION	1	25.00 ✓	25.00	0.00
623	HEARING - ZONING BOARD	2	400.00 ✓	400.00	0.00
626	INTEREST - SAVINGS	1	1.96 ✓	1.96	0.00
631	LICENSE - SALVAGE (JUNK) YARD	2	500.00	500.00	0.00
636	MAP - TOWN	1	6.00 ✓	6.00	0.00
641	PERMIT - BP 1 BUILDING FEE	40	3,354.51 ✓	3,354.51	0.00
642	PERMIT - BP 2 PLUMBING FEE	15	570.00 ✓	570.00	0.00
643	PERMIT - BP 3 OCCUPANCY FEE	15	1,005.00 ✓	1,005.00	0.00
644	PERMIT - BP 4 SIGN FEE	1	35.00 ✓	35.00	0.00
646	PERMIT - BP 6 RECREATION FILING FEE	15	18,750.00 ✓	18,750.00	0.00
647	PERMIT - BP 7 TREE PLANTING FEE	15	3,150.00 ✓	3,150.00	0.00
650	PERMIT - BP 10 REFUSE & GARBAGE IMPACT FEE	15	1,803.96 ✓	1,803.96	0.00
657	PERMIT - FIRE CODE	5	600.00 ✓	600.00	0.00
658	PERMIT - PIP PERMIT APPLICATION	1	500.00 ✓	500.00	0.00
681	REVIEW - COMMERICAL SITE PLAN REVIEW FEE	1	7,500.00 ✓	7,500.00	0.00
687	ZONING - COMPLIANCE FEE	2	150.00 ✓	150.00	0.00
Report Totals:		371	47,186.06 ✓	42,781.83	4,404.23

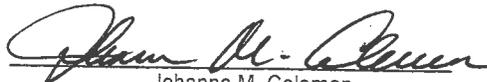
REVENUES TO SUPERVISOR - 1 GENERAL FUND	4,103.36
REVENUES TO SUPERVISOR - 2 PART-TOWN FEES	14,974.51
REVENUES TO SUPERVISOR - 3 TRUST & AGENCY	21,900.00
REVENUES TO SUPERVISOR - 4 SPECIAL DISTRICT	1,803.96
<b>TOTAL TOWN REVENUES TO SUPERVISOR:</b>	<b>42,781.83</b>

Amount paid to NYS COMPTROLLER - SHARE OF BINGO LICENSES	281.25
Amount paid to NYS DEC REVENUE ACCOUNTING	3,768.98
Amount paid to DEPT. OF AG. AND MARKETS	174.00

Month Year Reported: ----> November 2014      CLERK'S MONTHLY REPORT  
Town Name: -----> Town of Lancaster  
Prepared By: -----> Johanna M. Coleman  
Date Submitted: -----> Dec, 01 2014

Amount paid to STATE HEALTH DEPARTMENT FOR MARRIAGE LICENSES	135.00
Amount paid to NYS COMP FOR STATE SHARE OF GAMES OF CHANCE	45.00
TOTAL DISBURSED TO OTHER AGENCIES:	4,404.23
TOTAL DISBURSED:	47,186.06

Respectfully submitted 12/3/14  
Date

  
Johanna M. Coleman,  
Town Clerk, Town of Lancaster, New York

Month Year Reported: ----> November 2014

CLERK'S MONTHLY REPORT

Town Name: -----> Town of Lancaster

Prepared By: -----> Johanna M. Coleman

Date Submitted: -----> Dec, 01 2014

DISTRIBUTION TOTALS TO GENERAL LEDGER

Budget Number	Revenue 2011 Description	Item Count	Total Revenue	Town Portion	Other Disburses
A1255	TOWN CLERK FEES	30	4,313.00	409.02	3,903.98
A2401	INTEREST INCOME	1	1.96	1.96	0.00
A2530	GAMES OF CHANCE	3	75.00	30.00	45.00
A2540	BINGO	28	796.75	515.50	281.25
A2544	DOG LICENSE & REDEMPTION FEES	158	1,935.00	1,761.00	174.00
A2580	PIP & APPLICATION	1	500.00	500.00	0.00
A2770	PHOTOS, STREET MAPS, ZONE M & B	3	14.28	14.28	0.00
B1560	SAFETY INSPECTION FEES	7	750.00	750.00	0.00
B1603	VITAL STATISTICS FEE	18	860.00	860.00	0.00
B2110	ZONING FEES	2	400.00	400.00	0.00
B2501	BUSINESS & OCCUPATIONAL LICENS	2	500.00	500.00	0.00
B2555	BUILDING & ALTERATION PERMIT	71	4,964.51	4,964.51	0.00
B2570	COMMERICAL SITE PLAN REVIEW	1	7,500.00	7,500.00	0.00
ET33-2770	TREE PLANTING FEES	15	3,150.00	3,150.00	0.00
ET37-2770	RECREATION FILING FEE	15	18,750.00	18,750.00	0.00
SG2130	REFUSE & GARBAGE FEES	15	1,803.96	1,803.96	0.00
T0035	PIP & INSPECTION	1	871.60	871.60	0.00
<b>Report Totals:</b>		<b>371</b>	<b>47,186.06</b> ✓	<b>42,781.83</b> ✓	<b>4,404.23</b> ✓

Date Range: 11/01/2014 thru 11/30/2014

<i>RC/Budget Number</i>	<i>Description</i>	<i>Item Count</i>	<i>Total Revenue</i>
100	S-SPORTING LICENSE APPLICATIONS	12	3,953.00
301	MARRIAGE LICENSE	6	240.00
603	COPY - MARRIAGE CERTIFICATE	12	120.00
<b>A1255</b>	<b>TOWN CLERK FEES</b>	<b>30</b>	<b>4,313.00</b>
626	INTEREST - SAVINGS	1	1.96
<b>A2401</b>	<b>INTEREST INCOME</b>	<b>1</b>	<b>1.96</b>
501	GOC BJLF KNIGHTS OF COLUMBUS 15-0521	3	75.00
<b>A2530</b>	<b>GAMES OF CHANCE</b>	<b>3</b>	<b>75.00</b>
401	BINGO LF KNIGHTS OF COLUMBUS #4652 15-3878	1	468.75
451	BINGO A3 KNIGHTS OF COLUMBUS #4652 14-3874	27	328.00
<b>A2540</b>	<b>BINGO</b>	<b>28</b>	<b>796.75</b>
200	FEMALE SPAYED	157	1,910.00
616	DOG - REDEMPTION	1	25.00
<b>A2544</b>	<b>DOG LICENSE &amp; REDEMPTION FEES</b>	<b>158</b>	<b>1,935.00</b>
658	PERMIT - PIP PERMIT APPLICATION	1	500.00
<b>A2580</b>	<b>PIP &amp; APPLICATION</b>	<b>1</b>	<b>500.00</b>
604	COPY - PHOTO REQUEST	2	8.28
636	MAP - TOWN	1	6.00
<b>A2770</b>	<b>PHOTOS, STREET MAPS, ZONE M &amp; B</b>	<b>3</b>	<b>14.28</b>
657	PERMIT - FIRE CODE	5	600.00
687	ZONING - COMPLIANCE FEE	2	150.00
<b>B1560</b>	<b>SAFETY INSPECTION FEES</b>	<b>7</b>	<b>750.00</b>
602	COPY - DEATH CERTIFICATE	18	860.00
<b>B1603</b>	<b>VITAL STATISTICS FEE</b>	<b>18</b>	<b>860.00</b>
623	HEARING - ZONING BOARD	2	400.00
<b>B2110</b>	<b>ZONING FEES</b>	<b>2</b>	<b>400.00</b>
631	LICENSE - SALVAGE (JUNK) YARD	2	500.00
<b>B2501</b>	<b>BUSINESS &amp; OCCUPATIONAL LICENS</b>	<b>2</b>	<b>500.00</b>
641	PERMIT - BP 1 BUILDING FEE	40	3,354.51
642	PERMIT - BP 2 PLUMBING FEE	15	570.00
643	PERMIT - BP 3 OCCUPANCY FEE	15	1,005.00
644	PERMIT - BP 4 SIGN FEE	1	35.00
<b>B2555</b>	<b>BUILDING &amp; ALTERATION PERMIT</b>	<b>71</b>	<b>4,964.51</b>
681	REVIEW - COMMERICAL SITE PLAN REVIEW FEE	1	7,500.00
<b>B2570</b>	<b>COMMERICAL SITE PLAN REVIEW</b>	<b>1</b>	<b>7,500.00</b>
	CREDIT CARD PAYMENT	17	0.00
<b>CREDIT</b>	<b>CREDIT CARD PAYMENTS</b>	<b>17</b>	<b>0.00</b>
647	PERMIT - BP 7 TREE PLANTING FEE	15	3,150.00
<b>ET33-2770</b>	<b>TREE PLANTING FEES</b>	<b>15</b>	<b>3,150.00</b>
646	PERMIT - BP 6 RECREATION FILING FEE	15	18,750.00
<b>ET37-2770</b>	<b>RECREATION FILING FEE</b>	<b>15</b>	<b>18,750.00</b>
650	PERMIT - BP 10 REFUSE & GARBAGE IMPACT FEE	15	1,803.96
<b>SG2130</b>	<b>REFUSE &amp; GARBAGE FEES</b>	<b>15</b>	<b>1,803.96</b>
613	DEPOSIT - PIP INSPECTION	1	871.60

Date Range: 11/01/2014 thru 11/30/2014

<i>RC/Budget Number</i>	<i>Description</i>	<i>Item Count</i>	<i>Total Revenue</i>
T0035	PIP & INSPECTION	1	871.60
<b>Grand Total</b>		388	47,186.06

**Account Statement Summary**

Agent ID : 1029 Telephone : (716)-683-9028  
 Agent Name : TOWN OF LANCASTER  
 Address : 21 Central Ave  
 Erie  
 Lancaster NY 14086

Account Notice # : 1029-11 Account Notice Date : 12/01/2014  
 Billing Period : 11/01/2014-11/30/2014

**Sales Summary**

Gross Sales : 3,968.00  
 Commissions : 184.84  
 Net Sales : 3,783.16

**Account Details**

	Open Amounts	Pending Amounts
<b>Previous Balances</b>	0.00	0.00
Current Charges : Net Sales	3,783.16	
Current Charges : Adjustments	-14.18	
Current Charges : Non Returned Documents	0.00	
Previously Disputed Transactions (Resolved this period)	0.00	0.00
ACH Failures reported		0.00
ACH Failures Paid (this period)		0.00
ACH Failures Scheduled for Payment (this ACH)	0.00	0.00
<b>Total</b>	3,768.98	0.00

**Agent Review Activity Since 12/01/2014**

	Open Amounts	Pending Amounts
Amount Disputed	0.00	0.00
Disputed Amounts Resolved	0.00	0.00
New ACH Failures Reported		0.00
ACH Failures Paid		0.00
ACH Failures Scheduled for Payment (since 12/01/2014 )	0.00	0.00
<b>Total</b>	0.00	0.00

**Account Summary**

Amount to be Swept on or after  
 12/14/2014 12:00:00 AM 3,768.98  
 Pending Charges 0.00  
 Account Balance 0.00

<b>Daily Split of the Billing Period :</b>
--

Date	# of Txns	Gross Sales	Commissions	Net Sales
01-NOV-14	0	0.00	0.00	0.00
02-NOV-14	0	0.00	0.00	0.00
03-NOV-14	4	353.00	19.45	333.55
04-NOV-14	0	0.00	0.00	0.00
05-NOV-14	1	246.00	13.54	232.46
06-NOV-14	0	104.00	5.74	98.26
07-NOV-14	0	69.00	3.80	65.20
08-NOV-14	0	0.00	0.00	0.00
09-NOV-14	0	0.00	0.00	0.00
10-NOV-14	1	215.00	11.84	203.16
11-NOV-14	0	0.00	0.00	0.00
12-NOV-14	2	418.00	23.04	394.96
13-NOV-14	1	519.00	28.57	490.43
14-NOV-14	2	1,797.00	65.25	1,731.75
15-NOV-14	0	0.00	0.00	0.00
16-NOV-14	0	0.00	0.00	0.00
17-NOV-14	1	32.00	1.76	30.24
18-NOV-14	0	0.00	0.00	0.00
19-NOV-14	0	0.00	0.00	0.00
20-NOV-14	0	0.00	0.00	0.00
21-NOV-14	0	0.00	0.00	0.00
22-NOV-14	0	0.00	0.00	0.00
23-NOV-14	0	0.00	0.00	0.00
24-NOV-14	1	25.00	1.39	23.61
25-NOV-14	0	32.00	1.76	30.24
26-NOV-14	0	158.00	8.70	149.30
27-NOV-14	0	0.00	0.00	0.00
28-NOV-14	0	0.00	0.00	0.00
29-NOV-14	0	0.00	0.00	0.00
30-NOV-14	0	0.00	0.00	0.00
<b>Total :</b>		<b>3,968.00</b>	<b>184.84</b>	<b>3,783.16</b>

Monday, December 1, 2014 - 11:38 A

Revenue Detail Report

Date Range: Revenue 11/1/2014 Thru 11/30/2014

Criteria: Deposit: 2014-11003 - 2014-11026, Oper: ST1 - TLA, Code: 101 - PCK

Sequence: Code, Reference, ID

Date	Deposit	ID#	R/C	Reference	Description	Quan	Total	Commission	Net Sale	Seq #
11/03/14	2014-11003	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	353.00	19.45	333.55	169005 - 246330
11/05/14	2014-11005	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	246.00	13.54	232.46	169036 - 246398
11/06/14	2014-11006	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	104.00	5.74	98.26	169062 - 246447
11/07/14	2014-11007	TLA	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	69.00	3.80	65.20	169075 - 246471
11/10/14	2014-11010	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	200.00	11.02	188.98	169089 - 246501
11/12/14	2014-11012	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	418.00	23.04	394.96	169101 - 246525
11/13/14	2014-11013	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	519.00	28.57	490.43	169133 - 246599
11/14/14	2014-11014	ST1	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	1,797.00	65.25	1,731.75	169143 - 246622
11/17/14	2014-11017	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	32.00	1.76	30.24	169171 - 246681
11/24/14	2014-11024	TLA	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	25.00	1.39	23.61	169227 - 246801
11/25/14	2014-11025	ST1	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	32.00	1.76	30.24	169249 - 246841
11/26/14	2014-11026	ST2	101	1029 1415	NEW YORK DECALS PC LICENCE SALES	1	158.00	8.70	149.30	169289 - 246926
<b>Summary for Revenue Code 101 = 12 Records</b>							<b>3,953.00</b>	<b>184.02</b>	<b>3,768.98</b>	

S-SPORTING LICENSE APPLI

Month Year Reported: ----> November 2014      DOG LICENSE MONTHLY REPORT      NYS DAM  
 County Name Code: -----> Erie 14      10B Airline Drive  
 Town Name Code: -----> Lancaster 17      Albany, NY 12235  
 Prepared By: -----> Johanna M. Coleman      (White: to County, Yellow: to DAM, Pink: Our Copy)  
 Date Submitted: -----> Dec, 01 2014       Check box if corrected report: Date orig submitted \_\_\_\_\_

1. Original I.D. Dog License Numbers Used and Voided (Green Validation Stickers) :

No.	License No.	to	License No.	QUANTITY USED (inc.)	TOTALS	
	0006879-K		0006879-K	1		
	0006897-H		0006911-B	15		
	0006913-C		0006920-A	8		
					Line 1	24

2. Original Purebred License Numbers Used and Voided:

No.	License No.	to	License No.	QUANTITY USED (inc.)	TOTALS	
				0		
					Line 2	0

3. Renewals and Transfers To New Owner License Numbers Used and Voided (Red Stickers) :

No.	License No.	to	License No.	QUANTITY USED (inc.)	TOTALS	
	R0067949-B		R0068080-H	132		
					Line 3	132

4. Totals of Line 1, 2 and 3: (Total Line 4 should equal line 13A.)

Line	Total
Line 1	24
Line 2	0
Line 3	132
Line 4	156

LICENSE TYPES & FEES COLLECTED:

License Type	Column A	Column B		Column C		Column F	
	# of Each Type	Fee	Statutory Base Amount	Local Fee	Additional Amount	NYS Surcharge Fee	Amount
5. SPAYED AND NEUTERED DOGS (201-202)	147	2.50	367.50	9.50	1,212.50	1.00	147.00
6. UNSPAYED AND UNNEUTERED DOGS (203-204)	9	7.50	67.50	9.50	85.50	3.00	27.00
7. EXEMPT DOGS (EYE, WAR, POLICE, WORK DOGS (205)	0	0.00	0.00	0.00	0.00	0.00	0.00
8. VOID VALIDATION STICKERS (RED AND GREEN)	0	0.00	0.00	0.00	0.00	0.00	0.00
9. PUREBRED LICENSE (1 - 10 DOGS)	0	25.00	0.00	0.00	0.00	0.00	0.00
10. PUREBRED LICENSE (11 - 25 DOGS)	0	50.00	0.00	0.00	0.00	0.00	0.00
11. PUREBRED LICENSE (26 + DOGS)	0	100.00	0.00	0.00	0.00	0.00	0.00
12. VOID PUREBRED LICENSE	0	0.00	0.00	0.00	0.00	0.00	0.00
13. TOTALS (L 13, CI A should = L 4)	156		435.00	LFx133	1,298.00		174.00

No Charge New Dog Tag ID's (201-204)      0 No Charge + Line 5 through 12 Line Column A: 156 = Total: 156

REPLACEMENT & PUREBRED TAG ORDERS PROCESSED:

License Type	Column D	Column E	
	# of Each	Tag Fee	Tag Amt
14. REPLACEMENT TAGS	1	3.00	3.00
15. PUREBRED TAGS	0	3.00	0.00
16. TOTALS	1		3.00

DISBURSEMENTS:

17. 100% of Line 13, Col. B	435.00	20. 0% of Line 13, Col. B	0.00	23. 100% of Line 13, Col. F	174.00
18. 100% of Line 13, Col. C	1,298.00	21. 0% of Line 16, Col. E	0.00		
21. 100% of Line 16, Col. E	3.00				
19. Total	1,736.00	22. Total	0.00		

(Send amount to T. C. V. Financial Officer)      (Send amount to County Financial Officer)      (Send amount to Dept of Ag & Markets)

NYS DEPARTMENT OF HEALTH  
BUREAU OF ACCOUNTS MANAGEMENT  
CORNING TOWER ESP  
REVENUE SECTION ROOM 1258  
ALBANY NY 12237-0016

MONTHLY REPORT OF MARRIAGE  
LICENSES ISSUED

Report for the month of: November 2014  
District: 1467  
City or Town: Lancaster 17  
County of: Erie 14

DEP NO \_\_\_\_\_  
\$ \_\_\_\_\_  
CHECK # \_\_\_\_\_

Pursuant to the provisions of Section 15 of the Domestic Relations Law, as last amended by Chapter 62 of the

Licenses issued were numbered from 201 to 206 inclusive.

Amount of remittance  
with this report

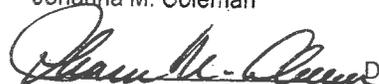
\$135.00

(06 X \$22.50)

Clerk:

Johanna M. Coleman

Signature:



Date: 12/1/2014

Address:

21 Central Ave

Lancaster, NY 14086

INSTRUCTIONS

THIS MONTHLY REPORT OF MARRIAGE LICENSES ISSUED MUST BE TRANSMITTED TO THE STATE DEPARTMENT OF HEALTH AT THE ABOVE ADDRESS FOR EACH MONTH regardless of whether or not any licenses were issued. If no licenses were issued, indicate NONE in the space provided for license numbers.

The issuance of a marriage license makes you responsible for the remittance fee of \$22.50, regardless of whether or not the marriage ceremony is ever performed.

Marriage licenses must be numbered and reported consecutively throughout the year starting with number 1 at the beginning of EACH calendar year.

Pursuant to the authority of Section 19 of the New York State Domestic Relations Law, the Commissioner of Health has directed that this report, together with any fee, must be transmitted to the State Department of Health by the 15th of the month following the month which the report covers.

New York State Domestic Relations Law 22 provides that any Town or City Clerk who violates or fails to comply with any of the above mentioned reporting or filing requirements, shall be deemed guilty of a misdemeanor and shall pay a fine not exceeding the sum of one hundred dollars on a conviction thereof.

STATE OF NEW YORK  
REPORT OF BINGO FEES COLLECTED

Amount Rec'd: \_\_\_\_\_ Ent By: \_\_\_\_\_  
Refund: \_\_\_\_\_ Checked By: \_\_\_\_\_  
Deposited: \_\_\_\_\_ Code: \_\_\_\_\_

Sheet No. 1 of 1

Name of Municipality: Town of Lancaster

Month of: November Year: 2014

P.O. Address: 21 Central Ave, Lancaster, NY 140 County: Erie Code Number: 1434480

(1) Name of Organization	(2) License No	(3) # Occasions	(4) Amount
KNIGHTS OF COLUMBUS #4652	3878	25	468.75

Total Occasions: 25

A.) Total Fees Collected:	468.75 ✓
B.) To Municipality:	187.50 ✓
C.) To Comptroller:	281.25 ✓

Certification of Issuing Officer: JOHANNA M. COLEMAN, hereby certifies that she/he is TOWN Clerk of the TOWN OF LANCASTER, State of New York; that she/he has prepared the annexed report, issued the licenses listed therein and that such report is a true and correct statement of operations for the period which it covers.

ISSUING OFFICER: Johanna M. Coleman

Certification of Remitting Officer: DINO J FUDOLI, hereby certifies that she/he is SUPERVISOR of the TOWN OF LANCASTER, State of New York; that she/he has examined the annexed report, that she/he knows such report to be true and correct statement of operation for the period which it covers and that the amount remitted herewith is the full amount payable to the State Comptroller for such period pursuant to Chapter 438 of the Laws of 1962, as amended.

REMITTING OFFICER: \_\_\_\_\_

Printed: 12/1/2014 1:30:34 PM

For Date Range: 11/01/2014 thru 11/30/2014

AC 1810 (Rev. 1/84) rpt\_RT\_BMR - 03/06/06

1. State Comptroller

2. Local Fiscal Officer

3. Local Issuing Officer



# Register: Building Permit Fees

For Period November 1, 2014 To: November 30, 2014

Pmt No	Building	Plumbing	Occupancy	Signs	Other	Recreation	Trees	Safety	Conservation	Refuse	TOTALS	No Street	Town/Village	Structure
23485	65.00										65.00	45 Sagebrush	Town	Re-Roof
23486	50.00										50.00	16 Michael Anthony	Town	Re-Roof
23487	50.00										50.00	11 Ryan	Town	Re-Roof
23488				35.00							35.00	4885 Transit	Town	Er. Sign - Temp
23489	80.10										80.10	64 Erie	Village	Er. Res. Add.
23490	100.00	30.00	55.00			1,250.00	150.00			122.49	1,707.49	15 Cumberland	Town	Er. Townhouses
23491	100.00	30.00	55.00			1,250.00	150.00			122.49	1,707.49	25 Brockton	Town	Er. Townhouses
23492	100.00	30.00	55.00			1,250.00	150.00			122.49	1,707.49	13 Cumberland	Town	Er. Townhouses
23493	100.00	45.00	85.00			1,250.00	250.00			122.49	1,852.49	13 Pear Tree	Town	Er. Dwig.-Sin.
23494	100.00	45.00	75.00			1,250.00	250.00			122.49	1,842.49	23 Pear Tree	Town	Er. Dwig.-Sin.
23495	100.00	30.00	55.00			1,250.00	150.00			122.49	1,707.49	27 Brockton	Town	Er. Townhouses
23496	100.00	30.00	55.00			1,250.00	150.00			122.49	1,707.49	43 Brockton	Town	Er. Townhouses
23497	100.00	45.00	85.00			1,250.00	250.00			122.49	1,852.49	31 Pear Tree	Town	Er. Dwig.-Sin.
23498	100.00	30.00	55.00			1,250.00	150.00			122.49	1,707.49	41 Brockton	Town	Er. Townhouses
23499	85.00										85.00	55 Wilma	Village	Re-Roof
23500	30.00										30.00	10 Butler	Town	Er. Res. Add.
23501	25.00										25.00	5 Farmingdale	Town	Er. Res. Alt.
23502	9.75										9.75	266 Westwood	Town	Er. Res. Alt.
23503	45.00										45.00	414 Harris Hill	Town	Inst. Generator

Pmt No	Building	Plumbing	Occupancy	Signs	Other	Recreation	Trees	Safety	Conservation	Refuse	TOTALS	No Street	Town/Village	Structure
23504	50.00										50.00	37 Wainwright	Town	Inst. Generator
23505	75.00										75.00	32 Carter	Village	Re-Roof
23506	40.00										40.00	19 Thorn Apple	Village	Inst. Generator
23507	55.00										55.00	44 Fox Hunt	Town	Inst. Generator
23508	100.00	45.00	95.00			1,250.00	250.00			122.49	1,862.49	13 Branch	Town	Er. Dwig.-Sin.
23509	30.60										30.60	370 Townline	Town	Er. Fence
23510	80.00										80.00	75 Stony Brook	Town	Re-Roof
23511	28.80										28.80	189 Nathan's	Town	Er. Res. Alt.
23512	72.00										72.00	189 Nathan's	Town	Er. Deck
23513	57.06										57.06	22 Ashwood	Town	Er. Res. Add.
23514	40.80										40.80	8 Northbrook	Town	Er. Res. Alt.
23515	60.00										60.00	120 Stutzman	Town	Dem. Bldg
23516	100.00	37.50	75.00			1,250.00	250.00			122.49	1,834.99	17 Silent Meadow	Town	Er. Dwig.-Sin.
23517	100.00	45.00	65.00			1,250.00	250.00			122.49	1,832.49	34 Middlebury	Town	Er. Dwig.-Sin.
23518	80.00										80.00	71 Stony Brook	Town	Re-Roof
23519	583.20										583.20	1160 Ransom	Town	Er. Pole Barn
23520	56.30										56.30	624 Harris Hill	Town	Er. Fence
23521	50.00										50.00	2500 Commerce	Village	Er. Comm. Add./Alt.
23522	55.90										55.90	2 Old Schoolhouse	Town	Er. Fence
23523	100.00	45.00	65.00			1,250.00	250.00			111.36	1,821.36	29 Middlebury	Town	Er. Dwig.-Sin.
23524	100.00	45.00	65.00			1,250.00	250.00			111.36	1,821.36	684 Pleasant View	Town	Er. Dwig.-Sin.

Pmt No	Building	Plumbing	Occupancy	Signs	Other	Recreation	Trees	Safety	Conservation	Refuse	TOTALS	No Street	Town/Village	Structure
23525	100.00	37.50	65.00			1,250.00	250.00			111.36	1,813.86	22	Middlebury	Er. Dwlg.-Str.
Totals	3,354.51 ✓	570.00 ✓	1,005.00 ✓	35.00 ✓		18,750.00 ✓	3,150.00 ✓			1,803.96 ✓	28,668.47			

# Fire Permits Fees

For Period 11/1/2014 To: 11/30/2014

<i>Payment Date</i>	<i>Business Name</i>	<i>Full Address</i>	<i>Manager Name</i>	<i>Issue Date</i>	<i>Payment Amount</i>
11/5/2014	Master Chong's World Class	4905 Transit Road, Depew, NY 14043	Matthew Russo	10/30/2014	\$75.00
11/6/2014	Bob Evan's Restaurant	6635 Transit Road Williamsville, NY 14221	Jeffrey Starr	4/5/2014	\$50.00
11/7/2014	4913 Transit Road	4913 Transit Road, Depew, NY 14043	Jim Warren	11/7/2014	\$25.00
11/10/2014	Tin Horton's # 1383	5390 Genesee St., bowmansville, NY 14026	Candice Boody	11/1/2014	\$50.00
11/21/2014	Epic Center Inc.	2793 Wehrle Drive, Williamsville, NY 14221	Michael Weis	11/15/2014	\$400.00
<b>Total Fees:</b>					<b>\$600.00</b>

# Register: Public Improvement Permit

For Period November 1, 2014 To: November 30, 2014

Date Rec	Pmt #	Sub	Applicant Name	Project Name/Ref	Type of Imp	Inspt Deposit	Estimated Value	Acceptance Date
11/6/2014	735		Simoncelli Electric, Inc.	Hidden Pines Subdivision, Phase I	Street Lights	871.60	\$10,895.00	
<b>Total Deposits</b>						<b>871.60</b>		

# Register: Site Plan Fees

For Period November 1, 2014 To: November 30, 2014

<u>Filed</u>	<u>Applicant's Name</u>	<u>Applicant's Full Address</u>	<u>Project Name or Reference</u>	<u>Fee Receive</u>
11/06/2014	David DePaolo	Marrano/Marc Equity 2730 Transit Road, West Seneca, NY 14224	Fox Valley Estates	\$7,500.00
			<b>Total Fees Collected</b>	<b>\$7,500.00</b>

Date	Savings Deposit	Credit	T.C. Savings	Interest	Transfer from Savings to Checking	Wire to Supervisor Acc't.	Transfer To T.C. DEC 6605	NSF Amount	Payee/ NSF Name	Check No.	For	Amount	Town Clerk's Checking 6591	Town Clerk DEC 6605
11/3/2014	\$529.75	\$36.00	\$67,510.26										\$0.00	\$0.00
11/5/2014	\$347.00	\$ 10.00	\$72,062.39										\$0.00	\$0.00
11/6/2014	\$185.60	\$39.00	\$74,280.34										\$0.00	\$0.00
11/7/2014	\$98.00	\$ 32.00	\$35,853.30		\$703.75	\$45,492.29							\$303.75	\$0.00
11/10/2014	\$183.00	\$93.00	\$36,268.88										\$11.25	\$0.00
11/12/2014	\$223.00	\$ 57.00	\$37,052.23										\$0.00	\$0.00
11/13/2014	\$695.80	\$84.00	\$36,253.38				\$6,208.45						\$0.00	\$0.00
11/14/2014	\$712.00	\$ 571.00	\$38,450.38										\$0.00	\$6,208.45
11/17/2014	\$187.30	-	\$39,492.20										\$0.00	\$6,208.45
11/18/2014		0	\$39,492.20										\$0.00	\$0.00
11/19/2014		0	\$39,492.20										\$0.00	\$0.00
11/20/2014		0	\$38,727.20										\$0.00	\$0.00
11/21/2014	\$40.00	-	\$44,653.78					\$765.00					\$0.00	\$0.00
11/24/2014	\$76.00		\$45,308.21										\$0.00	\$0.00
11/25/2014	\$140.00	\$30.00	\$45,625.21										\$0.00	\$0.00
11/26/2014	\$273.00	\$520.89	\$46,419.10										\$0.00	\$0.00
11/26/2014	\$765.00	0	\$47,186.06	1.96									\$0.00	\$0.00

105



# 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*  
jdudziak@lancasterny.com

**Kevin E. Loftus**  
*Deputy Town Attorney*

**Leza E. Braun**  
*Clerk Typist*  
lezabraun@lancasterny.com

December 4, 2014

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

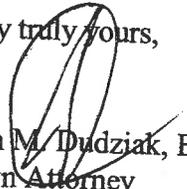
RE: Salvatore's Hotel #1408  
6461 Transit Road  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated December 3, 2014 from the Department of Transportation on the above-referenced project for you review.

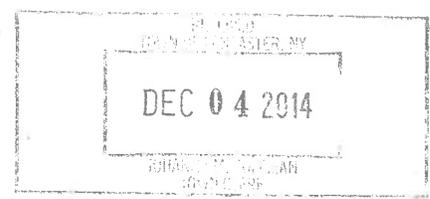
Should you have any questions or concerns, please call me.

Very truly yours,

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

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer





STATE OF NEW YORK  
DEPARTMENT OF TRANSPORTATION  
REGION FIVE  
100 SENECA STREET  
BUFFALO, NY 14203  
www.dot.ny.gov

DARRELL F. KAMINSKI, P.E.  
REGIONAL DIRECTOR

JOAN McDONALD  
COMMISSIONER

December 3, 2014

Mr. John M. Dudziak, Esq.  
Town of Lancaster Attorney  
21 Central Avenue  
Lancaster, New York 14221

RECEIVED  
DEC 04 2014

**RE: SEQR/SITE PLAN REVIEW**  
Salvatore's Hotel ~ Construction of 4-Story Hotel  
6461 Transit Road  
Town of Lancaster

**BY:** .....

Dear Mr. Dudziak:

New York State Department of Transportation (NYSDOT) reviewed the information submitted for the subject project and has the following comments:

- NYSDOT concurs with the Town acting as the Lead Agency.
- The additional traffic generated by this project will not have a significant impact on the State Highway System.
- The proposed island in the Transit Road driveway should not extend into the Right-of-Way. This change can be addressed during the NYSDOT Highway Work Permit process.
- A NYSDOT Highway Work Permit will be required for the work proposed within the State Highway Right-of-Way. Additional site engineering review will be done as part of the Highway Work Permit process. This letter does not constitute approval for the purposes of a Highway Work Permit.

If you have any questions or comments, please contact me at 847-3575.

Sincerely,

Original Signed by  
E. S. Rutkowski

EDWARD S. RUTKOWSKI, P.E.  
SEQR/Site Plan Review Coordinator

ESR/ik

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

706

COPY

December 4, 2014

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

**Re: Ransom Auto Parts**  
Application for a 2015 License to Operate a Salvage Yard

Dear Town Board Members:

Enclosed is a copy of the above referenced renewal application for your review. Please notify me if you wish this office to prepare a resolution authorizing the issuance of this license.

Sincerely yours,

OFFICE OF THE TOWN CLERK

  
Johanna M. Coleman  
Town Clerk

JMC/dt  
Encl.

cc: Jeffrey Simme, Building Inspector  
File: License/Licsalvg (P7)

COPY

COPY

COPY

COPY

Rev: December 1, 2009

TOWN OF LANCASTER  
21 Central Avenue  
Lancaster, New York 14086  
Office Of The Town Clerk

- Original License Application  
 Renewal License Application

Application For License Pursuant to the Provisions of Chapter 4 of the Code of the Town of Lancaster entitled:  
**SALVAGE YARDS**

Location of Place of Business: 867 RANSOM RD  
LANCASTER NY 14086

Zoning of Place of Business: INDUSTRIAL

Premises are owned or leased by applicant (circle one). If leased, attach copy of lease.

**INFORMATION ON APPLICANT**

Name of Applicant: DENNIS HANISZEWSKI  
Street Address: 859 RANSOM RD.  
City/Town/Village: LANCASTER NY 14086  
Phone: (Home) SAME N/A (Business) 684-1520  
Date of Birth: 7/28/54

**Corporate Applicants:**

Use Exhibit "A" to list the name, address, corporate position, date of birth and past five (5) year residences of each corporate officer, director, or holder of ten percent (10%) or more of corporate stock of the applicant corporation.

**Co-partnerships Applicants:**

Use Exhibit "A" to list information on partners.

**Individual Owner Applicants:**

Use Exhibit "A" to list information on self.

**INSURANCE REQUIREMENT**

Applicant must attach to the application proof of insurance indicating current insurance coverage for Worker's Compensation and Disability Benefits Insurance on the applicant's employees. Please note that Acord forms are not acceptable proof of New York State Workers' Compensation or disability benefits insurance coverage. Please use NYS Workers Compensation Board Certificate of Insurance Form C105.2 or U26.3.

DENNIS HANISZEWSKI  
Print Name of Applicant

Dennis A. Hanisze, President  
Signature and Title

Date: 12/4, 2014

\$250.00 non-refundable application fee received on (Date) 12/4/14 ck# 1327

ACKNOWLEDGMENTS

INDIVIDUAL

STATE OF NEW YORK  
SS:  
COUNTY OF ERIE

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally appeared  
, the petitioner, and known to me to be the individual described in and who executed the foregoing instrument and \_he  
acknowledged to me that \_he executed the same for the purpose herein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE

STATE OF NEW YORK  
SS:  
COUNTY OF ERIE

On this 4 day of DECEMBER, 2014, before me personally appeared  
, known to me, who, being by me first duly sworn, did depose and say that \_he resides in  
, that \_he is the PRESIDENT of RANSOM AUTO PARTS the corporation  
described in and which executed the foregoing instrument; that \_he knows the Corporate Seal of said corporation; that the  
Corporate Seal affixed to said instrument is such Corporate Seal; that it was affixed by order and authority of the Board of  
Directors of said corporation; and that \_he signed his/her name thereto by like order and authority for the purposes herein  
stated.

Donna B. Stutzman  
Notary Public or Deputy Town Clerk

CORPORATE SEAL

Donna B. Stutzman  
Notary Public  
New York State, Erie Co.  
My Commission Expires: 07-03-2015

PARTNERSHIP

STATE OF NEW YORK  
SS:  
COUNTY OF ERIE

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally appeared  
, the petitioner, and known to me to be one of the firm of \_\_\_\_\_ described in  
and who executed the foregoing instrument and \_he acknowledged to me that \_he executed the same as and for the act and  
deed of said firm, for the purposes therein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE SEAL

Exhibit 'A'  
Information on Applicant

Name DENNIS HANISZEWSKI Date of Birth 7/28/54  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: 859 Ransom Rd  
City/Town/Village: Lancaster  
Phone: (Home) N/A (Office) 684-1520  
List prior address (past 5 years)

Name \_\_\_\_\_ Date of Birth \_\_\_/\_\_\_/\_\_\_  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: \_\_\_\_\_  
City/Town/Village: \_\_\_\_\_  
Phone: (Home) \_\_\_\_\_ (Office) \_\_\_\_\_  
List prior address (past 5 years)

Name \_\_\_\_\_ Date of Birth \_\_\_/\_\_\_/\_\_\_  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: \_\_\_\_\_  
City/Town/Village: \_\_\_\_\_  
Phone: (Home) \_\_\_\_\_ (Office) \_\_\_\_\_  
List prior address (past 5 years)

Name \_\_\_\_\_ Date of Birth \_\_\_/\_\_\_/\_\_\_  
(Circle Status) - Officer - Director - 10% Stockholder - Partner - Owner  
Street Address: \_\_\_\_\_  
City/Town/Village: \_\_\_\_\_  
Phone: (Home) \_\_\_\_\_ (Office) \_\_\_\_\_  
List prior address (past 5 years)

**SECTION 809 - DISCLOSURE CERTIFICATE**

CERTIFICATE REQUIRED TO BE EXECUTED BY EVERY APPLICANT FOR A VARIANCE, AMENDMENT, CHANGE OF ZONING, APPROVAL OF A PLAT, EXEMPTION FROM A PLAT OR OFFICIAL MAP, LICENSE OR PERMIT, PURSUANT TO THE PROVISIONS OF ANY ORDINANCE, LOCAL LAW, RULE OR REGULATION CONSTITUTING THE ZONING AND PLANNING REGULATIONS OF THE TOWN OF LANCASTER (SEE ATTACHED EXCERPT FROM GENERAL MUNICIPAL LAW)

**CERTIFICATION A**

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (**underline appropriate application**) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that no State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, has an interest in the person, partnership or association making application for said Salvage Yard License

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X Des Hamani

X \_\_\_\_\_

**CERTIFICATION B**

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (**underline appropriate application**) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that \_\_\_\_\_ is a State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, who has an interest in the person, partnership or association making application for said \_\_\_\_\_ and that the extent of such interest is \_\_\_\_\_.

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X \_\_\_\_\_

X \_\_\_\_\_

707



# 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*  
judziak@lancasterny.com

**Kevin E. Loftus**  
*Deputy Town Attorney*

**Leza E. Braun**  
*Clerk Typist*  
lezabraun@lancasterny.com

December 3, 2014

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: Salvatore's Hotel #1408  
6461 Transit Road  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated November 23, 2014 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,

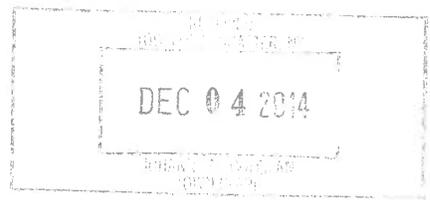
*John M. Dudziak 11b*

John M. Dudziak, Esq.  
Town Attorney

JMD:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



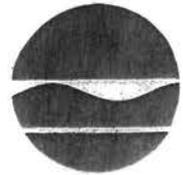
**New York State Department of Environmental Conservation**

**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

November 28, 2014

P  
DEC 0 2014  
B.....

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  
SALVATORE'S HOTEL  
TOWN OF LANCASTER, ERIE COUNTY**

This is in response to your October 27, 2014 letter which requested SEQR Lead Agency status for the Town of Lancaster regarding construction of a four-story hotel at 6461 Transit Road. We have reviewed the site plans and have performed an environmental screening of the proposed location. Our comments are as follows:

1. 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](http://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](http://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 NYSDEC, Bureau of Water Permits, 625 Broadway, 4<sup>th</sup> Floor, Albany, New York 12233-3505, telephone (518) 402-8111 to receive Department approval before construction commences.

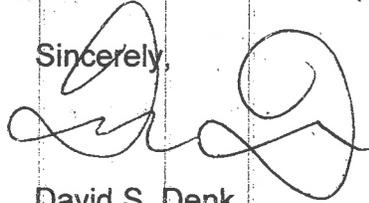
Mr. John Dudziak  
November 28, 2014  
Page 2

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 will act as our agent for review of that approval.
3. The project site is located within an archaeologically sensitive area, as shown on the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) website ([www.oprhp.state.ny.us/nr/main.asp](http://www.oprhp.state.ny.us/nr/main.asp)). OPRHP can be reached at (518) 237-8643 if you need further information regarding archaeological areas.

We concur that the Town of Lancaster should act as SEQR Lead Agency, since the 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 regarding this letter please contact Ms. Denise Matthews at (716) 851-7165.

Sincerely,



David S. Denk  
Regional Permit Administrator

DSD:dcm

ecc: Honorable Dino Fudoli, Town of Lancaster  
Mr. Joseph Salvatore

708

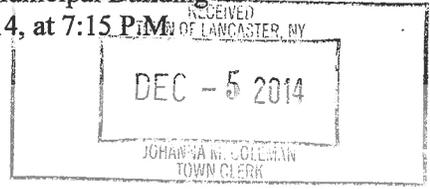
# VILLAGE OF LANCASTER, NY

## November 17, 2014

OFFICIAL MEETING MINUTES

Page 1 of 3

The special meeting of the Village of Lancaster Board of Trustees was held in the Municipal Building Council Chambers, 5423 Broadway, Lancaster, NY, on Monday, November 17, 2014, at 7:15 P.M.



Roxanne Weber led the pledge to the flag.

<b>MEETINGS TO DATE</b>	<b>17</b>
<b>NO. OF REGULARS</b>	<b>13</b>
<b>NO. OF SPECIALS</b>	<b>4</b>

Attendance:		<u>Attended / Absent</u>
<b>Paul M. Maute</b>	<b>Mayor</b>	16 / 1
<b>Kenneth L. O'Brien III</b>	<b>Trustee / Deputy Mayor</b>	14 / 3
<b>Dawn M. Robinson</b>	<b>Trustee</b>	15 / 2
<b>William C. Schroeder</b>	<b>Trustee</b>	16 / 1
<b>Russell W. Sugg</b>	<b>Trustee</b>	15 / 2

Also Present:	
<b>Roxanne Weber</b>	<b>Administrative Clerk</b>
<b>Arthur A. Herdzik</b>	<b>Village Attorney</b>
<b>William G. Cansdale</b>	<b>DPW Superintendent</b>
<b>Joseph M. Ligamare</b>	<b>Fire Chief</b>

<b>PUBLIC HEARING @ 7:15 PM</b>	<b>ROAD STRIPING ON LAKE AVENUE</b>
---------------------------------	-------------------------------------

Mayor Maute opened the public hearing and read the following public notice as advertised in the Lancaster Bee.

*PLEASE TAKE NOTICE that the Village of Lancaster Board of Trustees passed a resolution at their October 27, 2014 Village Board meeting to conduct a public hearing in the Council Chambers of the Lancaster Municipal Building, 5423 Broadway, Lancaster, NY on Monday, November 17, 2014 at 7:15 p.m.*

*The purpose of this hearing is to discuss and review the current placement of road striping on Lake Avenue for the distance between Broadway Street and Franklin Street. The Village Board is requesting input from the general public to receive comments and feedback for consideration relating to the aforementioned area.*

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

*Michael E. Stegmeier  
Village Clerk*

Trustee Robinson reviewed information including the past history of events and possible options regarding the placement of road striping on Lake Avenue.

Trustee Sugg stated that residents should be given the opportunity to speak before comments from the Village Board.

Trustee Schroeder reported on the school district's concerns for safety including parked cars during the times that buses are running.

Trustee O'Brien commented on the options provided by an engineer who reviewed the situation.

Audience Participation:

Chris Chapman – 55 Lake Avenue: He owns a landscaping company and uses the road frequently. He noted that parked cars on the street do not allow vehicles to drive south without crossing the yellow lines. There are delays with traffic in both directions waiting for vehicles to pass the parked cars. He also commented on safety issues and damage to vehicles parked along the street.

Lou Marchese – 80 Church Street: He supports restriping the road for three (3) lanes including a parking lane. He provided a list of residents with concerns for safety with the current striping.

Joyce McIntyre – 62 Lake Avenue: She supports moving the striping back to its previous location.

Michael Cinquino – 49 Lake Avenue: He supports moving the striping back to its previous location for safety reasons. He submitted a letter to document his concerns.

Superintendent Cansdale explained the process that took place when Erie County restriped the road after it was paved.

Donald Airey – 8 Pardee Avenue: He commented on the history of striping location on this section of Lake Avenue. He supports moving the striping back to its previous location for safety reasons.

Frank Maddock – 43 Wren Avenue: He does not have an issue with the current striping. He recommends common sense and obeying the speed limit.

Ted Morton – Erie County Legislator: He commented on the Erie County perspective regarding the placement of striping following the road paving. He stated that there was an apparent miscommunication and the striping was done based on standard assumptions. The Village is responsible to resolve the matter but the County will assist in any way possible.

Tracy Fleckenstein – 148 Nathan's Trail: She lives in the Town of Lancaster and she is concerned for the safety of her daughter and other children who attend the dance studio on Lake Avenue.

Greg Pontillo – 26 Lake Avenue: He commented on the striping done by Erie County and stated it was a mistake that should be fixed. He supports moving the striping back to its previous location. He further commented on the need for on-street parking and its effect on property values.

George Besch – 39 Lake Avenue: He supports moving the striping back to its previous location. He stated that the current placement is dangerous and unsafe for children and pedestrians.

Chris Bissonette – 46 Lake Avenue: He is concerned for safety on the street. He supports moving the striping back to its previous location.

George Lund – 720 Town Line Road: He commented on the process to restripe the road after paving was completed. He stated that the current striping has created a dangerous situation. He also commented on parking concerns with the current placement of the yellow lines.

Brian Lewandowski – 33 Lake Avenue: He supports moving the striping back to its previous location. He stated that the current placement of the double yellow lines is a safety concern.

Dan George – 52 Lake Avenue: He supports moving the striping back to its previous location. He commented on the importance of speed enforcement in the affected area.

Trustee Sugg commented on the process to resolve the issue. He noted that petitions were submitted by residents to support moving the striping back to its previous location.

Fire Chief Ligammare commented on the safety issues related to Lake Avenue and the impact to drivers from other neighborhoods. He discussed the option to remove striping altogether as a way to create caution on both sides of traffic.

Attorney Herdzik commented on traffic regulations in the absence of yellow lines. He further commented on the New York State Vehicle and Traffic Law including the uniform standards for placement of lane markings. There is discretion given to the municipality since all roads are not the same. He reviewed the factors that would be considered to determine liability for potential claims against the Village due to the configuration of lane markings / road striping.

Attorney Herdzik discussed situations that would allow crossing over a double yellow line for unexpected circumstances. He noted that street configurations that cause this to happen repetitively should be addressed for possible alternatives.

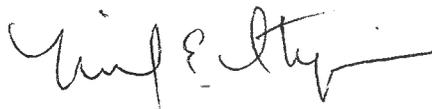
The matter will be discussed at the next board meeting to make a final decision on the placement of road striping on Lake Avenue for the distance between Broadway Street and Franklin Street.

**ADJOURNMENT:**

Motion by Trustee Sugg and seconded by Trustee O'Brien to close the public hearing and adjourn the special meeting at 8:20 p.m.

Adopted Resolution:       **257**                   Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Respectfully submitted,



Michael E. Stegmeier  
Village Clerk – Treasurer

C: Morgan

709

TC  
TB

November 13, 2014

RECEIVED BY  
TOWN OF LANCASTER, NY on  
DEC - 4 2014  
SUPERVISOR'S OFFICE

Dear Mary:

This letter is to inform you that I am resigning my position as van driver for the Town of Lancaster. My last day of work will be December 18, 2014

Donald Metzger

*Donald Metzger*

RECEIVED  
TOWN OF LANCASTER, NY  
DEC 05 2014  
IOHANNA M. COLEMAN  
TOWN CLERK



710

Andrew M. Cuomo  
Governor

Rose Harvey  
Commissioner

# New York State Office of Parks, Recreation and Historic Preservation

Historic Preservation Field Services • Peebles Island, PO Box 189, Waterford, New York 12188-0189  
518-237-8643 Fax: 518-233-9049

www.nysparks.com

TC  
TB

November 21, 2014

Sir or Madam  
Town Hall  
21 Central Ave.  
Lancaster, NY 14086



Re: Central Avenue Historic District  
21 Central Ave., 40 Clark St. Lancaster, NY 14086  
Erie County

Dear Sir or Madam :

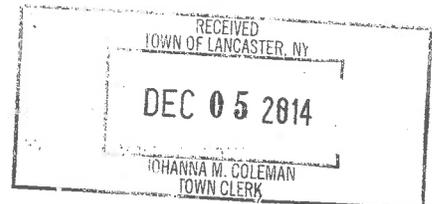
I am pleased to inform you that the above referenced property was listed November 12, 2014 on the National Register of Historic Places. As you may know, the National Register is the nation's official list of properties worthy of preservation. Listing on the National Register recognizes the importance of these properties to the history of our country and provides them with a measure of protection. **In addition, owners of income producing properties may qualify for federal and/or state income tax benefits. Homeowners in qualifying census tracts may qualify for state income tax benefits for approved work.** Properties owned by municipalities and not-for-profit organizations are eligible to apply for state historic preservation matching grants.

If you would like more information about any of these programs, please contact your field representative, in this case, Jennifer Walkowski, at the **Division for Historic Preservation** (518) 237-8643 ext. 3214. The Division maintains a continuing interest in all registered properties and will be happy to answer any questions you may have.

Sincerely,

*Ruth L. Pierpont*

Ruth L. Pierpont  
Deputy Commissioner for Historic  
Preservation



711



# 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**

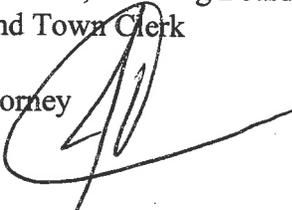
*Town Attorney*  
jdudziak@lancasterny.com

**Kevin E. Loftus**  
*Deputy Town Attorney*

**Leza E. Braun**  
*Clerk Typist*  
lezabraun@lancasterny.com

## MEMO

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

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

**Date:** December 4, 2014

**Subject:** SEQR Review – Rezone; Fairways at Lancaster; 00 & 5354 Genesee Street; R-1 & RCO to MFR-3

---

### PLEASE NOTE:

There will be a SEQR Review on the above-referenced project on Monday **December 15, 2014** 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.

JMD:lb  
Encs.  
CC: Corey Auerbach

