

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Special of the Town Board held
November 1, 2016 be and are hereby approved.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

File: RMIN (P1)

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

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Assistant to the Supervisor, to wit:

Claim No. 46204 to Claim No. 46381 Inclusive

Total amount hereby authorized to be paid: \$926,816.97

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

File: Rclaims

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

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

- (SW) = Sidewalks as required by Chapter 12-1B of the Code of the Town of Lancaster are waived for this permit.
 (CSW) = Conditional sidewalk waiver
 (V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
26052		5828 Broadway LLC	5828 Broadway	Er. Res. Apartment	
26053		Besroi Construction	107 Richmond Ave	Re-Roof	(V/L)
26054		Besroi Construction	14 Benson Dr	Re-Roof	(V/L)
26055		Paul V. Leone	137 Robert Dr	Er. Shed	(V/L)
26056		John & Margaret Winiewicz	59 Tranquility Trl	Er. Res. Add.	
26057		Verizon Wireless	444 Schwartz Rd	Er. Comm. Add./Alt.	
26058		Russell & Allison Beebe	7 Jonquille Ct	Er. Shed	
26059		Daniel Mormul	1 Fox Hunt Rd	Re-Roof	
26060		Transit Road Apartments LLC	4845 Transit Rd	Dem. Bldg	
26061		John & Meg Bak	17 Sterling Pl	Er. Fence	
26062		John & Meg Bak	17 Sterling Pl	Er. Pool-In Grnd	
26063		Kraus Brothers Inc.	5306 Broadway	Er. Garage	(V/L)
26064		Kenneth Fetterman	220 Seneca Pl	Re-Roof	
26065		Dino J. Garrett	33 Hampton Ct	Er. Pool-In Grnd	
26066		Brian Depczynski	21 Fourth Ave	Er. Porch	(V/L)
26067		Kenneth Pezdek, Jr.	28 Traceway	Er. Fence	
26068		RJF Development JV	704 Pleasant View Dr	Er. Dwlg.-Sin.	
26069		RJF Development JV	7 Middlebury Ln	Er. Dwlg.-Sin.	
26070		Town of Lancaster	4484 Walden Ave	Er. Garage	
26071		Thomas Fitzpatrick	684 Ransom Rd	Er. Garage	
26072		Craig N. Mutton	337 Pleasant View Dr	Er. Shed	
26073		Joseph & Carolyn Schaefer	2261 Como Park Blvd	Er. Shed	(V/L)
26074		Scott Ruzala	11 Lucia Ct	Er. Porch Cover	
26075		Heritage Home Builders Inc.	23 Windsor Ridge Dr	Re-Roof	
26076		Marc Beebe	5255 Genesee St	Re-Roof	
26077		Marc Beebe	105 Peppermint Rd	Er. Fence	
26078		Joseph & Andrea Todoro	2 Silent Meadow Lane	Er. Shed	
26079		Gregory Sojka	1230 Townline Rd	Er. Sign - Pole	
26080		Mark & Mayna Leaman	14 Haskell Dr	Er. Dwlg.-Sin.	
26081		Jack & Michelle Kishbaugh	40 Michael Anthony Ln	Er. Pool-Abv Grnd	
26082		Robert R. Garbacz	172 Cemetery Rd	Dem. Bldg	
26083		Robert R. Garbacz	172 Cemetery Rd	Er. Garage	
26084		Darryl & Janet Borawski	147 Schwartz Rd	Er. Shed	
26085		David S. Tyler	65 Chestnut Corner	Er. Fence	
26086		Jason & Kelly Mroz	216 Schwartz Rd	Dem. Sin. Dwlg	
26087		Andrew & Rebecca Roneker	11 Avian Way	Re-Roof	
26088		Dennis A. Davern	25 Ashley Dr	Er. Shed	(V/L)
26089		Stanley J. & James S. Keysa	5455 Broadway	Dem. Bldg	(V/L)
26090		Switala Berner Construction	36 Chestnut Corner	Re-Roof	
26091		Gail Melbourne	286 Enchanted Forest N	Re-Roof	
26092		Switala Berner Construction	32 Schiffler Ct	Re-Roof	
26093		Lynn M. Kretzman	3471 Walden Ave	Re-Roof	(V/L)
26094		Steven & Deborah Hartman	8 Oakwood Comm	Er. Fence	
26095		Douglas Olejniczak	420 Central Ave	Er. Fence	
26096		James C. Napierala	71 Richmond Ave	Re-Roof	(V/L)
26097		Patio Enclosures	9 Kent Pl	Er. Porch	
26098		Dale & Janine Wittlief	34 Summerfield Dr	Er. Fence	
26099		Bishnu P. Kapri	10 Franklin St	Re-Roof	(V/L)
26100		TSC Construction LLC	69 Cemetery Rd	Cell Tower Co-location	
26101		Michael & Mary Alajko	39 Stone Hedge Dr	Inst. Generator	
26102		Nicholas & Amanda Plant	3 Joseph Dr	Er. Shed	
26103		Michael R. Warner	6399 Genesee St	Re-Roof	

26104	Mark & Dorothy Miller	35 Quail Run Ln	Inst. Generator	
26105	Daniel & Tammy Suhr	16 Winding Way	Er. Shed	
26106	Jody Desnoyers	21 Middlebury Ln	Er. Deck	
26107	Bateman Construction	4845 Transit Rd	Er. Comm. Add./Alt.	
26108	Lisa Jaworski	52 Pavement Rd	Er. Fence	
26109	Lawrence Love	1229 Penora St	Inst. Generator	
26110	David & Nancy Zajdel	52 Trentwood Trl N	Re-Roof	
26111	Amanda Weaver	102 Aurora St	Er. Fence	(V/L)
26112	Vincent & Justine Alessandra	51 Irwinwood Rd	Er. Shed	(V/L)
26113	David Bencic	16 Greenbriar Dr	Er. Shed	
26114	Ronald & Leslie Climenhaga	119 William Kidder Rd	Er. Res. Alt.	
26115	All American Sign WNY	4270 Walden Ave	Er. Sign - Wall	
26116	Matthew T. Krueger	18 Katelyn Ln	Re-Roof	
26117	Matthew & Julie Fischione	100 Stony Rd	Er. Res. Add.	
26118	Dino J. Garrett	33 Hampton Ct	Er. Porch Cover	
26119	JBC Properties LLC	5111 Transit Rd	Er. Comm. Add./Alt.	
26120	Michael & Andrianna Liddell	77 Middlebury Ln	Er. Deck	
26121	Tri-Town Construction Inc.	52 Lake Ave	Re-Roof	(V/L)
26122	Sturm Roofing LLC	169 Nathan's Trl	Re-Roof	
26123	Daniel Schwab	312 Aurora St	Er. Garage	(V/L)
26124	Mark & Marti Ricci	37 Sussex Ln	Inst. Generator	
26125	Thomas & Diane Koch	369 Stony Rd	Er. Pool-Abv Grnd	
26126	Thomas & Diane Koch	369 Stony Rd	Er. Deck	

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Town Board is considering the rezone of 6645 Transit Road (SBL No. 82.03-1-51.11) from General Business District (GB) to Commercial and Motor Service District (CMS) for the proposed construction of a car wash facility located within the Town of Lancaster and submitted by Daniele Family Companies, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the potential adverse environmental impacts of rezoning the property pursuant to SEQR regulations at their meeting on October 17, 2016 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the Rezone and site plan for the car wash facility using the Long Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, is fully familiar with the proposed location and the surrounding parcels, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

WHEREAS, the proposed action has been labeled a “Type 1” action under SEQRA.

NOW, THEREFORE,
BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. The proposed rezone of 6645 Transit Road (SBL No. 82.03-1-51.11) from General Business District (GB) to Commercial and Motor Service District (CMS) for the proposed construction of a car wash facility submitted by Daniele Family Companies, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: November 7, 2016

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed Rezone 6645 Transit Road (SBL No. 82.03-1-51.11) from General Business District (GB) to Commercial and Motor Service District (CMS) for the proposed construction of a car wash facility located within the Town of Lancaster and submitted by Daniele Family Companies. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Royal Car Wash Rezone and Site Plan.

Location of Action: 6645 Transit Road (SBL No. 82.03-1-51.11), Lancaster, New York.

SEQR Status: Type 1.

Description of Action: The proposed rezoning of approximately 1.3 acres from GB to CMS to support construction of a 3,600 square foot car wash and associated infrastructure including parking & landscaping. The site is on the east side of Transit Road, 500' north of I-90.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

Impact on land- Small impact

- The proposed action may involve construction on land where bedrock is exposed, or generally within five feet of existing ground surface.

2. Impact on Geological Features – No impact.

3. Impacts on Surface Water – No impact.

4. Impact on Groundwater – No impact.

5. Impact on Flooding – No impact.

6. Impact on Air – No impact.

7. Impact on Plants and Animals – No impact.

8. Impact on Agricultural Resources – No impact.

- 9. Impact on Aesthetic Resources – No impact.**
- 10. Impact on Historic and Archeological Resources – Small impact.**
 - The proposed action may occur wholly or partially within, or substantially contiguous, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.
- 11. Impact on Open Space and Recreation – No impact.**
- 12. Impact on Critical Environmental Areas – N/A**
 - The Town of Lancaster has not established a Critical Environmental Area (CEA).
- 13. Impact on Transportation – No impact.**
 - It is noted that northbound traffic only can enter from Transit Road.
 - All traffic will exit from the east side of the property to the light at Transit Road and Freeman Blvd.
 - A gate is present to close off traffic on Transit Road to prevent cars from stacking/queuing out onto Transit.
- 14. Impact on Energy – No impact.**
- 15. Impact on Noise, Odor and Light – No impact.**
- 16. Impact on Human Health – No impact.**
- 17. Consistency with Community Plans – No impact.**
 - It is noted that this parcel needs to be rezoned from GB (General Business) to CMS (Commercial Motor Service)
- 18. Consistency with Community Character – No Impact.**

For Further Information:

Contact Person: Kevin E. Loftus , Town Attorney
Town of Lancaster
Address: 21 Central Avenue
Lancaster, New York 14086
Telephone Number: (716) 684-3342

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

WHEREAS, by resolution adopted on September 19, 2016, the Town Board of the Town of Lancaster pursuant to the Town of Lancaster Code, specifically §44-4 authorized the said property located at 29 Hess Place (SBL No. 104.07-6-29.1) to be removed and the cost attributed to that removal be attached to said property and/or tax roll, and

WHEREAS, by letter dated October 13, 2016, the Erie County Clerk's office requires the name of the property owner be on the resolution so it can be indexed against the owner's name, and

**NOW, THEREFORE, BE IT
RESOLVED**, that the resolution adopted September 19, 2016, authorizing property located at 29 Hess Place (SBL No. 104.07-6-29.1) to be removed and the cost attributed to that removal be attached to said property and/or tax roll is hereby rescinded.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Supervising Code Enforcement Officer, Matthew Fischione, has received information that the building located at 29 Hess Place (SBL No. 104.07-6-29.1) in the Town of Lancaster, has become dangerous, unfit and unsafe to the general public; and

WHEREAS, said building has been inspected and a written report of the condition has been completed by the Supervising Code Enforcement Officer for the Town of Lancaster, setting forth his findings and recommendations in regard to the repair or demolition and removal of the building, and said written report describes extensive deterioration and damage to the building and premises and recommends that the building be demolished and removed as it has become a safety and health problem; and

WHEREAS, the Supervising Code Enforcement Officer posted a thirty (30) day notice to remedy on said property on July 28, 2016; and

WHEREAS, pursuant to Town Code §44-1C repair or removal of said building shall commence within a period of thirty (30) days from the date of said notice; and

WHEREAS, the Town Board has fully considered such written report and has determined that the building is dangerous and unsafe to the general public and unfit for the purpose for which it may lawfully be used; and

WHEREAS, a public hearing was held by the Town Board of the Town of Lancaster on September 6, 2016 to elicit from the owner and/or public comments relative to the repair or demolition and removal of said building; and

WHEREAS, due process was completed to locate any interested persons.

NOW THEREFORE

BE IT RESOLVED, that pursuant to the Town of Lancaster Code, specifically §44-4 the said property located at 29 Hess Place (SBL No. 104.07-6-29.1) owned by Donald J. Hess, in the Town of Lancaster shall be removed and the cost attributed to that removal shall be attached to said property and/or tax roll.

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

COUNCIL MEMBER ABRHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, Paul Marinaccio, the President of **PM Peppermint, Inc.**, has submitted an application for a Special Use Permit to do **Topsoil Shredding** on premises locally known as 31 Peppermint Road, Lancaster, New York, currently zoned Sand, Gravel and Aggregates (SGA), in accordance with the provisions of Chapter 50 Section 26(B)(2) of the Code of the Town of Lancaster to allow operations not authorized within a current zoning classification.

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

That pursuant to Chapter 50-Zoning, Section 46 entitled Special use permits, of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for Topsoil Shredding, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of November, 2016 at 7:15 o'clock P.M. Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT– PM PEPPERMINT, INC.**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50 Section 46 entitled Special use permits, of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7TH day of November, 2016 the Town Board will hold a Public Hearing on the **21st day of November, 2016** at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of **Paul Marinaccio**, for a Special Use Permit to allow operations (Topsoil Shredding) not authorized in a current zoning classification (Sand, Gravel and Aggregates - SGA) on premises locally known as 31 Peppermint Road, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

November 10, 2016

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

WHEREAS, Paul Marinaccio, the President of **PM Peppermint, Inc.**, has submitted an application for a Special Use Permit to allow **Mining Operations** on premises locally known as 31 Peppermint Road, Lancaster, New York, currently zoned Sand, Gravel and Aggregates (SGA), in accordance with the provisions of Chapter 18, Article IV, Section 29(A) of the Code of the Town of Lancaster to allow excavations and mining in this zoning classification.

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

That pursuant to Chapter 50-Zoning, Section 46 entitled Special use permits, of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit to allow Mining Operations, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York , on the 21st day of November, 2016 at 7:15 o'clock P.M. Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT– PM PEPPERMINT, INC.**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50 Section 46 entitled Special use permits, of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7TH day of November, 2016 the Town Board will hold a Public Hearing on the **21st day of November, 2016** at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of Paul Marinaccio, for a Special Use Permit to allow **Mining Operations** in the current zoning classification (Sand, Gravel and Aggregates -SGA) on premises locally known as 31 Peppermint Road, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

November 10, 2016

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

WHEREAS, Daniele Family Companies, 2851 Monroe Avenue, Rochester, New York 14618, has petitioned the Town Board of the Town of Lancaster for the rezone of a parcel of land located at 6645 Transit Road (SBL No. 82.03-1-51.11), Lancaster, New York from a General Business District (GB) to Commercial Motor Service District (CMS), and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and was approved at their September 7, 2016 meeting.

NOW, THEREFORE

BE IT RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of November, 2016, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such Hearing be published in the local newspaper of general circulation in said Town and be on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

LEGAL NOTICE
REZONE-PUBLIC HEARING
6645 TRANSIT ROAD
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on November 7, 2016, the said Town Board will hold a Public Hearing on the 21st day of November, 2016 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from a General Business District (GB) to Commercial Motor Service District (CMS) for the property known as 6645 Transit Road (SBL No. 82.03-1-51.11) within the Town of Lancaster, New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE TOWN
OF LANCASTER**

BY: DIANE M. TERRANOVA
Town Clerk

November 10, 2016

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

WHEREAS, a Public Hearing was held on the 17th day of October, 2016 for the purpose of amending Chapter 46 - Vehicle and Traffic Ordinance of the Code of the Town of Lancaster and persons for and against such amendment have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and posted;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on November 7, 2016;
3. That a Certified Copy thereof be published in an official newspaper of general circulation on November 10, 2016;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

NOTICE IS HEREBY GIVEN that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

CHAPTER 46

ARTICLE X – Parking, Standing, and Stopping

46-12. Parking prohibited in designated locations, is hereby amended by adding thereto the following:

B. The parking of vehicles is hereby prohibited in any of the following locations from November 15 to March 15:

1. Deer Cross Subdivision.

- (a) On the North side of Via Donato from the property line border between lots 25 and 27 spaced 100' apart heading east around both bends ending at the property line border between lots 29 and 31.
- (b) On the South side of Via Donato from the intersection with Via Tripodi heading west, spaced 100' apart and ending at the property line border between lots 26 and 24.
- (c) On the South side of Via Donato from the intersection with Via Tripodi heading east, spaced 100' apart and ending at the property line border between lots 36 and 38
- (d) On the East side of Via Tripodi, two signs, first sign placed 30' from the centerline of William Street, second sign placed 100' thereafter.
- (e) Centerline of Both sides of Via Tripodi island median.

C. The parking of vehicles is hereby prohibited from here to the corner in any of the following locations:

1. From November 15 to March 15.

(A) Deer Cross Subdivision.

- (1) On the West side of Via Tripodi, placed 130' from the centerline of William Street.

and

ARTICLE X – Parking, Standing, and Stopping

46-13. Standing prohibited in designated locations, is hereby amended by adding thereto the following:

B. The standing of vehicles is hereby prohibited in any of the following locations from November 15 to March 15:

1. Deer Cross Subdivision.

- (a) On the North side of Via Donato from the property line border between lots 25 and 27 spaced 100' apart heading east around both bends ending at the property line border between lots 29 and 31.

- (b) On the South side of Via Donato from the intersection with Via Tripodi heading west, spaced 100' apart and ending at the property line border between lots 26 and 24.
- (c) On the South side of Via Donato from the intersection with Via Tripodi heading east, spaced 100' apart and ending at the property line border between lots 36 and 38
- (d) On the East side of Via Tripodi, two signs, first sign placed 30' from the centerline of William Street, second sign placed 100' thereafter.
- (e) Centerline of Both sides of Via Tripodi island median.

C. The standing of vehicles is hereby prohibited from here to the corner in any of the following locations:

1. From November 15 to March 15.

A. Deer Cross Subdivision.

- (1) On the West side of Via Tripodi, placed 130' from the centerline of William Street.

November 10, 2016

**STATE OF NEW YORK :
COUNTY OF ERIE :
OF LANCASTER :**

THIS IS TO CERTIFY that I, **DIANE M. TERRANOVA**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 7th day of November 2016 and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town, this 7th day of November, 2016.

Diane M. Coleman, Town Clerk

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

WHEREAS, a Public Hearing was held on October 17, 2016 for the purpose of amending Chapter 46 -Vehicle and Traffic Ordinance of the Code of the Town of Lancaster and persons for and against such amendment have had an opportunity to be heard,

WHEREAS, a Notice of said Public Hearing was duly published and posted

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on November 7, 2016;
3. That a Certified Copy thereof be published in the Lancaster Bee on November 10, 2016;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board:
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

NOTICE IS HEREBY GIVEN that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

CHAPTER 46

ARTICLE VIII -Stop Intersections; Non-Intersection Stops; Yield intersections

46-8.1 Stop Intersections designated, is hereby amended by adding thereto the following:

Deer Cross Subdivision

STREET NAME	INTERSECTING STREET	SIGN LOCATION
Via Donato East	Via Tripodi	N.E. Corner

November 10, 2016

**STATE OF NEW YORK :
COUNTY OF ERIE :
OF LANCASTER :**

THIS IS TO CERTIFY that I, **JOHANNA M. COLEMAN**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 7th day of November 2016 and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town, this 7th day of November 2016.

Diane M. Terranova, Town Clerk

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

WHEREAS, Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 has heretofore applied for approval of a forty (40) +/- private single family patio home development to be known as “Summerwind Subdivision” (formerly Summerfield Farms, Part 6) located south of William Street in the Town of Lancaster (SBL Nos. 116.19-1-14, 116.19-1-68, 116.19-1-71.1, 116.19-2-1 through 116.19-2-10 & 116.19-2-35 through 116.19-2-45), and

WHEREAS, the Preliminary Plat was submitted to the Planning Board and was approved at their April 1, 2015 meeting, and

WHEREAS, the Town Engineer has given his approval to the filing of this Subdivision which is to include one (1) public fire hydrant, and

WHEREAS, the Town, acting as lead agency has completed an environmental review on August 18, 2014, in conformance with SEQR (State Environmental Quality Review) regulations and on September 2, 2014 a Negative Declaration was issued, and

WHEREAS, the Town Board of the Town of Lancaster has duly reviewed and considered the proposed subdivision;

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

1. That the Town Board of the Town of Lancaster hereby approves the proposed forty (40) +/- private single family patio home development final plat as prepared by Greenman-Pedersen, Inc., dated September 9, 2016 and filed with the Town Clerk on September 27, 2016 for said development to be known as the “Summerwind Subdivision” for filing by the developer in the Erie County Clerk's office with the following condition:

- Street lighting to be installed by developer as required for the project

2. That the Town Clerk be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the Mylar copy thereof and to attend to the filing of said subdivision map in the Erie County Clerk's Office.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by letter received October 27, 2016 has requested the addition of one member to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the following addition to the membership of the Bowmansville Volunteer Fire Association:

ADDITION:

Nyssa Clausell
Bowmansville, NY

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, Schuster Construction, LLC, developer of Schuster 3-Lot Subdivision, and Mr. Mark Lehman owner of parcel SBL No. 93.07-01-11.11, have requested permission to erect a model home within the subdivision pending approval of public improvement permits;

NOW, THEREFORE, BE IT

RESOLVED, that the Building Inspector be and hereby is authorized to issue a permit for a model home to be constructed in the Schuster 3-Lot Subdivision at SBL No. 93.07-01-11.11; with the following conditions:

1. The builder and owner shall assume all risks involved with beginning construction prior to the SEQRA review process being completed by the Town; including but not limited to, removal of any structure erected.
2. That no Certificate of Occupancy will be issued by the Town of Lancaster until the entire subdivision approval process is completed and all public improvements are made and accepted.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, by letter dated October 28, 2016, Highway Superintendent of the Town of Lancaster, Daniel Amatura, has requested the Town Board to approve expending funds to stripe Lake Avenue from William Street to the dead end and Stutzman Road from Pleasant View to Genesee Street, and

WHEREAS, the Highway Superintendent obtained a price quote from Accent Stripe, Inc., for an amount not to exceed \$9,632.00 in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, funding for this project is available from funds allocated in the 2016 Highway Budget Line 13-5110-0210;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the expenditure of funds within the Highway Department's budget as requested by Superintendent, Daniel Amatura, to Accent Stripe, Inc., 3275 North Benzing Road, Orchard Park, NY 14127 for an amount not to exceed \$9,632.00 per their quote dated October 25, 2016, and to paid for with funds allocated in the 2016 Highway Budget Line 13-5110-0210.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated October 31, 2016 has recommended the appointment of the following individual(s) to the following part-time permanent position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time permanent position(s) at the Youth Bureau, working not more than nineteen and three-quarter hours per week, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Dana Bulera (re hire) Lancaster, NY	Tutor	\$15.00	November 9, 2016
Jacob Doyle (new hire) Lancaster, NY	Tutor	\$12.00	November 9, 2016
Shannon Young (new hire) Lockport, NY	Tutor	\$12.00	November 9, 2016

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, Mark Lubera, Park Crew Chief of the Town of Lancaster's Parks Recreation & Forestry Department, has requested the Town Board to approve expending funds for the purchase of one **Boss 8 foot Straight Blade Steel Plow** to be used for snow removal functions within the Town of Lancaster, and

WHEREAS, the Park Crew Chief, obtained an estimate from General Welding & Fabricating, Inc., in the amount of \$4,719.60, in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated October 27, 2016 Mark Lubera has recommended that the Town of Lancaster authorize the purchase of one Boss 8 foot Straight Blade Steel Plow from General Welding & Fabricating, Inc., in the amount of \$4,719.60 per their estimate dated October 17, 2016, and

WHEREAS, funding for the purchase of the plow is available from the May 18, 2015 Parks, Recreation & Forestry's Equipment Bond.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the purchase of one Boss 8 foot Straight Blade Steel Plow from General Welding & Fabricating, Inc., 991 Maple Road, Elma, NY 14059, in accordance with their estimate dated October 17, 2016 in the amount not to exceed \$4,719.60 and to be paid for with funds available from the May 18, 2015 Parks, Recreation & Forestry's Equipment Bond.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, Town of Lancaster's Park Crew Chief, Mark Lubera, of the Department of Parks, Recreation and Forestry of the Town of Lancaster by letter dated October 21, 2016 has requested the purchase of **one (1) new 80" Brushcat Brush Hog (BH)** for use by the Parks, Recreation and Forestry Department, and

WHEREAS, the above-referenced Brushcat is available from the New York State Contract No. PC67141, Award PGB #22792, Group 40625, Heavy Equipment, through authorized dealer Bobcat of Buffalo, which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the Town Board deems it in the public interest to approve the purchase of one (1) new 80" Brushcat Brush Hog (BH);

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

The Town Board of the Town of Lancaster hereby approves the purchase of **one (1) new 80" Brushcat Brush Hog (BH)** from the 2016 authorized New York State Reseller Bobcat of Buffalo, 6511 South Transit Road, Lockport, New York under New York State Bid Contract No. NY PC67141, Award PGB #22792, Group 40625-Heavy Equipment as proposed by Park Crew Chief, Mark Lubera for an amount not to exceed the state contract quote (#23924D024313) price of \$5,445.40; this sum will be paid from the Parks, Recreation and Forestry Department's May 18, 2015 Vehicle and Equipment Acquisition Bond.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT

WHEREAS, Daemen College, Division of Health and Human Services, Department of Social Work and Sociology desires to have an affiliation with the Town of Lancaster for the purpose of allowing college interns from the Social Work Program to participate in a Field Education Program through the Town of Lancaster Youth Bureau, and

WHEREAS, it would be in the public's interest for the Supervisor, to renew the Memorandum of Agreement with Daemen College, Division of Health and Human Services, Department of Social Work and Sociology, allowing the continued involvement of college interns from the Social Work Program to participate in a Field Education Program within the Lancaster community under the guidance of the Town's Youth Bureau Director and Program Coordinator.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the Supervisor to renew the Memorandum of Agreement with Daemen College, Division of Health and Human Services, Department of Social Work and Sociology, allowing college interns to continue to participate in a Field Education Program under the supervision of the Program Coordinator through the Town's Youth Bureau.

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

COUNCIL MEMBER ABRHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Town Board of the Town of Lancaster has considered and reviewed the 2017 budget estimates and assessment roll for Special Districts spreading the costs on a benefit basis, and

WHEREAS, a public hearing on said 2017 Special Districts Budget estimates and assessment roll was held by the Town Board of the Town of Lancaster on November 1, 2016.

NOW, THEREFORE, BE IT

RESOLVED, that the 2017 budget estimates and assessment roll for Special Districts, spreading costs on a benefit basis, as filed with the Town Clerk on September 15, 2016 be and are hereby adopted as the Final 2017 Budget for Special Districts for the Town of Lancaster for the fiscal year beginning on January 1, 2017 and ending December 31, 2017, and that such Budget, as adopted, and as summarized below, be entered in detail in the minutes of the proceedings of this Town Board:

	APPROPRIATIONS	ESTIMATED REVENUES	APPROPRIATED FUND BALANCE	APPROPRIATED RESERVE	AMOUNT TO BE RAISED BY TAXATION
Refuse District	2,248,610	55,500	115,000	-	2,078,110
Lighting Districts	265,000	100	30,000	-	234,900
Fire Protection District	3,816,750	6,000	45,000	-	3,765,750
Water Districts	<u>657,548</u>	<u>5,200</u>	<u>20,000</u>	<u>80,000</u>	<u>552,348</u>
Subtotal-Special Districts	6,987,908	66,800	210,000	80,000	6,631,108

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Town Board of the Town of Lancaster has reviewed the 2017 Preliminary Town Budget, and

WHEREAS, a public hearing on said 2017 Preliminary Town Budget was held by the Town Board of the Town of Lancaster on November 1, 2016.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

Section 1. That the 2017 Preliminary Budget as modified as shown on Schedule A, be and is hereby adopted as the 2017 Final Budget of the Town of Lancaster for the fiscal year beginning on January 1, 2017 and ending December 31, 2017, and that such Budget, as adopted, be entered in detail in the minutes of the proceedings of this Town Board:

	APPROPRIATIONS	ESTIMATED REVENUES	APPROPRIATED FUND BALANCE	APPROPRIATED RESERVE	AMOUNT TO BE RAISED BY TAXATION
General Fund -Townwide	\$9,450,934	\$2,125,335	\$230,000	\$245,000	\$6,850,599
General Fund -					
Town Outside Villages	974,434	767,900	80,000	--	126,534
Police Fund	9,745,752	5,922,000	-	--	3,823,752
Highway Fund -Townwide	354,807	13,150	35,000	40,000	266,657
Highway Fund -					
Town Outside Villages	4,555,088	524,600	300,000	35,000	3,695,488
Misc. Special Revenue-					
Tree Planting Fee	60,000	35,000	25,000	--	--
Misc. Special Revenue-					
Police Asset Forfeitures	46,000	10,050	35,950	--	--
Misc. Special Revenue-					
Recreation Filing Fee	150,000	125,000	25,000	--	--
Misc. Special Revenue-					
Memorial Garden Fund	<u>2,000</u>	<u>500</u>	<u>1,500</u>	<u>--</u>	<u>--</u>
Subtotal-General Budget	25,339,015	9,523,535	732,450	320,000	14,763,030
Other Items:					
Delinquent Water Bills - Erie County Water Authority					3,140.26
Property Cleanup Charges					3,315.00
Grand Total					\$14,769,485.26

Section 2. That the Town Clerk of the Town of Lancaster prepare and certify in duplicate copies of said Annual 2017 Budget, as adopted by the Town Board, together with the assessment rolls for benefit improvements, if any, adopted pursuant to Section 202-A of the Town Law and deliver one (1) copy thereof to the Supervisor.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

Schedule A

			Amount in	Adopted	Adjustment
			Preliminary	Budget	
			Budget		
ADJUSTMENTS - GENERAL FUND - TOWNWIDE					
APPROPRIATIONS:					
Acct. No.	Department	Item			
A1010.100	Councilmembers	Wages - Councilmembers	77,416	75,900	(1,516)
A5010.100	Supt. Of Highways	Wages - Clerk	0	36,181	36,181
A5010.103	Supt. Of Highways	Wages - Part Time Help	30,000	0	(30,000)
A7110.101	Parks	Wages - Laborer Aides	0	42,394	42,394
A9030.803	Employee Benefits	Social Security Taxes	268,748	272,348	3,600
A9060.808	Employee Benefits	Hosp/Med/Dental/Vision Ins.	168,000	172,000	4,000
A9901.904	Xfers to Self-Ins. Fund	Employee Health Ins.	415,000	451,000	36,000
Total Net General Fund - Townwide Appropriations Adjustment					90,659
APPROPRIATED FUND BALANCE			180,000	230,000	50,000
AMOUNT TO BE RAISED BY TAXATION ADJUSTMENT			6,809,940	6,850,599	40,659
ADJUSTMENTS - GENERAL FUND - TOWN OUTSIDE VILLAGES					
APPROPRIATIONS					
Acct. No.	Department	Item			
B8160.225	Refuse (Brush Collection)	Equipment	45,000	5,000	(40,000)
Total Net General Fund - TOV Appropriations Adjustment					(40,000)
AMOUNT TO BE RAISED BY TAXATION ADJUSTMENT			166,534	126,534	(40,000)
ADJUSTMENTS - HIGHWAY FUND - TOWN OUTSIDE VILLAGES					
APPROPRIATED FUND BALANCE			250,000	300,000	50,000
AMOUNT TO BE RAISED BY TAXATION			3,745,488	3,695,488	(50,000)
SUMMARY OF ADJUSTMENTS TO PRELIMINARY BUDGET FOR ADOPTED BUDGET					
TOTAL NET ADJUSTMENTS - APPROPRIATIONS					50,659
TOTAL NET ADJUSTMENTS - ESTIMATED REVENUES					0
TOTAL NET ADJUSTMENTS - APPROPRIATED FUND BALANCE					100,000
TOTAL NET ADJUSTMENTS - AMOUNT TO BE RAISED BY TAXATION					(49,341)

TOWN OF LANCASTER

NOTICE OF ADOPTION OF
2017 BUDGET OF THE
TOWN OF LANCASTER

NOTICE TO THE CITIZENS OF THE TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Lancaster has adopted the 2017 Budget of the Town of Lancaster, which includes a summary of the entire proposed 2017 Budget of the Town of Lancaster, and that said Budget is on file with the Town Clerk, 21 Central Avenue, Lancaster, New York, and available for public inspection from 9:00 A.M. to 5:00 P.M., on Monday through Friday.

TOWN OF LANCASTER

DIANE M. TERRANOVA
Town Clerk

November 10, 2016

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

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated October 27, 2016 has recommended the appointment of the following individual(s) to the following part-time permanent position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time permanent position(s) in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Steven Musso (new hire) Depew, NY	Recreation Attendant	\$9.00	November 5, 2016
Mackenzie Garby (new hire) Lancaster, NY	Recreation Attendant	\$9.00	November 5, 2016
Alex Barbaro (rehire) Lancaster, NY	Recreation Attendant	\$9.00	November 5, 2016
Andrew Helenbrook (rehire) Lancaster, NY	Recreation Attendant	\$9.00	November 5, 2016
Margaret Nelson (new hire) West Seneca, NY	Recreation Attendant	\$9.00	October 25, 2016

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, the Town Board of the Town of Lancaster has recently completed negotiation of the collective bargaining Agreement with the CSEA White Collar Unit, and

WHEREAS, after due consideration, the Town Board deems it to be appropriate to extend certain benefits received by members of the CSEA White Collar Unit to those non-represented full-time employees of the Town of Lancaster who are not members of the White Collar Union or any other Town union and whose employment and benefits are governed by the Personnel Rules for Employees in the Service of the Town of Lancaster (the “Personnel Rules”) and other town board resolutions as have been adopted from time to time;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster (“Town”) hereby authorizes the extension of the following benefits provided in the Agreement between the Town and the CSEA-Town of Lancaster White Collar Unit (“CSEA”) to all non-represented full-time employees whose employment and benefits are governed by the Personnel Rules and/or other Town Board resolutions as have been adopted from time to time:

ARTICLE 2	COMPENSATION INCLUDING APPENDIX A
ARTICLE 3	VACATIONS
ARTICLE 4	HOLIDAYS
ARTICLE 5	SICK BENEFITS
ARTICLE 6	DEATH IN FAMILY
ARTICLE 7	LEAVE OF ABSENCE WITHOUT PAY
ARTICLE 9	WORKER’S COMPENSATION
ARTICLE 10	HOURS OF WORK
ARTICLE 11	OVERTIME - COMPENSATORY TIME
ARTICLE 12	JURY DUTY
ARTICLE 14	HOSPITALIZATION
ARTICLE 15	RETIREMENT
ARTICLE 21	PERSONAL LEAVE
ARTICLE 22	LONGEVITY
ARTICLE 23.4	LIFE INSURANCE

2. The contract provisions set forth above shall supersede any provisions of the Personnel Rules and/or any other resolutions previously adopted by the Town Board which address the same category of benefits as is addressed in such contract provisions, except to the extent that any non-represented full-time employees previously received any portion of the base wage increases set forth in Article 2 of the CSEA Agreement, and except that the following resolution shall remain in effect: Resolution adopted January 4, 2016 defining certain benefits for the Town Attorney.

3. The extension of all contract provisions cited above shall be effective upon adoption of this resolution unless a different effective date is set forth herein, and further provided that Article 14 of the CSEA Agreement shall be implemented effective January 1, 2016.

4. This resolution does not apply to employees defined as Regular Part-Time or Temporary in Rule 1 of the Personnel Rules.

5. This resolution does not apply to those employees expressly excluded by Rule XIII of the Personnel Rules.

BE IT FURTHER,

RESOLVED, that the Town Supervisor, the Town Clerk, and the Town Highway Superintendent have agreed and therefore shall be subject to the health insurance premium contribution and waiver payment requirements set forth in Article 14 of the CSEA Agreement, effective January 1, 2016, even though these officials shall not receive any adjustment to their current compensation rates.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, has determined that masonry restoration work needs to be done in the original Town Hall Building's boiler room, located at 21 Central Avenue by repairing the interior chimney and wall bases located on the basement level of the Town Hall, and

WHEREAS, by letter dated October 26, 2016, the Highway Superintendent has recommended that the Town of Lancaster approve the proposal for masonry restoration of the interior chimney and wall bases on the basement level in the original Town Hall to **Raymond E. Kelley, Inc.**, 33 Main Street, Bowmansville, New York 14026, and

WHEREAS, funding for restoration of the Town Hall is available in the Town Hall Building Fund.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby accepts and authorizes the Supervisor of the Town of Lancaster to sign the proposal with **Raymond E. Kelley, Inc.**, 33 Main Street, Bowmansville, New York 14026, for an amount not to exceed \$6,000.00 in accordance with their proposal dated October 18, 2016 for masonry restoration work of the interior brick chimney and wall bases located on the basement level in the original Town Hall, and which will be paid for with funds available from the Town Hall Building Fund.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, Mark Lubera, Park Crew Chief of the Town of Lancaster's Parks Recreation & Forestry Department, has requested the installation of clay bricks on the pitching mounds of eight (8) baseball diamonds within Walden Pond Park in the Town of Lancaster, and

WHEREAS, the Park Crew Chief, obtained three written Requests for Proposals for the installation of clay brick on eight (8) pitching mounds pursuant to §104 of General Municipal Law and in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated November 1, 2016, Mark Lubera requested that the Town of Lancaster contract with Rich's Sports Fields, Inc., to have the clay bricks installed on eight (8) pitching mounds located within Walden Pond Park, at a cost of \$22,400.00 per their proposal dated October 25, 2016, and

WHEREAS, funding for the installation of the clay bricks is available from the Town's Recreation Filing Fees Fund.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby accepts the proposal from Rich's Sports Fields, Inc., 110 Pavement Road, Lancaster, NY 14086, to install clay bricks on eight (8) pitching mounds within Walden Pond Park, in accordance with their proposal dated October 25, 2016 in an amount not to exceed \$22,400.00 and to be paid for with funds available from the Town's Recreation Filing Fees Fund.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

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

WHEREAS, David Goettel, the President of **Superior Pallets, Inc.**, has submitted an application for a Special Use Permit to allow an accessory use operation not authorized within a current zoning classification specifically to recycle old damaged pallets into landscape mulch on premises locally known as 3981 Walden Avenue, Lancaster, New York, which is currently zoned Light Industrial (LI), in accordance with the provisions of Chapter 50 Section 24(B)(2) of the Code of the Town of Lancaster, and

WHEREAS, pursuant to Chapter 50-Zoning, Section 46 entitled Special use permits, of the Code of the Town of Lancaster, a Public Hearing is required prior to the issuance of any proposed Special Use Permits.

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

That pursuant to Chapter 50-Zoning, Section 46 of the Code of the Town of Lancaster, a Public Hearing for the Special Use Permit Application for the recycling of old damaged pallets to create landscape mulch by **David Goettel**, President of **Superior Pallets, Inc.**, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York , on the 21st day of November at 7:15 o'clock P.M. Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 7, 2016

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT– SUPERIOR PALLETS, INC.**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50 Section 46 entitled Special use permits, of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7TH day of November, 2016 the Town Board will hold a Public Hearing on the 21ST day of November, 2016 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of **David Goettel**, for a Special Use Permit to allow an accessory use operation (recycling of old damaged pallets to create landscape mulch) not authorized in a current zoning classification (Light Industrial-LI) on premises locally known as 3981 Walden Avenue, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

November 10, 2016