

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Regular Meeting of the Town Board held
September 20, 2021 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

2

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:

Check Run #100521

Total amount hereby authorized to be paid: \$1,044,481.84

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER MAZUR 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	Village		
Name	Address	STRUCTURE			
OP-00039		Joseph Sreniawski	4913 Transit Rd	Er. Sign - Temp	
33300		Trey Theobald	25 Northfield Ln	Er. Shed	
33311		Marrano/Marc Equity Corp.	12 Henslow Way	Er. Patio Home	
33339		Daniel Sandker	4 Branch Way	Er. Shed	
33352		Zenner & Ritter Co. Inc.	34 Woodgate Dr	Inst. Generator	
33355		CMJA Holdings LLC	5321 Broadway	Er. Res. Alt.	(V/L)
33356		Brian Kiel	11 Weathersfield Ln	Er. Fence	
33357		Alanerek Properties	0 Brunck Rd	Er. Dwlg.-Sin.	
33358		Daryl Brodnicki	240 Peppermint Rd	Er. Shed	
33359		Michael Antonicelli	68 Westwood Rd	Er. Garage	
33360		John Cullinan	18 Grace Way	Er. Shed	
33361		Mangino Home Improvement Inc.	4 Spruceland Ter	Er. Res. Add.	
33362		Paul Heimerl	86 Erie St	Re-Roof	(V/L)
33363		Marlene Paulding	7 St Davids Rd	Er. Res. Alt.	
33364		Creative Remodeling Serv.	7 St Davids Rd	Er. Res. Alt.	
33365		Lorraine Lanning	15 Ellie Ct	Re-Roof	
33366		Decked Out WNY Inc.	14 Windsor Ridge Dr	Er. Deck	
33367		House Crafters LLC	86 Pheasant Run Ln	Re-Roof	
33368		House Crafters LLC	4913 William St	Re-Roof	
33369		Marrano/Marc Equity Corp.	8 Henslow Way	Er. Patio Home	
33370		Marrano/Marc Equity Corp.	12 Sedge Run	Er. Patio Home	
33371		Michelle Stanek	43 Woodlawn Ave	Er. Fence	(V/L)
33372		Robert Krawczyk	23 Hampton Ct	Er. Fence	
33373		Kamholz Enterprises, LLC	1 Tranquility Trl	Er. Deck	
33374		CIR Electrical Construction	26 Fox Trace	Inst. Solar Panels	
33375		House Crafters LLC	20 Greenbriar Dr	Er. Res. Add./Alt.	
33377		Great Day Improvements	2 Peachtree Ct	Er. Res. Add.	
33378		Xtreme Contracting	5839 Genesee St	Er. Signs	
33379		Jeffrey Surdej	6 Village View	Er. Pool-In Grnd	
33380		Graves Bros. Inc.	85 Avian Way	Er. Porch/Porch Cover	
33381		Forbes Homes, Inc.	44 Hidden Meadow Cros	Er. Dwlg.-Sin.	
33382		Megan Lamadue	307 Broezel Ave	Er. Deck	
33383		Jeffrey Surdej	6 Village View	Er. Fence	
33384		Peter Mayfield	4745 William St	Er. Res. Alt.	
33385		Sitzmans Appliance Center	635 Ransom Rd	Inst. Generator	
33386		Buffalo's Best Roofing	5 Lenox Ave	Re-Roof	(V/L)
33387		JLB Installations	5 Chestnut Corner	Er. Pool-In Grnd	
33388		Scott Witkowski	300 Enchanted Forest N	Er. Fence	
33389		Jacob Szymanski	4 Overton Ct	Er. Fence	
33390		NCI Construction LLC	11W Main St	Er. Comm. Add./Alt.	(V/L)
33391		Eastern Remodeling LLC	76 Sixth Ave	Re-Roof	(V/L)
33392		Dale Stanley	94 Holland Ave	Er. Res. Alt.	(V/L)
33393		David Chesna	44 Vandenberg Ave	Re-Roof	(V/L)
33394		Paramount Roofing	2699 Wehrle Dr	Re-Roof	
33395		Ryan Michael	171 Seneca Pl	Re-Roof	
33396		Sitzmans Appliance Center	5092 William St	Inst. Generator	
33397		Patrick Gallagher	8 Oakwood Ave	Re-Roof	(V/L)
33398		Edward Mau	13 Daniel Dr	Er. Shed	
33400		James D'Arcy	4844 William St	Re-Roof	
33401		Sahlems Roofing & Siding Inc.	573 Aurora St	Re-Roof	
33402		Colleen Locke	212 Schwartz Rd	Er. Res. Add.	
33403		Buscaglia Decks	4 Sedge Run	Er. Deck	
33405		Peter Dembinski	1167 Penora St	Er. Deck	
33406		WNYSRE Property Holdings	143 Sawyer Ave	Re-Roof	(V/L)
33407		Michael Hubert	492 Aurora St	Er. Deck	
33411		Jacqueline Szalasny	84 Erie St	Er. Deck	(V/L)
33412		Justin Fordham	9 Church St	Inst. Res. Plumbing	(V/L)

33413	Josephine Salemi	238 Enchanted Forest N	Re-Roof	
33414	Thomas Gregorio	66 S Irwinwood Rd	Er. Res. Alt.	(V/L)
33415	Gregory Sojka	19 Spruceland Ter	Er. Shed	
33416	Jacob Steck	42 Camner Ave	Re-Roof	(V/L)

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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

WHEREAS, David Bondrow, Artistic/Executive Director of the Lancaster Opera House, located at 21 Central Avenue, has advised the Town Board that the air conditioning system within the Opera House’s dressing room underneath the stage needs replacing, and

WHEREAS, David Bondrow has obtained a proposal from Robert A. Nowak Heating and Air Conditioning in the amount of \$6,470.00 for the purchase and installation of a new air conditioning system, and

WHEREAS, by letter dated August 31, 2021, David Bondrow has requested that the Town of Lancaster approve the purchase and installation of a new air conditioning system in the dressing room underneath the stage within the Lancaster Opera House from Robert A. Nowak Heating and Air Conditioning for a cost of \$6,470.00 per their proposal (dated September 17, 2021).

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the request of David Bondrow, Artistic/Executive Director of the Lancaster Opera House to purchase a new air conditioning system to be installed in the dressing room underneath the stage from Robert A. Nowak Heating and Air Conditioning, 35 Colonial Avenue, Lancaster NY, for a cost of \$6,470.00 per their proposal (dated September 17, 2021) and which will be paid for with funds provided by a Grant through the New York State Office of Parks, Recreation and Historic Preservation with any remaining balance being paid by the Lancaster Opera House, and

BE IT FURTHER,

RESOLVED, that the Supervisor is hereby authorized to execute the proposal as property owner on behalf of the Town of Lancaster.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

NOW, THEREFORE,
BE IT RESOLVED, the Town Board of the Town of Lancaster (a) hereby approves, as presented, the 2021-2022 Tactical Diversion Squad Task Force Agreement, between the Town of Lancaster and the United States Department of Justice, Drug Enforcement Administration, commencing October 1, 2021, and terminating September 30, 2022, and (b) hereby authorizes the Town of Lancaster's Chief of Police William J Karn, Jr., to execute said Agreement on behalf of the Town, and (c) a fully executed original of said Agreement will be provided to the Town Attorney'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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

6

WHEREAS, on August 2, 2021, the Town Board of the Town of Lancaster duly advertised for the solicitation of bids for the Meadow Lea Drive 36-inch Storm Sewer Project, in the Town of Lancaster, and

WHEREAS, four (4) bids were received, opened and reviewed on August 19, 2021, and

WHEREAS, Edward Schiller of Wm. Schutt Associates, the Town of Lancaster's Engineer, noticed three of the bidders incorrectly filled out the bid form and corrections resulted in changes to the bid amounts as shown on the tabulation sheet previously provided to the Town Board, and

WHEREAS, by letter dated August 23, 2021, Ed Schiller has recommended awarding the bid to E&R General Construction, Inc., being the lowest responsible bidder in the amount of \$194,300.00.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby awards the bid for the Town of Lancaster's 2021 Meadow Lea Drive 36-inch Storm Sewer Project, to E&R General Construction, Inc., 38 Saint David's Drive, West Seneca, New York 14224 in the amount of \$194,300.00 being the lowest responsible bidder in conformance with the specifications on file in the office of the Town Engineer, Wm. Schutt Associates, and will be paid for with funds available in the Capital Drainage Improvements Bond approved March 15, 2021, and

BE IT FURTHER,
RESOLVED, that the Supervisor is hereby authorized to execute this contract on behalf of the Town of Lancaster and to do all things necessary to effectuate the intent of this resolution pending the receipt and approval of all required documents and Insurance certificates by the Town Attorney.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

WHEREAS, Autumnwood Developments of Lancaster, LLC, 4727 Camp Road, Hamburg, New York 14075 has applied to the Town Board of the Town of Lancaster for a permit for Public Improvements upon real property in the Town of Lancaster within Autumnwood Subdivision, Phase II, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plans and permit application for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE,

BE IT RESOLVED, that Public Improvement Permit Application No. 834 for Autumnwood Development of Lancaster, LLC, 4727 Camp Road, Hamburg, New York 14075 which is a permit for Public Improvements for the installation of:

- Pavement & Curb, Storm Sewer, and Water Line

Construction of new public roadway to include storm sewer system, water line, concrete curve, paving, barricades and R.O.W. grading and seeding. Sanitary sewer has already been installed.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

WHEREAS, Ronald Weber, AC Power 14, LLC, 635 Gunpark Drive, Suite C, Boulder Colorado 80301 has applied to the Town Board of the Town of Lancaster for a permit for Private Improvements upon real property in the Town of Lancaster on Gunnville Road, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plans and permit application for the installation of the private improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE,

BE IT RESOLVED, that Private Improvement Permit Application No. 836 of Roald Weber, AC Power 14, LLC, 6325 Gunpark Drive, Suite C, Boulder, Colorado 80301 which is a permit for Private Improvements for the installation of:

- Stormwater/Sediment Control for Landfill Solar Project.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

THE FOLLOWING RESOLUTION WAS OFFERED 9
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, the Town of Lancaster intends to apply for Federal Community Development Funds, known as Community Development Block Grant Funds, for the 2022-2023 year and must identify eligible projects which would benefit low to moderate income persons within the Town, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to hold a Public Hearing to provide an opportunity for citizens to express community development and housing needs and to discuss proposals to meet those needs to assist the Town Board in the development of the Town's application for Community Development Block Grant funds.

NOW, THEREFORE,

BE IT RESOLVED, that a Public Hearing, to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Lancaster, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York on the 18th day of October, 2021 at 7:15 o'clock P.M. Local Time, and the Notice of the Time and Place of such Hearing be published in the Lancaster Bee, a local newspaper of general circulation in said Town and be on the Town Bulletin Board, 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to a resolution of the Town Board of the Town of Lancaster adopted on October 4, 2021, a Public Hearing will be held on the 18th day of October 2021 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons regarding the use of Federal Community Development funds in the Town of Lancaster.

The Town of Lancaster is eligible for a Federal Community Development grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low- and moderate-income persons in the Town of Lancaster.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Lancaster's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town at (716) 683-9028 by October 14, 2021.

**TOWN BOARD OF THE TOWN
OF LANCASTER**

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

October 7, 2021

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

10

WHEREAS, the current elevator system within the Lancaster Library, located at 5466 Broadway, was installed in 1975 and is in need of modernization, and

WHEREAS, State Assembly Woman, Monica P. Wallace, has secured partial funding in the amount of \$20,000.00 to offset the cost of maintaining and renovating the equipment in the library's elevator system per her letter to the Lancaster Town Board dated August 13, 2021, and

WHEREAS, by letter dated September 24, 2021, Michelle Barbaro has recommended awarding the Town of Lancaster's Library Elevator System Modernization project to Schindler Elevator Corporation, as the Town is currently under contract with them to service its elevators, and

WHEREAS, per Schindler Elevator Corporation's Proposal dated September 8, 2021, (MGER-C3CUSD) the cost to modernize the elevator system at the Lancaster Library will not exceed \$43,809.00.

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 execute the proposal dated September 8, 2021 (MGER-C3CUSD), provided by Schindler Elevator Corporation to modernize the elevator system within the Town of Lancaster's Library, located at 5466 Broadway, for an amount not to exceed \$43,809.00, with \$20,000.00 being paid for by funds provided to the Town by State Assembly Woman, Monica P. Wallace and the remaining balance to paid for from the Town's 2021 General Fund Balance.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

11

WHEREAS, Michelle Barbaro, Park Crew Chief of the Parks, Recreation & Forestry Department of the Town of Lancaster, by letter dated September 21, 2021 has recommended the appointment of the following individuals to the following part-time permanent positions in the Town of Lancaster Parks, Recreation & Forestry Department.

NOW, THEREFORE,
BE IT RESOLVED, that the following individuals are hereby appointed to the following part-time permanent positions in the Parks, Recreation & Forestry Department of the Town of Lancaster, working not more than nineteen and three-quarter hours per week, and that these being part-time positions, provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
John Cook	Lancaster, NY	Laborer	\$14.86	October 18, 2021
Noah Speyer	Lancaster, NY	Laborer	\$14.86	October 18, 2021
Kyle Backert	Lancaster, NY	Laborer	\$14.86	October 18, 2021
Thomas Monin	Lancaster, NY	Laborer	\$14.86	October 18, 2021
Conor Mahony	Lancaster, NY	Laborer	\$14.86	October 18, 2021
John Pilato	Lancaster, NY	Forestry Supervisor	\$28.85	October 18, 2021

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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

WHEREAS, Marybeth Gianni, Recreation Supervisor – Senior Center of the Town of Lancaster, by letter dated September 22, 2021, has recommended the appointment of the following individual to the following part-time permanent position in the Town of Lancaster Senior Center.

NOW, THEREFORE,

BE IT RESOLVED, that the following individual is hereby appointed to the following part-time permanent position in the Town of Lancaster Senior Center, working not more than nineteen and three-quarter hours per week, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees.

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Kathleen Radley	Lancaster, NY	Recreation Attendant	\$14.00	October 5, 2021

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 DICKMAN VOTED
- COUNCIL MEMBER LEARY VOTED
- COUNCIL MEMBER MAZUR VOTED
- COUNCIL MEMBER WOZNIAK VOTED
- SUPERVISOR RUFFINO VOTED

October 4, 2021

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated September 22, 2021, has recommended the appointment of following individual to the following part-time permanent position in the Town of Lancaster Highway Department.

NOW, THEREFORE,

BE IT RESOLVED, that the following individual is hereby appointed to the following part-time permanent position in the Town of Lancaster Highway Department, working not more than nineteen and three-quarter hours per week, and that this being part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employee.

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Kaitlin Walsh	Buffalo, NY	Clerk	\$18.54	October 17, 2021

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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

14

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 23 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, after review and consideration, the Town Board of the Town of Lancaster deems it in the public interest to amend Chapter 350 Vehicles and Traffic, Article XIV Truck Route System, by adding § 350-26 Designated Truck Route System to create a truck route within the Town of Lancaster, and

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required prior to adopting a Local Law.

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. A public hearing for the proposed Local Law of the year 2021, which will designate a Truck Route System within the Town of Lancaster by amending Chapter 350 Vehicle and Traffic, Article XIV Truck Route System, § 350-26 of the Code of the Town of Lancaster, will be held at 7:15 o'clock P.M. on the 18th day of October 2021, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of the Time and Place be published in the official newspaper of the Town, and
2. The Town Clerk is hereby directed and authorized to publish public notice of said hearing in the official newspaper and given in accordance with the Municipal Home Rule Law, the Open Meetings Law, and Sections 264 and 265 of the Town Law of the State of New York, and which Notice shall be in the form attached hereto and made a part hereof, and
3. This resolution is effective immediately.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 23 of the Code of the Town of Lancaster and pursuant to a resolution adopted by the Town Board of the Town of Lancaster on October 4, 2021, the Town Board will hold a Public Hearing on the 18th day of October, 2021 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purposes of considering and possibly adopting a Local Law to amend the Town Code of the Town of Lancaster's Chapter 350 Vehicle and Traffic, Article XIV Truck Route System by adding § 350-26 Designated Truck Route System.

Copies of the proposed Local Law and the Local Law to be added, can be reviewed at the Lancaster Town Hall, 21 Central Avenue, during normal business hours. All interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

October 7, 2021

**Town of Lancaster
Local Law No. of 2021**

A Local Law Amending the Town Code to Create a Truck Route System

Be it hereby enacted by the Town Board of the Town of Lancaster as follows:

Section 1. Legislative Intent. Pursuant to Town Law § 130(7)(a) and Vehicle and Traffic Law § 1660(a)(10), and in order to ensure that trucks and heavy equipment travel over certain highways within the Town of Lancaster (the “Town”), the Town Board of the Town of Lancaster (the “Town Board”), desires to create a truck route system (“Truck Route”) within the Town.

Section 2. Section 350-26 of Chapter 350 of Article XIV of the Town Code is hereby amended to read in its entirety as follows:

Section 350-26 Designated Truck Route System

- A. Truck Route.** All trucks, tractors, and tractor-trailer combinations, excluding tandems, having a total gross vehicle weight rating in excess of five tons are permitted to travel and operate on the designated Truck Route consisting of the following town highways:
1. Wehrle Drive from Transit Road to Harris Hill
 2. Harris Hill from Wehrle Drive to Genesee Street
 3. Genesee Street from Transit Road to Townline Road
 4. Gunnville Road from Genesee Street to Wehrle Drive
 5. Ransom Road from Wehrle Drive to Broadway
 6. Transit Road from Hall Road to Wehrle Drive
 7. Walden Avenue from Transit Road to Townline Road
 8. Cemetery Road from Walden Avenue to Broadway
 9. Broadway from Transit Road to Townline
 10. Schwartz Road from Broadway to Hall Road
 11. Bowen Road from Broadway to Hall Road
 12. Townline Road from Genesee Street to Hall Road
- B. Signage for Truck Route.** Signage, as reflected in Schedule A, shall be placed along the Truck Route, and as otherwise deemed appropriate and necessary. Attached hereto as Schedule A and incorporated herein is a map showing the Truck Route and the locations where appropriate signage should be placed. Such signage shall be placed following the final approval of the Erie County Department of Public Works and New York State Department of Transportation.
- C. Map.** An accurate map setting out the Truck Route system shall be kept on file in the Office of the Town Clerk and shall be available to the public.
- D. Deliveries or pickups along highways.** The regulations established in this article shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways from which such vehicles and combinations are otherwise excluded.
- E. Enforcement.** It shall be the duty of the Chief of Police to enforce the provisions of this article. In enforcing this article, the Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle proceeding over a truck route or street over which truck traffic is prohibited to proceed to any public or private scale available for the purpose of weighing and determining whether this article has been complied with.
- F. Penalty for violation.** Any person, firm, or corporation violating any of the provisions of this article shall be deemed guilty of a traffic infraction and, upon conviction thereof, shall be punished pursuant to Section 1800 of the Vehicle and Traffic Law.

Section 3. Severability Clause. If any part of this local law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this local law. The Town Board of the Town of Lancaster hereby declares that it would have passed this local law and each section and subsection thereof, irrespective of the fact that any one or more of these sections, subsections, sentences, clauses, or phrases may be declared unconstitutional or invalid.

Section 4. Effective Date. This local law shall be effective immediately upon filing with the New York Secretary of State.

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

WHEREAS, on March 1, 2021, the Town Board approved the request of Youth Bureau Director John Trojanowsky to allow the Erie County Health Department's Special Needs Division to utilize the Youth Bureau Building every Tuesday, Wednesday, and Thursday for the current school year in order to provide in person Speech, Occupational and/or Physical Therapy to preschool students from the Lancaster Community, and

WHEREAS, by letter dated September 23, 2021, John Trojanowsky is now requesting approval to grant therapists' requests to use the Youth Bureau Building on Fridays instead of Tuesdays, in addition to Wednesdays and Thursdays, to provide services, beginning October 6, 2021, and

WHEREAS, the following protocols will continue to be implemented:

1. Children will be screened and temperatures taken at the beginning of each session.
2. Masks will be worn and social distancing (when practical) maintained during each thirty (30) minute session.
3. Disinfecting and sanitizing protocols will be done at the end of each session.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby grants the request of John Trojanowsky to allow the Erie County Health Department's Special Needs Division to utilize the Town of Lancaster's Youth Bureau Building on Wednesdays, Thursdays and Fridays for the remainder of the 2021-2022 school year, beginning October 6, 2021, in order to provide in-person Speech, Occupational and/or Physical Therapy to preschool students from the Lancaster Community.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

16

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by letter received September 10, 2021, has requested the addition of one (1) 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 addition to the membership of the Bowmansville Volunteer Fire Association the following individual:

ADDITION:

Steven Cohn

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

WHEREAS, the Town Board of the Town of Lancaster previously held a public hearing pursuant to §400-78 Special use permits of the Code of the Town of Lancaster, upon the application of **Wreckmaster, Inc.**, for a Special Use Permit to operate an outdoor Vehicle Recovery Training Area and Storage Yard on premises located at 5550 Genesee Street (SBL No. 82.04-2-12), in the Town, and the Board issued such Special Use Permit on September 17, 2018, for a two (2) year period, and

WHEREAS, by letter dated August 5th, 2020, **Justin Cruse, President of Wreckmaster, Inc.**, has requested that the Town Board renew the Special Use Permit for an additional two (2) year term, and

WHEREAS, Matt Fischione, the Code Enforcement Officer, has recommended the renewal of this Special Use Permit per his letter dated August 9, 2021.

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

1. That pursuant to Chapter 400-Zoning, Article V Commercial Districts, §400-18(B)(1)(a), General Commercial District, of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant the Special Use Permit renewal to **Justin Cruse, President of Wreckmaster, Inc.**, to operate an outdoor Vehicle Recovery Training Area and Storage Yard on premises located at 5550 Genesee Street (SBL No. 82.04-2-12) in the Town of Lancaster, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning September 17, 2020 and ending September 16, 2022, and

2. That the applicant will continue in compliance with conditions as set forth in §400-18 General Commercial District, §400-19 Supplementary regulations for LC & GC Districts, and §400-78 Special use permits, of the Code of the Town of Lancaster, and to any additional conditions listed herein, as long as the applicant continues to engage in the occupation listed above on the premises namely:

- A. Areas utilized for training will be maintained as grasslands. Occupants will be required to pave the area if the vegetation deteriorates.
- B. Unregistered vehicles will be stored in the rear lot area as shown on the approved site plan when not in use.
- C. Permit must be renewed every two (2) years at no additional cost to applicant. Renewal is considered upon the property owner submitting a written request to the Town Clerk, on or **before September 16, 2022**.
- D. Provide a copy of the business' Federal and New York State Tax Employer Identification Number.
- E. Stormwater Control Facility Maintenance Agreement to be filed with the Erie County Clerk's Office and proof of filing submitted to the Town Attorney's office as required per §400-73D of the Town Code of the Town of Lancaster.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

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

WHEREAS, Ronald Ruffino, Sr., Town Supervisor of the Town of Lancaster, by letter dated September 28, 2021, has recommended the appointment of Annette Wojtowicz to the position of Accountant Full-Time in the Town Supervisor’s Office; and

WHEREAS, Annette Wojtowicz is eligible for appointment to this position pursuant to the standards and procedures as set forth in the Civil Service Law.

NOW, THEREFORE,

BE IT RESOLVED, that Annette Wojtowicz is hereby appointed to the position of Accountant full-time provisional in the Supervisor’s Office, effective October 12, 2021 at an annual salary of \$49,006.00 on step which represents 85% of the full salary of \$57,654.00, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of law and shall be governed by the same terms and conditions as apply to other non-represented, full-time Town employees; and

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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

19

WHEREAS, Town of Lancaster’s Parks, Recreation and Forestry Crew Chief, Michelle Barbaro, by letter dated September 28, 2021, has requested the purchase of **two (2) new and unused 2021 Gravely Pro Turn 660 35HP Mowers (Model # 992501)**, for use by the Parks, Recreation and Forestry Department, and

WHEREAS, the above-referenced mowers are available from Wegman Motor Works, Inc., the authorized dealer for the Ariens Company the vendor under contract (#031121-ACO) with Sourcewell, a local government and procurement collaborative of the State of Minnesota, of which the Town of Lancaster is a member and will be “Piggybacking” off of, which will eliminate the need for competitive bidding pursuant to §103 (16) of General Municipal Law, and

WHEREAS, the total cost for **two (2) new and unused 2021 Gravely Pro Turn 660 35HP Mowers (Model # 992501)** is **\$22,281.48** per Wegman Motor Work Inc.’s quote (#263049) dated September 27, 2021, and

WHEREAS, the Town Board deems it in the public interest to approve the purchase of **two (2) new and unused 2021 Gravely Pro Turn 660 35HP Mowers (Model # 992501)** for a total expenditure of \$22,281.48.

NOW, THEREFORE,
BE IT RESOLVED, as follows:

The Town Board of the Town of Lancaster hereby approves the purchase of **two (2) new and unused 2021 Gravely Pro Turn 660 35HP Mowers (Model # 992501)** from Wegman Motor Works, Inc., 1500 Kenmore Ave., Buffalo, New York 14216, the authorized dealer for the Ariens Company the vendor under contract (#031121-ACO) with Sourcewell, (a local government and procurement collaborative of the State of Minnesota) which the Town of Lancaster is a member of and will be “Piggybacking” off of as proposed by Park Crew Chief, Michelle Barbaro for the total amount not to exceed \$22,281.48, which will be paid for with funds available in the Town’s 2021 Parks Other Motorized Equipment Budget (Line item 01-7110-0230).

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

20

WHEREAS, the Town Board, on behalf of all the Special Districts and Special Improvement Districts, upon which the cost of maintenance is required by law to be apportioned and assessed in proportion to the amount of the benefits conferred, has duly prepared detailed estimates in writing of the anticipated revenues and expenditures for such districts to determine the amount of money required to meet the expense of maintaining same, and

WHEREAS, the Town Board has assessed the amount of said estimates on several lots against which the expense of the improvement was charged in proportion to the amount of benefit conferred, and

WHEREAS, Assessment Rolls were duly prepared according to law and said assessment rolls were duly filed in the Office of the Town Clerk.

NOW, THEREFORE,
BE IT RESOLVED, as follows:

1. That a Public Hearing is hereby called and shall be held on the 18th day of October, 2021, at 7:15 o'clock P.M., Local Time, during the Town Board Meeting, at the Lancaster Town Hall, 21 Central Avenue, Lancaster NY 14086, at which time and place this Town Board will meet to consider the aforementioned Special Districts Budget for the Year 2022, and to hear all persons interested in the subject matter thereof, and concerning the same, and

2. That a Legal Notice of said Public Hearing be published in the Lancaster Bee on October 7, 2021, which Notice shall be in the form attached hereto and made a part hereof and which date of publication is not less than ten (10) nor more than twenty (20) days prior to the public hearing.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2020

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
UPON THE 2022 SPECIAL DISTRICTS BUDGET**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lancaster, New York, has completed its estimates and assessment roll relating to Special Districts, spreading costs on a benefit basis, and has filed same with the Town Clerk for the following districts for the year 2022:

Consolidated Water District
Consolidated Lighting District Number 1
Fire Protection District
Refuse and Garbage District

and,

FURTHER NOTICE IS GIVEN, that a Public Hearing on such estimates and Assessment Roll will be held on October 18, 2021 at 7:15 o'clock P.M., Local Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, NY 14086, at which time and place the Town Board will meet to hear and consider any persons interested in the subject matter thereof.

**BY ORDER OF THE TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: DIANE TERRANOVA, Town Clerk

October 7, 2021

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

WHEREAS, Ronald Ruffino, Sr., Budget Officer of the Town of Lancaster, on October 1, 2021, duly filed the Tentative Budget of said Town for the fiscal year beginning January 1, 2022, with the Town Clerk of said Town.

NOW, THEREFORE,

BE IT RESOLVED, that the said Tentative Budget, without modifications, is hereby approved and shall become the Preliminary Budget of the Town of Lancaster for the fiscal year beginning January 1, 2022, and

BE IT FURTHER,

RESOLVED, that said Preliminary Budget shall be made available by the Town Clerk to the public for inspection during the regular business hours of the Office of the Town Clerk, and

BE IT FURTHER,

RESOLVED, that a Public Hearing on the Preliminary Budget of the Town of Lancaster for the year 2022, be held by this Town Board, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, NY 14086, during the Town Board Meeting on the 18th day of October 2021, at 7:15 o'clock P.M., Local Time, and

BE IT FURTHER,

RESOLVED, that a Legal Notice of said Public Hearing upon the 2022 Preliminary Budget, as required by Section 108 of the Town Law of the State of New York, be published in the Lancaster Bee, on October 7, 2021 which Notice shall be in the form attached hereto and made a part hereof and which date of publication is not less than five (5) days prior to the public hearing.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2020

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
ON THE 2022 PRELIMINARY BUDGET**

NOTICE IS HEREBY GIVEN, that the Preliminary Budget of the Town of Lancaster, for the fiscal year beginning January 1, 2022, has been filed in the Office of the Town Clerk, 21 Central Avenue, Lancaster, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS GIVEN, that a Public Hearing on the Preliminary Budget of the Town of Lancaster for the year 2022, be held by this Town Board at the Lancaster Town Hall, 21 Central Avenue, Lancaster, NY 14086, on the 18th day of October 2021, at 7:15 o'clock P.M., Local Time, and at such hearing, any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any item or items therein contained.

Pursuant to Section 108 of the Town Law, the proposed annual salaries of the following Town Officers are specified as follows:

Supervisor - as Supervisor	\$72,164
- as Budget Officer	\$7,500
Total	\$79,664
Council Member	\$19,741
Council Member	\$19,741
Council Member	\$19,741
Council Member	\$19,741
Town Justice	\$45,115
Town Justice	\$45,115
Town Clerk - as Town Clerk	\$76,631
- as Records Management Officer	\$6,935
- as Registrar of Vital Statistics	\$3,060
- as Clerk to Zoning Board of Appeals	\$3,652
Total	\$90,278
Superintendent of Highways	
- as Superintendent of Highways	\$75,169
- as Parks/Rec Oversight	\$5,280
- as Drainage Coordinator - P.T.	\$5,783
Total	\$86,232

BY ORDER OF THE TOWN BOARD OF THE
TOWN OF LANCASTER

BY: DIANE M. TERRANOVA, Town Clerk

October 7, 2021

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

22

WHEREAS, the Supervisor of the Town of Lancaster has recommended to the Town Board that Saturday, October 31, 2021 between the hours of 6:00 P.M. and 8:30 P.M. be set for the observance of Halloween “Trick or Treat” within the Town of Lancaster.

WHEREAS, the Supervisor of the Town of Lancaster has consulted with the Mayors of the Villages of Lancaster and Depew who have indicated their approval of the aforementioned date and time of Halloween “Trick or Treat”.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster, hereby declares Saturday, October 31, 2021 between the hours of 6:00 P.M. and 8:30 P.M., as the official period during which Halloween “Trick or Treat” activities may be observed within the Town of Lancaster.

BE IT FURTHER,

RESOLVED, current COVID guidelines provided by the CDC, New York State and Erie County must be followed.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

WHEREAS, the Town Board is considering the proposed minor subdivision project submitted by Corey Auerbach, of Barclay Damon, LLC on behalf of AC Power 14, LLC consisting of 2 Lots on a +/- 34.3-acre parcel located on Gunnville Road (SBL No. 83.00-5-6.1) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this subdivision pursuant to SEQR regulations at their meeting on September 15, 2021 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the subdivision 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 Town of Lancaster Planning Board, and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, 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 an "Unlisted" action under SEQRA.

NOW, THEREFORE,

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

1. This project is described as a proposed subdivision of one (1) lot into two (2) lots on a < 0.1 acre of physically disturbed area, submitted by Corey Auerbach, of Barclay Damon, LLC on behalf of AC POWER 14, LLC, on a +/- 34.3-acre parcel located on Gunnville Road (SBL No. 83.00-5-6.1), 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; for this reason the Town 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: October 4, 2021

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 Board of the Town of Lancaster has reviewed the proposed minor subdivision development submitted by by Corey Auerbach, of Barclay Damon, LLC on behalf of AC POWER 14, LLC, on a +/- 34.3-acre parcel located on Gunnville Road (SBL No. 83.00-5-6.1), 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: AC Power 14, LLC 2 Lot Subdivision

Location of Action: Gunnville Road (SBL No. 83.00-5-6.1), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: AC Power 14, LLC plans to install one 5MW AC solar array and one 4.47MW AC solar array on a portion of a closed landfill that occupies two unaddressed parcels (approximately 197 acres) on Gunnville road, Lancaster, NY 14086 (Tax Numbers: 83.00-5-6.1 and 84.00-3-1.1) Activities include the installation of ground-mounted solar energy systems consisting of solar modules/panels, ne electrical equipment, and accessories including electrical line, access roads, and concrete pad containing transformers. The solar panels will be installed as a ballasted system to minimize ground disturbance and impacts to the landfill cover system. The arrays will be surrounded by a 7foot tall, ballasted chain -link fence covered in mesh to reduce glare and provide screening. As currently proposed, the project will encompass approximately 34.3 acres, including all on-site alterations both within and outside of the fenced solar array area. The project will also include the subdivision of tax parcel 83.00-5-6.1 into two tax parcels.

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.

1. **Impact on land - No impact.**
2. **Impact on Geological Features – No impact.**
3. **Impacts on Surface Water – Small 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 – No impact.**

- 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.**
- 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**
- 18. Consistency with Community Character – No impact.**

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Telephone Number: (716) 684-3342

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

24

WHEREAS, Corey Auerbach, of Barclay Damon, LLC has heretofore submitted an application for approval on behalf of AC POWER 14, LLC for a two (2)-lot (north and south) subdivision which included a Survey Dated June 29, 2021, received June 29, 2021, prepared by Thew Associates Land Surveyors to be known as “Two Lot Subdivision, Lands of Lancaster Sanitary Landfill, Inc.” located on Gunnville Road (SBL No. 83.00-5-6.1), in the Town of Lancaster, and

WHEREAS, the plan was submitted to the Planning Board and was recommended for approval at their September 15, 2021, meeting, and

WHEREAS, the Planning Board, has completed an environmental review on September 15, 2021, in conformance with SEQR (State Environmental Quality Review) regulations and the Town Board acting as Lead Agency issued a Negative Declaration on October 4, 2021, 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 two (2)-lot (north and south) subdivision which included a Survey Dated June 29, 2021, received June 29, 2021, prepared by Thew Associates Land Surveyors to be known as “Two Lot Subdivision, Lands of Lancaster Sanitary Landfill, Inc.” located on Gunnville Road (SBL No. 83.00-5-6.1), with the following conditions:

- A. Seven (7) copies of the Filed Deeds and Surveys and proof of filing delivered to the Town Clerk’s Office.
- B. All the conditions referenced in the New York State Department of Environmental Conservation’s letter dated August 30, 2021, to be satisfied and proof provided to the Town of Lancaster.

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 copy of the deed and survey and to attend to the filing of the new 2-lots being created 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

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

25

WHEREAS, the Town Board is considering the proposed construction of two pole barn structures for light industrial use which will be completed in two phases that was submitted by Alexander Cornwell of **Raw Rutes, LLC**, on a +/- 1.27-acre parcel located at located at 4266 Walden Avenue (SBL No. 94.00-3-23) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this project pursuant to SEQR regulations at their meeting on September 15, 2021, and recommended a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the project using the short 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 Town of Lancaster Planning Board, and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, 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 an “Unlisted” action under SEQRA.

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. This project is described as the 2 phased construction of a 5,000 Sq. Ft. pole barn on the east side of the property and a 8,500 Sq. Ft. pole barn on the west side of the property with .96 acre physically disturbed area located on 4266 Walden Avenue (SBL No.94.00-3-23) 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: October 4, 2021

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 Board of the Town of Lancaster has reviewed the proposed 2 phased construction of a 5,000 Sq. Ft. pole barn on the east side of the property and a 8,500 Sq. Ft. pole barn on the west side of the property) submitted by Alexander Cornwell of Raw Rutes, LLC, to be located at 4266 Walden Avenue (SBL No. 94.00-3-23) on a +/- 1.27-acre parcel and has determined that the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Raw Rutes, LLC #6125

Location of Action: 4266 Walden Avenue (SBL No. 94.00-3-23), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: A & M Industries NY, LLC has purchased a 1.27-acre lot at 4266 Walden Avenue. The property will be developed in two phases. In phase 1, a 50' x 100' pole barn structure will be built on the east side of the property for Raw Rutes, LLC. A second phase will include construction of a 50' x 170' pole barn structure on the west side of the property. Parking, landscaping, and stormwater controls needed for both phases of development are included in this SEQR action, and the site plan submission presented to the Town of Lancaster.

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.

1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **No impact.**
2. Will the proposed action result in a change in the use or intensity of use of land? **No impact.**
3. Will the proposed action impair the character or quality of the existing community? **No/Small impact.**
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The Town of Lancaster has not established a Critical Environmental Area (CEA).**
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? **No impact.**
6. Will the proposed action cause an increase in the use of energy, and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? **No impact.**

7. Will the proposed action impact existing:
 - a. public/private water supplies? **No impact.**
 - b. public/private wastewater treatment utilities? **No impact.**

8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact.**

9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna)? **No impact.**

10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **No impact.**

11. Will the proposed action create a hazard to environmental resources or human health? **No impact.**

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Telephone Number: (716) 684-3342

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

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WHEREAS, the Town Board is considering the proposed minor subdivision development submitted by Lillian Milliman consisting of 2 Lots on a +/- 20.318 acre parcel located at 00 Broadway Street (SBL No.117.00-1-43.114) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this subdivision project pursuant to SEQR regulations at their meeting on September 15, 2021, and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the subdivision using the short 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 Town of Lancaster Planning Board, and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, 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 an "Unlisted" action under SEQRA.

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. This project is described as a proposed 2-Lot split with < 1 acre of physically disturbed with a single family dwelling fronting on Schwartz Road and a commercial lot fronting on Broadway submitted by Lillian Milliman which is located at 00 Broadway Street (SBL No. 117117.00-1-43.114) 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; for this reason the Town 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: October 4, 2021

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 Board of the Town of Lancaster has reviewed the proposed minor subdivision development submitted by Lillian Milliman consisting of 2 Lots on a +/- 20.318-acre parcel located at 00 Broadway Street (SBL No. 117.00-1-43.114). 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: Milliman 2 Lot Subdivision

Location of Action: 00 Broadway Street (SBL No. 117.00-1-43.114), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: Owners wish to subdivide the proposed lot to be sold. Intended use of the parcel after the sell will be to build a single-family home to be used as primary residence of the owners.

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.

1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **Small Impact. Taken out of AG District use. Town of Lancaster, Village of Lancaster, Village of Depew May 2018 Joint Comprehensive Plan says for it to remain an AG use.**
2. Will the proposed action result in a change in the use or intensity of use of land? **Small impact.**
3. Will the proposed action impair the character or quality of the existing community? **Small impact. 300' of unusable frontage and this will allow a house to be built behind existing occupied houses.**
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The Town of Lancaster has not established a Critical Environmental Area (CEA).**
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? **No impact.**
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? **No impact.**
7. Will the proposed action impact existing:
 - a. public/private water supplies? **No impact.**
 - b. public/private wastewater treatment utilities? **No impact.**

8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact.**
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna)? **No impact.**
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **Very Small impact.**
11. Will the proposed action create a hazard to environmental resources or human health? **No impact.**

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Telephone Number: (716) 684-3342

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

27

WHEREAS, Lillian Milliman has heretofore submitted an application for approval of a two (2)-lot subdivision for the proposed construction of a single-family home which includes a survey dated March 5, 2021, and received June 15, 2021, prepared by Nussbaumer & Clarke, Inc. Engineers and Surveyors to be known as “Milliman Two Lot Subdivision” to be located on Schwartz Road and Broadway Street (SBL No. 117.00-1-43.114), in the Town of Lancaster, and

WHEREAS, the plan was submitted to the Planning Board and was recommended for approval at their September 15, 2021, meeting, and

WHEREAS, the Planning Board, has completed an environmental review on September 15, 2021, in conformance with SEQR (State Environmental Quality Review) regulations and the Town Board acting as Lead Agency issued a Negative Declaration on October 4, 2021, 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 two (2)-lot subdivision for the proposed construction of a single-family home which includes a Survey a Survey dated March 5, 2021, received June 15, 2021, prepared by Nussbaumer & Clarke, Inc. Engineers and Surveyors to be known as “Milliman Two Lot Subdivision” to be located on Schwartz Road and Broadway Street (SBL No. 117.00-1-43.114), with the following conditions:

A. Seven (7) copies of the Filed Deeds and Surveys with proof of filing delivered to the Town Clerk’s Office.

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 copy of the deed and survey and to attend to the filing of the new 2-lots being created 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

October 4, 2021