

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
November 1, 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

November 15, 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 #111521

Total amount hereby authorized to be paid: \$1,038,340.80

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

November 15, 2021

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

CODES:

- (SW) = Sidewalks as required by Chapter 310 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		
32001		Jill Wnek	631 Pleasant View Dr	Er. Shed	
33315		First Buffalo Basement Fin.	352 Seneca Pl	Er. Res. Alt.	
33447		Buffalo Geothermal LLC	2 Trenton Ave	Inst. Solar Panels	(V/L)
33470		Comfort Windows Co. Inc.	221 Pleasant View Dr	Er. Res. Alt.	
33500		Sitzmans Appliance Center	369 Schwartz Rd	Inst. Generator	
33504		Buffalo's Best Roofing	79 Heritage Dr	Re-Roof	
33509		Buffalo Solar Solutions Inc.	161 Schlemmer Rd	Inst. Solar Panels	
33510		Buffalo Solar Solutions Inc.	35 Robert Dr	Inst. Solar Panels	(V/L)
33511		Christopher Kaplan	136 Nathan's Trl	Er. Fence	
33512		G&D Fuller Contracting LLC	87 Pleasant Ave	Re-Roof	(V/L)
33513		Thomas Yearley	10 Old Post Rd	Res. Alt.	
33514		Creative Fence	47 Lake Forest Pky E	Er. Fence	
33515		Scott Witkowski	300 Enchanted Forest N	Er. Fence	
33516		Zachary Puff	3495 Walden Ave	Er. Fence	(V/L)
33517		William Kowalyk	8 Broadmoor Ct	Er. Fence	
33518		Adam T. Vogel	1294 Penora St	Er. Fence	
33519		Dale Plueckhahn	138 Peppermint Rd	Re-Roof	
33520		Mark Moore	18 Fairfield Ave	Re-Roof	(V/L)
33521		Anna Marie Guarino	11 S Irwinwood Rd	Er. Fence	(V/L)
33522		Joseph Famiglietti	6 Woodgate Dr	Er. Fence	
33523		Guardian Fences of WNY Inc.	480 Aurora St	Er. Fence	
33524		Michael Hope	36 Church St	Er. Res. Alt.	(V/L)
33525		CIR Electrical Constr. Corp.	14 Ravenwood Dr	Inst. Solar Panels	
33526		Industrial Power & Lighting Co	3979 Walden Ave	Inst. Generator	
33527		Zenner & Ritter Co. Inc.	25 Hillside Pky	Inst. Generator	
33528		Daniel Sliwinski	51 Wren Ave	Re-Roof	(V/L)
33529		JPR Fox Valley Development	6161 Genesee St	Re-Roof	
33530		All Access Builders LLC	13 Wayne St	Re-Roof	(V/L)
33532		Tusk Construction Inc.	6 Main St	Er. Fence	
33533		Ronald Surdej	51 Roosevelt Ave	Er. Porch/Porch Cover	(V/L)
33534		City Fence	26 Carter St	Er. Fence	(V/L)
33535		Waveform Electrical, Inc.	263 Ransom Rd	Inst. Generator	
33536		James Quigley, IV	9 Overton Ct	Er. Fence	
33538		Evan Kraft	3 Candlestick Ct	Er. Fence	
33539		Evan Kraft	3 Candlestick Ct	Er. Pool-In Grnd	
33540		Network Building & Consulting	444 Schwartz Rd	Cell Tower - Alteration	
33541		Buscaglia Decks	31 Sedge Run	Er. Deck	
33542		Buffalo Tournament Club Inc.	6432 Genesee St	Dem. Garage	
33543		James Sipior	5 Harewood Run	Inst. Generator	
33545		Marrano/Marc Equity Corp.	17 Henslow Way	Er. Patio Home	
33547		Darryl Davis	695 Schwartz Rd	Er. Res. Add.	
33550		Robert Lipiarz	52 Avian Way	Er. Fence	
33551		CMK Builders of Alden, Inc.	3613 Bowen Rd	Er. Dwlg.-Sin.	
33552		Dennis Weiss	3 Petersbrook Cir	Er. Porch/Porch Cover	
33554		Ferry Builders	282 Pavement Rd	Er. Dwlg.-Sin.	
33555		John Burke	18 Northfield Ln	Er. Shed	

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

November 15, 2021

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

4

WHEREAS, the Town of Lancaster received a preliminary plan application from David J. Capretto, proposing the construction of Fieldstream subdivision consisting of 52 +/- single family homes (the “Action”) on a ± 50.3-acre parcel to be located on 6061 Broadway Street (SBL No. 116.00-2-24.1) within the Town of Lancaster, and

WHEREAS, the Town Board of the Town of Lancaster (the “Town Board”) must comply with SEQRA and its implementing regulations at 6 N.Y.C.R.R. Part 617 in the review of the Action, and

WHEREAS, the Town Board is an involved agency pursuant to SEQRA, and

WHEREAS, the Town Board has determined that the Action is a “Type I” action under SEQRA, requiring a coordinated review, and

WHEREAS, the Town Board intends to serve as the Lead Agency for the coordinated SEQRA review of the Action.

NOW, THEREFORE,

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

1. The Action is hereby determined to be a Type I action under SEQRA.
2. The Town Board hereby declares its intent to act as Lead Agency, pursuant to SEQRA, for the purpose of conducting the environmental review of the Action.
3. The Town Board hereby directs the Town Attorney to send the Notice of Intent to Act as Lead Agency to the other involved/interested agencies, pursuant to SEQRA.
4. This Resolution shall be 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

November 15, 2021

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

5

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated November 1, 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 Town Line Volunteer Fire Department the following individual:

ADDITION:

Christopher Rainero
Lancaster, New York

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

November 15, 2021

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

6

WHEREAS, the Lancaster Town Board recognizes the full, free, and absolute autonomy of the Village of Lancaster, and has full confidence in the integrity and competence of the Lancaster Village Board and its appointed officials, and

WHEREAS, the Lancaster Town Board hereby disassociates itself from any comments made by any Council Member during the November 1, 2021, public hearing session, suggesting that a member of the Lancaster Village Board, or any appointed individual acting in its name, acted improperly regarding the findings attendant to the Village of Lancaster Statement of October 19, 2021.

NOW, THEREFORE,

BE IT RESOLVED, that the Lancaster Town Board rebukes any Council Member whose November 1, 2021 public remarks stand contrary to the foregoing.

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

November 15, 2021

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

7

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, a proposed Local Law of the year 2021 has been introduced, entitled “**CHAPTER 400-73 AMENDMENT**”, which will amend Chapter 400 Zoning, Article XIII Stormwater Control, by amending § 400-73(D) Maintenance and repair of stormwater facilities to identify the process required for projects seeking Town approval, which reads as follows:

A LOCAL LAW OF THE YEAR 2021 ENTITLED “CHAPTER 400-73 AMENDMENT”, WHICH WILL AMEND THE TOWN CODE OF THE TOWN OF LANCASTER BY AMENDING § 400-73(D) MAINTENANCE AND REPAIR OF STORMWATER FACILITIES TO IDENTIFY THE PROCESS REQUIRED FOR PROJECTS SEEKING TOWN APPROVAL, and

WHEREAS, the proposed local law of 2021 shall be in the form attached hereto and made a part hereof, and

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed 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 is hereby set for the 6th day of December 2021 at 7:15 o'clock P.M.
2. The Town Clerk is directed to provide notice of the public hearing 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.
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

November 15, 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 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted November 15, 2021, the said Town Board will hold a Public Hearing on the 6th day of December, 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 Chapter 400-73 (D) Maintenance and repair of stormwater facilities of the Town Code of the Town of Lancaster. Copies of the proposed Local Law can be reviewed at Town Hall during normal business hours at the address stated above. All interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: Diane M. Terranova
Town Clerk**

November 18, 2021

Town of Lancaster
Local Law No. ____ of 2021

A Local Law Amending Amending § 400-73(D) Maintenance and Repair of Stormwater Facilities to Identify the Process Required for Projects Seeking Town Approval.

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

Section 1. Section 400-73 (D) of Chapter 400, Article XIII Stormwater Control of the Town Code is hereby amended to read in its entirety as follows:

Section 400-73 Maintenance and repair of stormwater facilities.

D. Maintenance agreements. The Town of Lancaster shall approve a formal maintenance agreement for the management of Stormwater Control Facilities within the Town. Which is to be executed by the then Town Supervisor and real property landowner(s). The real property landowner shall have it recorded in the Office of the Erie County Clerk as a deed restriction on the property which shall be binding on all subsequent real property landowners. Proof of filing with the County must be provided to the Town Attorney's Office prior to the project receiving Town Board approval and issuance and/or acceptance of any public and/or private improvement permits.

Section 2. 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 3. Effective Date. This local law shall be effective immediately upon filing with the New York Secretary of State.

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

8

WHEREAS, by email dated November 3, 2021, Council Member Leary has requested an adjustment to the rate of pay for all the part-time permanent Dog Control Officers within the Town's Control of Dogs department.

NOW, THEREFORE,

BE IT RESOLVED, that the rate of pay for all the part-time permanent Dog Control Officers be adjusted to \$16.00 per hour, effective November 20, 2021, 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

November 15, 2021

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

9

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, a proposed Local Law of the year 2021 has been introduced, entitled “**CHAPTER 206-5 AMENDMENT**”, which will amend Chapter 206-5 Improvements, Public and Private of the Code of the Town of Lancaster to simplify the process of adopting new standards to be enforced within the Town, which reads as follows:

A LOCAL LAW OF THE YEAR 2021 ENTITLED “CHAPTER 206-5 AMENDMENT”, WHICH WILL AMEND THE TOWN CODE OF THE TOWN OF LANCASTER TO SIMPLIFY THE PROCESS OF ADOPTING NEW STANDARDS TO BE ENFORCED WITHIN THE TOWN, and

WHEREAS, the proposed local law of 2021 shall be in the form attached hereto and made a part hereof, and

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed 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 is hereby set for the 6th day of December 2021 at 7:15 o'clock P.M.
2. The Town Clerk is directed to provide notice of the public hearing 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.
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

November 15, 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 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted November 15, 2021, the said Town Board will hold a Public Hearing on the 6th day of December, 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 Chapter 206-5 Improvements, Public and Private of the Town Code of the Town of Lancaster. Copies of the proposed Local Law can be reviewed at Town Hall during normal business hours at the address stated above, all interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: Diane M. Terranova
Town Clerk**

November 18, 2021

Town of Lancaster
Local Law No. ____ of 2021

A Local Law Amending Chapter 206-5 of the Town Code of the Town of Lancaster to Simplify the Process of Adopting New Standards to be Enforced Within the Town.

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

Section 1: §206-5 Specifications and standards of the Town of Lancaster Town Code is added to read in its entirety as follows:

- A) Specifications, standards, details and requirements for any public improvements, and all updates and/or revisions to such, shall be approved and adopted by Town Board resolution.**
- B) The most recently adopted version shall be the one currently enforced by the Town and shall supersede all previous versions.**
- C) The Town Engineer shall provide such applicant with the current set of standard specifications and requirements adopted by the Town Board for such work at a cost of \$5 per copy payable by check or money order only made out the Town of Lancaster.**
- D) No work shall be performed except in accordance therewith.**
- E) The applicant for a private improvement permit shall have specifications and requirements designed and sealed by a New York State licensed engineer and approved by the Town Board and Town Engineer.**

Section 2: Severability. Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 3: Effective Date. This Local Law shall be effective upon its filing with the Secretary of State in accordance with the Municipal Home Rule Law.

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

10

WHEREAS, §1660 (13) Vehicle and Traffic Law of the State of New York authorizes the Town to prohibit or regulate the turning of vehicles at intersections or other designated locations on all roadways within the Town except State Highways, and

WHEREAS, on October 19, 2021, Town of Lancaster Chief of Police, William Karn, Jr., has informed the Lancaster Town Board of the need to set speed limits for business and industrial parks within the Town of Lancaster, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 350 OF THE CODE OF THE TOWN OF LANCASTER".

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle and Traffic Ordinance, Chapter 350 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of December, 2021, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published in the Lancaster Bee newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

November 15, 2021

**LEGAL NOTICE
PUBLIC HEARING
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 350 OF THE CODE OF THE 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 the 15th day of November, 2021, the said Town Board will hold a Public Hearing on the 6th day of December, 2021 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 350 of the Code of said Town:

CHAPTER 350

ARTICLE IX – Speed Regulations

§ 350-12. Maximum speed limits

B. Area speed limits shall be posted at 30 miles per hour at all entrance roads and various interconnecting roadways within all subdivisions and business and industrial parks located within the Town of Lancaster.

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

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

November 18, 2021

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

11

WHEREAS, Marybeth Gianni, Recreation Supervisor – Senior Center of the Town of Lancaster, by letter dated November 4, 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
Marsha Haas	Lancaster, NY	Recreation Instructor	\$30.45	November 16, 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

November 15, 2021

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

12

WHEREAS, Jeffery D. Palumbo of Barclay Damon LLP, on behalf of **4781 Transit Road Inc.**, has petitioned the Town Board of the Town of Lancaster for the rezone of a parcel of land located at 4781 Transit Road (S.B.L. No. 126.01-1-8.2), Lancaster, New York from a General Commercial (GC) with Access Management Overlay to Multifamily Residential Mixed-Use District (MFMU), and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and was tabled at their November 3, 2021, meeting.

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Sections 130 and 265 of the New York Town Law, a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of December 2021, 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZURE	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

November 15, 2021

LEGAL NOTICE
REZONE-PUBLIC HEARING
4781 TRANSIT ROAD (S.B.L. No.126.01-1-8.2)
OWN 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 15, 2021, the said Town Board will hold a Public Hearing on the 6th day of December, 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 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 Commercial (GC) with Access Management Overlay to Multifamily Residential Mixed-Use District (MFMU), for the property located at 4781 Transit Road (S.B.L. No.126.01-1-8.2) within the Town of Lancaster, New York.

All persons interested are invited to attend this hearing and be heard. Written comments may be submitted to: Town of Lancaster Town Clerk in care of the Planning & Zoning Committee, Council Member Mazur, Chair.

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

**BY: Diane M. Terranova
Town Clerk**

November 18, 2021

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

WHEREAS, Michelle Barbaro, Parks Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has notified the Town Board that the heater in the garage of the Office of Emergency Management located at 525 Pavement Road needs replacing, and

WHEREAS, the Park Crew Chief has obtained a quote from Horbett Heating & Cooling in the amount of \$3,900.00 in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated November 5, 2021, the Park Crew Chief has recommended that the Town of Lancaster accept Horbett Heating & Cooling's proposal dated November 3, 2021, in the amount of \$3,900.00 with funding for this replacement being available in the Town's 2021 Buildings, Equipment, Other Capital Outlay Budget (Line item 01-1620-0260).

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor, to accept the proposal dated November 3, 2021, from Horbett Heating & Cooling, 3725 Genesee Street, Cheektowaga, New York, to replace the heater in the Office of Emergency Management's garage located at 525 Pavement Road, for an amount not to exceed \$3,900.00 which will be paid for with funds available from the Town's 2021 2021 Buildings, Equipment, Other Capital Outlay Budget (Line item 01-1620-0260).

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

November 15, 2021

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

14

WHEREAS, Centerline Communications with American Tower has submitted an application for a special use permit for a Telecommunications Tower Co-location to be placed on the current tower located at 00 Transit Road (SBL No. 93.05-1-2.131) (6495 Transit Road, Nextel Partners, Inc., Southwestern Bell Mobile Systems, Inc.), which will be identified as Dish Wireless, LLC, Site ID: SYSYR00022A Upgrade, in the Town of Lancaster, and

WHEREAS, Chapter 400-Zoning, Article XIV Administration and Enforcement, § 400-78 Special use permits, of the Code of the Town of Lancaster requires that the Town Board conduct a public hearing before the issuance of a Special Use permit for a use as proposed.

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to § 400-78 of the Zoning Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for a Telecommunications Tower Co-location to be placed on the current tower located at 00 Transit Road (SBL No. 93.05-1-2.131) (6495 Transit Road, Nextel Partners, Inc., Southwestern Bell Mobile Systems, Inc.), which will be identified as Dish Wireless, LLC, Site ID: SYSYR00022A Upgrade, in the Town of Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of December, 2021, at 7:15 o'clock P.M., Local Time, and that Notice of said time and place of such Hearing be published in the official newspaper of general circulation in said Town, and be 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNIAK	VOTED
SUPERVISOR RUFFINO	VOTED

November 15, 2021

TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING ON APPLICATION FOR SPECIAL USE PERMIT
APPROVAL FOR A TELECOMMUNICATIONS TOWER CO-LOCATION AT
00 TRANSIT ROAD (SBL NO. 93.05-1-2.131) (6495 TRANSIT ROAD, NEXTEL
PARTNERS, INC., SOUTHWESTERN BELL MOBILE SYSTEMS, INC.),
LANCASTER, NEW YORK

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 400-Zoning, Article XIV Administration and Enforcement, § 400-78 Special use permits of the Code of the Town of Lancaster and pursuant to a resolution adopted by the Town Board of the Town of Lancaster on the 15th day of November 2021 the said Town Board will hold a Public Hearing on the 6th day of December 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 approving a special use permit application for Telecommunications Tower Co-location by Centerline Communications with American Tower, Dish Wireless, LLC, on the current tower located at 00 Transit Road (SBL No. 93.05-1-2.131) (6495 Transit Road, Nextel Partners, Inc., Southwestern Bell Mobile Systems, Inc.), Copies of the proposed application can be reviewed at Town Hall.

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

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: DIANE M. TERRANOVA
Town Clerk

November 18, 2021

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

15

WHEREAS, Essex Homes, 8940 Main Street, Clarence, New York 14031 applied to the Town Board of the Town of Lancaster on July 20, 2021 for a permit for Public Improvements upon real property in the Town of Lancaster within Cross Creek Subdivision, Phase VIII, and

WHEREAS, the permits are valid for one year but the project is still ongoing, and

WHEREAS, by memo to the Town Board on November 2, 2021, the Town Engineer recommended a ninety (90) day extension starting on November 16, 2021.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster has agreed to an extension of the Public Improvement Permit No. 821 - Streetlights within the Cross Creek Subdivision, Phase VIII.

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

November 15, 2021

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

WHEREAS, Michelle Barbaro, Park Crew Chief of the Parks, Recreation & Forestry Department of the Town of Lancaster, by letter dated November 8, 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
James Kucewicz	Lancaster, NY	Recreation Attendant	\$16.00	November 16, 2021
Howard Huxley	Depew, NY	Recreation Attendant	\$14.00	November 16, 2021
Stephen Huxley	Tonawanda, NY	Recreation Attendant	\$14.00	November 16, 2021
Joseph Mescall	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 2021
Steven Musso	Depew, NY	Recreation Attendant	\$14.00	November 16, 2021
Maggie Speyer	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 2021
Mackenzie Garby	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 2021
Nicholas Smith	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 2021
Joseph Jankowski	Hamburg, NY	Recreation Attendant	\$14.00	November 16, 2021
Jacob Plonka	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 2021
Dennis Mescall	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 2021
Anthony Markut	Depew, NY	Recreation Attendant	\$14.00	November 16, 2021
Gavin Kandefer	Lancaster, NY	Recreation Attendant	\$14.00	November 16, 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

November 15, 2021

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

17

WHEREAS, Ronald Ruffino, Sr., Town Supervisor of the Town of Lancaster has recommended the appointment of Lawrence Korzeniewski as a member of the Town of Lancaster Planning Board due to the resignation of Kristin McCracken.

NOW, THEREFORE,

BE IT RESOLVED that Lawrence Korzeniewski, Lancaster, New York be and is hereby appointed a member of the Town of Lancaster Planning Board for the term expiring December 31, 2023, thereby filling the term of Kristin McCracken effective December 1, 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

November 15, 2021

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

18

WHEREAS, the Town of Lancaster intends to apply for financial assistance from the New York State Community Development Block Grant (CDBG) through the Coronavirus Aid, Relief and Economic Security Act (CARES), 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 (CDBG) through the Coronavirus Aid, Relief and Economic Security Act (CARES).

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 6th day of December, 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 WOZNAK	VOTED
SUPERVISOR RUFFINO	VOTED

November 15, 2021

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, the Town of Lancaster will hold a public hearing on December 6, 2021, at Lancaster Town Hall, 21 Central Avenue, Lancaster, NY 14086, for the purpose of hearing public comments on the Town of Lancaster's Senior Center Improvements - community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2020 program year.

The CDBG program is administered by the New York State Office of Community Renewal (OCR) and will make available to eligible local governments up to 2 million dollars for the 2020 program year for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons. The hearing will provide further information about the CDBG program and will allow for citizen participation in the development of any proposed grant applications and/or to provide technical assistance to develop alternate proposals. Comments on the CDBG program or proposed project(s) will be received at this time. The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

The Lancaster Town Hall, 21 Central Avenue, Lancaster, NY 14086 is accessible to persons with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact the Town Clerk at (716) 683-9028, at least one week in advance of the hearing date to allow for necessary arrangements. Written comments may also be submitted to the Lancaster Town Clerk, 21 Central Avenue, Lancaster, NY 14086 until December 9, 2021, last date to receive comments is 72 hours after hearing date and time.

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

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

November 19, 2021

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

WHEREAS, the Town Board of the Town of Lancaster has considered and reviewed the 2022 budget estimates and assessment roll for Special Districts spreading the costs on a benefit basis, and

WHEREAS, a public hearing on said 2022 Special Districts Budget estimates and assessment roll was held by the Town Board of the Town of Lancaster on October 18, 2021.

NOW, THEREFORE,

BE IT RESOLVED, that the 2022 budget estimates and assessment roll for Special Districts, spreading costs on a benefit basis, as filed with the Town Clerk on September 15, 2021 be and are hereby adopted as the Final 2022 Budget for Special Districts for the Town of Lancaster for the fiscal year beginning on January 1, 2022 and ending December 31, 2022, 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	2,726,395	30,850	50,000		2,645,545
Lighting Districts	234,440	200		50,000	184,240
Fire Protection District	4,050,670	5,950	100,000		3,944,720
Water Districts	<u>947,984</u>	<u>5,450</u>	—	<u>70,000</u>	<u>872,534</u>
Subtotal-Special Districts	7,959,489	42,450	150,000	120,000	7,647,039

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

November 15, 2021

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR RUFFINO,
 MOVED ITS ADOPTION,
 COUNCIL MEMBER

20
 WHO
 SECONDED BY
 TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has reviewed the 2022 Preliminary Town Budget, and

WHEREAS, a public hearing on said 2022 Preliminary Town Budget was held by the Town Board of the Town of Lancaster on October 18, 2021.

NOW, THEREFORE,
BE IT RESOLVED, as follows:

Section 1. That the 2022 Preliminary Budget, as modified as shown on Schedule A, be and is hereby adopted as the 2022 Final Budget of the Town of Lancaster for the fiscal year beginning on January 1, 2022 and ending December 31, 2022, 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	\$10,607,295	\$2,340,420	\$500,000	\$0	\$7,766,875
General Fund -					
Town Outside Villages	1,259,239	923,245	150,000	--	185,994
Police Fund	12,132,848	7,143,489	500,000	--	4,489,359
Highway Fund -Townwide	572,557	16,900	75,000	--	480,657
Highway Fund -					
Town Outside Villages	5,135,539	565,557	500,000	--	4,069,982
Misc. Special Revenue-					
Tree Planting Fee	31,500	15,100	16,400	--	--
Misc. Special Revenue-					
Police Asset Forfeitures	18,000	5,100	12,900	--	--
Misc. Special Revenue-					
Recreation Filing Fee	135,000	90,120	44,880	--	--
Misc. Special Revenue-					
Memorial Garden Fund	3,000	900	2,100	--	--
Subtotal-General Budget	29,894,978	11,100,831	1,801,280	00	16,992,867
Other Items:					
Delinquent Water Bills - Erie County Water Authority					0
Unpaid Refuse Charges					0
Property Cleanup Charges					240
Grand Total					\$16,993,107

Section 2. That the Town Clerk of the Town of Lancaster prepare and certify in duplicate copies of said Annual 2022 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 DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
COUNCIL MEMBER WOZNAIK	VOTED
SUPERVISOR RUFFINO	VOTED

Schedule A

GENERAL FUND – TOWNWIDE

			Amount in Preliminary Budget	Amended Preliminary Budget	Adjustment
APPROPRIATIONS					
Acct. No.	Department	Item			
A1220.102	Supervisor	Budget Officer	7,500	0	(7,500)
A7610.101	Programs for the Aging	Outreach/Evening	26,000	36,464	10,464
A7610.126	Programs for the Aging	Senior Van Drivers	48,000	60,236	12,236
A7610.127	Programs for the Aging	Arts & Crafts	21,000	35,282	14,282
A7610.128	Programs for the Aging	Hot Meal Workers	22,000	25,282	3,282
A1355.451	Assessors	Professional Service	150,000	70,000	(80,000)
A1970.411	Special Items	Tax Cancellations & Refunds	24,908	74,908	50,000
Total Net General Fund – Townwide Appropriations Adjustment					2,764

TOWN OF LANCASTER
NOTICE OF ADOPTION OF
2022 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 2022 Budget of the Town of Lancaster, which includes a summary of the entire proposed 2022 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 8:00 A.M. TO 4:00 P.M. on Monday through Friday.

TOWN OF LANCASTER

DIANE M. TERRANOVA
Town Clerk

November 18, 2021

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

21

WHEREAS, a proposed Local Law #6 of the Year 2021 entitled “A Local Law to Opt Out of Allowing Cannabis Retail Dispensaries and On-Site Consumption Sites as Authorized Under Cannabis Law §131” (the “Action”) was introduced to the Town Board of the Town of Lancaster by Council Member Leary on the 7th day of September, 2021, and

WHEREAS, the Town Board was declared Lead Agency for the purposes of environmental review with respect to the proposed resolution, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 NYCRR Part 617 (collectively, “SEQRA”), and

WHEREAS, the Town Board, as Lead Agency, has advised that the Action meets the criteria of a “Type II action” under SEQRA, 6 NYCRR § 617.5, and no further action is required, and

WHEREAS, the Town Board called for, noticed, and held a public hearing on the proposed Local Law on October 4, 2021, where all interested parties were allowed to address the proposed Local Law.

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Lancaster as follows:

1. The attached Local Law No.6 of 2021 titled “A Local Law to Opt-Out of Allowing Cannabis Retail Dispensaries and On-Site Consumption Sites as Authorized Under Cannabis Law §131” is hereby adopted and shall take effect upon filing with the New York Secretary of State.

2. The Town Attorney is directed to promptly complete the Local Municipal Opt-Out Form from the New York Office of Cannabis Management confirming the passage of Local Law No. 6 of 2021.

3. This Resolution shall be 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

November 15, 2021

**LEGAL NOTICE
NOTICE OF ADOPTION
LOCAL LAW NO. 6 OF THE YEAR 2021
TOWN OF LANCASTER**

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, County of Erie, State of New York, on November 15, 2021, Local Law No. 6 of the Year 2021, which allows the Town of Lancaster to Opt Out of Licensing and Establishing Retail Cannabis Dispensaries and On-Site Cannabis Consumption Establishments within the Town of Lancaster pursuant to Cannabis Law §131.

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

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

November 18, 2021

**Town of Lancaster
Local Law No. 6 of 2021**

**A Local Law to Opt Out of Allowing Cannabis Retail Dispensaries and On-Site
Consumption Sites as authorized under Cannabis Law § 131**

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

Section 1: Legislative Intent

It is the intent of this local law to opt the Town of Lancaster out of hosting retail cannabis dispensaries and on-site cannabis consumption establishments within its boundaries.

Section 2: Authority.

This local law is adopted pursuant to Cannabis Law §131, which expressly authorizes cities and villages to opt-out of allowing retail cannabis dispensaries and/or on-site cannabis consumption establishments to locate and operate within their boundaries.

Section 3: Local Cannabis Retail Dispensary and On-site Consumption Opt-Out.

The Town Board of the Town of Lancaster, County of Erie, State of New York, hereby opts-out of licensing and establishing cannabis retail dispensaries and cannabis on-site consumption establishments within its boundaries.

Section 4: Severability.

Should a court determine that any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance is unconstitutional or invalid, such court order or judgement shall not affect, impair, or invalidate the remainder of this Local Law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, firm, corporation, or circumstance, directly involved in the controversy in which such order or judgement shall be rendered.

Section 3: Effective Date.

This Local Law shall be effective upon its filing with the Secretary of State. Pursuant to Cannabis Law §131, this Local Law is subject to Permissive Referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving the Local Law.

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

WHEREAS, Robert Leary, Council Member of the Town of Lancaster Town Board has recommended the appointment of Anthony Guarino, III as a member of the Town of Lancaster's Planning Board due to the resignation of Kristin McCracken.

NOW, THEREFORE,

BE IT RESOLVED, that Anthony Guarino, III, Lancaster, NY be and is hereby appointed a member of the Town of Lancaster's Planning Board for the term commencing November 16, 2021, through December 31, 2023, thereby filling the term vacated by Kristin McCracken, and

BE IT FURTHER,

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

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

November 15, 2021

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

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 **Kenworth Northeast Group, Inc.**, for a Special Use Permit to operate a medium to heavy truck repair and inspection facility on premises located at 563 Pavement Road (SBL No. 94.00-3-13), in the Town, and the Board issued such Special Use Permit on December 21, 2015, for a two (2) year period, and

WHEREAS, by letter dated October 15th, 2021, **Daniel A. Dintino, Jr., Chief Operating Officer of Kenworth Northeast Group, Inc.**, has requested that the Town Board renew the Special Use Permit for an additional two (2) year term, and

WHEREAS, Matt Fischione, Supervising Code Enforcement Officer, has recommended the renewal of this Special Use Permit per his letter dated October 29, 2021.

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

1. That pursuant to Chapter 400-Zoning, Article VI Industrial Districts, § 400-21(B)(1)(a), General Industrial 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 **Daniel A. Dintino, Jr., Chief Operating Officer of Kenworth Northeast Group, Inc.**, to operate a medium to heavy truck repair and inspection facility on premises located at 563 Pavement Road (SBL No. 94.00-3-13) in the Town of Lancaster, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning December 21, 2021 and ending December 20, 2023, and

2. That the applicant will continue in compliance with conditions as set forth in § 400-21 General Industrial District, § 400-23 Supplementary regulations for General Industrial 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. 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 December 20, 2023**.
- B. Provide a copy of the business' Federal and New York State Tax Employer Identification Number and a copy of a valid Repair Shop Business Certificate issued by the New York State Department of Motor Vehicles.
- C. This Special Use Permit terminates when the applicant no longer owns the business.

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

November 15, 2021

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

24

WHEREAS, William J. Karn, Jr., Police Chief of the Town of Lancaster, by letter to the Town Board dated November 3, 2021, has recommended the appointment of Paige I. Viera of Lancaster, New York, to the position of Police Officer, and

WHEREAS, Paige I. Viera 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 Paige I. Viera, is hereby appointed to the position of Police Officer in the Town of Lancaster Police Department effective January 11, 2022, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the Cayuga Club Police Benevolent Association and all applicable provisions of law, 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

November 15, 2021

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

WHEREAS, William J. Karn, Jr., Police Chief of the Town of Lancaster, by letter to the Town Board dated November 3, 2021, has recommended the appointment of Rachel N. Dennis of Lancaster, New York, to the position of Police Officer, and

WHEREAS, Rachel N. Dennis 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 Rachel N. Dennis, is hereby appointed to the position of Police Officer in the Town of Lancaster Police Department effective January 10, 2022 contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the Cayuga Club Police Benevolent Association and all applicable provisions of law, 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

November 15, 2021

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

26

WHEREAS, by email dated November 8, 2021, Ronald Rozler, Town of Lancaster's Disaster Coordinator notified the Town Supervisor that the traffic signal located at William Street and Aurora Street in the Town of Lancaster needs to be rewired, and

WHEREAS, Ronald Rozler received a quote to rewire the traffic signal on an emergency basis from the Town of Lancaster's traffic signal contractor, JJ Emergency Electric, LLC, for an amount not to exceed \$3,960.00 per their quote (572) dated November 8, 2021.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the proposal for emergency services from , JJ Emergency Electric, LLC, 3330 Genesee Road, Lawtons, NY 14091, for the rewiring of the traffic signal located at William Street and Aurora Street in an amount not to exceed \$3,960.00, and

BE IT FURTHER,

RESOLVED, that there shall be no payment for services or materials provided pending receipt and approval of the required document and insurance certificates by 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

November 15, 2021

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

WHEREAS, the developer has requested the Town Board of the Town of Lancaster accept completed Public Improvements within Hidden Meadows Phase III Subdivision, Deepwood Place within the Town of Lancaster, and

WHEREAS, the Town Engineer by letter to the Town Board dated October 26, 2021 has inspected the improvements and has recommended the approval thereof, and

WHEREAS, the Town Attorney, by letter to the Town Clerk dated November 10, 2021, has reported his favorable review for the acceptance of these public improvements.

NOW, THEREFORE,

BE IT RESOLVED, that completed Public Improvements No. 826 for Pavements & Curbs, Storm Sewer, and Waterline within Hidden Meadows Phase III Subdivision, Deepwood Place be and are hereby approved and accepted by the Town Board of the Town of Lancaster, and

BE IT FURTHER,

RESOLVED, that the Town of Lancaster, under the Lease Management Agreement with the Erie County Water Authority, shall commence payment for the additional two hydrants authorized for this subdivision with the next billing cycle, and

BE IT FURTHER,

RESOLVED, that the developer is directed to attend to filing the deed causing the dedication of the roads to 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

November 15, 2021