



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May13, 2019

Mr. Dennis M. Powers
Elma Town Supervisor
1600 Bowen Road
Elma, New York 14059

Re: Designation of Lead Agency
Amended Preliminary Plat for
Windsor Ridge Phase 2 Subdivision #8205
195 +/- Single Family Homes located East of Windsor Ridge South SD Phase 1
Town of Lancaster, County of Erie

Dear Supervisor Powers:

Please be advised that a private developer has presented the proposed amended preliminary plat for the construction of 195 +/- single family homes on +/- 117 acres of land located east of Windsor Ridge South SD Phase 1, in the Town of Lancaster and which the Town has determined to be a "Type 1 Action" under SEQR.

The developer had previously submitted an application and EAF for this project and a Negative Declaration was awarded. The developer has now re-submitted an amended subdivision application and the Town Board of the Town of Lancaster is now notifying all other agencies which may be involved in the approval of this project of its intention to rescind the Negative declaration and pursue a Positive Declaration. Therefore, the Town is requesting that within thirty (30) days of the receipt of the enclosed mailing, any comments or concerns associated your agency may have regarding this project should be directed to the undersigned at the address listed above.

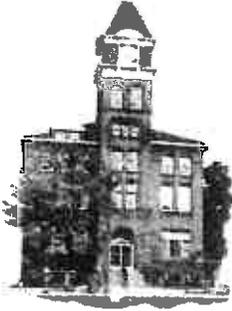
The anticipated impact of this project is primarily of local significance and the Town of Lancaster is designated to act as lead agency in investigation and review of the proposed action.

Very truly yours,


Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Encs.
CC(w/o enc): Supervisor
Town Clerk
Code Officer
Engineer

RECEIVED
TOWN OF LANCASTER, NY
MAY 17 2019
DIANE M. TERRANOVA
TOWN CLERK



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 16, 2019

Mr. David Denk
Regional Administrator
N.Y.S. DEC

Mr. Matt Salah
Coordinator of Construction Projects
Division of Sewerage Management

Mr. Russell Stoll, P.E.
Erie County Water Authority

US Army Corp of Engineers
SEQR Review

Ms. Jennifer DeLaney
Erie County Health Department

Ms. Mariely Ortiz
Erie County DEP

Mr. Garrett Hacker, P.E.
Erie County DPW

Re: Coordinated Review
12,000 SF Commercial Development/Small Business #1621
00 Lancaster Parkway
Town of Lancaster, County of Erie

All:

Please be advised that a private developer has presented a site plan for the construction of a 12,000 SF Commercial Development/Small Business Building on a +/- 4.5 acre parcel of land located at 00 Lancaster Parkway (SBL No. 94.00-3-33.3) in the Town of Lancaster and which the Town has determined to be an "Unlisted Action" under SEQR.

The Town Board of the Town of Lancaster advised the developer that an Application and Environmental Assessment Form (EAF) were to be submitted to the Town of Lancaster in order to commence a review of the proposed project under SEQRA.

The developer has submitted the application and EAF and the Town Board of the Town of Lancaster is now notifying all other agencies which may be involved in the approval of this project that within thirty (30) days of the mailing of the enclosed EAF, a lead agency must be designated by agreement among the agencies.

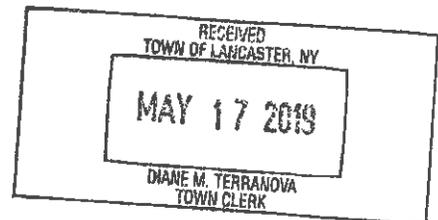
The anticipated impact of this project is primarily of local significance and the Town of Lancaster desires to act as lead agency in investigation and review of the proposed action.

Very truly yours,

Kevin E. Loftus 116

Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Encs.
CC: Town Supervisor
Town Clerk
Code Enforcement Officer
Town Engineer





Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 15, 2019

Mr. David Denk
Regional Administrator
N.Y.S. DEC

Mr. Matt Salah
Coordinator of Construction Projects
Division of Sewerage Management

US Army Corps of Engineers
SEQRA Referral

Mr. Ed Rutkowski,
Planner, NYS DOT

Erie County Water Authority

Ms. Jennifer Delaney
Erie County Health Department

Ms. Mariely Ortiz
Review Planner
Erie County DEP

Re: Great Dane Parking Lot Reconstruction #1841
3875 Walden Ave
Town of Lancaster, County of Erie

All:

Please be advised that a private developer has submitted a site plan on behalf of Great Dane for the reconstruction of a slag and gravel parking lot located at 3875 Walden Ave (SBL No. 105.00-1-4.2) on a +/- 10.1 acre parcel and which the Town has determined to be an "Type II" Action under SEQRA.

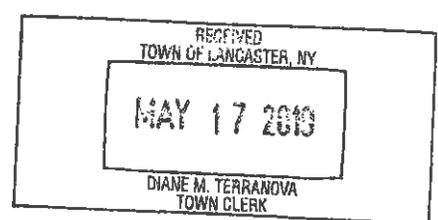
The Town Board of the Town of Lancaster is now notifying other involved/interested agencies which may have an objection or concern with this project that they feel should be considered by the Town as Lead Agency.

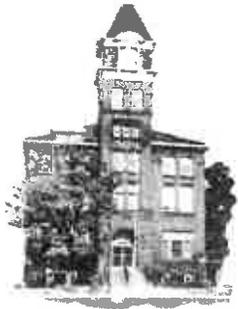
The anticipated impact of this project is primarily of local significance and the Town of Lancaster is the Lead Agency in investigation and review of the proposed action.

Very truly yours,

Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Encs.
CC (w/o Encs.): Supervisor
Town Clerk
Building Inspector
Town Engineer





Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 15, 2019

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

Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: 4,000 SF Office/Warehouse #1956
10 Lancaster Parkway
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

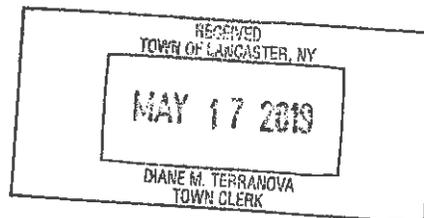
Enclosed please find a SEQR response dated May 14, 2019 from the Erie County Water Authority on the above-referenced project for your review.

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

Very truly yours,


Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Enc.
CC (w/enc): Supervisor
Town Clerk
Building Inspector
Town Engineer





Erie County Water Authority

295 Main Street • Room 350 • Buffalo, NY 14203-2494
716-849-8484 • Fax 716-849-8463

Legal Department

May 14, 2019

VIA EMAIL (kloftus@lancasterny.gov) and REGULAR MAIL

**Kevin E. Loftus, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086**

**RE: 4,000 SF office/Warehouse #1956
10 Lancaster Parkway, Lancaster, NY
ECWA Project No. 199300491**

Dear Mr. Loftus:

The Erie County Water Authority (the "Authority") has received copies of the "Solicitation for Lead Agency Status" and the Short Environmental Assessment Form ("EAF") relating to the above-captioned project. The Authority's Engineering and Legal Department have reviewed these documents and agree with the assessment made by the Town of Lancaster (the "Town") that the project would be classified as an Unlisted Type action under the State Environmental Quality Review Act ("SEQRA").

Second, the Authority will need to review detailed plans to determine and mitigate conflicts with Authority facilities prior to bidding/construction of the office/warehouse project.

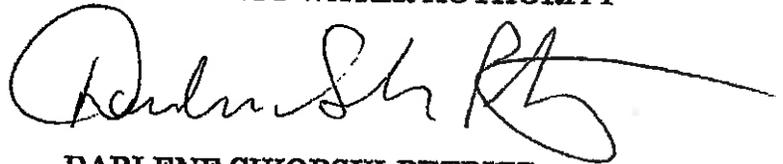
Third, the Authority requests submission of anticipated water usage per day, when available. Lastly, the Authority requests notification if the project becomes reclassified. However, the Authority agrees the Town is the appropriate agency to be designated as the lead agency pursuant to SEQRA.

Kevin E. Loftus, Town Attorney
Page 2
May 13, 2019

If you have any further questions, please do not hesitate to contact us.

Very truly yours,

ERIE COUNTY WATER AUTHORITY

A handwritten signature in black ink, appearing to read 'Darlene Sikorski-Petritz', with a long horizontal flourish extending to the right.

DARLENE SIKORSKI-PETRITZ
Deputy Associate Attorney

cc Russell J. Stoll, Executive Engineer
Steven W. Denzler, Distribution Engineer



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 15, 2019

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

Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Towne Audi # 1902; 21,000 SF Auto Dealership
Transit Rd. at Pasquale Dr.
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated May 14, 2019 from the Erie County Water Authority on the above-referenced project for your review.

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

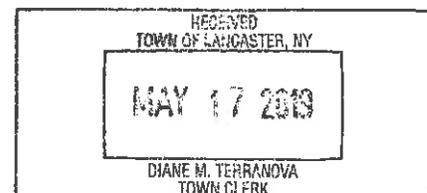
Very truly yours,


Kevin E. Loftus, Esq.
Town Attorney

KEL:lb

Enc.

CC (w/enc): Supervisor
Town Clerk
Building Inspector
Town Engineer





Erie County Water Authority

295 Main Street • Room 350 • Buffalo, NY 14203-2494
716-849-8484 • Fax 716-849-8463

Legal Department

May 14, 2019

VIA EMAIL (kloftus@lancasterny.gov) and REGULAR MAIL

**Kevin E. Loftus, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086**

**RE: Towne Audi # 1902; 21,000 SF Auto Dealership
Transit Rd at Pasquale Dr.
ECWA Project No. 199300491**

Dear Mr. Loftus:

The Erie County Water Authority (the "Authority") has received copies of the "Solicitation for Lead Agency Status" and the Short Environmental Assessment Form ("EAF") relating to the above-captioned project. The Authority's Engineering and Legal Department have reviewed these documents and agree with the assessment made by the Town of Lancaster (the "Town") that the project would be classified as an Unlisted Type action under the State Environmental Quality Review Act ("SEQRA").

Second, the Authority will need to review detailed plans to determine and mitigate conflicts with Authority facilities prior to bidding/construction of the automotive dealership project.

Third, the Authority requests submission of anticipated water usage per day, when available. Lastly, the Authority requests notification if the project becomes reclassified. However, the Authority agrees the Town is the appropriate agency to be designated as the lead agency pursuant to SEQRA.

Kevin E. Loftus, Town Attorney
Page 2
May 13, 2019

If you have any further questions, please do not hesitate to contact us.

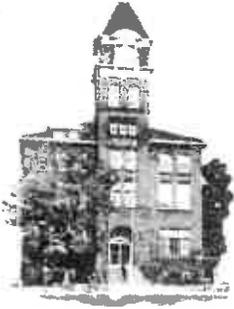
Very truly yours,

ERIE COUNTY WATER AUTHORITY

A handwritten signature in black ink, appearing to read "Darlene Sikorski-Petriz", written over a faint, illegible typed name.

DARLENE SIKORSKI-PETRITZ
Deputy Associate Attorney

cc Russell J. Stoll, Executive Engineer
Steven W. Denzler, Distribution Engineer



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 15, 2019

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

Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: 2-Lot Subdivision #2702
5 Wainwright Court
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated May 14, 2019 from the Erie County Water Authority on the above-referenced project for your review.

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

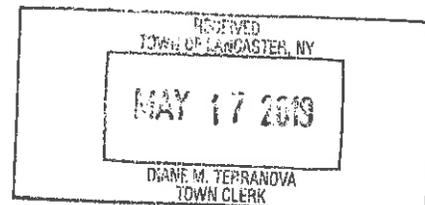
Very truly yours,


Kevin E. Loftus, Esq.
Town Attorney

KEL:lb

Enc.

CC (w/enc): Supervisor
Town Clerk
Building Inspector
Town Engineer





Erie County Water Authority

295 Main Street • Room 350 • Buffalo, NY 14203-2494
716-849-8484 • Fax 716-849-8463

Legal Department

May 14, 2019

VIA EMAIL (kloftus@lancasterny.gov) and REGULAR MAIL

**Kevin E. Loftus, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086**

**RE: 5 Wainwright Court #2702
Split existing lot
ECWA Project No. 199300491**

Dear Mr. Loftus:

The Erie County Water Authority (the "Authority") has received your request for lead agency status and the Short Environmental Assessment Form ("EAF") relating to the above-captioned project. The Authority's Engineering and Legal Department have reviewed these documents and agree with the assessment made by the Town of Lancaster (the "Town") that the project would be classified as an Unlisted action under the State Environmental Quality Review Act ("SEQRA").

Second, the Authority will need to review detailed plans to determine and mitigate conflicts with Authority facilities prior to bidding/construction of a residential project.

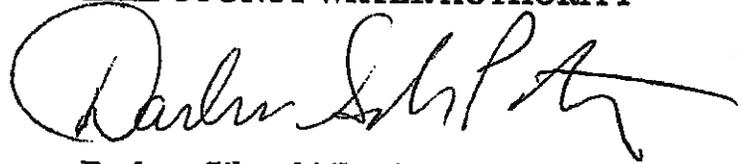
Third, the Authority requests submission of anticipated water usage per day, when available. Lastly, the Authority requests notification if the project becomes reclassified. However, the Authority agrees the Town is the appropriate agency to be designated as the lead agency pursuant to SEQRA.

Christopher Einstein, PWS Section Manager
CHA Date
Page 2
May 13, 2019

If you have any further questions, please do not hesitate to contact us.

Very truly yours,

ERIE COUNTY WATER AUTHORITY

A handwritten signature in black ink, appearing to read 'Darlene Sikorski-Petritz', written over a circular stamp or mark.

Darlene Sikorski-Petritz
Deputy Associate Attorney

cc Russell J. Stoll, Executive Engineer
Steven W. Denzler, Distribution Engineer



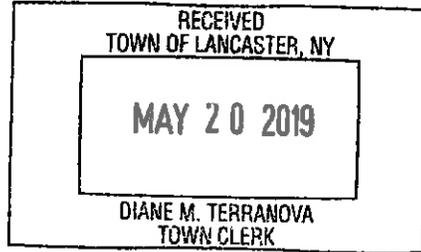
Association of State Floodplain Managers, Inc.

8301 Excelsior Drive, Madison, WI 53717

Phone: 608-828-3000 | Fax: 608-828-6319 | Email: asfpm@floods.org | Web: www.floods.org
Executive Director **Deputy Director Operations** **Director Emeritus**
Chad M. Berginnis, CFM Ingrid D. Wadsworth, CFM Larry A. Larson, P.E., CFM

April 22, 2019

Ms. Johanna Coleman
Town of Lancaster, NY
21 Central Ave.
Lancaster, NY 14086



*TC FOR Comm
COPY TO M. FAY FOR FILE
ORIGINAL TO TC FOR FILE
COPY TO M. FISCHIONE (2)*

Dear Ms. Coleman:

We are pleased to inform you that one of your staff, Matthew Fischione, has successfully completed the process and examination to become an ASFPM Certified Floodplain Manager (CFM®). The ASFPM grants this certification only to those professionals who meet the requirements and complete a comprehensive examination on the programs and standards to reduce flood losses in the nation. More information about the ASFPM CFM® Program is easily accessible on our website at www.floods.org under Certification.

The goals of the ASFPM CFM® Program are to:

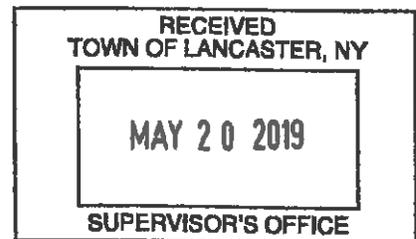
- Formalize a procedure to recognize and provide an incentive for individuals to improve their knowledge of floodplain management concepts;
- Enhance individual professional development goals;
- Promote an understanding of relevant subject matter that is consistent nationwide;
- Convey new concepts and practices; and
- Build partnerships among organizations and agencies that share the goal of advancing sound floodplain management.

We will continue to work with Matthew to maintain this important certification. We urge you to recognize and support this important professional step by your staff member.

Please feel free to contact me with any questions you may have.

Sincerely,

Chad Berginnis, CFM
Executive Director
Assn. of State Floodplain Managers



cc: Matthew Fischione, CFM

Dedicated to reducing flood risk and losses in the nation.

Chair
Maria Cox Lamm, CFM
State Coordinator
SC Dept. Natural Resources
803-734-3672
coxmdnr.sc.gov

Vice Chair
Brian Varrella, P.E., CFM
Hydraulics Team Lead
CO Dept. of Transportation
970-219-6496
brian.varrella@state.co.us

Treasurer
Amanda Flegel, P.E., CFM
Project Engineer
IL State Water Survey
217-300-3468
aflegel@illinois.edu

Secretary
Rebecca Pfeiffer, CFM
Floodplain Regulatory Team Lead
VT Agency Natural Resources
802-490-6157
rebecca.pfeiffer@vermont.gov

TC FOL COMM
COPY FOR SUP. FILE

NOTICE OF PUBLIC HEARING

Please be advised that a public hearing will be conducted pursuant to NYS Public Health Law Section 3008 on **May 30, 2019** at the **Alden Town Hall 3311 Wende Road, Alden, NY 14004**, concerning the application of the Lancaster Volunteer Ambulance Corps. for an expansion of primary operating territory to include the Town of Alden and also the Village of Alden. The purpose of the public hearing is to review the application and obtain input from all interested parties relative to a determination of public need. Any interested party may be heard as determined by the Hearing Officer and a concise presentation is appreciated.

The hearing for the application to expand to the Town of Alden will begin at **6:00 p.m.** and the hearing for the application to expand to the Village of Alden will begin at **6:30 p.m.** which may be delayed depending on the length of the hearing for the application involving the Town.

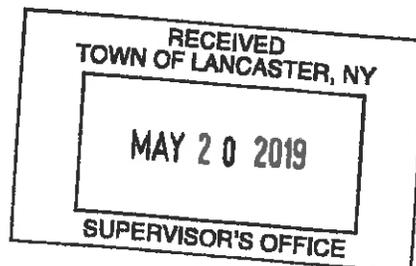
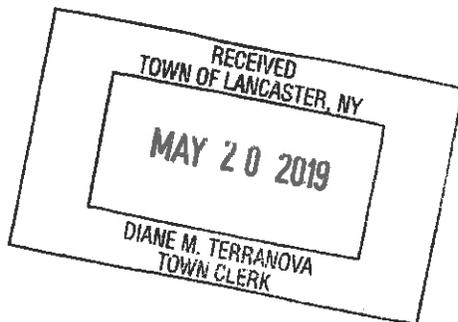
PUBLIC NEED IS DEFINED AS: THE DEMONSTRATED ABSENCE REDUCED AVAILABILITY OR AN INADEQUATE LEVEL OF CARE IN AMBULANCE OR EMERGENCY MEDICAL SERVICE AVAILABLE TO A GEOGRAPHICAL AREA WHICH IS NOT READILY CORRECTABLE THROUGH THE REALLOCATION OR IMPROVEMENT OF EXISTING RESOURCES.

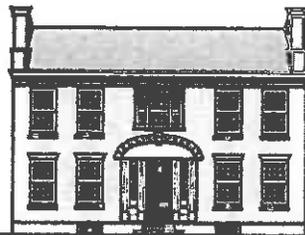
Any interested party may submit a written statement regarding such application to WEREMS Council, c/o UBMD Emergency Medicine EMS Division, 462 Grider Street, Buffalo, NY 14215, which statement must be received by **4:30 p.m. on May 28, 2019** or it may not be considered.

A copy of the application may be reviewed at <http://werems.org/lvac-eot/>

May 14, 2019

WYOMING ERIE REGIONAL EMS COUNCIL
c/o UBMD Emergency Medicine EMS Division
462 Grider Street
Buffalo, NY 14215





HULL HOUSE FOUNDATION

Circa 1810

May 20, 2019

Lancaster Town Council

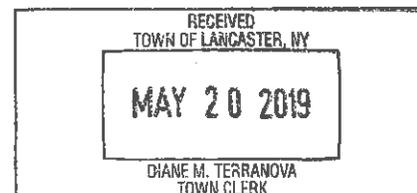
I would like to address a serious issue that has been a concern of the residents of the Town of Lancaster for many years.

Since there is soon to be a new owner and operator of the Lancaster Speedway, I feel that this is an excellent opportunity to address the issue of excessive noise generated by the raceway - and to see if we can finally get some relief. What I am proposing, respectfully, is that town officials request a meeting take place with the new owners of the track - a meeting at which they would be made aware of the concerns of the community - the community that they propose to become a part of - the purpose of that meeting being - to make them aware of our concern regarding the noise issue - and at that meeting to assess their willingness - to voluntarily - take steps to help relieve those concerns - and to then offer a potential solution that will greatly improve the situation.

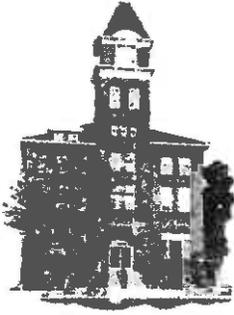
I have recently researched the question of noise reduction - and have found a company that deals with this problem and has dealt very successfully with the issue of noise abatement - a company that has dealt with and has helped airports, racetrack, and even NASA - by the development of a simple but effective material - that when installed along a fence line or wall will significantly reduce noise levels to a more acceptable level.

I know that many town residents are concerned about and are adversely affected by the noise, but who feel defeated and are unable or unwilling to come forward to speak out.

Gary N. Costello, President
Hull House Foundation



5976 Genesee Street Lancaster, New York 14086 (716) 681-6451



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 20, 2019

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

Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Towne Audi # 1902; 21,000 SF Auto Dealership
Transit Rd. at Pasquale Dr.
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

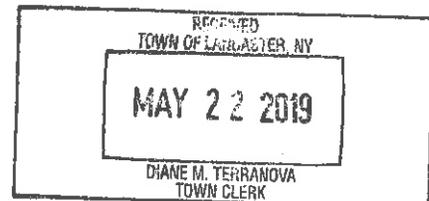
Enclosed please find a SEQR response dated May 19, 2019 from the US Army Corps of Engineers on the above-referenced project for your review.

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

Very truly yours,

Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Enc.
CC (w/enc): Supervisor
Town Clerk
Building Inspector
Town Engineer



Leza Braun

From: Kevin Loftus
Sent: Sunday, May 19, 2019 1:37 PM
To: Leza Braun
Subject: Fwd: Proposed Auto Dealership Transit Road at Pasquale Drive (UNCLASSIFIED)

For SEQR and Pb

Sent from my iPhone

Begin forwarded message:

From: "Metivier, Steven V CIV USARMY CELRB (US)"
<Steven.V.Metivier@usace.army.mil>
Date: May 17, 2019 at 11:50:24 AM EDT
To: "kloftus@lancasterny.gov" <kloftus@lancasterny.gov>
Subject: Proposed Auto Dealership Transit Road at Pasquale Drive (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

Mr. Loftus,

I have reviewed the information you sent regarding the proposed Towne Audi dealership at Transit Road and Pasquale Drive.

The US Army Corps of Engineers has no objection to the Town of Lancaster acting as lead agency with respect to SEQRA.

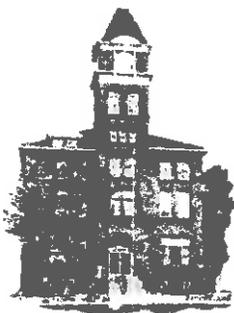
I note that the project site is mapped as containing soils that are primarily hydric in nature. As such, the Corps recommends that the applicant have a wetland delineation performed on the site to identify any potential waters of the US that may exist.

Thank you for the opportunity to comment. Please feel free to contact me if you have questions or wish to discuss further.

v/r,

Steven V. Metivier
Chief, NY-Application Evaluation Section
Buffalo District
US Army Corps of Engineers
1776 Niagara Street
Buffalo, NY 14207
716-879-4314
716-239-7167 (cell)
716-879-4310 (fax)

CLASSIFICATION: UNCLASSIFIED



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 20, 2019

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

Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Towne Audi # 1902; 21,000 SF Auto Dealership
Transit Rd. at Pasquale Dr.
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated May 14, 2019 from the New York State Department of Environmental Conservation on the above-referenced project for your review.

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

Very truly yours,

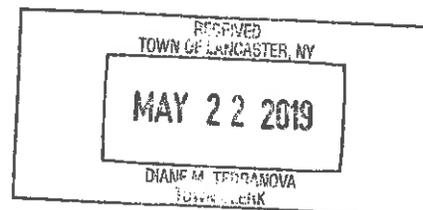


Kevin E. Loftus, Esq.
Town Attorney

KEL:lb

Enc.

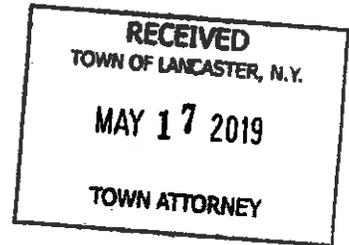
CC (w/enc): Supervisor
Town Clerk
Building Inspector
Town Engineer



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9
270 Michigan Avenue, Buffalo, NY 14203-2915
P: (716) 851-7165 | F: (716) 851-7168
www.dec.ny.gov

May 14, 2019



Kevin E. Loftus, Esq., Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Dear Mr. Loftus,

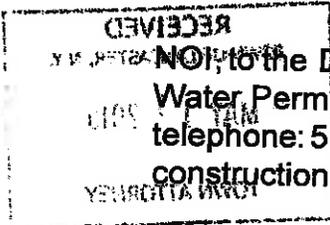
**SEQR Lead Agency Designation
Transit Road at Pasquale Drive
Towne Audi Auto Dealership
Town of Lancaster, Erie County**

This is to acknowledge receipt of your May 3, 2019 notice which requested State Environmental Quality Review Act (SEQR) Lead Agency status for the above-noted project. The Department concurs that the Town of Lancaster should act as SEQR Lead Agency, since the environmental impacts of the proposal are primarily of local significance. However, please be advised of the following:

1. If project activities will involve land disturbance of 1 acre or more, the project sponsor, owner or operator is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-15-002). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filing a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-15-002, as well as the NOI form, is available on the Department's website at www.dec.ny.gov/chemical/43133.html. Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at www.dec.ny.gov/chemical/8468.html.

The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the

Mr. Kevin E. Loftus
May 14, 2019
Page 2



NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4th Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.

2. The project site appears to be within an archaeologically sensitive area, as shown on the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) map located at <https://cris.parks.ny.gov/>. As part of the SEQR process, the Town should evaluate this concern, unless it can be verified by appropriate documentation that the site has been significantly disturbed in a way that would destroy potential artifacts. Please recognize that normal agricultural activities, such as plowing, would not constitute such land disturbance. If there are any questions regarding this, contact OPRHP (telephone: 518/237-8643). Note: If any of the described Department approvals are required, an appropriate archaeological investigation must be conducted in order to satisfy the New York State Historic Preservation Act.

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

Sincerely,

David S Denk
Regional Permit Administrator

BAD/



Town of Lancaster

BUILDING DEPARTMENT
 21 CENTRAL AVENUE
 LANCASTER, NEW YORK 14086
 716-684-4171
 FAX 685-5317

5/22/19

Clyde Mays, Jr.
 May's Tree Service
 PO Box 540
 Lancaster, NY 14086

RE: 73 Cemetery Rd. Site Plan Requirements and Approval Conditions

Dear Mr. Mays,

The above referenced project was issued a building permit on March 29, 2019 in an effort to assist you in retaining contractors and continuing progress.

To date, none of the required permitting, filings, regular SWPPP inspections and approval conditions have been met or completed.

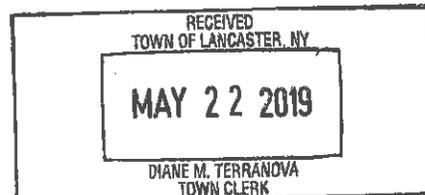
To prevent a work stoppage of this project, submit the following by 5/31/19;

- 1.) An MS4 Acceptance form for signature by the Town Supervisor.
- 2.) Immediately file the signed MS4 Acceptance form with the NYSDEC
- 3.) Install the Erosion and Sediment control measures as proposed.
- 4.) Submit 2 executed originals of the Stormwater Control Facility Maintenance Agreement to the Town Attorney's Office.
- 5.) Provide the Tenant Inventory list, contact information and unit locations to the Building Department.
- 6.) Apply for the Private Improvement Permits for Storm Sewer and Detention Basin.

Sincerely,

Matt Fischione, Code Enforcement Officer
 Town of Lancaster Building Department
 21 Central Avenue
 Lancaster, NY 14086

CC: Ed Schiller, Town Engineer
 Kevin Loftus, Town Attorney
 Lancaster Town Board



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

COPY

May 23, 2019

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

Re: **SPECIAL USE PERMIT -**
5067 Transit Road

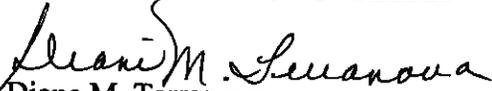
Dear Matt:

Enclosed is a copy of a letter from Megen Schiffler, Comptroller for Joe Basil Chevrolet requesting a renewal of their Special Use Permit for an automobile glass and accessory installation facility which will expire on July 3, 2019 on premises located at 5067 Transit Road.

Please inform the Town Board and my office as to the applicant's compliance to all conditions stipulated in their permit so that a resolution to renew this Special Use Permit may be prepared for the next Town Board Meeting.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova
Town Clerk

DMT/dm

Encl.

cc: Kevin Loftus, Town Attorney
Town Board

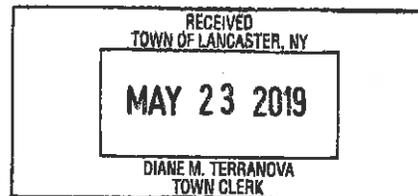
File: Zoning Special Use.wpd

COPY

COPY

COPY

COPY



May 20, 2019

Lancaster Town Board
C/O Town Clerk's Office
21 Central Avenue
Lancaster, NY 14086

To Whom It May Concern:

Please allow this letter to serve as our request for continuation/renewal of our Special Use Permit for an automobile glass and accessory installation facility on premises located at 5067 Transit Road, SBL. 115.09-1-29.11.

If you have any questions or require any additional documentation, my direct line is 206-1783.

Thank you,

A handwritten signature in black ink, appearing to read "Megen Schiffler".

Megen Schiffler
Controller
Joe Basil Chevrolet Inc.



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

Validation Date and Number: 03/12/19 26251

THIS CERTIFICATE EXPIRES 10/31/19

This person is REGISTERED AS A
NEW MOTOR VEHICLE DEALER
pursuant to the provisions of the Vehicle and Traffic Law.

FACILITY IDENTIFICATION NO: 5320407

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 DLS

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26251

This person is REGISTERED AS A
SNOWMOBILE DEALER
pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE

MV-91P (11/95)



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 ISP

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26249

This person is LICENSED AS A
PUBLIC INSPECTION STATION
pursuant to the provisions of the Vehicle and Traffic Law
1A-1B-2A-2B-3



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE

MV-91P (11/95)



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 RS

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26248

This person is REGISTERED AS A
REPAIR SHOP
pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE

MV-91P (11/95)

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

COPY

May 23, 2019

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

Re: **SPECIAL USE PERMIT -**
5071 Transit Road

Dear Matt:

Enclosed is a copy of a letter from Megen Schiffler, Comptroller for Joe Basil Chevrolet requesting a renewal of their Special Use Permit to operate a facility which installs accessories serviced through Joe Basil Dealership which will expire on July 3, 2019 on premises located at 5071 Transit Road.

Please inform the Town Board and my office as to the applicant's compliance to all conditions stipulated in their permit so that a resolution to renew this Special Use Permit may be prepared for the next Town Board Meeting.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova
Town Clerk

DMT/dm

Encl.

cc: Kevin Loftus, Town Attorney
Town Board

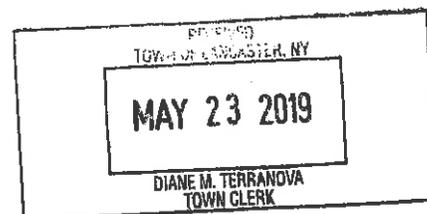
File: Zoning Special Use.wpd

COPY

COPY

COPY

COPY



May 20, 2019

Lancaster Town Board
C/O Town Clerk's Office
21 Central Avenue
Lancaster, NY 14086

To Whom It May Concern:

Please allow this letter to serve as our request for continuation/renewal of our Special Use Permit to operate a facility which installs accessories on automobiles serviced through Joe Basil Dealerships on premises located at 5071 Transit Road, SBL. 115.09-1-28.

If you have any questions or require any additional documentation, my direct line is 206-1783.

Thank you,

A handwritten signature in black ink, appearing to read "Megen Schiffler".

Megen Schiffler
Controller
Joe Basil Chevrolet Inc.



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26250

This person is REGISTERED AS A
NEW MOTOR VEHICLE DEALER
pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws.
POST IN A CONSPICUOUS PLACE



New York State Department of Motor Vehicles
**OFFICIAL BUSINESS
 CERTIFICATE**

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 DLS

JOE BASIL CHEVROLET INC
 5111-5123 TRANSIT RD
 DEPEW NY 14043

Validation Date and Number: 03/12/19 26251

This person is REGISTERED AS A
 SNOWMOBILE DEALER
 pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws.
 POST IN A CONSPICUOUS PLACE

MV-63P (11/05)



New York State Department of Motor Vehicles
**OFFICIAL BUSINESS
 CERTIFICATE**

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 ISP

JOE BASIL CHEVROLET INC
 5111-5123 TRANSIT RD
 DEPEW NY 14043

Validation Date and Number: 03/12/19 26249

This person is LICENSED AS A
 PUBLIC INSPECTION STATION
 pursuant to the provisions of the Vehicle and Traffic Law.
 1A-1B-2A-2B-3



This document does not certify that this business complies with zoning and other local laws.
 POST IN A CONSPICUOUS PLACE

MV-63P (11/05)



New York State Department of Motor Vehicles
**OFFICIAL BUSINESS
 CERTIFICATE**

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 RS

JOE BASIL CHEVROLET INC
 5111-5123 TRANSIT RD
 DEPEW NY 14043

Validation Date and Number: 03/12/19 26248

This person is REGISTERED AS A
 REPAIR SHOP
 pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws.
 POST IN A CONSPICUOUS PLACE

MV-63P (11/05)

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

COPY

May 23, 2019

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

**Re: SPECIAL USE PERMIT -
5111 Transit Road**

Dear Matt:

Enclosed is a copy of a letter from Megen Schiffler, Comptroller for Joe Basil Chevrolet requesting a renewal of their Special Use Permit to operate an automobile dealership facility which will expire on July 3, 2019 on premises located at 5111 Transit Road.

Please inform the Town Board and my office as to the applicant's compliance to all conditions stipulated in their permit so that a resolution to renew this Special Use Permit may be prepared for the next Town Board Meeting.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova
Town Clerk

DMT/dm

Encl.

cc: Kevin Loftus, Town Attorney
Town Board

File: Zoning Special Use.wpd

COPY

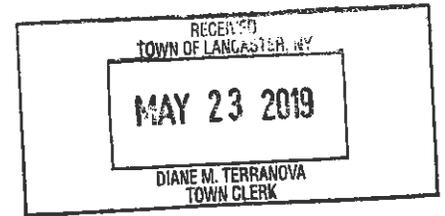
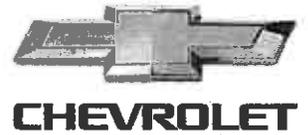
COPY

COPY

COPY

basil family dealerships

jo **jo** basil chevrolet
...just great deals!



May 20, 2019

Lancaster Town Board
C/O Town Clerk's Office
21 Central Avenue
Lancaster, NY 14086

To Whom It May Concern:

Please allow this letter to serve as our request for continuation/renewal of our Special Use Permit to operate an automobile dealership facility on premises located at 5111 Transit Road, SBL. 115.09-1-1.11.

If you have any questions or require any additional documentation, my direct line is 206-1783.

Thank you,

A handwritten signature in black ink, appearing to read "Megen Schiffler".

Megen Schiffler
Controller
Joe Basil Chevrolet Inc.

Phone: (716)683-6800 | 5111 Transit Rd. Depew, NY 14043

Using exceptional sales, service and unsurpassed integrity to build our business.



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26250

This person is REGISTERED AS A
NEW MOTOR VEHICLE DEALER
pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws.
POST IN A CONSPICUOUS PLACE



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 DLS

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26251

This person is REGISTERED AS A
SNOWMOBILE DEALER
pursuant to the provisions of the Vehicle and Traffic Law



This document does not certify that this business complies with zoning and other local laws

POST IN A CONSPICUOUS PLACE

MV-61P (11/05)



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 ISP

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26249

This person is LICENSED AS A
PUBLIC INSPECTION STATION
pursuant to the provisions of the Vehicle and Traffic Law
1A-1B-2A-2B-3



This document does not certify that this business complies with zoning and other local laws

POST IN A CONSPICUOUS PLACE

MV-61P (11/05)



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 RS

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26248

This person is REGISTERED AS A
REPAIR SHOP
pursuant to the provisions of the Vehicle and Traffic Law



This document does not certify that this business complies with zoning and other local laws

POST IN A CONSPICUOUS PLACE

MV-61P (11/05)

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

393

COPY

May 23, 2019

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

**Re: SPECIAL USE PERMIT -
5123-5127 Transit Road**

COPY

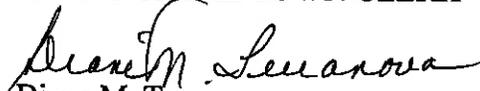
Dear Matt:

Enclosed is a copy of a letter from Megen Schiffler, Comptroller for Joe Basil Chevrolet requesting a renewal of their Special Use Permit to operate a Kwik Lube and carwash facility which will expire on July 3, 2019 on premises located at 5123-5127 Transit Road.

Please inform the Town Board and my office as to the applicant's compliance to all conditions stipulated in their permit so that a resolution to renew this Special Use Permit may be prepared for the next Town Board Meeting.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova
Town Clerk

COPY

DMT/dm

Encl.

cc: Kevin Loftus, Town Attorney
Town Board

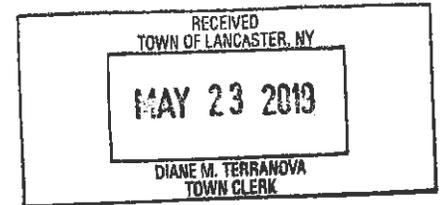
File: Zoning Special Use.wpd

COPY

COPY

basil family dealerships

 **joe basil chevrolet**
...just great deals!



May 20, 2019

Lancaster Town Board
C/O Town Clerk's Office
21 Central Avenue
Lancaster, NY 14086

To Whom It May Concern:

Please allow this letter to serve as our request for continuation/renewal of our Special Use Permit to operate a Kwik Lube and carwash facility on premises located at 5123-5127 Transit Road, SBL. 115. 05-2-45.11.

If you have any questions or require any additional documentation, my direct line is 206-1783.

Thank you,



Megen Schiffler
Controller
Joe Basil Chevrolet Inc.

Phone: (716)683-6800 | 5111 Transit Rd. Depew, NY 14043

Using exceptional sales, service and unsurpassed integrity to build our business.



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26250

This person is REGISTERED AS A
NEW MOTOR VEHICLE DEALER
pursuant to the provisions of the Vehicle and Traffic Law.



This document does not certify that this business complies with zoning and other local laws.
POST IN A CONSPICUOUS PLACE



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 DLS

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26251

This person is REGISTERED AS A
SNOWMOBILE DEALER
pursuant to the provisions of the Vehicle and Traffic Law



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE

MV-61P (11/95)



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 ISP

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26249

This person is LICENSED AS A
PUBLIC INSPECTION STATION
pursuant to the provisions of the Vehicle and Traffic Law
1A-1B-2A-2B-3



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE

MV-61P (11/95)



New York State Department of Motor Vehicles

OFFICIAL BUSINESS CERTIFICATE

THIS CERTIFICATE EXPIRES 10/31/19

FACILITY IDENTIFICATION NO. 5320407 RS

JOE BASIL CHEVROLET INC
5111-5123 TRANSIT RD
DEPEW NY 14043

Validation Date and Number: 03/12/19 26248

This person is REGISTERED AS A
REPAIR SHOP
pursuant to the provisions of the Vehicle and Traffic Law



This document does not certify that this business complies with zoning and other local laws
POST IN A CONSPICUOUS PLACE

MV-61P (11/95)



Town of Lancaster

394

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

May 15, 2019

Planning Board Members:

Neil Connelly, Chairman
Rebecca Anderson
Anthony Gorski
Joseph Keefe
Stanley Jay Keysa III
Lawrence Korzeniewski
Kristin McCracken

Town Board Members:

Johanna Coleman, Supervisor
Adam Dickman
Dawn Gaczewski
Ronald Ruffino, Sr.
Matthew Walter

Engineering Consultant:

Ed Schiller, Wm. Schutt & Associates

Town Attorney:

Kevin E. Loftus

Town Highway Superintendent:

Daniel J. Amatura

Building & Zoning Inspector:

Matthew Fischione

Gentlemen/Ladies:

Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held May 15, 2019. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

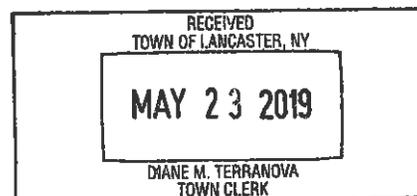
Sincerely yours,

Neil R. Connelly

Neil R. Connelly
Planning Board Chairman

NRC:cm

Encl.



A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the 15th day of May 2019 at 7:00 P.M. and there were present:

PRESENT: Neil Connelly, Chairman
Rebecca Anderson, Member
Joseph Keefe, Member
Stanley Jay Keysa III, Member
Lawrence Korzeniewski, Member
Kristin McCracken, Member

EXCUSED: Anthony Gorski, Member

ABSENT: None

ALSO PRESENT: None

Town Board Members: Johanna Coleman. Supervisor

Other Elected Officials: None

Town Staff: Kevin Loftus, Town Attorney
Ed Schiller of Wm. Schutt & Assoc.
Matt Fischione, Code Enforcement Officer
Cynthia Maciejewski, Recording Secretary

Meeting called to order by Chair Connelly at 7:00 P.M.

Pledge of Allegiance led by Member Keefe.

Minutes-A motion was made by Kristin McCracken to approve the minutes from the May 1, 2019 Planning Board Meeting. Motion seconded by Joseph Keefe and unanimously carried.

**Town of Lancaster Planning Board
Communications-May 15, 2019**

- 5.15.01 Notice of SEQR reviews to be held 5/15/19.
- 5.15.02 SEQR response dated 5/06/19 from NYS DEC regarding 2-Lot Subdivision at 5 Wainwright Ct.
- 5.15.03 SEQR responses dated 3/19/19 and 3/28/19 from Erie County Division of Sewerage Management, and Environment and Planning respectively, regarding Siebert Rd. Subdivision.
- 5.15.04 SEQR response dated 5/07/19 from the ECWA regarding Edwards 3-Lot Subdivision.
- 5.15.05 SEQR response dated 5/09/19 from Erie County Department of Health regarding Edwards 3-Lot Subdivision.
- 5.15.06 SEQR response dated 4/30/19 from NYS DEC regarding Edwards 3-Lot Subdivision.
- 5.15.07 SEQR response dated 5/06/19 from NYS DEC regarding Office/Warehouse at 10 Lancaster Pkwy.
- 5.15.08 SEQR response dated 4/17/19 from NYS Department of Parks, Recreation, and Historic Preservation regarding Office/Warehouse at 10 Lancaster Pkwy.
- 5.15.09 SEQR responses dated 4/23/19 and 5/06/19 from the Erie County Division of Sewerage Management, and Environment and Planning respectively, regarding Hull House Parking Lot.

- 5.15.10 SEQR response dated 5/06/19 from the Erie County Department of Health regarding PCB Piezotronics.
- 5.15.11 Memos dated 5/06/19 from Michelle Barbaro, Park Crew Chief, noting there are no issues regarding Great Dane Parking, 10 Lancaster Parkway, Project #1621 at Lancaster Pkwy, and Minor Subdivision at 5 Wainwright Ct.
- 5.15.12 Letter dated 5/01/19 from Keith McCoy, 170 Central Ave., to Planning Board members, asking for a zoning change on the north side of Genesee St. from Gunnville Rd. to Harris Hill, from RCO to LI.
- 5.15.13 SEQR response dated 4/26/19 from NYS DOT regarding Candlewood Suites at 50 Freeman Rd.
- 5.15.14 SEQR response dated 4/26/19 from NYS DOT regarding Advanced Thermal Systems, 15 Enterprise Dr.
- 5.15.15 SEQR response dated 4/26/19 from the NYS DOT regarding PCB Piezotronics.
- 5.15.16 SEQR responses dated April 9,11 &17, 2019 from the Erie County Division of Sewerage Management, Environment and Planning, and Public Works, respectively regarding 21 Pavement Rd. expansion and foyer.
- 5.15.17 Resolution adopted by Town Board on 5/06/19 noting that the Town Attorney or Town Clerk shall inform involved agencies and the Project Sponsor that the Town Board is considering the recession of the negative declaration for Windsor Ridge South Phase @, and is also considering issuance of a positive declaration as per the Planning Board's recommendation. Responses must be received by 4:00P.M. on 5/15/19.
- 5.15.18 Letter dated 5/06/19 from Kenneth Zollitsch, representing Siebert Rd. Subdivision, to Matt Fischione, with additional and revised documents, as well as noting that adjacent property owners were contacted regarding landscaping and property lines. SEQR determination is also requested for next available meeting.
- 5.15.19 Follow up letter dated 5/03/19 from Kenneth Zollitsch to property owners adjacent to proposed Siebert Rd. subdivision, regarding property lines and landscape.

- 5.15.20 Letter dated 5/10/19 from Ed Schiller, Town Engineer, with comments regarding Great Dane at 3875 Walden Ave. Mr. Schiller notes that a SWPPP and a Stormwater Facility Maintenance Agreement will be required.
- 5.15.21 Letters and responses via email from Matt Fischione, Code Enforcement Officer, to Ken Zollitsch and Dave DePaolo, representing Juniper Townhomes, outlining steps in the process to complete the revised project.
- 5.15.22 Letter from Cathleen Crumlish, 185 Siebert Rd., voicing objections to proposed Siebert Rd. Subdivision. She notes in particular that currently traffic is "deplorable" and this project will exacerbate the situation. Safety is an issue particularly for young children. The infrastructure is not currently in place to handle the displaced wildlife or traffic. Headlights will constantly shine in her home as it is directly across from the proposed new road.
- 5.15.23 Resolution adopted by the Town Board on 5/6/19 adopting Local Law #2 entitled "Permits and Application Fees Revision".
- 5.15.24 Resolution adopted by the Town Board on 5/6/19 adopting Local Law #3 entitled "Improvements, Public and Private".
- 5.15.25 Resolution adopted by the Town Board on 5/6/19 adopting Local Law #4 entitled "Floodplains Revision".
- 5.15.26 Letter dated 5/15/19 from Matthew Wiza, 169 Siebert Rd. indicating his opposition to the proposed Siebert Rd. Subdivision.
- 5.15.27 Supplemental environmental impact information submitted by John Haumesser and other residents of Siebert Rd.
- 5.15.28 Letter from Michael Emser, 165 Siebert Rd. with comments in opposition to the proposed Siebert Subdivision.
- 5.15.29 Storm Water Retention video from John Haumesser, 173 Siebert Rd.

Planning Board Minutes
SEQR Review
May 15, 2019

The Planning Board held its meeting at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 15th day of May 2019 at 7:06p.m. and there were

PRESENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
JOSEPH KEEFE, PLANNING BOARD MEMBER
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
KRISTIN MCCRACKEN, PLANNING BOARD MEMBER
NEIL CONNELLY, PLANNING BOARD CHAIRMAN

EXCUSED: ANTHONY GORSKI, PLANNING BOARD MEMBER

ALSO PRESENT: JOHANNA COLEMAN, SUPERVISOR
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
KEVIN LOFTUS, TOWN ATTORNEY
CYNTHIA MACIEJEWSKI, RECORDING SECRETARY

PURPOSE OF MEETING:

IN THE MATTER OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) OF THE
SIEBERT ROAD SUBDIVISION
LOCATED AT 185 SIEBERT (S.B.L. 127.01-1-35.1)

The Planning Board reviewed the Short Environmental Assessment Form on the 17+/- Single family development on 11.8 +/- acres, roadway and all necessary site infrastructure matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form entitled "Part 2 Impact Assessment" which was provided to each member.

PLEASE TAKE NOTICE, that the Planning Board of the Town of Lancaster, acting as an advisory committee to provide input to the Town Board, the designated lead agency under the State Environmental Quality Review Act (SEQRA), has reviewed the following described proposed action, which is an **unlisted** action, and that committee recommends that there are significant adverse environmental impacts relative to the criteria found in 6 NYCRR §617.d, and further recommends that the lead agency issue a **Positive Declaration** for the purposes of Article 8 of the Environmental Conservation Law in accordance with §617.12.

NAME AND ADDRESS OF LEAD AGENCY

Lancaster Town Board
21 Central Avenue
Lancaster, New York 14086
Kevin Loftus, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 12.7+/- acres.

The location of the premises being reviewed is 185 Siebert Road (S.B.L. 127.01-1-35.1), Lancaster, New York 14086, Erie County.

This project described as a 17+/- single family development on 8.5+/- acre physically disturbed area.

THE FOLLOWING MOTION TO OFFER A POSITIVE DECLARATION WAS OFFERED BY MEMBER KEEFE, WHO MOVED ITS ADOPTION, BASED ON ALL OF THE MODERATE TO LARGE IMPACTS NOTED, SECONDED BY MEMBER ANDERSON, TO WIT:

REASONS SUPPORTING RECOMMENDATION

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? Moderate to large impact. The use of the land is changing from open meadow to a 20 house development.
3. Will the proposed action impair the character or quality of the existing community? Moderate to large impact. The area in question is currently open and natural space. The proposed development will permanently diminish this area and the existing community. Lights will be frequently shining into windows of existing homes resulting in a decrease in the quality of life.
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? Moderate to large impact. There will be an increase in traffic that will exceed an acceptable level. Siebert Rd. has become a cut through to William St. from

other developments. Sight lines on Siebert Rd. are poor and a lack of sidewalks on the east side of Siebert between Brunck Rd. and William St. create safety issues for current residents exiting their homes and pedestrians in the area. The proposed road at the top of the hill will exacerbate this situation. The cul-de-sac inhibits connectivity; there is one ingress/egress for the subdivision; no alternative options for emergency vehicles.

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 impactThere is water and sewer capacity.
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? Moderate to large impact. In terms of aesthetics, a former hayfield/meadow will become backyards. The project is located in an archeologically sensitive area. The State Historic Preservation Office (SHPO) needs to evaluate and make a determination.
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? Moderate to large impact. A wetland delineation report is needed. Anecdotal evidence indicates a very wet site. The adjacent area as well as the immediate area south of the creek already experience wet yards and frequently running sump pumps, likely to be exacerbated by this action. This action will result in a destruction of a vibrant eco-system including deer, rabbits and a multitude of fireflies. Full site delineation is requested by the Army Corps of Engineers.
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? Moderate to large impact. Potential for increases due to flooding and drainage problems is high due to already impacted properties downstream of this site. The town drainage system on Siebert Rd. is already impacted when this North Branch of Slate Bottom Creek experiences a high water event. Overloaded systems from Siebert Rd. have been backing up into Brunck Rd. drainage systems. Sump pumps running constantly is an adverse effect. There is certainly the potential for erosion. The cumulative effect of systems already in place at William Street School and other subdivisions will lead to increases in duration of high water in the creek, which in turn can lead to flooding and degradation of water quality from erosion. The meadow currently traps stormwater, snowmelt, and other

surface waters, hence protecting the area from negative impacts associated with flooding and erosion.

11. Will the proposed action create a hazard to environmental resources or human health? Moderate to large impact. Wildlife and natural fields will be impacted. The field currently acts as a sponge for the rest of the community and is a natural resource that reduces the volume and speed of runoff. No or small impact on human health.

and,

BE IT FURTHER

RESOLVED, that the Planning Board recommendation be sent to the Town Board, for its review and consideration as the lead agency for the Action.

The question of the adoption of the foregoing Recommendation was duly put to a vote which resulted as follows:

REBECCA ANDERSON, PLANNING BOARD MEMBER	VOTED YES
ANTHONY GORSKI, PLANNING BOARD MEMBER	EXCUSED
JOSEPH KEEFE, PLANNING BOARD MEMBER	VOTED YES
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER	VOTED YES
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER	VOTED YES
KRISTIN MCCRACKEN, PLANNING BOARD MEMBER	VOTED YES
NEIL CONNELLY, PLANNING BOARD CHAIRMAN	VOTED YES

The Motion to Recommend was thereupon adopted.

MAY 15, 2019

Planning Board Minutes
SEQR Review
May 15, 2019

The Planning Board held its meeting at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 15th day of May 2019 at 7:28p.m. and there were

PRESENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
JOSEPH KEEFE, PLANNING BOARD MEMBER
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
KRISTIN MCCRACKEN, PLANNING BOARD MEMBER
NEIL CONNELLY, PLANNING BOARD CHAIRMAN

EXCUSED: ANTHONY GORSKI, PLANNING BOARD MEMBER

ALSO PRESENT: JOHANNA COLEMAN, SUPERVISOR
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
KEVIN LOFTUS, TOWN ATTORNEY
CYNTHIA MACIEJEWSKI, RECORDING SECRETARY

PURPOSE OF MEETING:

IN THE MATTER OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) OF THE
21 PAVEMENT ROAD
LOCATED AT 21 PAVEMENT ROAD

The Planning Board reviewed the Short Environmental Assessment Form on the construction of the 2,800 sq ft building with a 150 sq ft foyer, site improvements include the paving of a portion of the existing stone drive and removal of the south stone drive, matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form entitled "Part 2 Impact Assessment" which was provided to each member.

PLEASE TAKE NOTICE, that the Planning Board of the Town of Lancaster, acting as an advisory committee to provide input to the Town Board, the designated lead agency under the State Environmental Quality Review Act (SEQRA), has reviewed the following described proposed action, which is an **unlisted** action, and that committee recommends that there are no significant adverse environmental impacts relative to the criteria found in 6 NYCRR §617.d, and further recommends that the lead agency issue a **Negative Declaration** for the purposes of Article 8 of the Environmental Conservation Law in accordance with §617.12.

NAME AND ADDRESS OF LEAD AGENCY

Lancaster Town Board
21 Central Avenue
Lancaster, New York 14086
Kevin Loftus, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 1.0 acres.

The location of the premises being reviewed is 21 Pavement Road (S.B.L. 116.08-1-71), Lancaster, New York 14086, Erie County.

This project described as a 2,800 sq ft addition with a 150 sq ft foyer and site improvements on .3+ acre physically disturbed area.

**THE FOLLOWING MOTION TO OFFER A NEGATIVE DECLARATION WAS OFFERED BY MEMBER KEYSA, WHO MOVED ITS ADOPTION, SECONDED BY MEMBER KORZENIEWSKI,
TO WIT:**

REASONS SUPPORTING RECOMMENDATION

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 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 and 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.

and,

BE IT FURTHER

RESOLVED, that the Planning Board recommendation be sent to the Town Board, for its review and consideration as the lead agency for the Action.

The question of the adoption of the foregoing Recommendation was duly put to a vote which resulted as follows:

REBECCA ANDERSON, PLANNING BOARD MEMBER	VOTED YES
ANTHONY GORSKI, PLANNING BOARD MEMBER	EXCUSED
JOSEPH KEEFE, PLANNING BOARD MEMBER	VOTED YES
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER	VOTED YES
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER	VOTED YES
KRISTIN MCCRACKEN, PLANNING BOARD MEMBER	VOTED YES
NEIL CONNELLY, PLANNING BOARD CHAIRMAN	VOTED YES

The Motion to Recommend was thereupon adopted.

MAY 15, 2019

SITE PLAN REVIEW-PROJECT #2010, 21 PAVEMENT ROAD (S.B.L.# 116.08-1-71) LOCATED AT 21 PAVEMENT ROAD. CONSTRUCTION OF APPROXIMATELY 2,800 SQ FT BUILDING AND A 150+/- SQ FT FOYER. SITE IMPROVEMENTS INCLUDE PAVING A PORTION OF THE EXISTING STONE DRIVE AND REMOVAL OF THE SOUTH STONE DRIVE.

Ken Zollitsch of Greenman Pedersen Inc. presented the 2,800 sq ft building expansion for the existing business. Erosion Sediment Control measures were submitted along with additional drawings. Ed Schiller, Town Engineer was satisfied with the engineering items. Matt Fischione, Code Enforcement Officer explained that this is a nonconforming use. As a permitted nonconforming, this is a prime candidate for a zoning amendment. This would be a correction in the zoning and was agreed that it should be done now with the site plan approval. The zoning would change to General Business or Light Industrial for a B-occupancy. If the zoning is made correct the variance is moot.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Rebecca Anderson to recommend the approval of the site plan to the Town Board and to recommend the zoning change be made to be compliant and no longer exist as a nonconforming use.

Motion seconded by Kristin McCracken.

Roll call as follows:

- | | |
|------------------------|---------------------------|
| Chairman Connelly-Yes | Stanley Jay Keysa III-Yes |
| Rebecca Anderson-Yes | Lawrence Korzeniewski-Yes |
| Anthony Gorski-Excused | Kristin McCracken-Yes |
| Joseph Keefe-Yes | |

Motion carried.

SITE PLAN REVIEW-PROJECT #1816, HULL HOUSE PARKING LOT LOCATED AT 0 GENESEE ST. BETWEEN 5956 & 5962 GENESEE ST. (S.B.L. 83.00-5-23.12). PROPOSED ASPHALT AND STONE PARKING LOT WITH NEW CURB CUT LOCATED ON GENESEE ST.

Anthony Pandolfe of Carmina, Wood, Morris presented the site plan which now includes an ADA compliant, handicap accessible ramp from the parking area to the Hull House. There is a second pathway with stairs to the event venue. The lighting will be controlled by the owner. A pedestrian and a parking access agreement will be filed and provided to Kevin Loftus, Town Attorney. SHPO is requiring an Archeological survey due to the sensitivity of the area. The SEQR could be conducted on 6/5/19 but it is doubtful that the SHPO will be done by then. Ed Schiller, Town Engineer discussed that the maintenance of the wells need to be in writing and provided to him. The testing of them is tricky and some adjustments may need to be made. The applicant would like to stay under 1 acre of land disturbance.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Stanley Keysa to table the project. Motion seconded by Joseph Keefe.

Roll call as follows:

Chairman Connelly-Yes
Rebecca Anderson-Yes
Anthony Gorski-Excused
Joseph Keefe-Yes

Stanley Jay Keysa III-Yes
Lawrence Korzeniewski-Yes
Kristin McCracken-Yes

Motion carried.

SITE PLAN REVIEW-PROJECT #1956, OFFICE/WAREHOUSE LOCATED AT 10 LANCASTER PARKWAY. PROPOSED 4,000 SQ FT OFFICE/WAREHOUSE WITH ON-SITE UTILITY AND GRADING IMPROVEMENTS.

Anthony Pandolfe, of Carmina, Wood, Morris presented the project that is located within the industrial park. The building will be located in the north east corner of the lot. This placement allows for a possible split of the parcel in the future. Erie County Water Authority does need to respond. This is an archeological sensitive area but SHPO provided a clearance letter. The stormwater detention will work with the existing detention area provided by the industrial park. No new curb cuts for the project. The elevations tied to the benchmark is off of a survey. SEQR and site plan review can be scheduled for the 6/5/19 Planning Board meeting.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Neil Connelly to table the project. Motion seconded by Stanley Keysa.

Roll call as follows:

Chairman Connelly-Yes
Rebecca Anderson-Yes
Anthony Gorski-Excused
Joseph Keefe-Yes

Stanley Jay Keysa III-Yes
Lawrence Korzeniewski-Yes
Kristin McCracken-Yes

Motion carried.

SITE PLAN REVIEW-PROJECT #1841, GREAT DANE LOCATED AT 3875 WALDEN AVENUE. PARKING LOT RECONSTRUCTION-SLAG & GRAVEL PARKING LOTS TO BE REMOVED, REPLACED AND EXPANDED.

Mike Metzger, Metzger Civil Engineering presented the Type 2 action-no SEQR required. This is a rebuilding of the existing parking lot at the same grades and drainage. A topographic survey was provided. A secondary emergency access lane will be provided and serve initially as a temporary construction access road. The rear lot will be expanded. A SWPPP was required and because of time constraints the project was scaled back to disturb less than 1 acre of land. If more than an acre is disturbed in the future a SWPPP would be required. Verification will be required to show that the new secondary emergency access lane can handle emergency vehicles.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Lawrence Korzeniewski to recommend approval of the site plan to the Town Board. Motion seconded by Joseph Keefe.

Roll call as follows:

Chairman Connelly-Yes	Stanley Jay Keysa III-Yes
Rebecca Anderson-Yes	Lawrence Korzeniewski-Yes
Anthony Gorski-Excused	Kristin McCracken-Yes
Joseph Keefe-Yes	

Motion carried.

SITE PLAN REVIEW-PROJECT #1621, COMMERCIAL DEVELOPMENT LOCATED AT 0 LANCASTER PARKWAY (S.B.L. 94.00-3-33.3). 12,000 SQ FT STRUCTURE FOR A SMALL BUSINESS/LEASE ON A 1.5 ACRE OF LAND.

Mike Metzger, Metzger Civil Engineering presented the project which is an unlisted action in Light Industrial zoning. This is a 60' x 200' building that can accommodate 5 tenants or less depending on the space they need. Drainage will follow the original plan for the industrial park. The project uses very little water or sewer and the utilities will need to comment. Units will need to be identified. Signage plan will need to be provided.

Occupants-Tenants will not have outdoor storage. Special Use Permits are required for outdoor storage and for commercial motor service. The parking area may need to be expanded depending on the occupants. 10 spaces is a bit light for this project. Each tenant will need an Operational Permit to be issued to them prior to them operating. This is how the parking will be evaluated.

Easement-There is a storm water easement through the center of the property which limits its use. This area can be used for parking or as an access point.

At this time there is no thought into a future building.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Lawrence Korzeniewski to table the project to address the parking concern. Motion seconded by Kristin McCracken

Roll call as follows:

Chairman Connelly-Yes	Stanley Jay Keysa III-Yes
Rebecca Anderson-Yes	Lawrence Korzeniewski-Yes
Anthony Gorski-Excused	Kristin McCracken-Yes
Joseph Keefe-Yes	

Motion carried.

PRELIMINARY PLAT PLAN- PROJECT #2702, 2 LOT MINOR SUBDIVISION LOCATED AT 5 WAINWRIGHT COURT. SPLIT EXISTING RESIDENTIAL LOT INTO TWO PARCELS.

Joseph Randall Steiner, owner of the parcel presented the plan to split the residential lot into two residential lots. Mr. Steiner was approached to sell off the second parcel and has had a survey and legal description prepared for the sale. Matt Fischione, Code Enforcement Officer requested a topographical survey showing the current elevations of the property and storm water system.

Also requested is that the buildable area be shown on the survey. A request for a sidewalk waiver was suggested by Matt Fischione for the additional lot. Building plan provided does not meet required setbacks and will be adjusted to meet code. Utilities exist on the property.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Neil Connelly to table the project. Motion seconded by Rebecca Anderson.

Roll call as follows:

Chairman Connelly-Yes

Stanley Jay Keysa III-Yes

Rebecca Anderson-Yes

Lawrence Korzeniewski-Yes

Anthony Gorski-Excused

Kristin McCracken-Yes

Joseph Keefe-Yes

Motion carried.

A motion was made by Kristin McCracken to set a public hearing for the 2 lot minor subdivision located at 5 Wainwright Court on June 5, 2019. Motion seconded by Joseph Keefe.

Roll call as follows:

Chairman Connelly-Yes

Stanley Jay Keysa III-Yes

Rebecca Anderson-Yes

Lawrence Korzeniewski-Yes

Anthony Gorski-Excused

Kristin McCracken-Yes

Joseph Keefe-Yes

Motion carried.

Other items discussed:

Member Anderson stressed the importance of a very thorough filing of the Positive Declaration for the Siebert Rd. Subdivision. We will provide the scope and they have options to mitigate the issues. A model was done but it needs to be reviewed as well as a draft environmental impact statement.

At 8:34p.m. a motion was made by Neil Connelly and seconded by Stanley Keysa to adjourn the meeting. Motion carried.



Town of Lancaster

395

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

MEMO

TO: Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: May 15, 2019

RE: 21 Pavement Road

PROJECT#: 2010

LOCATION: 21 Pavement Road

TYPE: Site Plan Review

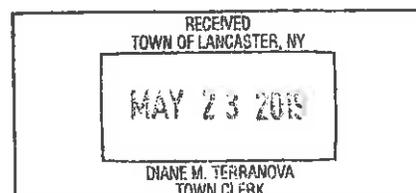
RECOMMENDATION: Approval

Roll call vote:

Chair Connelly-Yes	Stanley Jay Keysa III-Yes
Rebecca Anderson-Yes	Lawrence Korzeniewski-Yes
Anthony Gorski-Excused	Kristin McCracken-Yes
Joseph Keefe-Yes	

CONDITIONS: N/A

COMMENTS: Recommend the zoning change be made to be compliant and no longer exist as a nonconforming use





Town of Lancaster

396

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

MEMO

TO: Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: May 15, 2019

RE: Great Dane

PROJECT#: 1841

LOCATION: 3875 Walden Avenue

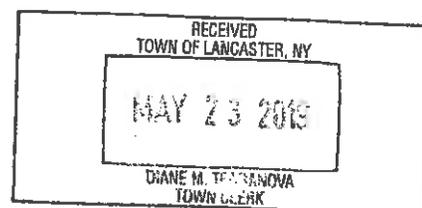
TYPE: Site Plan Review

RECOMMENDATION: Approval
Roll call vote:
Chair Connelly-Yes
Rebecca Anderson-Yes
Anthony Gorski-Excused
Joseph Keefe-Yes

Stanley Jay Keysa III-Yes
Lawrence Korzeniewski-Yes
Kristin McCracken-Yes

CONDITIONS: N/A

COMMENTS: N/A



Ethics Board Minutes

May 22, 2019

Meeting No. 1

A Regular Meeting of the Ethics Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 22nd day of May 2019 at 4:30 P.M. and there were

PRESENT:

DAVID DZWIGAL, MEMBER
GRANT GETZONI, MEMBER
JENNIFER ULDRICH, MEMBER
KEITH STOERR, MEMBER
PAUL ZIOLKOWSKI, CHAIRMAN

ABSENT: NONE**ALSO PRESENT:** DIANE M. TERRANOVA, TOWN CLERK

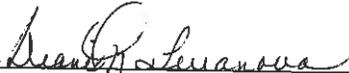
A motion was made by Board Member Getzoni to accept the Financial Disclosure forms for 2019 as presented, seconded by Board Member Uldrich. All in favor. Motion carried.

A motion was made by Board Member Uldrich to recommend that the private Law Offices of the Town Attorney, Town Judges and Town Prosecutor, as well as themselves personally, abstain from any representation of clients in the Lancaster Town Court. This motion was seconded by Board Member Stoerr. All I favor. Motion carried.

A motion was made by Board Member Getzoni to forward all incomplete Financial Disclosure forms, starting in 2020, to the Chairman of that particular board, in order for the member to complete the form and return to the Town Clerk's Office. This motion was seconded by Board Member Stoerr. All in favor. Motion carries.

ADJOURNMENT:

ON MOTION OF BOARD MEMBER STOERR AND SECONDED BY BOARD MEMBER DZWIGAL AND CARRIED, the meeting was adjourned at 4:37 P.M.

Signed 

Diane M. Terranova, Town Clerk

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

COPY

May 8, 2019

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

Re: **SPECIAL USE PERMIT -**
Towne AVW, Inc.
6501 Transit Road

COPY

Matthew:

Enclosed is the above referenced **Commercial** Special Use Permit Application for your review and determination pursuant to Chapter 50-46 of the Code of the Town of Lancaster.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova
Town Clerk

DMT/dm

Encl.

- cc: Town Board
- K. Loftus, Town Attorney
- W. Karn, Police Chief
- E. Schiller, Town Engineer
- Erie County Department of Environment & Planning
- New York State Department of Transportation
- Towne AVW, Inc. (Letter Only)

COPY

COPY

COPY

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

Note: Please complete in triplicate. Send original and one copy (with attachments) to
Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202
Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No.: _____

Received: _____

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal action, such reply must be considered.

Description of Proposed Action

1. Name of Municipality: Town of Lancaster
 2. Hearing Schedule: Date _____ Time _____ Location 21 Central Avenue Lancaster, NY 14086
 3. Action is before:

<input checked="" type="checkbox"/> Legislative Body	<input type="checkbox"/> Board of Appeals	<input type="checkbox"/> Planning Board
--	---	---
 4. Action consists of:

<input type="checkbox"/> New Ordinance	<input type="checkbox"/> Rezone/Map Change	<input type="checkbox"/> Ordinance Amendment
<input type="checkbox"/> Site Plan	<input type="checkbox"/> Variance	<input checked="" type="checkbox"/> Special Use Permit
		<input type="checkbox"/> Other
 5. Location of Property: Entire Municipality Specific as follows 6301 Transit Road Downsville, NY
(Location/Sketch Map Required)
 6. Referral required as site is within 500' of:

<input type="checkbox"/> State or County Property/Institution	<input type="checkbox"/> Municipal boundary	<input type="checkbox"/> Farm Operation located in an Agricultural District
<input type="checkbox"/> Expressway	<input type="checkbox"/> County Road	<input type="checkbox"/> State Highway
		<input type="checkbox"/> Proposed State or County Road, Property, Building/Institution, or Drainageway
 7. Proposed change or use (be specific): Sale of Motor Vehicles as well as servicing of motor vehicles
 8. Other remarks: (ID#, SBL#, etc.) 88-45-1-1,111
 9. Submitted by: _____, Town Clerk
(Name & Title) _____
(Date)
- 21 Central Avenue, Lancaster, New York 14086
(Mailing Address-Please include zip code)

Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on _____. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1. The proposed action is not subject to review under the law.
2. Form ZR-3, Comment on Proposed Action, is attached hereto.
3. The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4. No recommendation; proposed action has been reviewed and determined to be of local concern.

By the Division of Planning: _____ Date: _____

K-434720

Fee Received \$ 700.⁰⁰
Date: 5/23/19

TOWN OF LANCASTER
APPLICATION FOR SPECIAL USE PERMIT

To: TOWN BOARD

The undersigned hereby make(s) application for a COMMERCIAL special use permit concerning certain premises in the Town as follows:

1. Name and address of applicant/owner:
ATTN: FRANKLIN G. DOWNING JR, PRESIDENT TOWNE REG LLC.
3537 South WESTERN BLVD ORCHARD PARK NY 14127

Location of premises:
6501 TRANSIT ROAD BOWMANVILLE NY 14026

SBL # 93-05-1-1.111

2. Present zoning classification of premises:
MOTOR SERVICE

3. Present use of premises, Example: vacant land, private residence, etc.:
VACANT LAND

4. What are your plans for the premises?
SALE of MOTOR VEHICLES AS WELL AS
SERVICING of MOTOR VEHICLES

SIGNATURE [Signature], GENERAL MANAGER DATE _____

Timothy K. Schmitt
GENERAL MANAGER

PHONE NUMBERS: WORK 716 683 3343
HOME 716 937 4817
MOBILE 716 481 7723

RECEIVED
TOWN OF LANCASTER, NY
MAY 23 2019
DIANE M. TERRANOVA
TOWN CLERK

**APPLICATION FOR SPECIAL USE PERMIT
EXHIBIT "B"**

In the form of a letter to the Town Board, answer the following questions:

SEE SEPARATE ATTACHMENT LABELLED "B"

1. What is the general purpose and intent of the project?
2. Will it negatively affect the value of the adjacent properties?
3. Will it create a hazard to health, safety or the general welfare?
4. Will it alter the essential character of the district?
5. Will it be detrimental to the public welfare?
6. Submit a drawing, to scale, of the referenced project and indicate the area to be utilized for this permit. (See sample enclosed)

If the applicant is **not** the property owner, the property owner must sign the following certification:

DESIGNATION OF REPRESENTATIVE

I, FRANKLIN G. DOWNING, SR. as property owner hereby designate:

Name: Timothy A. Schmitt, GENERAL MANAGER TOWNE AVW, INC.

^{Current} Mailing Address: 5255 GENESEE STREET BOWMANVILLE NY 14026

Telephone Number: 716 206 3190 to act as my representative in any and all proceedings before the Zoning Board of Appeals of the Town of Lancaster for the purposes of reviewing the attached variance application.

Owner Signature: 

Date: 5/20/19 FRANKLIN G. DOWNING, SR.



TOWNE VOLKSWAGEN/AUDI BUFFALO

5255 Genesee Street

Bowmansville, New York 14026

(716) 683-3343 • Fax (716) 683-3391

EXHIBIT B

**Application for Special Use Permit at:
6501 Transit Road Bowmansville NY 14026**

May 6, 2019

Town of Lancaster
Attn: Town Board
Lancaster Town Hall
21 Central Avenue
Lancaster, NY 14086

Lancaster Town Board members:

This letter serves as response to the 6 questions in the Special Use Permit application. The general purpose and intent of property use at 6501 Transit Road Bowmansville, NY 14026 is operation of an automobile dealership. This business will not negatively affect the value of adjacent properties. The southern neighbor is a truck repair facility, the direct eastern neighbor is a self-storage facility, the western neighbor across Transit Road is a closed concrete plant and the property to the north is vacant land. The business operation will not create a hazard to health, safety and general welfare of the neighborhood. The business will operate within health and safety guidelines set forth by various government agencies. The business will not alter the essential character of the district. The 6501 Transit Road property is currently zoned for Motor Service and is located in a commercial business corridor. The business is not a detriment to public welfare. It will provide benefits of automotive transportation sales and service opportunities to the community members.

Sincerely,

Timothy Schmitt, General Manager
Towne AVW, INC. dba
Audi Buffalo and
Town Volkswagen

towneAUTO.COM



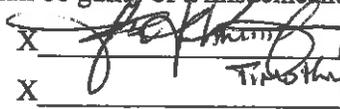
SECTION 809 - DISCLOSURE CERTIFICATE

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

CERTIFICATION A

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

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

X , GENERAL MANAGER
X Timothy U. Schmitt, GM.

CERTIFICATION B

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

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

X _____
X _____

Signature of Petitioner

[Handwritten Signature]
Timothy A. Schmitt, Esq.

Date

5 20 2019

INDIVIDUAL

STATE OF NEW YORK

SS:

COUNTY OF ERIE

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

Notary Public or Deputy Town Clerk

CORPORATE

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this 20th day of may, 2019 before me personally appeared FRANKLIN G. DOWNING, SR., to me known, who, being by me first duly sworn, did depose and say that he resides in 34 SYMPHONY LANE ORCHARD PARK NY 14127 that he is the PRESIDENT of TOWNE REG LLC the corporation described in and which executed the foregoing instrument; that he knows the Corporate Seal of said corporation; that the Corporate Seal affixed to said instrument is such Corporate Seal; that it was affixed by order and authority of the Board of Directors of said corporation; and that he signed his/her name thereto by like order and authority for the purposes herein stated.

TOWNE REG LLC
HAS NO CORPORATE SEAL.
N/A. *[Handwritten Signature]*
CORPORATE SEAL

[Handwritten Signature]
Notary Public or Deputy Town Clerk

JULIA A. GRIFFIN
NOTARY PUBLIC, STATE OF NEW YORK
ERIE COUNTY
LIC. #016891438
COMM. EXP. 11/27/2022

PARTNERSHIP

STATE OF NEW YORK

SS:

COUNTY OF ERIE

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

CORPORATE SEAL

Notary Public or Deputy Town Clerk

OPERATIONAL INFO

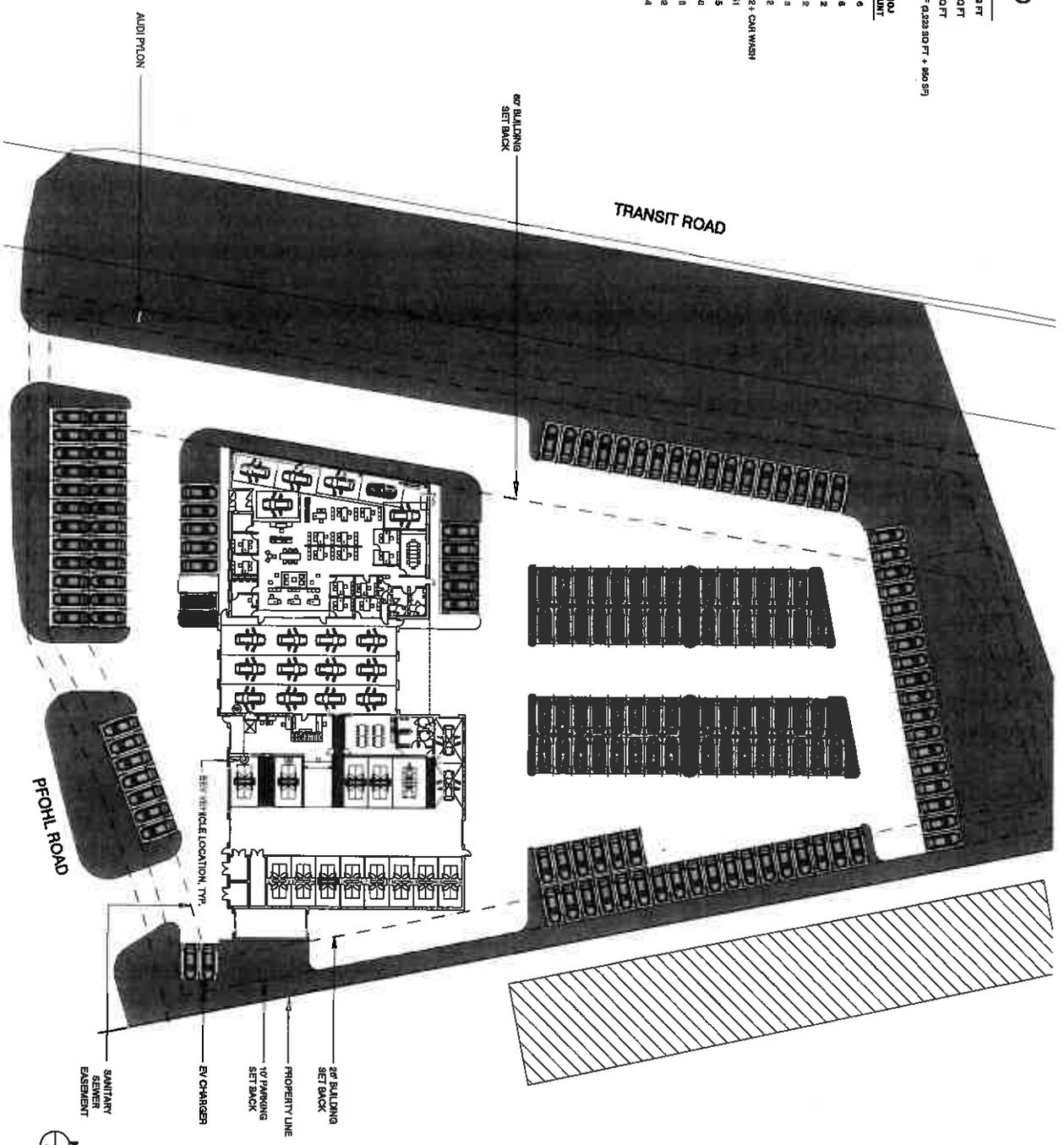
2ND DETAIL

GRAND SF	22,664 SQ FT
SHOWROOM/SALES AREA	7,347 SQ FT
SERVICE WORKSHOP	11,144 SQ FT
SERVICE DRIVE	4,173 SF (2,253 SQ FT + 860 SF)

CAPACITY DETAILS	PR. AM.	TOTAL COUNT
SHOWROOM VEHICLES	0	6
SALES A/S	8	8
SALES MGR OFFICES	2	2
F & I OFFICES	2	2
SERVICE WRITER	3	3
TECH WORKSTATIONS	12	12
DETAIL BAYS	2	2
NEW CAR INVENTORY	50	51
DEMOS/INVENTORY	5	5
DEMONSTRATION PARKING	26	26
CFO AREA	0	0
CUSTOMER PARKING	0	0
SERVICE CUSTOMER PARKING	48	48
TOTAL PARKING IN PROJECT	124	124

1 SITE PLAN

1000' Scale: 1" = 50'



AUDI BUFFALO
5 CAR SHOWROOM
LANCASTER, NY
2018.05.20

CDR

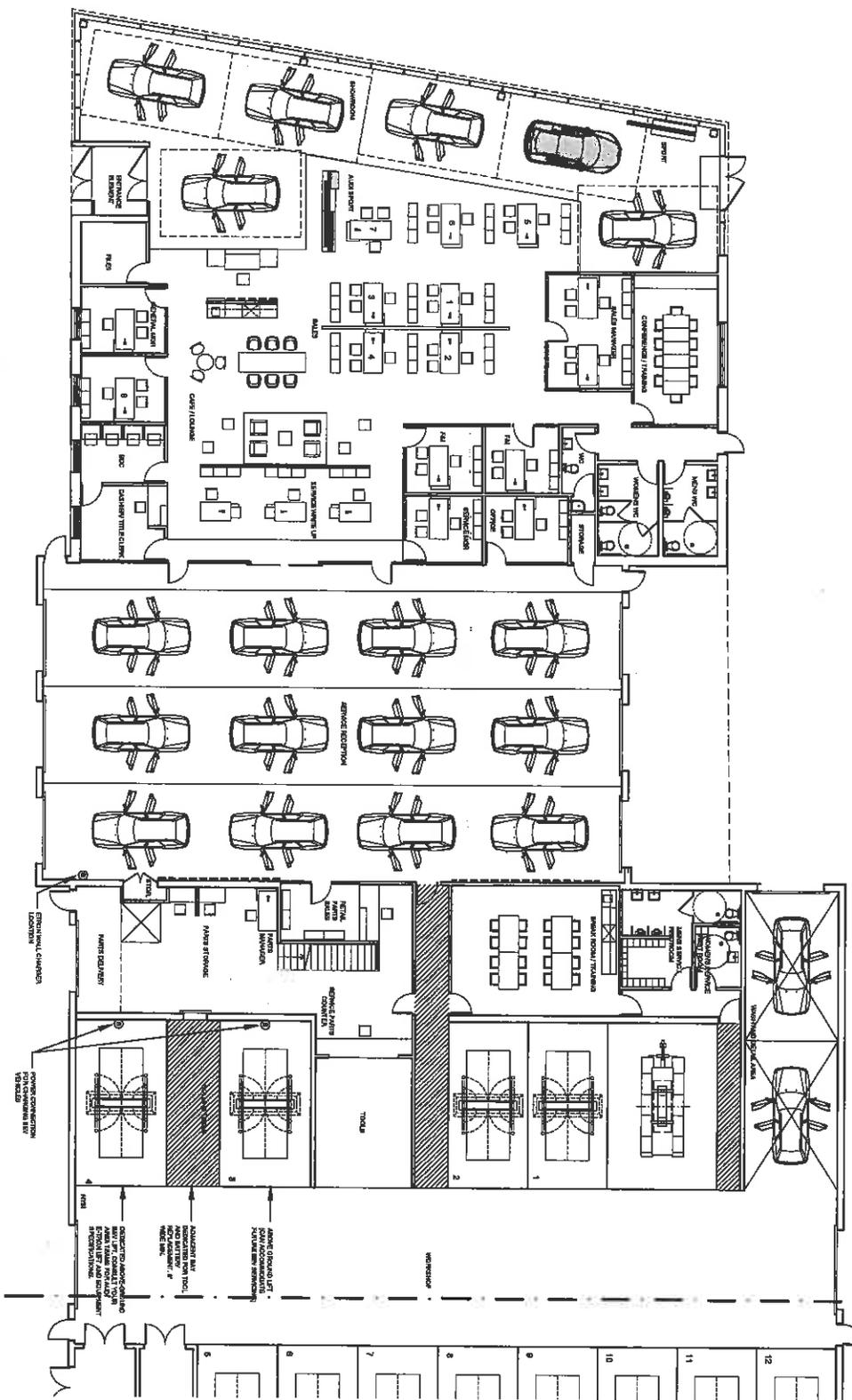
CDR STUDIO ARCHITECTS, PC
200 WALLER STREET, 6TH FLOOR EAST
NEW YORK, NY 10038
P: 212.696.9400
F: 212.696.9401

OWNER	AV	CREATED BY	SI
DATE	09 MAY 2019	VERSION	1.0

A-100 V1.1

Concept Draft

AUDI BUFFALO
 6 CAR SHOWROOM
 LANCASTER, NY
 20M/AL/EM/0



1
 FIRST FLOOR PLAN

Scale: 1/16" = 1'-0"



CDR
 CDR STUDIO ARCHITECTS, PC
 120 WALKER STREET, 8TH FLOOR EAST
 NEW YORK, NY 10013
 TEL: 212-279-0991 | FAX: 212-279-0992
 WWW.CDRSTUDIO.COM

DESIGNER: JV
 ARCHITECT: SI

VERSION: 11
 DATE: 9 MAY 2013

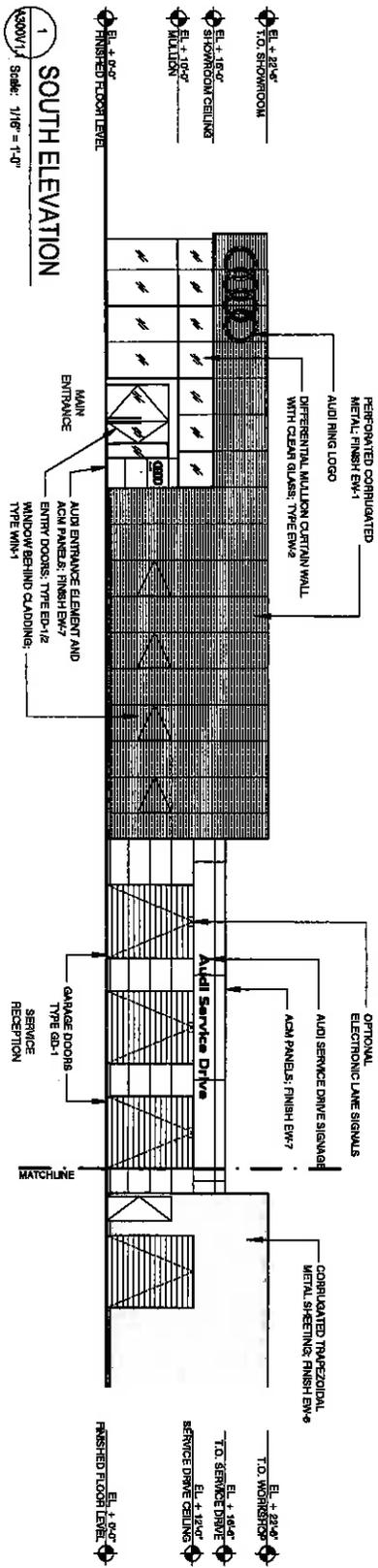
A-200 V1.1

AUDI BUFFALO
 6 QUAYSHOROUGH
 100 WALKER STREET
 BUFFALO, NY 14203

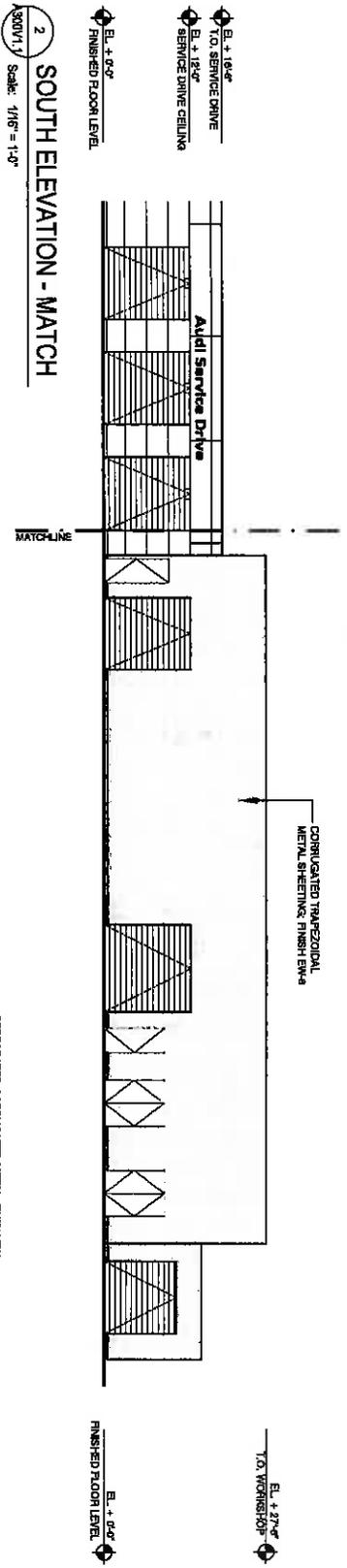
CDR
 CDR STUDIO ARCHITECTS, PC
 120 WALKER STREET 6TH FLOOR EAST
 NEW YORK, NY 10003
 212.693.9849 / 212.693.9222
 425 WEST 42ND STREET, 11TH FLOOR

EXTERIOR ELEVATIONS
 VERSION 11 | 8 MAY 2018

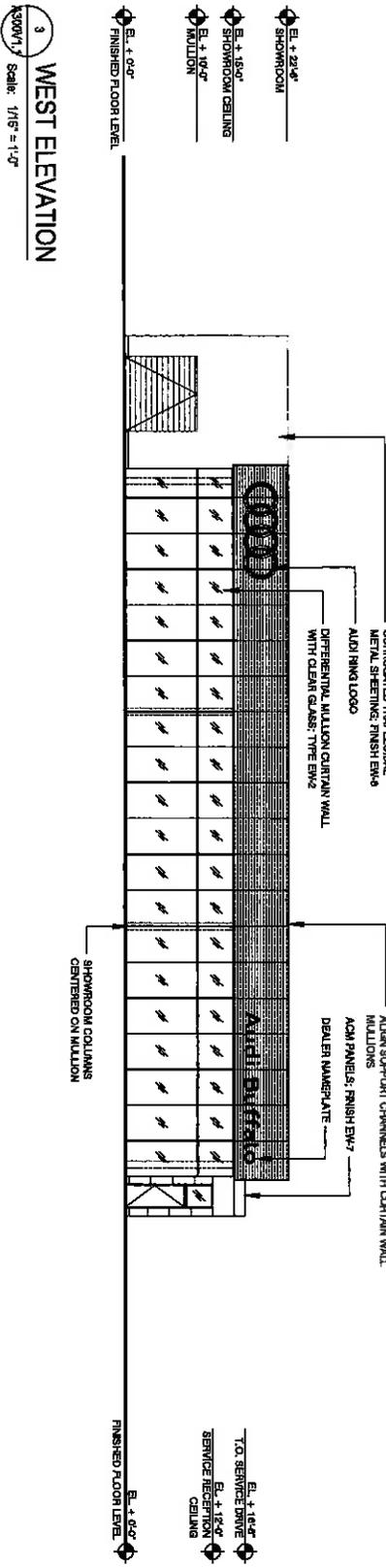
A-300 V1.1



1 SOUTH ELEVATION
 Scale: 1/16" = 1'-0"

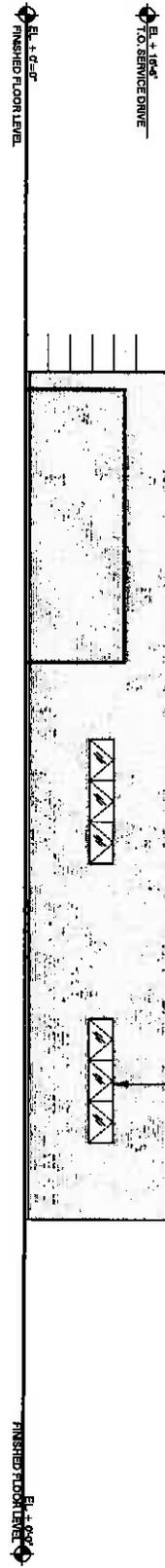


2 SOUTH ELEVATION - MATCH
 Scale: 1/16" = 1'-0"

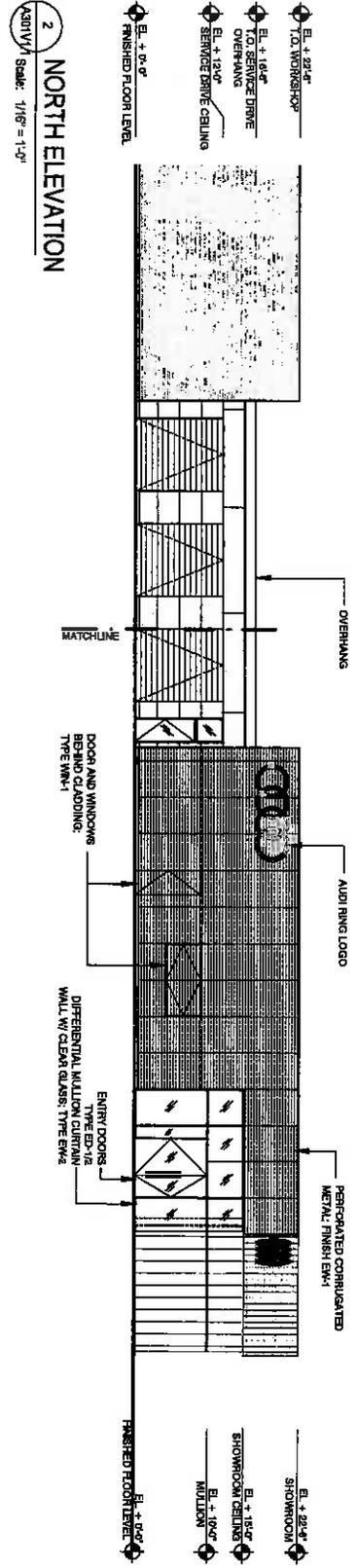


3 WEST ELEVATION
 Scale: 1/16" = 1'-0"

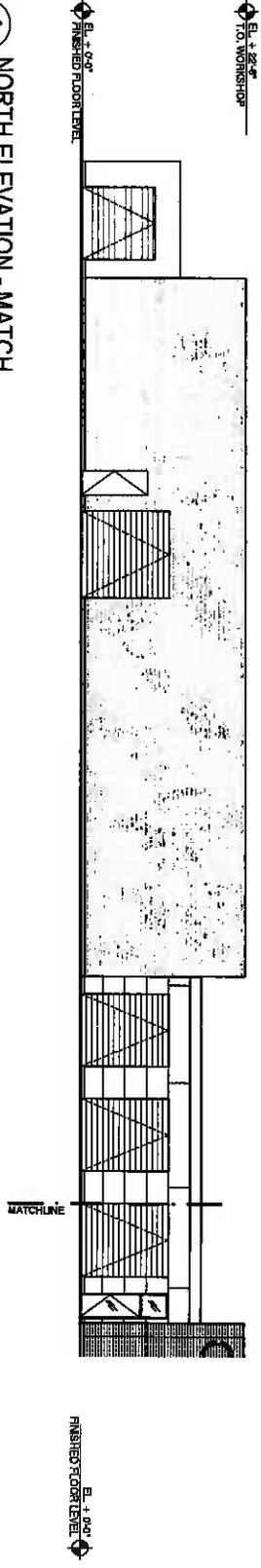
AUDI BUFFALO
6 CAR SHOWROOM
LANCASTER, NY
2016A354



1 EAST ELEVATION
ASB11/1 Scale: 1/16" = 1'-0"



2 NORTH ELEVATION
ASB11/1 Scale: 1/16" = 1'-0"



3 NORTH ELEVATION - MATCH
ASB11/1 Scale: 1/16" = 1'-0"

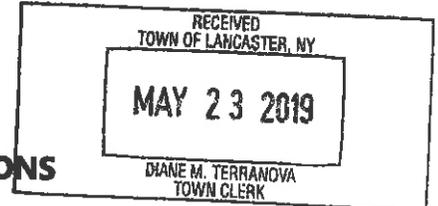
CDR
CDR STUDIO ARCHITECTS, PC
NEW YORK, NY 10001
1 212 696 9897 / 800 724 7297
5 33RD AVENUE SUITE 212

DATE:	04/11/16	05/11/16
BY:	IV	SI
EXTENSION ELEVATIONS		
VERSION:	11	
DATE:	8 MAY 2016	

A-301 V1.1



TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086



Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271

COMMUNICATIONS

TC FOR COMM

*HWY SUPT TO NOTIFY
MATER'S EDGE OF EXACT
WORK TO BE DONE.*

DAK 5/24/19

May 20, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: Concrete curb, sidewalk and apron replacement

Dear Honorable Town Board

I would appreciate if the Town Board would sponsor a resolution to hire Master's Edge, Inc. of 3409 Broadway Street, Cheektowaga, New York 14227 to replace concrete curbing, sidewalks and aprons throughout the Town of Lancaster. We solicited three vendors and after various attempts we received one response with Master's Edge being the low bidder in the amount of \$82,000. We asked for the bid to be broken down. Master's Edge responded with curbing \$10,000, sidewalks \$18,000, and driveway aprons \$54,000. Each amount that will be spent is not yet determined. We will not be using the full amount for each bid, and will stay under our \$30,000 budget. Attached please find the proposal. The funds for this concrete work will be coming out of the Highway budget line item 13-5110-0413.

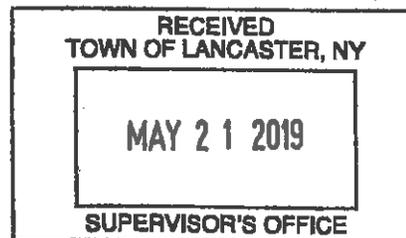
Should you require any other information, please do not hesitate to contact my office.

Respectfully yours,

Dan Amatura
Highway Superintendent
Town of Lancaster Highway

DA/kak
Attachments

Cc: Johanna Coleman, Town Supervisor
Diane Terranova, Town Clerk
Kevin Loftus, Town Attorney



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD**

**Daniel Amatura
Highway Superintendent
Tel (716) 683-3426
Fax (716) 685-0271**

The Town of Lancaster is seeking quotes for as described below

*****PLEASE BID PER ITEM.**

Please respond if you do not wish to quote.

Description of Work	Amount
For Various Locations in the Town of Lancaster	
50 Linear Feet Upright Curbing <i>\$ 200.00 LF</i>	<i>\$ 10,000</i>
300 Feet Sidewalk <i>\$ 60.00 LF</i>	<i>\$ 18,000</i>
500 Square Yard Driveway Aprons <i>\$ 108.00 SY</i>	<i>\$ 54,000</i>
PLEASE RESPOND BY WEDNESDAY, MAY 15, 2019	
<ul style="list-style-type: none"> **This is a tax exempt project **Prevailing wage rates apply 	Please Return Quote via fax or email to Kim Krupinski Highway Department kkrupinski@lancasterny.gov
<p>**The Town of Lancaster will be listed as an additional insured for all ongoing and completed operations.</p>	
Contractor: <u>Master's Edge, Inc. Concrete Construction</u>	
Address: <u>3409 Broadway Street, Cheektowaga NY 14227</u>	
Phone / Email: <u>716-651-0551 fax 716-651-0317</u>	
Contact Person: <u>SOE SURDIN</u>	
Contractor's Confirmation: <u><i>Rimette</i></u> <u>4-11-19</u>	
	Signature and Date
	TOTAL COST OF LABOR AND MATERIAL <i>\$ 82,000</i>
<p>SUBMISSION OF CURRENT PROOF OF INSURANCE REQUIRED UPON TOWN OF LANCASTER ACCEPTANCE OF APPROVED COST QUOTE</p>	
<p>TOWN BOARD AUTHORIZATION</p> <p style="text-align: right;">Johanna Coleman, Town Supervisor</p>	



MASTER'S EDGE, INC.
CONCRETE CONSTRUCTION

3409 Broadway Street, Cheektowaga, New York 14227
Office: 651-0551 • Fax: 651-0317

05-22-19

Town of Lancaster Board
Town Hall - 21 Central Ave.
Town of Lancaster, NY

Re: 2019 Town of Lancaster Concrete Curbing, Sidewalk & Aprons 05-15-19 Bid

To Whom This May Concern:

We received approval as the low bidder in the amount of \$82,000.00 for the above project.

However, in conversations with Daniel Amatura, Town of Lancaster Highway Superintendent, we have been informed that the Board has budgeted no more than \$30,000.00 for 2019 Town of Lancaster Concrete Repairs. Please forward a description of the work for \$30,000.00 to our office as soon as possible.

Giuseppe Surdi, President



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**

**Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

COMMUNICATIONS

TC FOR COMM

OK FOR REC

(95)

May 20, 2019

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: Summer Employee

Dear Honorable Board Members

It would be greatly appreciated if you would sponsor a resolution to appoint the following employee for the 2019 summer season in the Highway Department:

Mr. Christopher King

Lancaster, NY 14086
Start Date 6/4/19

Mr. Christopher King will be paid at the rate of \$12.00 per hour with no benefits.

Should you have any questions regarding this subject please do not hesitate to contact me at your convenience.

Sincerely yours,

Daniel Amatura
Highway Superintendent
Town of Lancaster

DA/kak

Cc: Johanna Coleman, Town Supervisor
Diane Terranova, Town Clerk
Morgan Fay, Payroll Supervisor

RECEIVED
TOWN OF LANCASTER, NY
MAY 23 2019
DIANE M. TERRANOVA
TOWN CLERK

RECEIVED
TOWN OF LANCASTER, NY
MAY 21 2019
SUPERVISOR'S OFFICE

TOWN OF LANCASTER
MAY 28 2019 701 401
DIANE M. TERRANOVA
TOWN CLERK

WE SAY NO!! TO THE REMOVAL OF ACCESS TO BRUNK ROAD FROM WINDSOR RIDGE SOUTH

WE THE UNDERSIGNED ARE IN OPPOSITION TO THE REMOVAL OF THE ACCESS ROAD TO BRUNK ROAD FROM THE WINDSOR RIDGE SOUTH SUBDIVISION. AS WAS STATED IN A RESOLUTION PASSED BY THE LANCASTER TOWN BOARD ON MARCH 20 2017

"THE APPLICANT'S MODIFIED DESIGN OF THE SUBDIVISION PLAT TO REMOVE AN ACCESS ROAD TO BRUNK ROAD CREATES SIGNIFICANT TRAFFIC IMPACT. THE REVISED DESIGN, WHICH HAS NOT PREVIOUSLY BEEN EVALUATED BY THE TOWN BOARD, REMOVES A VITAL INGRESS/EGRESS POINT FOR RESIDENTS IN THE SUBDIVISION THAT WILL INCREASE TRAFFIC AT OTHER INGRESS/EGRESS POINTS. THIS IS A SIGNIFICANT CHANGE, GIVEN THE DENSITY OF THE PROPOSED SUBDIVISION PLAN. THE CUMULATIVE TRAFFIC IMPACTS, RESULTING FROM PHASE 1 OF THE DEVELOPMENT AND THE PROPOSED PHASE 2, MAKE THE ADDITIONAL IMPACT SIGNIFICANT AND THE ACCESS ROAD TO BRUNK ROAD CRITICAL."

THIS SUBDIVISION WAS APPROVED UNDER THE PRETENSE THAT THERE WOULD BE THREE ACCESS ROADS. THE ELIMINATION OF THIS ROAD CREATES TRAFFIC ISSUES, AND SAFETY ISSUES. IT IS CRITICAL THAT A SUBDIVISION OF THIS SIZE HAS THREE ACCESS ROADS.

NAME	ADDRESS	PHONE
Margaret Werts	3508 Bowen Rd.	698-7939
Melissa	3514 Bowen Rd	628-8739
Debra		683-7632
John		716-248-0492
Debra	3524 Bowen Rd	716-480-0028
Melissa	547 Lake	982-4700

NAME	ADDRESS	PHONE
Patricia A. Dorei	550 Lake Ave	683-8128
Ralph W. Dorei	550 Lake Ave	683-8120
Jake J. Bantolan	534 Lake Ave	517-1042
Arny J. Pacher	556 Lake Ave	982-8711
Jim Abati	561 Lake Ave	716-604-2299 cell
Victoria Alfino	3 Windsor Ridge	716-683-3299 *
Alison Gengloff	5 Windsor Ridge	716 803-2740
Paul A. Baglio	7 Windsor Ridge Dr.	686-0670 *
Karen Baglio	7 Windsor Ridge Dr.	(716) 473-8556 *
Kathleen Kasprisk	9 Windsor Ridge	716-684-6757
Thomas Polycarpouski	17 Windsor Ridge	716 685-4654
Bonita L. Benico	66 Chestnut Cr	716 681-5903
D. Benico	66 Chestnut Cr	716-681-5905
Thomas Lane	3518 Bowen Rd	716-901-0713
Jerry Carr. son	3534 Bowen	716 651 0583
Jennifer Walters	3530 Bowen	716 512-3741
Elizabeth Gachowicz	573 Lake Ave	(716) 341-4030
Larry T. Gachowicz	573 Lake Ave	(716) 684-5757
Christopher A. Gachowicz	113 Brunck Rd	
Edward Gachowicz	2 Windsor Ridge Drive	716-684-1122
Sharon J. Rybecki	2 Windsor Ridge Drive	
Erica Schlitke	4 Windsor Ridge Drive	(716) 725-8039

NAME	ADDRESS	PHONE
Margaret Gnyjo	10 Windsor Ridge Dr	651-9684/983-2564(c)
Alisa Mignone	15 Windsor Ridge	90/0718/481/403
Cetra Bajak	19 Windsor Ridge Dr	716-685-0902 ^{cell}
Michel Byil	19 Windsor Ridge Dr	716 685 0902 ^{cell} 3959926
Danielle Y Reul	31 Windsor Ridge D	716 208-6333
Kennedy Chase	29 Worthington Ln.	716.870.1244
Scott Sumner	25 WORTHINGTON LN	716 264 8984
Paul Swienicki	39 Worthington Ln	716 525-4761
_____ Ain Yag Huang	41 Worthington Ln	9173251199
Karen Schlager	47 Worthington Ln	716 598 3133
Tuncer Altekin	49 Worthington Ln.	716 574-1748
ROBERT BARTZ	3496 Bowen Rd	716-425-6074
Victoria Boreanaz	3494 Bowen Rd	716 998-6027
Joseph Zagorski	3484 Bowen Rd	716-681-1221
Tom Fulkner	3478 Bowen Rd	716-479-2457
Carl Ziemich	3490 Bowen Road	716-288-9991
Dawn Jaffe	3490 Bowen Rd	716 983 8579
_____	3490 Bowen Rd	716 983-2117
MICHAEL FUSCO	5221 WILLIAM ST	716 870 9958
Karen Ciszak	3504 Bowen Rd	716-997-9015
WILLIAM CISZAK	3504 BOWEN RD	716-479-5061
CAROL CISZAK	3504 BOWEN RD	716-523-5512

NAME

ADDRESS

PHONE

NAME	ADDRESS	PHONE
Joseph Pastuch	3455 BOWEN RD	681-1262
Connie A Dulak	3506 Bowen Rd	474-2495
Mike O'Leary	3530 Bowen Rd	512-3593
J.M. Walsh	6 WINDSOR RIDGE P.R.	685-9507
James Sabers	14 Windsor Ridge	574-8237
John J.	16 Windsor	851-1290
Joe Casella	18 Windsor Ridge	716-85-8844
Sharon Wolpoh	23 Chestnut Cr. Lane	472-2591
Murham R. King	25 Chestnut Cr. Lane	716-393-3587
Alma Fleherly	35 Chestnut Cr. Lane	651-0291 435-9166
Julia Julia	23 Windsor Ridge Dr	440-8659
Budget Buecy	25 Towse Sq.	685-3452
Melissa Sebastiano	3611 Bowen Rd.	716-553-4858
MARGE BULERA	3610 BOWEN	716-681-3858
Carola Kaspr	3618 Bowen Rd.	716-684-0032
Pat W. Korman	3618 Bowen Rd	716-200-8648
ILL	3626 Bowen Rd	716 713-3032
Richard Eicheldinger	3646 Bowen rd	316-4359
Robert Dulant	467 LAKE	681 4608
Larry Shapiro	449 LAKE	683-3406
Carline Meyer	449 Lake	
Jeanne W. Wiegand	450 Lake	683-5736
John Wargule	450 Lake	683-5736



Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

May 23, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

RE: Joshua Strell
5898 Broadway

The real property commonly known as 5898 Broadway, Lancaster, NY has been inspected and does comply with the original Special Use Permit to operate a seasonal rental business. Therefore, I recommend that the Special Use Permit be renewed for this applicant.

If you have any questions in regard to this matter please feel free to contact me.

Very truly yours,

Matt Fischione
Supervising Code Enforcement Officer

MF:cam

cc: Diane M. Terranova, Town Clerk
Kevin Loftus, Town Attorney
Joshua Strell





**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**

**Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

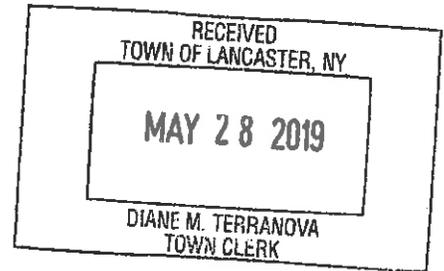
COMMUNICATIONS

*TC FOR Comm
OK FOR RES*

(96)

May 28, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086



Re: Grinding and Removal of Brush Material

Dear Honorable Town Board

I would appreciate if the Town Board would sponsor a resolution to hire Zoladz Construction Co., Inc., 13600 Railroad Street, PO Box 157, Alden, NY 14004-0157 to grind and remove brush material located behind the Highway Department at 525 Pavement Road, Lancaster, NY 14086. We solicited three vendors with Zoladz being the lowest bidder in the amount of \$21,700.00. Attached please find the proposal. The funds for this grinding and removal of brush will be coming out of the Highway budget line item 02-8160-0412.

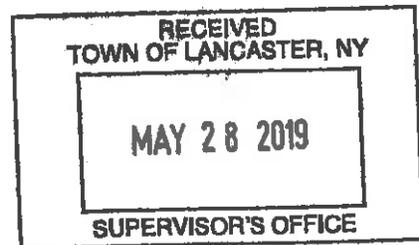
Should you require any other information, please do not hesitate to contact my office.

Respectfully yours,

Dan Amatura
Highway Superintendent
Town of Lancaster Highway

DA/kak
Attachments

Cc: Johanna Coleman, Town Supervisor
Dave Brown, Director of Administration
Diane Terranova, Town Clerk
Kevin Loftus, Town Attorney





Zoladz Construction Co., Inc.

Town of Lancaster
525 Pavement Rd.
Lancaster, NY 14086

5/14/19

Proposal

Dan Amatura,

This proposal is based on the brush and chunk wood piles as viewed on 5/14/19 at 525 Pavement Rd.

Grind and remove the ground material: \$36,300.00

- \$12,100.00 (ground material credit)

- \$ 2,500.00 (material delivery credit)

\$21,700.00 + delivered ground material

TERMS AND CONDITIONS

- 1) Customer will be billed after work is performed.
- 2) Payment will be due 30 days from invoice date.
- 3) Zoladz reserves the right to reject any, and all wood that is contaminated or oversized.
- 4) Town of Lancaster will deliver the ground material at their own expense to Zoladz Alden yard, at a rate not to exceed 300yds/day.
- 5) Proposal good for 30days.

CUSTOMER ACCEPTANCE

Lump Sum \$21,700.00 + delivered ground material. Please sign, date, and return via email.

Dan Amatura Sign: _____ Date: _____

13600 Railroad Street • P.O. Box 157 • Alden, NY 14004-0157
Telephone: 716-937-6575 • Fax: 716-937-6369



QUOTE

May 16th, 2019

Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Attn: Daniel Amatura

Catco Crushing is pleased to quote the Town of Lancaster to grind the brush at 525 Pavement Road for \$24,000.00.

Please contact Aaron Stisser at 716-651-4642 with any questions.

Thank you for your business.



LARDON CONSTRUCTION CORP.
108 LAKE AVENUE
BLASDELL, NY 14219
(716) 822-4642 FAX (716) 822-5113
thelardongroup.com



May 24, 2019

Town of Lancaster
Highway Department
525 Pavement Road
Lancaster, NY 14086

Re: Quote to grind the brush 525 Pavement Road.

Dear Mr. Amatura:

We are providing three options for grinding brush at 525 Pavement Road in Lancaster, NY as requested.

1. LCC will provide the grinder and support equipment to grind all brush and logs currently on site and leave the ground material on site at Pavement Road.
\$39,575.00
2. LCC will provide all grinding, support equipment and removal of ground material from site.
\$49,250.00
3. LCC performs the grinding under UCC who holds the bid for Erie County for this year. The price per hour is as follows:

Transportation	\$150.00/hour (estimated 8 hours)
1300 Grinder	\$400.00/hour
315 Cat Excavator	\$130.00/hour
• Town could provide loader to push up material and load LCC trucks.	
• LCC would provide trucking to dispose of grindings for \$330.00 per load.	

If you would like to discuss these options or any other pricing, please feel free to contact me at 716-583-7761.

Sincerely,

John Palmer
John Palmer
President



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**

**Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

COMMUNICATIONS

*TC FOR COMM
OK FOR RES.*

May 28, 2019

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: Aurora Street Bridge over Cayuga Creek BIN 3213250 Town of Lancaster, Erie County,
PIN: 5762.97

Dear Honorable Town Board:

I would appreciate your support in sponsoring a resolution to award DiDonato & Associates, 689 Main Street, Buffalo, NY 14203 to perform services on the Aurora Street Bridge over Cayuga Creek BIN 3213250 Town of Lancaster, Erie County, PIN: 5762.97 at a cost of \$180, 374. This will be paid for out of budget line 01-1440-0420 Engineering & Engineering and Design Work.

Should you need any further information regarding this subject, please do not hesitate to contact me.

Respectfully yours,

Daniel Amatura
Highway Superintendent
Town of Highway Lancaster

DA/kak

Cc: Dave Brown, Director of Administration
Kevin Loftus, Town Attorney
Johanna Coleman, Town Supervisor
Diane Terranova, Town Clerk

RECEIVED
TOWN OF LANCASTER, NY
MAY 28 2019
SUPERVISOR'S OFFICE

Scope of Services and Assumptions

Aurora Street Over Cayuga Creek, BIN 3213250
Town of Lancaster, Erie County
PIN: 5762.97

SCOPE OF SERVICES:

The following scope of services are proposed to be performed and were used as the basis of our cost proposal:

- 1. Survey and Data Collection**
 - Subsurface Investigation - Provide a Geo-Technical Report based on soil borings taken at the proposed site.
 - Survey – Provide a topographic survey of the site and surrounding area with a level of detail to complete the proposed work.
- 2. Design Report**
 - Development of the Bridge Rehabilitation Report (BRR) Design approval Document for submission to and approval by the NYSDOT.
- 3. Design (Advanced Detail Plans and Plans, Specifications and Estimate)**
 - Development of the construction documents for bidding. Documents to include the Project manual including all specifications and project plan set.
 - Development of Engineers Estimate.
- 4. Bidding**
 - Assist the Town in the Bidding Process, including:
 - Answering RFI's submitted by bidders,
 - Schedule and run a pre-bid meeting on site
 - Review of proposed bid tabs for accuracy
 - Provide recommendation for selection of the winning proposal and contractor
- 5. Construction**
 - Provide construction inspection services in accordance with NYSDOT record keeping requirements, submittal review, clarification of the plans as required during construction and assistance with resolving unforeseen issues that are encountered during construction.

LIST OF ASSUMPTIONS

1. Survey, Mapping and Right of Way

- No Right of Way Acquisitions or easements are required. All work will be performed within the right-of-way or on municipal property.
- Survey will be performed in accordance with NYSDOT's Survey and Mapping standards.
- Horizontal Control will be on NAD83 Datum.
- Vertical Control will be on NAVD 88 Datum.
- Limits of Survey: 150 ft south of south abutment to 100 ft north of north abutment by 150 ft wide centered on the road centerline. Additional centerline shots shall taken at 50' intervals to Highway 20, Broadway, Pleasant Avenue and up St Johns Street 100'.
- A Right-of-Way Plan will not be prepared.
- No Wetland delineations are required.

2. Geotechnical Investigation

- Two test borings will be taken, One behind each abutment. Each boring will be taken to refusal or 50', whichever is encountered first.
- Geotechnical report to include recommendations for approach pavement section and proposed backfill requirements.

3. Environmental

- Project is assumed to be NEPA Class II Categorical Exclusion & SEQR Type II.
- The only permits required will be:
 - USCOE Section 404 Permit
 - NYSDEC Section 401 Water Quality Certification
- Only Phase I Hazardous Waste Assessment will be completed.
- No Noise, Air Quality, Energy, Cultural Resource or Visual Impact studies are required.
- No endangered or threatened species surveys are warranted.
- It is assumed that SHPO will determine that the project will have no effect upon cultural resources and is not eligible for inclusion in the National Register of Historic Places. No historic or archeological investigation is required.

4. Design (ADP's and PS&E)

- No inspection or analysis of the existing structure is required, and a full replacement alternative will not be advanced.
- An off-site detour will be utilized.
- The town of Lancaster's typical pavement section will be used for design.
- Work to be performed includes design of the new deck and approach slabs, bearings at each abutment and the pier and adjustment of the pedestals and backwalls as required.
- Traffic counts will not be taken.
- Utilities located at the structure include overhead electric that runs along the west side of the bridge and two (2) utility lines that are carried by the structure. The utilities should not be affected by the deck replacement. The utilities carried by the bridge will be protected during construction.
- Only minor storm sewer work as part of the approach replacements will be included in the design.

5. Construction Administration

- Construction is expected to last six months.
- Construction testing, concrete compressive, weld, and compaction are included as a Direct Non-Salary Cost/Reimbursable.

6. Proposed Rates:

Task	Direct Salary Costs	Reimbursable Costs	Total Cost
Survey & Data Collection	\$1,246.00	\$11,525.00	\$12,771
Design Report	\$15,118.00	\$100.00	\$15,218.00
ADP	\$66,776.00	\$225.00	\$67,001.00
PS&E	\$23,857.00	\$200.00	\$24,057.00
Bidding	\$3,982.00	\$25.00	\$3,953.00
Subtotal Design:	\$110,925.00	\$12,075.00	\$123,000.00
Construction	\$55,074.00	\$2,300.00	\$57,374.00
Total:	\$165,999.00	\$14,375.00	\$180,374.00

Note: Reimbursable costs include survey, geo-technical report, travel and reproduction costs.

7. Proposed Schedule

Design NTP	06/01/2019
Design Report	11/20/2019
APD	03/11/2020
PS&E	05/06/2020
Bid Advertisement	05/06/2020
Project Letting	05/20/2020
Contract Award	06/17/2020
Construction Complete	10/30/2020

(Note: Design Report, ADP and PS&E all include 4 week NYSDOT review period)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
5/22/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Promark Associated Agencies, Inc. 7 Limestone Dr. Williamsville NY 14221		CONTACT NAME: Jennifer Dissette PHONE (A/C, No, Ext): (716) 633-8401 FAX (A/C, No): (716) 633-8429 E-MAIL ADDRESS: jdissette@promarkinsurance.com															
INSURED DiDonato Associates, Engineering & Architecture, P.C. 689 Main Street Buffalo NY 14203		INSURER(S) AFFORDING COVERAGE <table border="1"> <tr> <th>INSURER</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A: RLI Insurance Company</td> <td>13056</td> </tr> <tr> <td>INSURER B: Navigators Insurance Company</td> <td>42307</td> </tr> <tr> <td>INSURER C: Hartford Life Insurance Co.</td> <td>88072</td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>		INSURER	NAIC #	INSURER A: RLI Insurance Company	13056	INSURER B: Navigators Insurance Company	42307	INSURER C: Hartford Life Insurance Co.	88072	INSURER D:		INSURER E:		INSURER F:	
INSURER	NAIC #																
INSURER A: RLI Insurance Company	13056																
INSURER B: Navigators Insurance Company	42307																
INSURER C: Hartford Life Insurance Co.	88072																
INSURER D:																	
INSURER E:																	
INSURER F:																	

COVERAGES **CERTIFICATE NUMBER:** CL1922208085 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDC INSD	UBRR WYD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Includes contractual liab <input checked="" type="checkbox"/> Includes w/in 50' railroad GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:		X	PSR0006102	3/1/2019	3/1/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		X	PSA0002317	3/1/2019	3/1/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 1,000		X	PSR0003184	3/1/2019	3/1/2020	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	PSR0001342	3/1/2019	3/1/2020	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B	Professional Liability			CM1SDPL084864IV	3/1/2019	3/1/2020	Per Claim / Aggregate \$5M/\$5M
C	Disability			INT631981	1/1/2019	1/1/2020	NYS DBL Statutory

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 RE: Aurora Street over Cayuga Creek Bridge Rehabilitation.
 Professional Liability limits shown are per claim and aggregate for all projects of the named insured. Town of Lancaster is an additional insured on a primary and non-contributory basis for the general, auto and excess liability only in regards to services provided by the named insured when required by written contract.

CERTIFICATE HOLDER Town of Lancaster 21 Central Avenue Lancaster, NY 14086	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE C Alderson, CFP, AIF/
--	---

STATE OF NEW YORK
WORKERS' COMPENSATION BOARD
CERTIFICATE OF INSURANCE COVERAGE UNDER THE NYS DISABILITY BENEFITS LAW

PART 1. To be completed by Disability Benefits Carrier or Licensed Insurance Agent of that Carrier

<p>1a. Legal Name and Address of Insured (Use street address only)</p> <p>DIDONATO & ASSOCIATES P.E., P.C. 689 MAIN STREET BUFFALO, NY 14203</p>	<p>1b. Business Telephone Number of Insured 716-656-1900</p> <p>1c. NYS Unemployment Insurance Employer Registration Number of Insured</p> <p>1d. Federal Employer Identification Number of Insured or Social Security Number 161382582</p>
<p>2. Name and Address of the Entity Requesting Proof of Coverage (Entity Being Listed as the Certificate Holder)</p> <p>TOWN OF LANCASTER 21 CENTRAL AVE LANCASTER, NY 14086</p>	<p>3a. Name of Insurance Carrier Hartford Life Insurance Co</p> <p>3b. Policy Number of entity listed in box "1a": LNY-631991</p> <p>3c. Policy effective period: 01/01/2019 to 01/01/2020</p>

4. Policy covers:

- a. All of the employer's employees eligible under the New York Disability Benefits Law
- b. Only the following class or classes of the employer's employees:

Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has NYS Disability Benefits insurance coverage as described above.

Date Signed 12/12/2018 By _____

(Signature of insurance carrier's authorized representative or NYS Licensed Insurance Agent of that insurance carrier)

Telephone Number (800) 454-7020

Title Manager

IMPORTANT: If box "4a" is checked, and this form is signed by the insurance carrier's authorized representative or NYS Licensed Insurance Agent of that carrier, this certificate is COMPLETE. Mail it directly to the certificate holder.

If box "4b" is checked, this certificate is NOT COMPLETE for purposes of Section 220, Subd. 8 of the Disability Benefits Law. It must be mailed for completion to the Workers' Compensation Board, DB Plans Acceptance Unit, 20 Park Street, Albany, New York 12207.

PART 2. To be completed by NYS Workers' Compensation Board (Only if box "4b" of Part 1 has been checked)

**State Of New York
Workers' Compensation Board**

According to information maintained by the NYS Workers' Compensation Board, the above-named employer has complied with the NYS Disability Benefits Law with respect to all of his/her employees.

Date Signed _____

By _____
(Signature of NYS Workers' Compensation Board Employee)

Telephone Number _____

Title _____

Please Note: Only insurance carriers licensed to write NYS disability benefits insurance policies and NYS licensed insurance agents of those insurance carriers are authorized to issue Form DB-120.1. Insurance brokers are NOT authorized to issue this form.

Additional Instructions for Form DB-120.1

By signing this form, the insurance carrier identified in box "3" on this form is certifying that it is insuring the business referenced in box "1a" for disability benefits under the New York State Disability Benefits Law. The Insurance Carrier or its licensed agent will send this Certificate of Insurance to the entity listed as the certificate holder in box "2". *This Certificate is valid for the earlier of one year after this form is approved by the insurance carrier or its licensed agent, or the policy expiration date listed in box "3c".*

Please Note: Upon the cancellation of the disability benefits policy indicated on this form, if the business continues to be named on a permit, license or contract issued by a certificate holder, the business must provide that certificate holder with a new Certificate of NYS Disability Benefits Coverage or other authorized proof that the business is complying with the mandatory coverage requirements of the New York State Disability Benefits Law.

DISABILITY BENEFITS LAW

§220. Subd. 8

(a) The head of a state or municipal department, board, commission or office authorized or required by law to issue any permit for or in connection with any work involving the employment of employees in employment as defined in this article, and notwithstanding any general or special statute requiring or authorizing the issue of such permits, shall not issue such permit unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that the payment of disability benefits for all employees has been secured as provided by this article. Nothing herein, however, shall be construed as creating any liability on the part of such state or municipal department, board, commission or office to pay any disability benefits to any such employee if so employed.

(b) The head of a state or municipal department, board, commission or office authorized or required by law to enter into any contract for or in connection with any work involving the employment of employees in employment as defined in this article, and notwithstanding any general or special statute requiring or authorizing any such contract, shall not enter into any such contract unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that the payment of disability benefits for all employees has been secured as provided by this article.

STATE OF NEW YORK
 WORKERS' COMPENSATION BOARD
 CERTIFICATE OF NYS WORKERS' COMPENSATION INSURANCE COVERAGE

<p>1a. Legal Name and address of Insured (Use street address only) DiDonato Associates, Engineering & Architecture, P.C. 689 Main Street Buffalo, NY 14203</p> <p><i>Work Location of Insured (Only required if coverage is specifically limited to certain locations in New York State, i.e. a Wrap-Up Policy)</i></p>	<p>1b. Business Telephone Number of Insurance (716)656-1900</p> <p>1c. NYS Unemployment Insurance Employer Registration Number of Insured</p> <p>1d. Federal Employer Identification Number of Insured 161382582</p>
<p>2. Name and Address of the Entity Requesting Proof of Coverage (Entity Being Listed as Certificate Holder)</p> <p style="text-align: center;">Town of Lancaster 21 Central Ave Lancaster, NY 14086</p>	<p>3a. Name of Insurance Carrier RLI Insurance Company - A&E</p> <p>3b. Policy Number of entity listed in box "1a" PSW0001342</p> <p>3c. Policy effective period 3/1/2019 To 3/1/2020</p> <p>3d. The Proprietor, Partners or Executive Officers are: <input checked="" type="checkbox"/> included. (Only check box if all partners/officers included) <input type="checkbox"/> all excluded or certain partners/officers excluded</p>

This certifies that the insurance carrier indicated above in box "3" insures the referenced above in box "1a" for workers compensation under the New York State Workers' Compensation Law. (To use this form, New York (NY) must be listed under Item 3A on the INFORMATION PAGE of the workers' compensation policy). The insurance Carrier or its licensed agent will send this Certificate of Insurance to the entity listed above as the certificate holder in box "2".

The Insurance Carrier will also notify the above certificate holder within 10 days IF a policy is canceled due to nonpayment of premiums or within 30 days IF there are reasons other than nonpayment of premiums that cancel the policy or eliminate the insured from the coverage indicate on this Certificate. (These notices may be sent by regular mail.) Otherwise, this Certificate is valid for one year after this form is approved by the insurance carrier or its licensed agent, or until the policy expiration date listed in box "3c", whichever is earlier.

Please Note: Upon the cancellation of the workers' compensation policy indicated on this form, if the business continues to be named on a permit license or contract issued by a certificate holder, the business must provide that certificate holder with a new Certificate of Workers' Compensation Coverage or other authorized proof that the business is complying with the mandatory coverage requirements of the New York State Workers' Compensation Law.

Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has the coverage as depicted on this form.

Approved by: Thomas N. Alderson
 (Print name of authorized representative or licensed agent of insurance carrier)

Approved by:  2/22/2019
 (Signature) (Date)

Title: President

Telephone Number of authorized representative or licensed agent of insurance carrier: 716-633-8401

Please Note: Only insurance carriers and their licensed agents are authorized to issue the C-105.2 form. Insurance brokers are NOT authorized to issue it

C-105.2 (9-07)

Workers' Compensation Law

Section 57. Restrictions on issue of permits and the entering into contracts unless compensation is secured.

1. The head of a state or municipal department, board, commission or office authorized or required by law to issue any permit for or in connection with any work involving the employment of employees in a hazardous employment defined by this chapter, and notwithstanding any general or special statute requiring or authorizing the issue of such permits, shall not issue such permit unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that compensation for all employees has been secured as provided by this chapter. Nothing herein, however, shall be construed as creating any liability on the part of such state or municipal department, board, commission or office to pay any compensation to any such employee if so employed.

2. The head of a state or municipal department, board, commission or office authorized or required by law to enter into any contract for or in connection with any work involving the employment of employees in a hazardous employment defined by this chapter, notwithstanding any general or special statute requiring or authorizing any such contract, shall not enter into any such contract unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that compensation for all employees has been secured as provided by this chapter.

C-105.2 (9-07) Reverse

OWNER-ENGINEER AGREEMENT

THIS AGREEMENT made as of _____ day of _____ in the year Two Thousand and ____ by and between the Town of Lancaster (hereinafter called the OWNER) and DiDonato Associates, Engineering & Architecture, P.C. (hereinafter called the ENGINEER) WITNESSETH, that whereas the OWNER intends to engage the ENGINEER to provide plans, specifications and Construction Phase Services for the Aurora Street Bridge over Cayuga Creek Rehabilitation, hereinafter called the PROJECT.

NOW, THEREFORE, the OWNER and the ENGINEER in consideration of the mutual covenants set forth agree as follows:

ARTICLE 1 - ENGINEER'S SERVICES

- SECTION 1.1 - Preliminary Design
- SECTION 1.2 - Design Survey included in Contract
- SECTION 1.3 - Final Design and Contract Documents
- SECTION 1.7 - Construction Consultation
- SECTION 1.8 - Project Resident Services included in Contract
- SECTION 1.9 - Field Stakeout and Land Survey
- SECTION 1.10 - Additional Services

ARTICLE 2 - OWNER'S RESPONSIBILITY

ARTICLE 3 - PAYMENTS TO THE ENGINEER

ARTICLE 4 - GENERAL CONSIDERATIONS

- ATTACHMENT A – List of Assumptions & Payment Schedule**
- ATTACHMENT B – Insurance Requirements**

SECTION 1.1 - Preliminary Design

During this phase, the ENGINEER shall:

Review with the OWNER and the OWNER'S representatives, specific conditions and objectives to be met by this PROJECT.

Prepare schematic plans of route alignment, demolition, construction operation requirements and special conditions for review by the OWNER.

Prepare a preliminary opinion of construction project-cost, based upon an agreed location, route, appurtenances and conditions sufficient for the OWNER to initiate financing proceedings.

Assist the OWNER in identifying parcels of land that would need to be acquired or rights-of-way be secured.

Prepare a preliminary design report for review by the OWNER.

SECTION 1.2 - Design Survey

Under this section, when authorized in writing by the OWNER, the ENGINEER shall:

Provide necessary field measurements and control to locate surface land features, structural elements and identifiable subsurface structures and conduits.

Provide horizontal and vertical control for detailed design and obtain necessary measurements for representation of topographic features and ground profiles relating to the design.

Not included in this Section is work required to establish land or boundary surveys.

SECTION 1.3 - Final Design and Contract Documents

Under this section, when authorized in writing by the OWNER, the ENGINEER shall:

Prepare necessary topographic features maps to an appropriate scale.

Prepare construction plan and profile sheets and other necessary detail sheets.

Establish pipe sizes and horizontal and vertical alignments.

Establish necessary pipeline appurtenances such as manholes, service connection facilities, fittings, etc.

Provide to the OWNER, recommendations for soils investigations.

Provide specifications for construction documents.

Obtain necessary regulatory agency approvals for construction of proposed facilities.

Provide an opinion of construction costs upon completion of design.

Provide twelve (12) sets of construction plans and specifications for bidding.

Assist the OWNER during bid advertisement and receipt, and provide a tabulation of all bids with recommendations for award of construction contracts.

Obtain necessary documents from the intended construction contractor for review by the OWNER's attorney.

SECTION 1.7 - Construction Consultation

Upon award of each Construction Contract by the OWNER, the Construction Phase of this Agreement will commence upon authorization of OWNER. The Construction Phase will terminate following guarantee period expiration.

The extent of the ENGINEER'S duties and responsibilities and the limitations of the ENGINEER'S authority are described in the General Conditions of the Construction Contract. These shall not be inconsistent with the terms of this Agreement without the ENGINEER'S written consent.

During the Construction Phase, the ENGINEER shall:

Advise and consult with the OWNER during the Construction Phase and issue the OWNER'S authorized instructions to the Contractor.

Make visits to the site at intervals appropriate to the various phases of construction to observe the progress and quality of the construction work and to determine, in general, if the results of the construction work are in accordance with the Drawings and the Specifications. Where construction does not comply with Plans and Specifications, promptly notify the OWNER of such deficiencies or non-complying construction and report to the OWNER any work not adequately corrected with recommendations to assist the OWNER to obtain compliance of the construction with the Plans and Specifications. On the basis of his on-site observations as an ENGINEER, he shall endeavor to guard the OWNER against apparent defects and deficiencies in the permanent work constructed by the Contractor; but does not guarantee the performance of the Contractor. The ENGINEER shall not be required to make exhaustive or continuous on-site observations to check the quality of the construction work.

The ENGINEER is not responsible for construction means, methods, techniques, sequences or procedures, time of performance, programs or for any safety precautions in connection with the construction work. The ENGINEER is not responsible for the Contractor's failure to execute the work in accordance with the Construction Contract.

Review the Contractor's request for progressive payment, advise the OWNER as to the ENGINEER'S opinion of the extent of work completed in accordance with the terms of the Construction Contract as of the date of the Contractor's payment request and issue for processing by the OWNER, a request for payment in the stated amount.

Make recommendations to the OWNER on all claims relating to the execution and progress of the construction work. The ENGINEER'S decision in matters relating to ENGINEER'S design

shall be final.

Review shop drawings, samples, and other submissions of the Contractor, only for general conformance to the design concept of the PROJECT. Shop drawing review and subsequent corrections, or comments made on the shop drawing during the ENGINEER'S review, do not relieve the Contractor from compliance with the requirements of the Drawings and Specifications. The ENGINEER'S check is only for review of the general conformance with the design concept. The Contractor is responsible for confirming and correlating all quantities and dimensions, selecting fabrication processes and techniques of construction, coordinating his or her work with that of all other trades and performing all work in a safe and satisfactory manner.

Prepare Change Orders in a timely manner for the OWNER'S authorization.

Conduct a construction progress review related to the Contractor's date of completion; receive written guarantees and related data assembled by the Contractor and issue to the OWNER a "Letter of Final Payment".

Promptly notify the OWNER of all permanent work which does not conform to the result required in the Construction Contract, prepare a written report describing any apparent non-conforming permanent work and make recommendations to the OWNER for its correction and; at the request of the OWNER, have recommendations implemented by the Contractor.

The ENGINEER shall not be responsible for the defects or omissions in the work result of the Contractor's or Subcontractor's or any of the Contractor's or Subcontractor's employees or that of any other persons or entities responsible for performing any of the work result as contained in the Construction Contract.

Furnish up to 5 copies of the Construction Contract Documents for use by the Contractors and their Subcontractors.

Following completion of construction, the ENGINEER shall furnish the OWNER with a set of reproducible record drawings showing those changes made during the Construction Contract execution or during the construction process, based upon the ENGINEER'S project representatives' notes and executed Change Orders.

SECTION 1.8 - Project Resident Services

If requested by the OWNER or recommended by the ENGINEER and authorized in writing by the OWNER, the ENGINEER shall provide one or more Resident Project Representatives to assist the ENGINEER in order to render more extensive representation at the PROJECT site during the Construction Phase.

The Resident Representative and/or Construction Observers, on behalf of the ENGINEERS, will perform the following Resident Representation Services in connection with construction of the PROJECT:

Project Administration and Coordination, beyond that described in Section 1.7, as described below.

Review and observe on-site construction activities of the Contractor relating to portions of the

PROJECT designed and/or specified by the ENGINEER as contained in the Construction Documents.

Where construction does not comply with the Construction Contract Documents, notify the ENGINEER of the deficiencies or non-complying construction.

Observe materials, equipment and supplies to be incorporated into the PROJECT by the Contractor and recommend acceptance or rejection of the same to the ENGINEER.

Check critical grades, elevations and location of all facilities being constructed by the Contractors.

Maintain field records for construction items to be paid on a unit price basis and lump sum basis.

SECTION 1.9 - Field Stakeout and Land Survey

~~During this phase, when authorized in writing by the OWNER, the ENGINEER shall:~~

~~Establish benchmarks, reference and central control points, to be used by the Contractors to establish grades and final elevations, where such services are not covered under basic services.~~

~~Provide field survey personnel for any land or engineering surveying that the OWNER may request in the progress of the PROJECT.~~

~~Perform the necessary title review, field measure, reference stake and draw a title survey for lands to be acquired by the OWNER for the construction of the sewer system improvements considered in this Agreement.~~

~~Perform the location and elevation measurements for subsurface explorations as may be required and authorized by the OWNER.~~

SECTION 1.10 - Additional Services

If authorized in writing by the OWNER, the ENGINEER shall furnish or obtain from others additional services of the following types, which are not covered by other phases. Additional services of the ENGINEER shall include; but not limited to:

Services resulting from significant changes in extent of the PROJECT or its' design including, but not limited to, significant changes in size, complexity, OWNER'S schedule or character of construction or method of financing; and revising previously accepted studies reports, design documents or Contract Documents when such revisions are due to causes beyond the ENGINEER'S control.

Services due to significant changes in general scope of the PROJECT as a result of changes to State or Federal Agency Requirements.

Preparation of detailed renderings, exhibits and/or models for the PROJECT.

Investigations involving detailed consideration of operations, maintenance and overhead expenses; the preparation of rate schedules, earnings and expense statements, feasibility studies, appraisals and valuations; detailed quantity surveys of material and labor; and audits or inventories required for certification of force account construction performed by the OWNER.

Preparing to serve and serving as an expert witness for the OWNER in any litigation or other proceedings involving this PROJECT or otherwise assisting the OWNER in connection with litigation or other proceedings involving the PROJECT.

Providing design services relating to future facilities, systems and/or equipment that are not intended to be constructed or operated as a part of the PROJECT.

~~Providing assistance in the initial start-up, testing, adjusting or balancing or operation of equipment or systems or training personnel for operation or maintenance of equipment and/or systems.~~

~~Providing special analysis of the OWNER'S needs such as owning and operating analysis, OWNER'S operating and maintenance manuals, OWNER'S special operating drawings, charts and/or any other similar analysis.~~

Furnishing additional copies of reports and additional prints of Drawings and Specifications in excess of those stipulated in the Agreement.

Expenses for transportation, subsistence and lodging for authorized travel outside of Western New York.

Any and all Services not otherwise provided for in this Agreement, including without limitation services normally furnished by the OWNER as described in Article 2, (Owner's Responsibility).

Preparation of applications and supporting documents for governmental grants, loans or advances in connection with the PROJECT; preparation or review of environmental assessments and impact statements, review and evaluation of the effect on the design requirements of the PROJECT of any such statements and documents prepared by others; and assistance in obtaining approvals of authorities having jurisdiction over the anticipated environmental impact of the PROJECT.

Services after completion of the Construction Phase, such as Observation of Construction during any guarantee period.

Services in connection with change orders to reflect changes requested by OWNER if the resulting change in compensation for Basic Services is not commensurate with the additional services rendered, services after the award of each contract in evaluating substitutions proposed by Contractor(s) and in making revisions to Drawings and Specifications occasioned thereby, and services resulting from significant delays, changes or price increases occurring as a direct or indirect result of material, equipment or energy shortages.

Services resulting from the award of more separate prime contracts for construction, materials, equipment or services for the PROJECT than are contemplated by Article 1 and services resulting from the arranging for performance by persons other than the principal prime contractors of

services for the OWNER and administering OWNER'S contracts for such services.

Preparing documents for an unreasonable number of alternate bids requested by OWNER for Contractor(s) work which is not executed or documents for out-of-sequence work.

ARTICLE 2
OWNER'S RESPONSIBILITY

The OWNER shall, at no expense to the ENGINEER:

Provide all criteria and full information as to his requirements for the PROJECT, including any design and construction standards the OWNER shall require the ENGINEER to follow in preparation of the Construction Contract Documents.

Designate in writing a person to act as OWNER'S Representative with respect to the ENGINEER'S service to be performed under this Agreement and such person shall have complete authority to transmit instructions, receive information, interpret and define OWNER'S policies and decisions with respect to services covered by this Agreement.

Acquire all land and rights-of-way for the PROJECT.

Furnish the ENGINEER with all available written data pertinent to the site of the PROJECT, including previous reports and any other data affecting the design and/or construction of the PROJECT.

~~Furnish soils data including, but not limited to, reports, test borings, test pits, probes, subsurface exploration, soil bearing values, permeation tests, ground corrosion and resistivity tests, all with appropriate professional interpretation, except as provided under Article 1 of this Agreement.~~

Furnish Archeological Studies, Historical Studies, Laboratory tests, air and water pollution tests, reports and inspection of samples, materials or other items required by law, by governmental authorities having jurisdiction over this PROJECT or by the ENGINEER for PROJECT.

Provide legal review of the Construction Contract Documents. Provide such legal, accounting and insurance counseling services as are required for the PROJECT. Provide such auditing service as the OWNER may require to ascertain how or for what purpose the Contractor has used money paid to him under the Construction Contract.

Furnish permits and approvals from all Governmental authorities having jurisdiction over this PROJECT and from others as may be necessary for completion of the PROJECT with assistance from the ENGINEER in preparing.

Advertise for proposals from bidders, open the sealed proposals at the appointed time and place and pay for all costs incident thereto.

Furnish or direct the ENGINEER to provide necessary Additional Services as stipulated in Section 1.10 of this Agreement or other services as required.

Protect and preserve all survey stakes and markers placed at the PROJECT sites prior to the assumption of this responsibility by the Contractor and bear all costs of replacing stakes or markers damaged or removed during said time interval.

Guarantee access to the property and make all provisions for the ENGINEER to enter upon public and private lands as required by the ENGINEER to perform his services under this Agreement.

Examine all studies, reports, sketches, opinions of the construction costs, specifications, drawings, proposals and other documents presented by the ENGINEER to the OWNER and shall promptly render in writing the OWNER'S decisions pertaining thereto within a week or if longer time is needed, within a period mutually agreed upon.

Give prompt written notice to the ENGINEER whenever the OWNER observes or otherwise becomes aware of any defect in the PROJECT.

ARTICLE 3 PAYMENTS TO THE ENGINEER

The OWNER shall pay the ENGINEER for services outlined in this Agreement under Article 1 (ENGINEER'S Services) for each Phase of work and in accordance with the list of design assumptions and Engineering costs included as Attachment A on the basis of one or more of the following methods:

a) A LUMP SUM FEE shall be a fixed amount as designated in each applicable Phase of the Contract. This amount shall not be altered except by addendum to this Contract.

b) TIME AND EXPENSE - For those Phases or Sections of the work in which the Scope of Services cannot be adequately defined or in Phases or Sections where the length and Scope of Services are essentially beyond the control of the ENGINEER such as, but not limited to, Construction Testing and Project Resident Services.

TIME CHARGES shall be at the ENGINEER'S billing rates in effect at the time that the work is performed and shall include time of employees of the ENGINEER engaged on the PROJECT, including ENGINEERs, engineers, designer, job captains, draftsmen, specifications writers, typists and by the ENGINEER'S consultants including, but not limited to, surveying and consulting operators engaged in work related to each specific Phase of the Contract. Charges for specialized computer time shall also be included in this item.

REIMBURSABLE EXPENSES include actual expenditures made by the ENGINEER or his employees or his consultants in the interest of the PROJECT and include, but are not limited to:

a) Expense of reproduction, postage and handling of Drawings, Specifications and copies of reports in excess of those stipulated in the Agreement and fees paid for securing approval and Regulatory Agencies having jurisdiction over the PROJECT.

b) When authorized in advance by the OWNER, expense of overtime work requiring higher than regular rates; and authorized expenses incurred for performing any service under OWNER'S Responsibility, such as listed in Article 2 (Owner's Responsibility).

Progress payments shall be made in proportion to services performed as indicated within the Agreement and shall be due within 45 days of the ENGINEER'S submittal of his monthly invoice. The vouchered amount shall be due and payable, without retained percentages of any kind.

If the ENGINEER'S services for the PROJECT are suspended by the OWNER for more than three months or the PROJECT is abandoned in whole or in part by the OWNER, the ENGINEER shall be paid his fees for services performed prior to such suspension or abandonment, together with the Reimbursable Expenses then due.

Basis of Payment to the ENGINEER for the various services to be rendered under Article 1 (ENGINEER'S Services) shall be in accordance with Schedule "A", attached hereto and repeated here:

- **Engineering Cost: (Aurora Street)**
 1. *Preliminary Design* \$ 16,489.00(Lump Sum)
 2. *Design Survey* \$ 6,500 (Lump Sum)
 3. *Geotechnical* \$ 5,000 (Lump Sum)
 4. *Final Design, Contract Docs, Bidding* \$95,011.00 (Lump Sum)
 5. *Construction Consultation* \$ 7,474.00 (Lump Sum)
- **Project Resident Services Cost** \$ 47,600 (Time & Expense)
- **Project Testing** \$ 2,300 (Time & Expense)

ARTICLE 4
GENERAL CONSIDERATIONS

This Agreement may be terminated by either party by seven days written notice in the event of substantial failure to perform in accordance with the terms hereof by the other party through no fault of the terminating party. If this Agreement is so terminated, the ENGINEER shall be paid as provided in Article 3 (Payments to the ENGINEER).

The ENGINEER agrees to devote its professional skill and knowledge of its profession to the services described herein in accordance with normally recognized industry practices and in compliance with current laws, ordinances and regulations applicable to the services to be performed.

The ENGINEER will prepare his drawings and specifications in a timely manner but it is agreed between the parties to this Agreement that the ENGINEER cannot be responsible for delays occasioned by factors beyond his control, nor by factors that could not reasonably have been foreseen at the time this Agreement was prepared and executed.

The ENGINEER will prepare the Drawings and Specifications in accordance with generally accepted engineering practices and makes no other warranty, either expressed or implied, as part of this Agreement.

The ENGINEER agrees to defend, indemnify and save harmless the OWNER, its officers, and employees, from and against any and all claims arising out of the negligent acts,

errors or omissions of the ENGINEER and all agents subconsultants and subcontractors and employees thereof.

During the term of this Agreement, the ENGINEER shall maintain insurance coverage in at least the types and amounts set forth on the attached insurance certificate, and shall name the OWNER as additional insured. (See Attachment B)

The Town of Lancaster is named as additional insured with respect to both on-going and completed projects.

During the performance of services within this Agreement, the scope of the ENGINEER'S services and the additional services of the ENGINEER, (Article 1) and compensation thereon may be adjusted by mutually agreed Change Orders to this Agreement.

The ENGINEER shall not disclose or permit the disclosure of any confidential information except to his employees and other consultants who need such confidential information in order to properly prepare the construction documents, in which case such employees and or consultants shall be similarly bound by the confidentiality requirements of this paragraph.

No information relative to the PROJECT shall be released by the ENGINEER for publication, advertising or for any other purpose without prior approval of the OWNER.

The Construction Contract Documents will be compiled as necessary in order to complete the work in accordance with law.

In an effort to resolve any conflicts that arise during the design or construction of the project or following the completion of the project, the Owner and the ENGINEER agree that all disputes between them arising out of or relating to this Agreement shall be submitted to non-binding mediation unless the parties mutually agree otherwise, and that neither party may commence a legal action or proceeding with regard to any such dispute until at least 60 days has elapsed from the time the request for non-binding mediation was presented to the non-moving party. The 60 days waiting period, however, shall be reduced or eliminated as necessary if the applicable statute of limitations on any claim would otherwise expire during the 60 day period.

The Owner and the ENGINEER further agree to include a similar mediation provision in all agreements with independent contractors retained for the project and to require all independent contractors and consultants also to include a similar mediation provision in all agreements with subcontractors, subconsultants, suppliers or fabricators so retained, thereby providing for mediation as the primary method for dispute resolution between the parties to those agreements.

In the event resolution of any conflict cannot be settled as a result of non-binding mediation, claims, disputes, or other matters, it will be redressed in an appropriate court of proper jurisdiction.

The ENGINEER will also provide copies of technical correspondence, including shop drawings and manufacturer's operating instructions relating to the PROJECT which the ENGINEER feels would be of interest to the OWNER.

All original Drawings, Specifications Masters, Report Masters, Work Sheets and Field Sheets are and remain the property of the ENGINEER as instruments of service. The OWNER agrees to use the documents received solely in connection with the PROJECT and not for the purpose of making subsequent extensions or enlargements thereto and he will not sell, publish or display them publicly.

It is understood and agreed that the calculations, Drawings, and Specifications, prepared pursuant to this Agreement, whether in hard copy or machine-readable form, are instruments of professional service intended for one-time use in the construction of this PROJECT. They are and shall remain the property of the ENGINEER. The OWNER may retain copies, including copies stored on disk, for information and reference in connection with the occupancy and use of the PROJECT.

Because of the possibility that information and data delivered in machine-readable form may be altered, whether inadvertently or otherwise, the ENGINEER reserves the right to retain the original tapes/disks and to remove from copies provided to the OWNER all identification reflecting the involvement of the ENGINEER in their preparation. The ENGINEER also reserves the right to retain hard copy originals of all PROJECT documentation delivered to the OWNER in machine-readable form, which shall be referred to as originals and shall govern in the event of any inconsistency between the two.

The OWNER understands that the automated conversion of information and data from the system and format used by the ENGINEER to an alternate system or format cannot be accomplished without the introduction of inaccuracies, anomalies, and errors. In the event PROJECT documentation provided to the OWNER in machine-readable form is so converted, the OWNER agrees to assume all risks associated therewith and, to the fullest extent permitted by law, to hold harmless and indemnify the ENGINEER from and against all claims, liabilities, losses, damages and costs, including, but not limited to, attorneys' fees arising therefrom or in connection therewith.

Neither the OWNER nor the ENGINEER shall delegate his duties in this Agreement without the written consent of the other party.

This Agreement shall be governed by the law of the State of New York.

Neither party shall hold the other responsible for damages or delays in performance caused by acts of God, strikes, lockouts, accidents or other events beyond the control of the other or the other employees and agents.

In the event any provisions of this shall be held to be invalid and unenforceable, the remaining provisions shall be valid and binding upon the parties. One or more waivers by either party of any provision, term, condition or covenant shall not be construed by the other party as a waiver of a subsequent breach of the same by the other party.

Any opinion of the Construction Cost prepared by the ENGINEER represents his judgement as a design professional and is supplied for the general guidance of the OWNER. Since the ENGINEER has no control over the cost of labor and material, or over competitive bidding or market conditions, the ENGINEER does not guarantee the accuracy of such opinions as compared to Contractor bids or actual cost to the OWNER.

THIS AGREEMENT represents the entire and integrated Agreement between the OWNER and the ENGINEER and supersedes all prior negotiations, representations or Agreements, either written or oral. This Agreement may be amended only by written instrument.

It is understood and agreed that this Agreement does not contemplate handling of, or design including use of, asbestos, any hazardous waste material or pollutants. Therefore, OWNER agrees to hold harmless, defend and indemnify ENGINEER for all claims, lawsuits, expenses or damages arising from or related to the handling, use, treatment, purchase, sale, storage, dispersal, discharge, escape, release, saturation or disposal of asbestos, asbestos products, any hazardous waste materials, smoke, vapors, soot, fumes, acids, alkalis, toxic chemicals, liquids, gases or other pollutants.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement the day and year first above written.

OWNER

ENGINEER

By: _____
Town of Lancaster

By:  _____
DiDonato Associates

Title: Johanna M. Coleman, Supervisor

Title: Jeffrey Blank, Vice-President

Date Signed: _____

Date Signed: 5/22/2019

ATTACHMENT A

ATTACHMENT B

Insurance Requirements as per following attached Certificates of Insurance:

- 1) ACORD 25**
 - Commercial General Liability
 - Automobile Liability
 - Umbrella Liability
 - Professional Liability

- 2) C 105.2**
 - Workers Compensation

- 3) DB 120.1**
 - New York State Disability Benefits Liability

405

SUPERVISOR
Johanna M. Coleman



Department of Parks,
Recreation & Forestry

COUNCIL MEMBERS
Adam Dickman
Dawn Gaczewski
Ronald Ruffino Sr
Matthew Walter

Park Crew Chief
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

May 24, 2019

Supervisor Johanna Coleman
and Honorable Council Members
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

*TC FOR COMM
OK FOR RES.*

Dear Supervisor Coleman and Honorable Council Members:

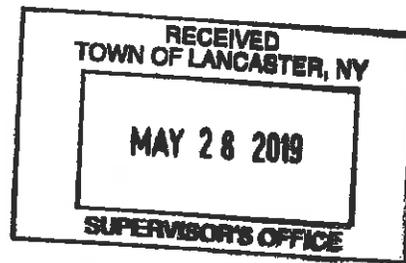
I respectfully submit the following individual for your consideration to be appointed to the position of part-time temporary seasonal employee for the summer of 2019 in the Parks, Recreation & Forestry Department, without benefits.

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>	<u>EFFECTIVE</u>
Tyler Kowal Lancaster	Recreation Attendant	\$11.50	June 4, 2019

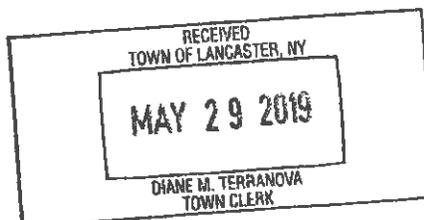
Following your approval or disapproval, we will notify the applicant of your decision. Very often a candidate may decline the appointed position and a future resolution may be necessary to replace this position.

Thank you for your anticipated cooperation.

Sincerely,
Michelle Barbaro
Michelle Barbaro
Park Crew Chief



MB:jw



406



Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

5/29/19

The Honorable Town Board
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

Re: Special Use Permit
Towne AVW, Inc.
5255 Genesee St.

The above mentioned Special Use Permit Application has been review per Chapter 50-46 of the Code of the Town of Lancaster to operate an Automobile Dealership facility as permitted in a CMS Zoning district.

The site is a long standing occupancy that has history through several Site Plan approvals. As it exists today, it is coming into compliance with the CMS District requirements in Chapter 50-20 B (1) (j).

The Building Dept. recommends approval with the stipulation as follows;

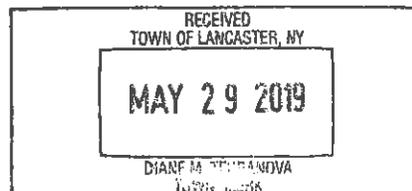
- The combination of tax parcels #93.06-3-38.1, 93.06-2-51.1 & 93.06-2-46.1 to create one parcel associated with one address.
- Renewal of this permit at 2 year intervals with no cost to the applicant.

Sincerely,

Matt Fischione, Code Enforcement Officer
Town of Lancaster Building Department
21 Central Avenue
Lancaster, NY 14086

MF

Cc: Kevin Loftus, Town Attorney





Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

5/29/19

The Honorable Town Board
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

Re: Special Use Permit
Towne AVW, Inc.
6501 Transit Rd.

The above mentioned Special Use Permit Application has been review per Chapter 50-46 of the Code of the Town of Lancaster to operate an Automobile Dealership facility as permitted in a CMS Zoning district.

The site is currently under review for Site Plan approval as an Automobile Sales and Service Facility.

The Building Dept. can recommend the issuance a Special Use Permit after a Site Plan approval, completion of improvements and obtaining a Certificate of Occupancy with the stipulation as follows;

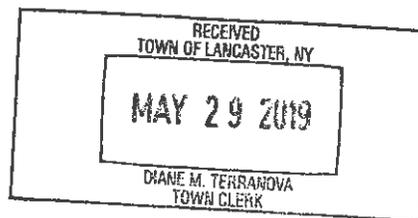
- Renewal of this permit at 2 year intervals with no cost to the applicant.

Sincerely,

Matt Fischione, Code Enforcement Officer
Town of Lancaster Building Department
21 Central Avenue
Lancaster, NY 14086

MF

Cc: Kevin Loftus, Town Attorney



408

SUPERVISOR
Johanna M. Coleman

COUNCIL MEMBERS
Adam Dickman
Dawn Gaczewski
Ronald Ruffino Sr
Matthew Walter



Department of Parks,
Recreation & Forestry

Park Crew Chief
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

May 29, 2018

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

TC FOR COMM
OK FOR RES.
COMMUNICATIONS (a)

Dear Honorable Town Board

I would appreciate if you would sponsor a resolution accepting the following funds for advertising of their business on our flyers, signs or at our concert series.

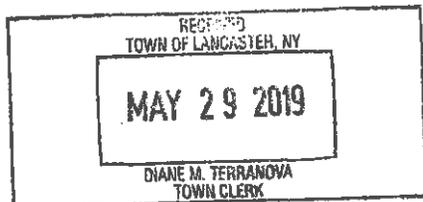
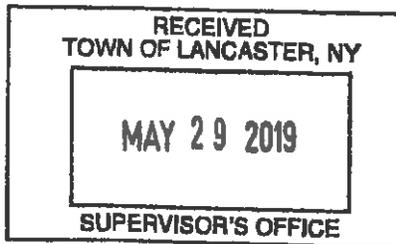
- Apple Rubber Products - \$250.00
- Try-it - \$250.00
- Ronny's - \$100.00
- Side Door Deli - \$100.00
- Tops Markets - \$50.00
- JOE BASIL CHEVROLET - \$100.00

These funds will offset the cost of the concert series which offsets the cost to the taxpayer. Should you require any further information, please do not hesitate to contact me.

Respectfully yours,

Michelle Barbaro
Park Crew Chief
Town of Lancaster

mb



409

SUPERVISOR
Johanna M. Coleman



Department of Parks,
Recreation & Forestry

COUNCIL MEMBERS
Adam Dickman
Dawn Gaczewski
Ronald Ruffino Sr
Matthew Walter

Park Crew Chief
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

May 29, 2019

Supervisor Johanna Coleman
and Honorable Council Members
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

TC FOR COMM
OK FOR REI
(R)

Dear Supervisor Coleman and Honorable Council Members:

I respectfully submit the following individual for your consideration to be appointed to the position of part-time temporary seasonal employee for the summer of 2019 in the Parks, Recreation & Forestry Department, without benefits.

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>	<u>EFFECTIVE</u>
Samuel Friend _____ Lancaster	Laborer	\$12.00	June 4, 2019

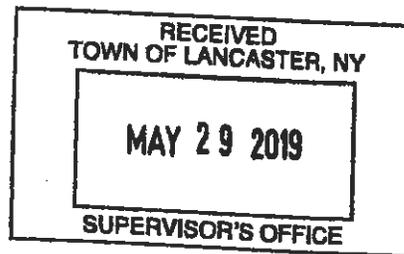
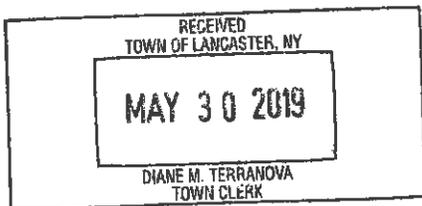
Following your approval or disapproval, we will notify the applicant of your decision. Very often a candidate may decline the appointed position and a future resolution may be necessary to replace this position.

Thank you for your anticipated cooperation.

Sincerely,

Michelle Barbaro
Michelle Barbaro
Park Crew Chief

MB:jw





TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086

Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271

May 23, 2019

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

COMMUNICATIONS

TC FOR COMM
OK FOR RES.
(Signature)

Re: GIS Position

Dear Honorable Board Members:

(gmc)

I would respectfully request the Town Board to sponsor a resolution to appoint Ms. Kaitlin Walsh to position of Clerk PT seasonal for the Highway Department effective June 4, 2019. ~~Part-time permanent~~ is not to be more than 39 hours per week. Ms. Walsh has experience with Geographic Information Systems (GIS). We were unable to fill the Clerk PT seasonal position with a Lancaster resident. Ms. Walsh resides at _____ Buffalo, NY 14213. Ms. Walsh will be paid at the rate of \$15.00 per hour with no benefits.

Should you have any questions regarding this matter please do not hesitate to contact me.

Sincerely yours,

Daniel Amatura
Highway Superintendent
Town of Lancaster

DA/kak

Cc: Johanna Coleman, Supervisor
Diane Terranova, Town Clerk
Morgan Fay, Payroll Supervisor

RECEIVED
TOWN OF LANCASTER, NY
MAY 28 2019
SUPERVISOR'S OFFICE

RECEIVED
TOWN OF LANCASTER, NY
MAY 30 2019
DIANE M. TERRANOVA
TOWN CLERK

411



LANCASTER POLICE DEPARTMENT

525 Pavement Road
Lancaster, NY 14086

Tel: (716) 683-2800
Fax: (716) 681-2352

Chief of Police
William J. Karn, Jr.

MEMORANDUM

*TC FOL Comm
OK FOR RES*

TO: Lancaster Town Board
21 Central Avenue
Lancaster, NY 14086

FROM: Chief William J. Karn, Jr.

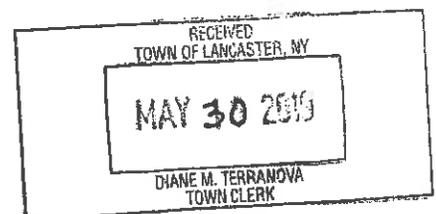
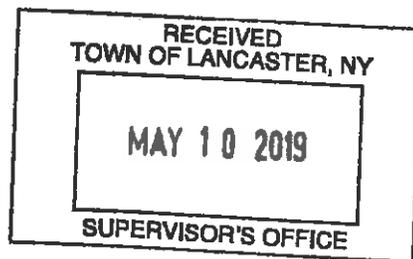
DATE: May 10, 2019

SUBJECT: Detective Captain position

This letter is to advise you that I have selected Lieutenant Jeffrey Smith to fill the vacant position of Detective Captain. Pursuant to New York State Civil Service Law, Lieutenant Smith was selected from among the top three candidate scores for Police Captain.

It is respectfully requested that the Town Board approve this appointment at the next regular Board meeting, with an effective date of May 13, 2019. Please note that this position has been vacant since March 1, 2019.

WJK:as



May 17, 2019

Jean Karn
125 Pavement Rd.
Lancaster, NY 14086

*TC FOR COMM
OK FOR RES
COPY TO MORGAN FAY*

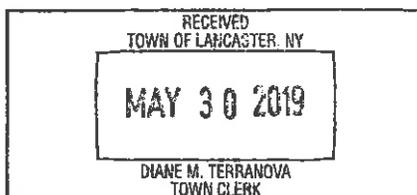
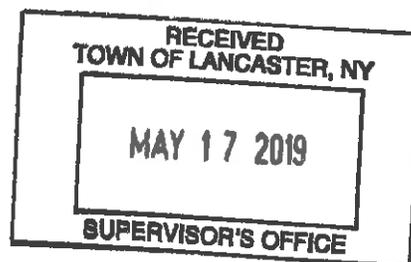
Supervisor Coleman and Honorable Board Members,

I am writing to request appointment of Elizabeth Bertozzi to temporary seasonal Assistant Dog Control Officer. As we approach summer, our call volume increases drastically and this is the best way to cover those extra calls and care for the dogs we have in our kennels. Morgan Fay has already spoken with her contact from Erie County and they have no problem with the title or position. This position can be funded out of the current Dog Control personnel budget. Please make this position retroactive beginning on May 20, 2019.

Thank You,

Jean Karn

Jean Karn
Lancaster Dog Control





Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 23, 2019

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

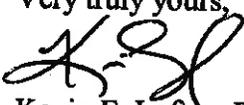
Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Great Dane Parking Lot Reconstruction #1841
3875 Walden Ave
Town of Lancaster, County of Erie

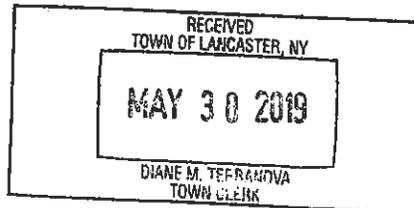
Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated May 22, 2019 from the New York State Department of Environmental Conservation on the above-referenced project for your review.

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

Very truly yours,

Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Enc.
CC (w/enc): Supervisor
Town Clerk
Building Inspector
Town Engineer



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9
270 Michigan Avenue, Buffalo, NY 14203-2915
P: (716) 851-7165 | F: (716) 851-7168
www.dec.ny.gov

May 22, 2019

Mr. Kevin E. Loftus, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Dear Mr. Loftus:

**SEQR Lead Agency Designation
Great Dane Parking Lot Reconstruction
3875 Walden Avenue
Lancaster, Erie County**

This is to acknowledge receipt of your May 15, 2019 which requested State Environmental Quality Review Act (SEQR) Lead Agency status for the above-noted project. The Department concurs that the Town of Lancaster should act as SEQR Lead Agency, since the environmental impacts of the proposal are primarily of local significance. However, please be advised of the following:

1. If project activities will involve land disturbance of 1 acre or more, the project sponsor, owner or operator is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-15-002). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filing a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-15-002, as well as the NOI form, is available on the Department's website at www.dec.ny.gov/chemical/43133.html. Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at www.dec.ny.gov/chemical/8468.html.

The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or

Mr. Kevin E. Loftus
May 22, 2019
Page 2

ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4th Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.

2. The project site was noted to be located in an archaeologically sensitive area based on information obtained through the Cultural Resource Information System (CRIS) on the New York State Office of Parks, Recreation and Historic Preservation's (OPRHP) website at <https://cris.parks.ny.gov/>. As part of the SEQR process, this concern should be evaluated, unless it can be verified by appropriate documentation that the site has been significantly disturbed in a way that would destroy potential artifacts. Please recognize that normal agricultural activities, such as plowing, would not constitute such land disturbance. If there are any questions regarding this, contact OPRHP (telephone: 518/237-8643).

If you have any questions, please feel free to contact Ms. Michelle Woznick or me at 716/851-7165.

Sincerely,



David S. Denk
Regional Permit Administrator

MRW

ecc: Metzger Civil Engineering, PLLC

414



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

May 24, 2019

Mr. David Denk
Regional Administrator
N.Y.S. DEC

Mr. Matt Salah
Coordinator of Construction Projects
Division of Sewerage Management

US Army Corps of Engineers
SEQRA Referral

Mr. Garrett Hacker
Erie County DPW

Erie County Water Authority

Ms. Dolores Funke
Erie County Health Department

Ms. Mariely Ortiz
Erie County DEP

Re: Coordinated Review
Colin M. Hurd, Inc. #3310
12 Wendling Court
Town of Lancaster, County of Erie

All:

Please be advised that a private developer has submitted a site plan on behalf of Colin M. Hurd, Inc. for the addition of proposed 31,500 Sq. Ft. stone area for outdoor storage on existing site located at 12 Wendling Court (SBL No. 105.00-1-21.32) on a +/- 2.01 acre parcel and which the Town has determined to be an "Unlisted" Action under SEQRA.

The Town Board of the Town of Lancaster advised the developer that an Application and Environmental Assessment Form (EAF) was to be submitted to the Town of Lancaster in order to commence a review of the proposed project under SEQRA.

The developer has now submitted the application and EAF and the Town Board of the Town of Lancaster is now notifying all other agencies which may be involved in the approval of this project that within thirty (30) days of the mailing of the enclosed EAF, a lead agency must be designated by agreement among the agencies.

The anticipated impact of this project is primarily of local significance and the Town of Lancaster desires to act as lead agency in investigation and review of the proposed action.

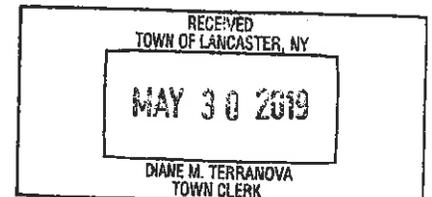
Very truly yours,

Kevin E. Loftus 116

Kevin E. Loftus, Esq.
Town Attorney

KEL:lb
Encs.

cc: Supervisor
Town Clerk
Building Inspector
Town Engineer



415

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

37 CENTRAL AVENUE, LANCASTER, NY 14086-2143
P: 716-683-5961 F: 716-683-0169
Email: wsa@wmschutt.com

M E M O

Date: May 28, 2019

*TC FOR COMM
OK FOR RES
JC*

WSA Project # 06168E F

TO: M. Barbaro – Building & Grounds, J. Coleman – Town Supervisor

FROM: E. Schiller – Town Engineer

SUBJECT: Town Hall ADA Door Openers

AS requested, a Request for Quote was sent out to Imperial Door Controls and Door Specialties Inc. for supplying and installing ADA Door Operators on 3 doors in Town hall. Other vendors were researched, but only these 2 were identified.

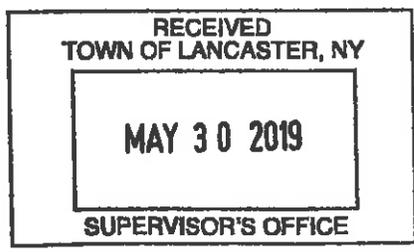
Imperial Door quoted a total of \$7,994.00 plus \$750.00 for electrical work for a total of \$8,744.00

Door Specialties declined to quote and stated that Imperial Door would be the best and most economical vendor to use.

Attached is Imperial's quote and an email string from Door Specialties.

Also attached is the Request for Quote that was sent out.

Any questions, please do not hesitate to contact me.





PROPOSAL

No. RL9463

Imperial Door Controls Inc.

85 Oriskany Drive, Tonawanda, NY
14150-6722

(716) 877-4141 FAX: (716) 877-6563
Eastern Region Office
(607) 733-5200 FAX: (607) 733-4710

Submitted To:	Town Of Lancaster 37 Central Ave. Lancaster, NY 14086	Date:	05/20/2019
Attention:	Edward Schiller	Phone:	716-963-5961
E-Mail:	eschiller@wmschutt.com	Fax:	716-000-0000
		Job Name:	Lancaster Town Hall, ADA operator upgrade
		Job Location:	Automatic swing door operators for (3) interior door

We are pleased to provide a proposal for our scope of work as follows:

Furnish & Install:

- (3) Horton 4100LE HD Automatic swing door operators
- (3) Hoton BR3X Interfac modules
- (2) HES 8000/801 Electric strikes for standard passage set
- (1) HES 9600 Electric strike for rim panic application
- (6) Sedco 59H/1020 Push plate switches and mounting boxes
- (6) BEA 900T Remote transmitters
- (3) BEA 900R Receivers
- (-) Clear anodized aluminum finish

OPTION TO SUPPLY 110 VAC Electric Power to (3) automatic swing door operators (3.5 Amp draw to each operator) ADD to the price below \$750.00

The Town of Lancaster will be listed as an additional insured on all liability policies including General Liability, Automobile and any umbrella/Excess coverage. Insurance should cover ongoing and completed operations & should be written on a primary & non contributory basis.

Price Includes:

- Work Performed during Normal Business Hours
- 1 Year Parts & Labor Warranty-Freight
- Removals-Prevailing Wage Rate Included

Price Does Not Include:

- Doors-Frames
- 120 VAC Electric Power
- All Low Voltage Wiring

Delivery: 6-8 weeks from date of approval to proceed with order

We propose to furnish material and labor - complete in accordance with the above specifications, for the sum of:

Sixteen Thousand Nine Hundred and Ninety Four Dollars and 00/100***** \$7,994.00

Terms:

Net 30 Days. 1-1/2% Per Month Service Charge On Past Due Balances. Material only will be invoiced to the customer upon notification of shipping from the project. At the discretion of Imperial Door Controls, Inc., preliminary Lien Notice documents will be filed on any project \$50,000 and over to ensure All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Richard B. Lesser - Vice President

Note: Price remains valid for 30 days.

Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above. Cancellations will not be accepted after three days of date of acceptance.

Date of Acceptance _____ Signature _____

HD-Swing® LE

Series 4000LE Heavy Duty Low Energy



For High Traffic or Extra Large Barrier-Free Doors

Compliant with ANSI A156.19, A117.1 and Americans With Disabilities Act of 1990

Standard system features & benefits:

- Heavy duty gear drive and 1/8 HP motor designed for high wind conditions, stack pressure and high volume pedestrian traffic. Appropriate for heavy or oversized doors.
- Choice of mounting type: Surface mount or overhead concealed
- Choice of header: 6" x 6" side access or 4 1/2" x 6" bottom access
- Available for butt hung, center pivoted or off set pivot door assemblies
- Installs easily with no structural changes required



Handicap Accessible



Push Plate or Push Button Activation

Additional Features/Benefits

- Push-N-Go® automatic activation by pushing or pulling door panel
- SoftTouch® reversing and obstruction sensing
- Easily adjustable opening & closing speeds
- Manual operation in case of power failure
- Available in a variety of anodized, paint or clad finishes



Specify Horton and demand AAADM certified installation

AAADM American Association of Automatic Door Manufacturers

Did You Know?



Low energy operators move the door slowly at a rate considered intrinsically safe.

Low Energy Swing Door Operators



HD-Swing® LE

Series 4000LE Heavy Duty Low Energy

Once the activating switch is pressed, the Series 4000 LE operator slowly opens the door and holds it open for an adjustable, delayed length of time. This creates a barrier-free doorway and gives the pedestrian time to pass through the door before it slowly closes using spring force of less than 15 pounds (67 N.)

Installation and Operation

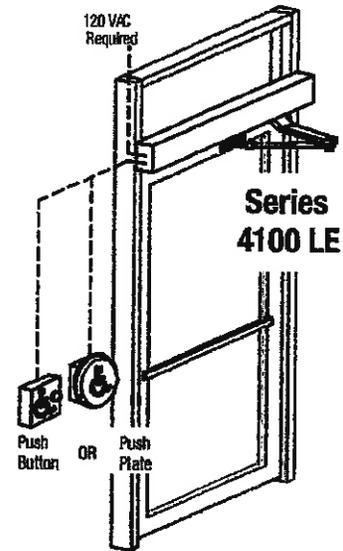
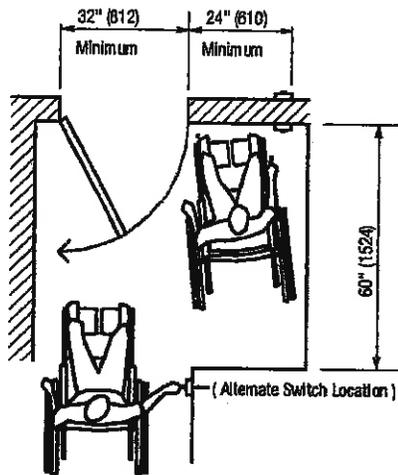
Activating device to be located on each side of opening for two-way traffic as per ANSI Safety Standard A117.1

Electrical Requirements:

120, 220 VAC, 50 - 60 Hz, single phase, 15 amp service. Current draw - 3.15 amps.

Adjustments:

- Opening speed: 3 to 6 sec. to 80° (Open check)
- Closing speed: 3 to 6 sec. from 90° to 10° (Close Check)
- Time delay: 2 to 30 sec. (ANSI A156.19 requires 5 sec. minimum time delay).

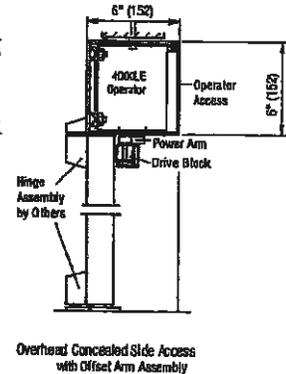
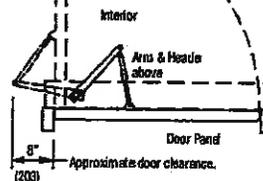
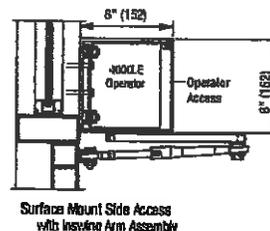
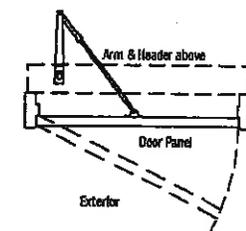
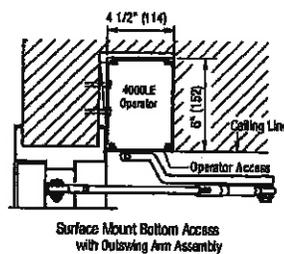


Selection Guide

Standard Single Units	
Door Width	Header Width
3'-0" (914)	3'-3" (991)
3'-6" (1067)	3'-9" (1143)
Standard Pair Units	
Pair Width	Header Width
5'-0" (1524)	5'-3" (1600)
6'-0" (1829)	6'-3" (1905)
7'-0" (2133)	7'-3" (2210)

Maximum Door Width:
4'-6" (1524)

Architectural Details



Horton Automatics
World Headquarters
4242 Baldwin Boulevard
Corpus Christi, Texas 78405-3399 USA
Phone: 800-531-3111, 361-888-5591
Fax: 361-888-6510
www.hortondoors.com

Horton Automatics, Ltd.
United Kingdom
Unit A, Hortonwood 31
Telford, Shropshire, England TF1-7YZ
Phone: 01952 670169
Fax: 01952 670181

Specify **HORTON**



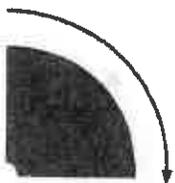
A Division of
Overhead Door Corporation
A Sartwa Shutter Company

SALES & SERVICES

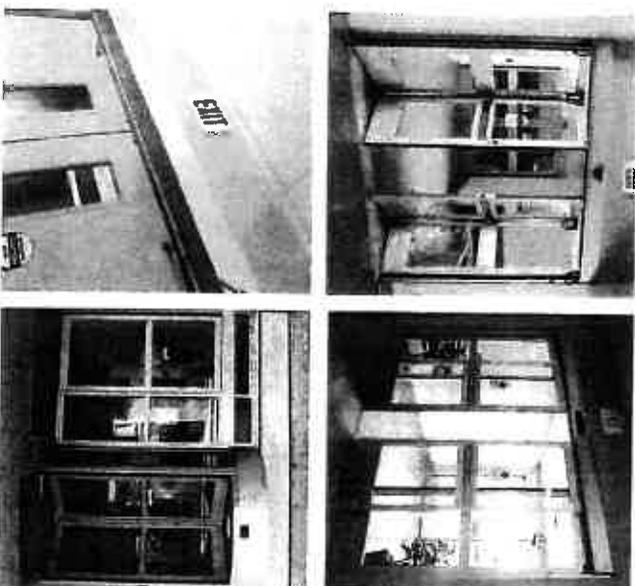
- All Major & Minor Brands of Automatic Sliding & Swing Doors:
 - Horton, Stanley, Besam, Nabco (Gyro Tech), Dor-O-Matic, LCN, Norton, Dorma, Hager, Sargent, Dixex, Hunter
- All Brands of Manual Door Hardware:
 - Manual Door Closers, Panic Bars, Standard & Continuous Hinges, Off Set Pivots, Push Bars & Pulls, Flush Bolts, Armor Plates, Thresholds, MS Locks, Passage Lock Sets, Dead Bolt Locks, Vision Lies
- All Brands Electric Strikes, Magnetic Locks, Stand Alone, Fob, Card & Numeric Touch Pad Security Access Controls
- Ellison Bronze Balanced Door Products, Factory Authorized Service Provider
- Service & Replacement of Hollow Metal & Wood Commercial Doors & Frames
- Storefront Systems using Tubelite Aluminum Doors & Glass Products
- All Major Brands of Drive Thru Service Windows, Ready Access, Quick Serv, Horton
- All of our Installers & Service Technicians are ADDAM Certified & OSHA Safety Course Certified

DISTRIBUTORS FOR

- Horton Automatic & Manual Sliding, Swinging & Revolving Doors
- Tormax Automatic & Manual Sliding & Swing Doors
- Boon Edam Automatic, Security & Manual Revolving Doors, Turnstiles & Waist High Traffic Control Units
- Brookfield Super Heavy Duty Automatic Swing & Sliding Door Operators for Lead Lined Radiation Doors
- BEA Door Sensor Systems & Door Accessory & Security Products
- Sedco Automatic Door Accessory Products
- New England Entrance Specialty Aluminum Pedestrian Safety Rails
- Chase Durus Industrial Automatic & Manual Sliding Fire Door Products
- National Guard Aluminum Products, Thresholds & Door Sealing Devices
- Camden Door Control Products, Activation Devices & Accessories



Imperial
Door controls, inc.



WE OFFER 24 HOUR, 7 DAY
EMERGENCY DOOR SERVICE
NORMAL RESPONSE TIME IS WITHIN
24-48 HOURS BARRING CIRCUMSTANCES
BEYOND OUR CONTROL

CELEBRATING OUR
36TH YEAR
IN THE SALES & SERVICE OF
AUTOMATIC & MANUAL
DOOR PRODUCTS

85 ORISKANY DR.
TONAWANDA, NY 14150
1-800-346-1650
PHONE (716) 877-4141
FAX (716) 877-6563

Edward Schiller

From: Ali Dikeman <ali.dikeman@doorspec.com>
Sent: Tuesday, May 28, 2019 11:58 AM
To: Edward Schiller
Subject: Re: Town of Lancaster Request for Quote

I strongly suggest working with imperial door for this since it is their specialty. He will price and install / repair for cheaper than I can buy a product that is almost equivalent.

Sent from my iPhone

On May 28, 2019, at 11:54 AM, Edward Schiller <ESchiller@wmschutt.com> wrote:

Do you have something similar. The model listed can be substituted. Equipment not specific. Goal is to make doors automatic opening.

Edward Schiller, P.E.
Director Municipal Projects
eschiller@wmschutt.com

<image001.png>

Civil Engineering•Municipal Engineering•Environmental Engineering•Land Surveying
Landscape Architecture•Project Management•SWPPP Services•Construction Support Services



please don't print this e-mail unless you really need to.

This communication is intended solely for the use of the individual(s) to whom it is addressed and may contain information that is privileged, confidential or otherwise exempt from disclosure under applicable law. If the reader of this email is not an intended recipient or the employee or agent responsible for delivering the message to an intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone.

From: Ali Dikeman <ali.dikeman@doorspec.com>
Sent: Friday, May 24, 2019 1:35 PM
To: Edward Schiller <ESchiller@wmschutt.com>
Subject: FW: Town of Lancaster Request for Quote

Edward,

We cannot buy these products direct so I encourage you to give Rich Lesser at Imperial Door a call for pricing for these products. He also installs them.

Rich: (716) 877-4141 x113. rlesser@imperialdoorcontrols.com

From: Edward Schiller <ESchiller@wmschutt.com>
Sent: Friday, May 24, 2019 1:23 PM
To: Estimating <estimating@doorspec.com>
Subject: RE: Town of Lancaster Request for Quote

You can still submit.

Thanks

Edward Schiller, P.E.
Director Municipal Projects
eschiller@wmschutt.com

<image001.png>

Civil Engineering•Municipal Engineering•Environmental Engineering•Land Surveying
Landscape Architecture•Project Management•SWPPP Services•Construction Support Services



please don't print this e-mail unless you really need to.

This communication is intended solely for the use of the individual(s) to whom it is addressed and may contain information that is privileged, confidential or otherwise exempt from disclosure under applicable law. If the reader of this email is not an intended recipient or the employee or agent responsible for delivering the message to an intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone.

From: Estimating <estimating@doorspec.com>
Sent: Friday, May 24, 2019 1:20 PM
To: Edward Schiller <ESchiller@wmschutt.com>
Subject: FW: Town of Lancaster Request for Quote

Edward,

I apologize this request got overlooked in our estimating email. Do you still need pricing for the hardware or is it too late since it is after 12:00.

From: Adam Dikeman <adam.dikeman@doorspec.com>
Sent: Monday, May 20, 2019 2:48 PM
To: Estimating <estimating@doorspec.com>
Subject: Fwd: Town of Lancaster Request for Quote

Sent from my iPhone

Begin forwarded message:

From: Edward Schiller <ESchiller@wmschutt.com>
Date: May 20, 2019 at 2:10:25 PM EDT
To: Edward Schiller <ESchiller@wmschutt.com>
Subject: Town of Lancaster Request for Quote

Please see the attached Request for Quote.

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

Edward Schiller, P.E.
Director Municipal Projects
eschiller@wmschutt.com

**REQUEST FOR QUOTE
TOWN OF LANCASTER
May 21, 2019
Town Hall ADA Door Conversion**

The Town of Lancaster is seeking a Quote for covert 3 existing man doors to be ADA Compliant. The contractor shall furnish and install:

- (3) Horton 4100LE HD (or equal) Automatic swing door operators
- (6) Sedco 59H (or equal) Push Plate switches
- (6) BEA 900T (or equal) Remote transmitters
- (3) BEA (or equal) receivers

Finish to be Clear Anodized

Contractor to provide all necessary services for complete project

Project will be Prevailing Wage

Contractor shall comply with Insurance Requirements, attached.

Please provide a quote to the **Town of Lancaster** by May 24, 2019 12:00PM

Submit quote to:

Edward Schiller
Wm. Schutt & Assoc
37 Central Ave
Lancaster, NY 14086
eschiller@wmschutt.com

Any questions, please contact Edward Schiller (716) 963-5961 or eschiller@wmschutt.com

a) Workers Compensation:

Part 1: Workers Compensation: Statutory

Part 2: Employers Liability: \$1,000,000.

Note: If New York State domiciled employees are used, coverage to be New York Statutory for both Parts 1 and 2

b) New York Disability Benefits Liability: Statutory coverage if New York State domiciled employees are used.

c) Commercial General Liability:

- \$2,000,000. General Aggregate
- \$2,000,000. Products/Completed Operations Aggregate
- \$1,000,000. Each Occurrence
- \$1,000,000. Personal Injury/Advertising Liability
- Town of Lancaster to be scheduled as an Additional Insured for both on-going and completed operations (attach Additional Insured endorsement to Certificate of Insurance)
- Aggregate limit to apply per Project
- Insurance to be primary and non-contributory

d) Automobile Liability:

- \$1,000,000. Each Accident
- Town of Lancaster to be scheduled as an Additional Insured.

e) Umbrella Liability:

- \$5,000,000. Each Occurrence
- \$5,000,000. Aggregate
- Town of Lancaster to be scheduled as an Additional Insured

f) Certificates of Insurance to be provided to the Town prior to start of work as follows:

- ACORD 25 and ACORD 855 (Item a-e) including copy of Additional Insured Endorsement Note: If coverage provided for NYS domiciled employees require Forms C 105.2 and DB 120.1 for Workers Compensation and NYS DBL.

The following verbiage must appear in all contracts/agreement for work being done on Town property, it must be included before the signature pages or signature area:

" the Town of Lancaster is to be listed as an additional insured on all Liability policies including General Liability, Automobile and any Umbrella/Excess coverage. Insurance should cover ongoing and completed operations and should be written on a Primary and Non-Contributory basis."

EXIT

1A

Supervisor's Office
& Recycling Unit

Town Attorney

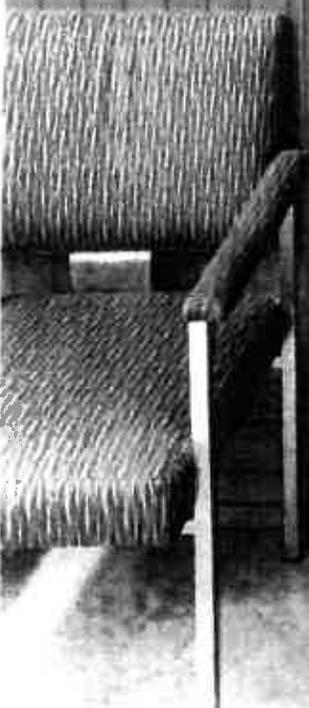
Restrooms

Lower Level

Assessors Office
& "Star Program"

DO NOT TOUCH
EQUIPMENT
OR THE PANELS

DO NOT TOUCH
EQUIPMENT
OR THE PANELS



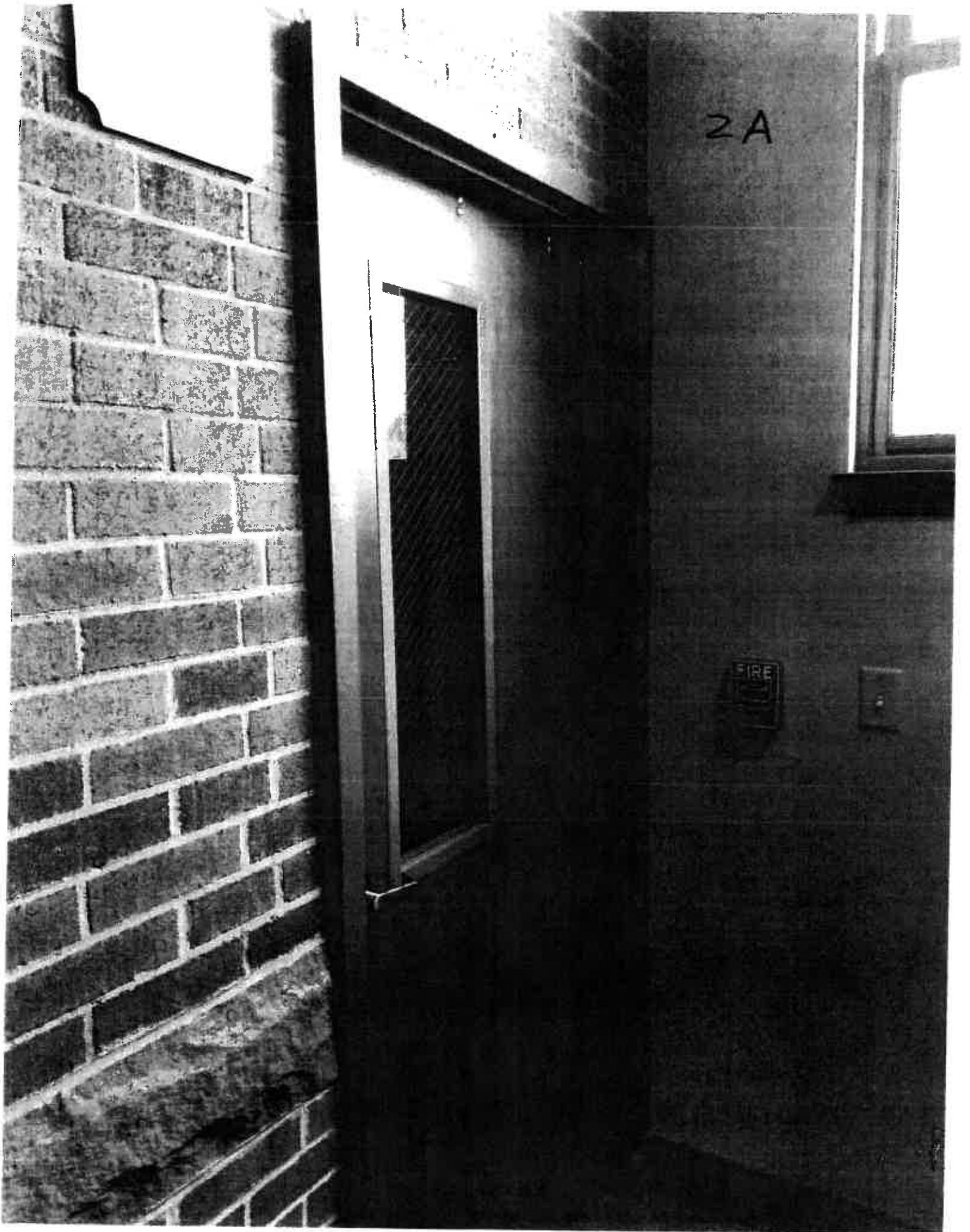
1B

Tax Office
Town Clerk



Board Room
Town Offices





ZB

Supervisors Office
& Recycling Bins
Town Attorney
Restrooms
Lower Level
Assessors Office
& "Star Program"



3A

Supervisors Office
& Recycling Bins

Town Attorney

Assessors Office
& "Star Program"

Restrooms



3B

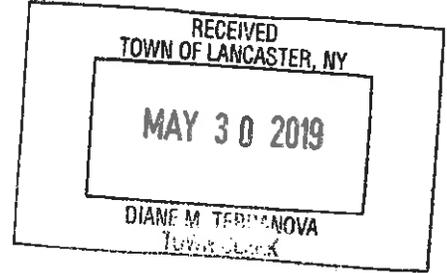
Building Inspector
Elevator
Restrooms





Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317



May 29, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

RE: Megen Schiffler, Comptroller for Joe Basil Chevrolet
5067 Transit Road

The real property commonly known as 5067 Transit Road, Depew, NY has been inspected and does comply with the original Special Use Permit for an automobile glass and accessory installation facility. Therefore, I recommend that the Special Use Permit be renewed for this applicant.

If you have any questions in regard to this matter please feel free to contact me.

Very truly yours,

Matt Fischione
Supervising Code Enforcement Officer

MF:cam

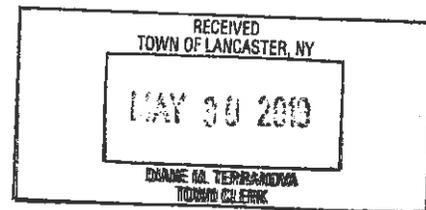
cc: Diane M. Terranova, Town Clerk
Kevin Loftus, Town Attorney
Megen Schiffler

417



Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317



May 29, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

RE: Megen Schiffler, Comptroller for Joe Basil Chevrolet
5123-5127 Transit Road

The real property commonly known as 5123-5127 Transit Road, Depew, NY has been inspected and does comply with the original Special Use Permit to operate a Kwik Lube and carwash facility. Therefore, I recommend that the Special Use Permit be renewed for this applicant.

If you have any questions in regard to this matter please feel free to contact me.

Very truly yours,

Matt Fischione
Supervising Code Enforcement Officer

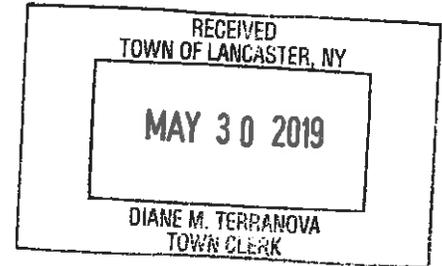
MF:cam

cc: Diane M. Terranova, Town Clerk
Kevin Loftus, Town Attorney
Megen Schiffler



Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317



May 29, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

RE: Megen Schiffler, Comptroller for Joe Basil Chevrolet
5111 Transit Road

The real property commonly known as 5111 Transit Road, Depew, NY has been inspected and does comply with the original Special Use Permit to operate an automobile dealership facility. Therefore, I recommend that the Special Use Permit be renewed for this applicant.

If you have any questions in regard to this matter please feel free to contact me.

Very truly yours,

Matt Fischione
Supervising Code Enforcement Officer

MF:cam

cc: Diane M. Terranova, Town Clerk
Kevin Loftus, Town Attorney
Megen Schiffler

419



Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317



May 29, 2019

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

RE: **Megen Schiffler, Comptroller for Joe Basil Chevrolet**
5071 Transit Road

The real property commonly known as 5071 Transit Road, Depew, NY has been inspected and does comply with the original Special Use Permit to operate a facility which installs accessories serviced through Joe Basil Dealership . Therefore, I recommend that the Special Use Permit be renewed for this applicant.

If you have any questions in regard to this matter please feel free to contact me.

Very truly yours,

Matt Fischione
Supervising Code Enforcement Officer

MF:cam

cc: **Diane M. Terranova, Town Clerk**
Kevin Loftus, Town Attorney
Megen Schiffler

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

420

COPY

Lancaster Bee
Buffalo News
Lancaster Sun

DIANE M. TERRANOVA, TOWN CLERK
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
683-9028

dmf

PRESS RELEASE

May 31, 2019

Lancaster Town Clerk Diane M. Terranova announced today that new items have been added to the list of acceptable items to be collected by the Town Highway Department, according to Highway Superintendent Daniel Amatura. The full list of acceptable items are as follows:

- Grass clippings – NOT BAGGED
- Tree branches – not to exceed 8 feet in length and 6 inches in diameter
- Twigs
- Leaves – NOT BAGGED
- Shrubs
- Tree and Shrub roots
- Tree stumps
- Logs

It should be noted that all items will NOT be picked up if in bags, cans or any type of container. The Highway Department picks up brush on almost a daily basis, year round and weather permitting. Branches are to be placed with ends pointing toward the street and piled as neatly as possible. Please call the Highway Department at 716-683-3426 when brush is placed at the street.

COPY

COPY

COPY

COPY