

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Regular Meeting of the Town Board held April 17, 2017 be and are hereby approved.

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

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

May 1, 2017

File: RMIN (P1)

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

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

Claim No. 48238 to Claim No. 48371 Inclusive

Total amount hereby authorized to be paid: \$925,528.07

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

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

May 1, 2017

File: Rclaims

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

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

CODES:

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

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
26445		Schuster Construction Inc.	3666 Bowen Rd	Er. Deck	
26446		Lawrence & Tracy Wareham	107 Maple Dr	Er. Shed	
26447		The Pool Guy	48 Middlebury Ln	Er. Pool-Abv Grnd	
26448		Majestic Pools Inc.	209 Nathan's Trl	Er. Pool-In Grnd	
26449		Majestic Pools Inc.	209 Nathan's Trl	Er. Fence	
26450		Mr. Pool Enterprises Ltd.	6 Cobblestone Ct	Er. Pool-In Grnd	
26451		Mr. Pool Enterprises Ltd.	6 Cobblestone Ct	Er. Fence	
26452		Switala's Siding Cedar Inc.	15 Sawgrass Ln	Re-Roof	
26453		Mr. Pool Enterprises Ltd.	5 Sawgrass Ln	Er. Pool-In Grnd	
26454		Mr. Pool Enterprises Ltd.	5 Sawgrass Ln	Er. Fence	
26455		House Crafters LLC	15 Avian Way	Re-Roof	
26456		Expert Contracting	244 Broezel Ave	Re-Roof	
26457		Stockmohr Co. Inc.	33 Sterling Pl	Re-Roof	
26458		Stockmohr Co. Inc.	2 Kelly Ann Dr	Re-Roof	
26459		Thomas & Christie Maryanski	8 Livingston St	Er. Garage	(V/L)
26460		Corbett Enterprises Inc.	4806 William St	Re-Roof	
26461		D Allen & Son Contracting Inc.	18 Lombardy St	Re-Roof	(V/L)
26462		Kenneth R.Cross	7 Crawford St	Re-Roof	(V/L)
26463		Christopher & Andrea Parrag	96 Kennedy Ct	Re-Roof	
26464		Sturdi Built Sheds LLC	155 Siebert Rd	Er. Shed	
26465		Capital Fence Co.	37 Greenbriar Dr	Er. Fence	
26466		Bruce & Ruth Mussehl	3 Sugar Mill Ct	Er. Shed	
26467		Erik Saladin	26 Impala Pky	Er. Fence	
26468		Marrano/Marc Equity Corp.	4 Cherryfield Ln	Er. Dwlg.-Sin.	
26469		Designer Pools	39 Middlebury Ln	Er. Fence	
26470		Designer Pools	39 Middlebury Ln	Er. Pool-In Grnd	
26471		457 Niagara, LLC	480 Aurora St	Er. Sign - Temp	
26472		City Fence Inc.	7 Whitestone Ln	Er. Fence	
26473		Irwin Roofing	93 Christen Ct	Re-Roof	(V/L)
26474		City Fence Inc.	57 Meadow Lea Dr	Er. Fence	
26475		Besroi Construction	30 Beatrix Cir	Re-Roof	
26476		Besroi Construction	7 Ann Marie Dr	Re-Roof	
26477		Besroi Construction	39 Sawgrass Ln	Re-Roof	
26478		Turkmasters Contracting LLC	8 Thomas Dr	Re-Roof	
26479		Turkmasters Contracting LLC	9 Nottingham Ln	Re-Roof	
26480		Murray Roofing	5461 Broadway	Re-Roof	(V/L)
26481		Daniel Siresi/Pat Filbert	43 Glendale Dr	Re-Roof	
26482		David & Cailin Aiken	92 Aurora St	Er. Fence	(V/L)
26483		Patio Enclosures	5739 Genesee St	Er. Res. Add.	
26484		Stockmohr Co. Inc.	5605 Genesee St	Re-Roof	
26485		Kenneth DeMarzio	8 Red Clover Ln	Re-Roof	
26486		Majestic Pools Inc.	20 Burwell Ave	Er. Pool-In Grnd	(V/L)
26487		Majestic Pools Inc.	460 Westwood Rd	Er. Fence	
26488		Majestic Pools Inc.	460 Westwood Rd	Er. Pool-In Grnd	
26489		Majestic Pools Inc.	574 Harris Hill Rd	Er. Pool-In Grnd	
26490		Majestic Pools Inc.	574 Harris Hill Rd	Er. Fence	
26491		LJ Construction	5511 Broadway	Re-Roof	(V/L)
26492		Riverside Door & Windows Inc.	34 Ashwood Ct	Re-Roof	
26493		Riverside Door & Window Inc.	41 Ashwood Ct	Re-Roof	
26494		Jason Lamb	162 Central Ave	Er. Res. Add.	(V/L)
26495		Marrano/Marc Equity Corp.	19 Cherryfield Ln	Er. Dwlg.-Sin.	

6496	Marrano/Marc Equity Corp.	13 Cherryfield Ln	Er. Dwlg.-Sin.	
26497	Andrew J. Ford	23 Woodlawn Ave	Er. Fence	(V/L)
26498	Majestic Pools Inc.	24 Crabapple Ln	Er. Fence	
26499	Majestic Pools Inc.	24 Crabapple Ln	Er. Pool-In Grnd	
26500	Bracia Properties	86 Sawyer Ave	Dumpster	(V/L)
26501	Sean Phillips	237 Pleasant View Dr	Er. Shed	
26502	Verizon Wireless	6733 Transit Rd	Er. Comm. Add./Alt.	
26503	Dalex Construction Inc.	15 Heathrow Ct	Re-Roof	
26504	Switala's Siding Cedar Inc.	3 Cloverfield Ct	Re-Roof	
26505	Designer Pools	76 Sterling Pl	Er. Pool-In Grnd	
26506	Steven Rathbauer	11 Signal Dr	Er. Fence	
26507	Matthew & Kristi Sydor	318 Broezel Ave	Er. Fence	
26508	Stephen A. McPherson	40 Brandel Ave	Dem. Rear Struc.	(V/L)
26509	Stephen McPherson	73 Livingston St	Er. Fence	(V/L)
26510	Adam & Nancy Schwab	5 Peachtree Ct	Er. Shed	
26511	LJ Construction	10 Petersbrook Cir	Re-Roof	
26512	LJ Construction	286 Enchanted Forest N	Re-Roof	
26513	John & Nancy Wozniak	2043 Como Park Blvd	Pod Placement	(V/L)
26514	Majestic Pools Inc.	34 Parkedge Dr	Er. Fence	
26515	George & Jodi Campbell	34 Parkedge Dr	Er. Pool-In Grnd	
26516	ECC Electrical Construction	26 Beatrix Cir	Inst. Generator	
26517	Ronald Race	37 Chicory Ln	Re-locate Shed	
26518	Ronald Race	37 Chicory Ln	Er. Shed	
26519	Bernard Mahon	26 Woodlawn Ave	Er. Fence	(V/L)
26520	Peter Dembinski	1167 Penora St	Er. Shed	
26521	Catt. County Construction LLC	2 Creekwood Dr	Re-Roof	
26522	Star Construction	31 Pear Tree Ln	Er. Shed	
26523	Tina Taylor	7 Sawgrass Ln	Er. Shed	
26524	D Allen & Son Contracting Inc.	23 Stream View Ln	Re-Roof	
26525	Paul Gregg	39 Benson Dr	Er. Pool-Abv Grnd	(V/L)
26526	Sturdi Built Sheds LLC	370 Seneca Pl	Er. Shed	
26527	High Ground Construction	31 Traceway	Re-Roof	
26528	Wayne & Rachel Cisco, Jr.	123 Southwest Pky	Er. Fence	(V/L)
26529	Robert & Charles Nichter	41 Hinchey Ave	Dem. Rear Struc	(V/L)
26531	The Kaz Company	St Marys St	Re-Roof	(V/L)
26532	The Kaz Company	3 Old Schoolhouse Rd	Re-Roof	
26533	John & Michele Seelig	123 Garfield St	Pod Placement	(V/L)
26534	Leonard Wienckowski, Jr.	162S Irwinwood Rd	Er. Shed	(V/L)
26535	Anthony Cervi	40 Kurtz Ave	Dumpster	(V/L)
26536	85 Central, LLC	85 Central Ave	Er. Comm.Add./Alt.	(V/L)
26537	Gator Experts Service	17 Highland Pl	Re-Roof	(V/L)
26538	Robert Monti	5813 Broadway	Er. Sign - Temp	
26539	Thomas L. Kostelny	114 Seneca Pl	Re-Roof	
26540	Jansma Albano	17 Ravenwood Dr	Er. Fence	
26541	Irwin Roofing	10 Lucia Ct	Re-Roof	
26542	Joel & Cynthia Fogarty	138 Belmont Ave	Er. Fence	
26543	Stockmohr Co. Inc.	46 Apple Blossom Blvd	Re-Roof	
26544	Beauty Pools Inc.	404 Schwartz Rd	Er. Fence	
26545	Beauty Pools Inc.	404 Schwartz Rd	Er. Pool-In Grnd	
26546	Majestic Pools Inc.	5 Pear Tree Ln	Er. Fence	
26547	Majestic Pools Inc.	5 Pear Tree Ln	Er. Pool-In Grnd	
26548	CGL Contracting, LLC	12 Farmview Ct	Re-Roof	
26549	Michael & Shana Fattey	23 Pear Tree Ln	Er. Shed	
26550	Decks Unlimited Construction	7 Gale Dr	Er. Res. Add.	
26551	Robertt & Silvia Monti	11 Farmview Ct	Er. Res. Add.	
26552	Kasem A. Morshed	400 Harris Hill Rd	Inst. Generator	
26553	Richard Ford	72 Avian Way	Re-Roof	

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

BE IT FURTHER

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

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

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

May 1, 2017

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

WHEREAS, Twin District Volunteer Fire Company, Inc., by letter
dated April 12, 2017, has requested the addition of the following members to the roster of said
fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirm
the additions to the membership of the Twin District Volunteer Fire Company the following
individuals:

ADDITION:

Nicholas Long
Lancaster, NY

Nicholas Carriero
Lancaster, NY

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

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

May 1, 2017

File: RFIRE (P5)

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

WHEREAS, the Town Board of the Town of Lancaster has held a public hearing on April 17, 2017, pursuant to Chapter 50-Zoning, Section 46 entitled Special Use Permits, of the Code of the Town of Lancaster upon the application of **Michael Salvadore**, president of **MJJ Property Management, LLC.**, for a Special Use Permit to do Mulch Shredding and Processing on premises locally known as 6140 Genesee Street, Lancaster, New York, currently zoned Sand, Gravel and Aggregates (SGA), in the Town of Lancaster, Erie County, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 18, Article IV, Section 29(A) of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Michael Salvadore**, president of **MJJ Property Management, LLC.**, for Mulch Shredding and Processing on premises locally known as 6140 Genesee Street, in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance and the following conditions:

1. No more than 10,000 cubic yards are to be stored at any one (1) time on the area located on the proposed site plan.
2. Must comply with dust control requirements in Town Code §50-27(D)(1).
3. Proper odor remediation practices to be implemented.
4. Vehicles are to remain on a paved surface; at no time is vehicle traffic on unpaved areas allowed.
5. Conformance to the specified hours of shredding and processing operations of Monday to Friday from 7:00 A.M. to 5:00 P.M.
6. Permit shall expire December 31, 2017. The original applicant can renew the permit at no additional cost provided it is for the same location that the original permit was issued under.

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

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

May 1, 2017

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

WHEREAS, on April 17, 2017, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17(F) of the Code of the Town of Lancaster, upon the application of **Joshua Strell**, for a Special Use Permit for a Home Occupation (Seasonal Rental Business Office) on premises located at **5898 Broadway**, Lancaster, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

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

1. That pursuant to Chapter 50-Zoning, Section 17(F), entitled "Home Occupations" of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Joshua Strell**, for a Home Occupation (Seasonal Rental Business Office) on premises located at **5898 Broadway**, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance, and

2. That the applicant will continue in compliance with conditions as set forth in Chapter 50 Section 17(F), of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely:

- a) A company sign may be placed on the building provided it complies with the conditions stipulated in the Sign Ordinance §50-30F(2)(a) of the Town Code and a Sign Permit is obtained by the applicant.
- b) Only persons residing on the premises shall be engaged in such an occupation.
- c) This Special Use Permit terminates when the applicant no longer resides on the premises.
- d) Permit must be renewed every two (2) years at no additional cost to applicant. Renewal request is considered upon the property owner submitting an application to the Town Clerk, on or before April 30, 2019.
- e) Applicant will authorize representatives from the Building Inspector's Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.
- f) Applicant will obtain and provide proof of a valid New York State Business License from the appropriate regulatory agency for the service being provided.

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

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

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

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17 (F) of the Code of the Town of Lancaster, upon the application of **Robert S. Sugg, Jr.**, for a Special Use Permit for **B & S ENTERPRISES**, to provide automotive repair services on premises located at 505 Erie Street, Building A, in the Town of Lancaster, New York, and the Board issued such Special Use Permit on April 4, 2011, this Special Use Permit is subject to renewal upon application by the property owner, and

WHEREAS, Robert S. Sugg, Jr., has requested that the Town Board renew the Special Use Permit for an additional two (2) year period, and

WHEREAS, the Code Enforcement Officer has recommended approval of this Special Use Permit in his letter dated April 20, 2017;

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

1. That pursuant to Chapter 50-Zoning, Section 20 (B) (1), entitled "Commercial and Motor Service District (CMS)", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant renewal of the Special Use Permit to **Robert S. Sugg, Jr.**, owner of **B & S ENTERPRISES**, to provide an automotive repair business on premises located at 505 Erie Street, Building A in the Town of Lancaster, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning April 4, 2017 and ending April 3, 2019, and

2. That the applicant will continue in compliance with conditions as set forth in Chapter 50, Section F, of the Code of the Town of Lancaster as long as the applicant continues to engage in an automotive repair business on the premises, namely

- A. Bay doors on east side of building cannot be open more than seven (7) feet except when bringing vehicles in or out of the business.
- B. Security cameras will be positioned away from the backyard of the residence to the east of the business.
- C. Business must operate within all confines of the Town of Lancaster's noise ordinance.
- D. Permit must be renewed every two (2) years at no additional cost to the applicant. Renewal request is considered upon the property owner submitting an application to the Town Clerk, on or before April 3, 2019.
- E. Applicant will obtain and provide proof of a valid New York State Business License from the appropriate regulatory agency for the service being provided.

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

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

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

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letters dated April 20, 2017 and April 24, 2017, has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Parks, Recreation and Forestry Department, for a period not to exceed five (5) months, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Chelsea Barbaro (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Kyle Belcher (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Quintin Gill (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Sean Gill (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Christopher Lommer (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Steven Michel (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Thomas Michel (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Connor O'Brien (rehire) Lancaster, NY	Laborer	\$12.00	May 2, 2017
Stefano Occhiuto (rehire) Lancaster, NY	Laborer	\$12.00	May 2, 2017
Paul Rath (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Justin Rybacki (rehire) Lancaster, NY	Laborer	\$12.00	May 2, 2017
Daniel Speyer (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Patrick Swiatek (new hire) Lancaster, NY	Laborer	\$10.00	May 2, 2017

Tyler Witt (rehire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
George Besch (rehire) Lancaster, NY	Recreation Attendant	\$17.25	May 2, 2017
Gabrielle Cumbo (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Hannah Kisker (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Emma Madison (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Marissa Madison (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Mitch Rayno (new hire) Depew, NY	Recreation Attendant	\$10.00	May 15, 2017
Julia Taboni (rehire) Depew, NY	Recreation Attendant	\$10.00	May 15, 2017
Catie Veiders (rehire) Depew, NY	Recreation Attendant	\$10.00	May 15, 2017
Nicholas Wojtkiewicz(rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Samantha Thompson(new hire) Lancaster, NY	Recreation Attendant	\$15.00	May 15, 2017
Allyson Kucewicz (rehire) Lancaster, NY	Recreation Attendant	\$12.00	May 15, 2017
Lauren Betzig (rehire) Depew, NY	Recreation Attendant	\$10.00	May 15, 2017
Bailey Dembski (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Caitlyn Eleczko (new hire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Nicole Giardina (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Samantha Giardina (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Emily Handy (new hire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Morgan Heist (new hire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Maddisen Irish (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017

Jordan Leonard (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Lucas Maciejewski (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Julia Miranda (new hire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Allie Opera (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Hannah Reimer (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Lauren Wiatrowski (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Genevieve Zajac (rehire) Lancaster, NY	Recreation Attendant	\$10.00	May 15, 2017
Kirstin Heffler (rehire) Lancaster, NY	Lifeguard	\$14.00	May 15, 2017
Erin Sullivan (rehire) Depew, NY	Lifeguard	\$13.00	May 15, 2017
Michaela Wozniak (rehire) Lancaster, NY	Lifeguard	\$13.00	May 15, 2017
Brianna Bartholomew (rehire) Depew, NY	Lifeguard	\$11.00	May 15, 2017
Kristina Doetterl (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Diana Franzone (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Josette Franzone (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Sean Gorenflo (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Molly Hewett (new hire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Madeline Kamats (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Berkeley Kozuch (rehire) Depew, NY	Lifeguard	\$11.00	May 15, 2017
Jesse Kucewicz (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Braden Kwasniewski (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Tyler Landahl (rehire) Lancaster, Ny 14086	Lifeguard	\$11.00	May 15, 2017

Michaela Morgus (new hire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Alexis Petit (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Olivia Prusaczyk (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Maegan Streck (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Daniel Sutch (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Robert Wilkowski (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Madeline Wnuk (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
James Zagarrío (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Connor Blizzard (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Jordan Chaves (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Patrick Dorsey (new hire) Cheektowaga, NY	Lifeguard	\$11.00	May 15, 2017
Laura Enzinna (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Jacob Ernst (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Corinne Glauber (rehire) East Aurora, NY	Lifeguard	\$11.00	May 15, 2017
Ryan Keller (new hire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Molly Mahony (new hire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Jacob Michalski (new hire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Kristen Morgus (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Dana Santasiero (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Joelle Sawyer (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Erin Weigand (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Samantha Wozniak (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017

Hanna Wozniak (rehire) Lancaster, NY	Lifeguard	\$11.00	May 15, 2017
Nicholas Faltisko (new hire) Lancaster, NY	Laborer	\$10.00	May 15, 2017
Noah Speyer (new hire) Lancaster, NY	Laborer	\$10.00	May 15, 2017
James Sutch (new hire) Lancaster, NY	Laborer	\$10.00	May 15, 2017

BE IT FURTHER,

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

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

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

May 1, 2017

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

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letters dated April 20, 2017, has recommended the appointment of the following individual(s) to the following part-time permanent position(s).

NOW, THEREFORE, BE IT

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

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Thomas Monin Lancaster, NY	Laborer	\$12.00	May 2, 2017

BE IT FURTHER,

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

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

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

May 1, 2017

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

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated April 13, 2017 has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Highway Department, for a period not to exceed five (5) months, and that these being part-time position(s) provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Jacob Alessi (rehire) Lancaster, NY	Laborer	\$10.00	May 15, 2017
Alexander Damiani (new hire) Lancaster, NY	Laborer	\$10.00	May 30, 2017
Mitchell DiPirro (rehire) Lancaster, NY	Laborer	\$10.00	May 15, 2017
Alexander Horvatits (rehire) Lancaster, NY	Laborer	\$10.00	May 15, 2017
Jonathon Jerge (new hire) Lancaster, NY	Laborer	\$10.00	May 2, 2017
Griffin O'Brien (rehire) Lancaster, NY	Laborer	\$10.00	May 15, 2017
Nicholas Schlum (rehire) Lancaster, NY	Laborer	\$10.00	May 22, 2017
Elliot Weber (rehire) Lancaster, NY	Laborer	\$10.00	May 22, 2017
Joseph Zagarrío (rehire) Lancaster, NY	Laborer	\$10.00	May 15, 2017

BE IT FURTHER,

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

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

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

May 1, 2017

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

WHEREAS, Town Justice Anthony J. Cervi, of the Town Justice Court Department of the Town of Lancaster, by letter dated April 21, 2017, has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Town Justice Court Department, for a period not to exceed five (5) months, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Sherry Guarino	Clerk	\$16.47	April 24 - May 3, 2017

BE IT FURTHER,

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

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

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

May 1, 2017

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

WHEREAS, Charles W. Malcomb, of Hodgson Russ Attorneys, has proposed to the Town of Lancaster to provide Legal Services related to the Town's preparation of its Comprehensive Plan and Related Revisions to the Town's Zoning Code and Subdivision Regulations, and

WHEREAS, the Town Board has reviewed the proposal for services and deems it in the public interest to use these services as the Town Board deems appropriate based on the fees provided which will not exceed \$25,000.00 covering an approximate two (2) year completion period, and

WHEREAS, funding for these services is available in the Town's Professional Law Services Budget (Line Item 01-1420-0410).

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the engagement letter dated March 11, 2017 submitted by Charles W. Malcomb to be retained as legal counsel for services related to the preparation of the Town's Comprehensive Plan and Related Revisions to the Town's Zoning Code and Subdivision Regulations based on fees provided which shall not exceed \$25,000.00 over an approximate two-year period, and which will be paid for with funds available from the Town's Professional Law Services Budget (Line Item 01-1420-0410).

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

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

May 1, 2017

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

WHEREAS, Town of Lancaster Police Patrol Captain, Marco Laurienzo, by letter dated April 25, 2017 has requested the purchase of five (5) new and unused 2017 Dodge Charger Police Patrol Vehicles, for the use within the Police Department, and

WHEREAS, the above-referenced vehicles are available from the Onondaga County Division of Purchase, Bid Reference No. 7418, through authorized police vehicle dealer Burdick Chevrolet, which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, Captain Laurienzo has recommended the purchase of the beforementioned vehicles, in accordance with said specifications, from Burdick Chevrolet, (Driver's Village) 5885 E. Circle Drive, Cicero, New York 13039.

WHEREAS, the Town Board deems it in the public interest to approve the purchase of said vehicles;

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

- 1) The Town Board of the Town of Lancaster hereby approves the purchases of five (5) new and unused 2017 Dodge Charger Police Patrol Vehicles, and that the order for these vehicles is to be placed by the Police Patrol Captain as follows:
 - The purchase of five (5) new 2017 Dodge Charger Police Patrol Vehicles at a unit price of \$26,390.00 per vehicle = \$131,950.00. After trade-allowances below are applied the total expenditure for this purchase = \$103,050.00.
- 2) That the following vehicles are to be traded to Burdick Chevrolet, as per the trade-in allowance referenced on the April 25, 2017 letter:

A. One (1) 2013 Dodge Charger Vin# 2C3CDXAT8DH546716 (75,417 mi.)	\$4,500.00
B. One (1) 2013 Dodge Charger Vin# 2C3CDXATXDH546717 (76,044 mi.)	\$4,500.00
C. One (1) 2014 Dodge Charger Vin# 2C3CDXAT0EH287687 (84,784 mi.)	\$5,200.00
D. One (1) 2014 Dodge Charger Vin# 2C3CDXAT9EH287686 (86,593 mi.)	\$5,200.00
E. One (1) 2015 Dodge Charger Vin# 2C3CDXKT0FH875430 (81,440 mi.)	\$9,500.00

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

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

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

WHEREAS, the Code Enforcement Officer of the Town of Lancaster, by letter dated April 24, 2017, has recommended the appointment of Robert Rendon to the position of Assistant Code Enforcement Officer in the Town of Lancaster Building Department, to fill an existing vacancy, and

WHEREAS, Robert Rendon qualifies for appointment to this position pursuant to the standards and procedures as set forth in the Civil Service Law.

NOW, THEREFORE, BE IT

RESOLVED, that Robert Rendon of Depew, New York, be and is hereby appointed to the position of Assistant Code Enforcement Officer in the Town of Lancaster Building Department, effective May 2, 2017, contingent upon approval by Erie County Department of Personnel; and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the CSEA White Collar Union and all applicable provisions of law, and

BE IT FURTHER,

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

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

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

May 1, 2017

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

WHEREAS, Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 has applied to the Town Board of the Town of Lancaster for permits for Public Improvements upon real property in the Town of Lancaster within Summerfield Farms Phase VI Subdivision, and

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

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 767, 768, 769 and 770 of Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 which are permits for Public Improvements for the installation of:

P.I.P. No.767 (Pavement & Curb)	Summerfield Farms Phase VI, Avian Way, Installation of 358± LF of 28' wide asphaltic conc. pavement, Mirafi 140N fabric, 12" subbase No. 2 (NYSDOT 304.03) 4" base type 1 (NYSDOT 403.11) 2½ dense binder type 3 (NYSDOT 403.13) 1½" top type 7F (NYSDOT 403.18) and 661 ± LF of 24" upright concrete curbs.
P.I.P. No. 768 (Storm Sewer)	Summerfield Farms Phase VI, Avian Way, Installation of approx. 227± LF of 30" HDPE, 70± LF of 15" HDPE, 230± LF of 12" HDPE, Storm manhole – 3 ea., RCVR – 4 ea., Storm MH RCVR -2 ea., pre-treatment chamber.
P.I.P. No. 769 (Water Line)	Summerfield Farms Phase VI, Avian Way, Installation of 334± LF of 8" PVC, 116± LF of 8" DIP Hydrant Assembly – 1 ea., tees, valves and all other appurtenances for a complete installation.
P.I.P. No. 770 (Sidewalk)	Summerfield Farms Phase VI, Avian Way, Installation of 309± LF of 5' wide concrete sidewalk on west side.

be and are hereby authorized.

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

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

May 1, 2017

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

WHEREAS, Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 has applied to the Town Board of the Town of Lancaster for permits for Private Improvements upon real property in the Town of Lancaster within Summerfield Farms Phase VI, Summerwind Subdivision, and

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

NOW, THEREFORE, BE IT

RESOLVED, that Private Improvement Permit Application Nos. 771, 772 and 773 of Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 which are permits for Private Improvements for the installation of:

P.I.P. No.771 (Pavement & Curb)	Summerfield Farms Phase VI, Summerwind, Saybrook Dr.; Installation of 1309± LF of 24' wide asphaltic conc. pavement, 8" sub base no. 2 (NYSDOT 304.02) 4" base (NYSDOT 403.11) 2" dense binder type 3 (NYSDOT 403.13) 1" top type 7 (NYSDOT 403.18) and 2369 ± LF of 24" concrete gutter curbs.
P.I.P. No. 772 (Water Line)	Summerfield Farms Phase VI, Summerwind Saybrook Dr.; Installation of approx. 1341± LF 8" PVC, 21± LF of 8" DIP X 8" RPZ hydrant assemblies – 2 ea. tees, valves, service connections and all other appurtenances for a complete installation.
P.I.P. No. 773 (Detention Basin) (Storm Sewer)	Summerfield Farms Phase VI, Summerwind, Saybrook Dr.; Installation of approx. 265± LF of 24' HDPE, 27± LF of 18" HDPE, 24± LF of 15" HDPE, 48± LF of 12" HDPE, 110 ± LF of 10" HDPE, 265± LF of 15" PHDPE XXXXXXXXXXXX 557 ± LF of 12" PHDPE, 2024± LF of 6" PHDPE, 44± of 6" PPVC storm manhole – 1 ea., LD RCVR – 3 ea., by RCVR – 3 ea., RCVR – 8 ea., outfall structure – 2 ea. pre-treatment chamber, bio-retention area – 1 ea. and detention pond 1 ea.

be and are hereby authorized.

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

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

May 1, 2017

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

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

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to enact a proposed Local Law of the year 2017, entitled “**Commercial and Motor Service Districts Permitted Uses revision**”, which will amend the Code of the Town of Lancaster by amending Section 50-20(B) by limiting the term of Special Use Permits issued and providing a renewal option for said permits; and adding Section 50-20(D) Inspection and Enforcement within **Chapter 50 “ZONING”, ARTICLE V. BUSINESS DISTRICTS, SECTION 20 “COMMERCIAL AND MOTOR SERVICE DISTRICT (CMS)”** of the Code of the Town of Lancaster, which reads as follows:

A LOCAL LAW OF THE YEAR 2017 ENTITLED “COMMERCIAL AND MOTOR SERVICES DISTRICTS PERMITTED USES REVISION”, WHICH WILL AMEND THE TOWN CODE OF THE TOWN OF LANCASTER BY AMENDING SECTION 50-20(B) by limiting the term of Special Use Permits issued and providing a renewal option for said permits; and adding Section 50-20(D) Inspection and Enforcement within Chapter 50 “Zoning”, Article V, Business Districts, Section 20 “Commercial and Motor Service District (CMS)”.

Chapter 50. Zoning
Article V. Business Districts
§50-20. Commercial and Motor Service District (CMS)

OLD: B. Permitted uses.

NEW: **B. Permitted uses. All uses herein listed requiring a Special Use Permit shall be issued one by the Town Board for a period of up to two (2) years. The permit may be renewed by the Town Board upon request in writing delivered to the Town Clerk by the applicant and after inspection by the Town’s Code Enforcement Officer/Building Inspector representative to determine compliance with the conditions as set out in the recent permit approval.**

ADD: **D. Inspection and enforcement.**

(1) Any CMS Permitted Use issued a special use permit hereunder shall remain compliant with the conditions of said permit.

(2) The Code Enforcement Officer/Building Inspector for the Town of Lancaster or his/her designee shall have the authority to inspect the property for which a permit is issued for a CMS Permitted Use to determine compliance with the terms and conditions of the permit upon five days’ notice in writing served upon the permit holder or served upon any adult over the age of 18 at the premises followed by a mailing of the notice by regular mail addressed to the permit holder, which shall be presumed received no later than three days after the mailing, which shall be witnessed by an affidavit of mailing made by the employee in the Building Inspector’s office who causes the mailing.

(3) Failure to comply.

(a) Upon inspection, if the Code Enforcement Officer/Building Inspector finds that the permit

holder is not in compliance, the Code Enforcement Officer/Building Inspector shall issue the permit holder a notice in writing delivered to the property and mailed by regular mail to the permit holder's address, which notice shall state that the permit holder or property owner has 10 days from the date of delivery of the notice, which shall be presumed to be no later than three days after the mailing to the permit holder, to become compliant with the terms and conditions of the special use permit as issued. The Code Enforcement Officer/Building Inspector shall thereafter cause an inspection of the premises to determine whether compliance has been made.

(b) In the event the permit holder does not comply with the notice to comply issued by the Code Enforcement Officer/Building Inspector, the Code Enforcement Officer/Building Inspector shall notify the Town Board of such failure, and the Town Board may act to revoke the special use permit by Town Board resolution.

(c) Where the Code Enforcement Officer/Building Inspector finds a failure to comply with the 10 day notice to comply, the Code Enforcement Officer/Building Inspector shall immediately cause a notice of violation to be served upon the permit holder, returnable in the Town of Lancaster Justice Court by service of said notice at the premises housing the CMS Permitted use upon any individual over the age of 18 or if no person is available than by leaving the notice taped to the door, together with a mailing of the notice by regular mail addressed to the permit holder with an affidavit of said mailing made by the employee in the Building Inspector's Office who causes the mailing.

(4) Denial of access to Code Enforcement Officer/Building Inspector.

(a) In the event that the permit holder does not permit the Code Enforcement Officer/Building Inspector access to the premises for inspection on notice as set out herein above a Subsection D(2), then the permit holder shall be presumed to be in violation of the special use permit, and upon the Code Enforcement Officer/Building Inspector giving notice of such failure by the permit holder to the Town Board, the Town Board may revoke the permit.

(b) Where the permit holder denies access to the Code Enforcement Officer/Building Inspector to cause an inspection after notice given to the permit holder as set forth herein above at Subsection D(2), then, after 5 days from the scheduled date of inspection, the Code Enforcement Officer/Building Inspector shall serve notice of violation upon the permit holder as set forth

**herein in Subsection (D)(3)(c), returnable in the
Town of Lancaster Justice Court.**

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed Local Law;

NOW, THEREFORE,

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

1. A public hearing for the proposed Local Law is hereby set for the 15th day of May, 2017 at 7:15 o'clock P.M.
2. The Town Clerk is directed to provide notice of the public hearing as required by law.
3. This resolution is effective immediately.

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

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

May 1, 2017

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted May 1, 2017, the said Town Board will hold a Public Hearing on the 15th day of May, 2017 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purposes of considering and possibly adopting a Local Law to amend the Town of Lancaster Code, Chapter 50. Zoning. Article V. Business Districts. Commercial and Motor Service District (CMS), Section 20(B) and add Section 20(D) Inspection and enforcement. All interested members of the public shall be heard. Copies of the proposed Local Law can be reviewed at Town Hall at its address listed above, between the hours of 9:00 A.M. and 4:00 P.M.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

May 4, 2017

Town of Lancaster
Local Law No. ___ of 2017

A Local Law Amending Special Use Permits issued within the Commercial and Motor Service Zoning District of the Town of Lancaster.

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

Section 1: Chapter 50-20(B) Zoning. Article V. Business Districts. Commercial and Motor Service District (CMS). Permitted uses, of the Town of Lancaster Town Code, is hereby amended to read in its entirety as follows:

B. Permitted uses. All uses herein listed requiring a Special Use Permit shall be issued one by the Town Board for a period of up to two (2) years. The permit may be renewed by the Town Board upon request in writing delivered to the Town Clerk by the applicant and after inspection by the Town's Code Enforcement Officer/Building Inspector representative to determine compliance with the conditions as set out in the recent permit approval.

Section 2: Chapter 50-20(B) Zoning. Article V. Business Districts. Commercial and Motor Service District (CMS). Of the Town of Lancaster Town Code is hereby amended by adding §50-20(D) to read in its entirety as follows:

D. Inspection and enforcement.

(1) Any CMS Permitted Use issued a special use permit hereunder shall remain compliant with the conditions of said permit.

(2) The Code Enforcement Officer/Building Inspector for the Town of Lancaster or his/her designee shall have the authority to inspect the property for which a permit is issued for a CMS Permitted Use to determine compliance with the terms and conditions of the permit upon five days' notice in writing served upon the permit holder or served upon any adult over the age of 18 at the premises followed by a mailing of the notice by regular mail addressed to the permit holder, which shall be presumed received no later than three days after the mailing, which shall be witnessed by an affidavit of mailing made by the employee in the Building Inspector's office who causes the mailing.

(3) Failure to comply.

(a) Upon inspection, if the Code Enforcement Officer/Building Inspector finds that the permit holder is not in compliance, the Code Enforcement Officer/Building Inspector shall issue the permit holder a notice in writing delivered to the property and mailed by regular mail to the permit holder's address, which notice shall state that the permit holder or property owner has 10 days from the date of delivery of the notice, which shall be presumed to be no later than three days after the mailing to the permit holder, to become compliant with the terms and conditions of the special use permit as issued. The Code Enforcement Officer/Building Inspector shall thereafter cause an inspection of the premises to determine whether compliance has been made.

(b) In the event the permit holder does not comply with the notice to comply issued by the Code Enforcement Officer/Building Inspector, the Code Enforcement Officer/Building Inspector shall notify the Town Board of such failure, and the Town Board may act to revoke the special use permit by Town Board resolution.

(c) Where the Code Enforcement Officer/Building Inspector finds a failure to comply with the 10 day notice to comply, the Code Enforcement Officer/Building Inspector shall immediately cause a notice of violation to be served upon the permit holder, returnable in the Town of Lancaster Justice Court by service of said notice at the premises housing the CMS Permitted use upon any individual over the age of 18 or if no person is available than by leaving the notice taped to the door, together with a mailing of the notice by regular mail addressed to the permit holder with an affidavit of said mailing made by the employee in the Building Inspector's Office who causes the mailing.

(4) Denial of access to Code Enforcement Officer/Building Inspector.

(a) In the event that the permit holder does not permit the Code Enforcement Officer/Building Inspector access to the premises for inspection on notice as set out herein above a Subsection D(2), then the permit holder shall be presumed to be in violation of the special use permit, and upon the Code Enforcement Officer/Building Inspector giving notice of such failure by the permit holder to the Town Board, the Town Board may revoke the permit.

(b) Where the permit holder denies access to the Code Enforcement Officer/Building Inspector to cause an inspection after notice given to the permit holder as set forth herein above at Subsection D(2), then, after 5 days from the scheduled date of inspection, the Code Enforcement Officer/Building Inspector shall serve notice of violation upon the permit holder as set forth herein in Subsection (D)(3)(c), returnable in the Town of Lancaster Justice Court.

Section 3: Severability. Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 4: Effective Date. This Local Law shall be effective upon its filing with the Secretary of State in accordance with the Municipal Home Rule Law.

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

WHEREAS, by Town Board resolution on February 21, 2017, the Town Board of the Town of Lancaster assigned Mary Beth Gianni, who is currently a part-time Recreation Attendant in the Town's Senior Center in the Department of Programs for the Aging (the "Department"), to provide short-term Department oversight on a temporary basis due to the retirement of Mary Bartz; and

WHEREAS, the Town Board of the Town of Lancaster wishes to continue the above referenced assignment of Mary Beth Gianni subject to the following terms per the recommendation of the Erie County Department of Personnel.

NOW, THEREFORE, BE IT

RESOLVED, that Mary Beth Gianni be and is hereby appointed to the position of Recreation Attendant part-time temporary seasonal in the Senior Center at the rate of \$21.99 per hour, effective May 1, 2017, for a period not to exceed five (5) months, and that this being a part-time temporary position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees.

BE IT FURTHER,

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

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

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

May 1, 2017

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

WHEREAS, Mark Lubera, Park Crew Chief of the Town of Lancaster's Parks Recreation & Forestry Department, has requested the grease trap in the kitchen at the Town's Senior Citizens' Facility located at 100 Oxford Place in the Town of Lancaster, be removed and replaced, and

WHEREAS, the Park Crew Chief, obtained a quote for the grease trap removal and replacement in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated April 26, 2017, Mark Lubera has recommended that the Town of Lancaster award the contract for the Senior Center's grease trap removal and replacement to Cellino Plumbing, in the amount of \$5,205.00 per their quote dated April 25, 2017, and

WHEREAS, funding for the Senior Center grease trap removal and replacement is available from the Town's Buildings Repairs and Maintenance Fund, and

WHEREAS, there shall be no reimbursement for any part of the construction, materials or services provided until the required documents and insurance certificates are received and approved by the Town.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to award the contract for the grease trap removal and replacement at the Town's Senior Citizens' Facility located at 100 Oxford Place, to Cellino Plumbing, Inc., 631 Bullis Road, Elma, NY 14059, in accordance with their quote dated April 25, 2017 in the amount not to exceed \$5,205.00 and to be paid for with funds available from the Town's Buildings Repairs and Maintenance Fund, Line Item 1620-0426 pending receipt and approval of the required documents and insurance certificates.

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

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

May 1, 2017

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

WHEREAS, the Town Board of the Town of Lancaster has determined that there is a need to establish a Vehicle Use Policy in order to provide rules of conduct and guidelines for appropriate and efficient use of Town vehicles by all Town of Lancaster employees, and

WHEREAS, the Town Board has given due review and consideration to the adoption of the Vehicle Use Policy as prepared by the Town Attorney and finds it to be in the best interest of the Town to adopt said policy;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adopts the Vehicle Use Policy as previously presented, to be effective immediately, and which shall supersede any previous versions of such policy, and

BE IT FURTHER

RESOLVED, that the Town Vehicle Use Policy shall be distributed to all current Town employees and to all future Town employees upon hire by the Payroll Supervisor and that each employee shall be required to sign for receipt of said Policy.

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

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

May 1, 2017