

17-B LEGAL ITEMS

1. (continued)

The petitioner was not present and there were no comments from the public.

Motion by Supervisor Meegan, seconded by Councilman Hart, to table the public hearing.

Ayes: All

Noes: None

Motion Carried

17-C TABLED ITEMS

1. Senior Code Enforcement Officer re LED temporary signs

Received and filed.

17-D COMMUNICATIONS

1. Supervisor Meegan re 2015 Library Construction Grant Application

Motion by Supervisor Meegan, seconded by Councilman Hart, to adopt the attached resolution authorizing an application for the 2015 Public Library Construction Grant.

Ayes: All

Noes: None

Motion Carried
APPENDICES

2. Supervisor Meegan re Environmental Facilities Grant Program

Motion by Supervisor Meegan, seconded by Councilman Hart, to adopt the attached resolution authorizing an application to the New York State Environmental Facilities Corporation for a Water Infrastructure Improvement Act Grant for Clean Water.

Ayes: All

Noes: None

Motion Carried
APPENDICES

3. Town Attorney re Upstate Tower Land Lease Agreement

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into a Land Lease Agreement with Upstate Tower Co., LLC, whereby the town will lease approximately 250 square feet at the property to construct and operate a communications facility with terms as follows:

17-C COMMUNICATIONS

3. (continued)

- 1) Initial term of five (5) years with ten (10) automatic renewals for five (5) years each;
- 2) Annual rent of \$3600 to increase by 12 percent for each successive term;
- 3) Upstate shall pay the town \$300 per month for each additional carrier located on the tower beyond the first;
- 4) Upstate shall follow all applicable local, state and federal laws when building or modifying its facility; and
- 5) Upstate shall have a right of first refusal should the town decide to sell the property.

On the question, Town Attorney John Fenz noted the site is the former transfer station on Mineral Springs Road. The agreement is for twice what Upstate Tower wanted to pay and there are guaranteed numbers. Formal approval is required from the FCC along with site plan approval from the Planning Board.

Ayes: All

Noes: None

Motion Carried

4. Highway Supt. re Title change for Gregory Zimmerman to Highway General Crew Chief

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Gregory Zimmerman as Highway Crew Chief and appoint him as Highway General Crew Chief, Group 7, Step 5, at a rate of \$31.24 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

5. Highway Supt. re Title change for Timothy Healy to Highway Heavy Motor Equipment Operator

Motion by Supervisor Meegan, seconded by Councilman Hanley, to terminate Timothy Healy as Highway Laborer and appoint him as Highway Heavy Motor Equipment Operator, Group 5, Step 5, at a rate of \$28.95 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

17-D COMMUNICATIONS

6. Highway Supt. re Title change for Kevin Zimmerman to Highway Motor Equipment Operator

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Kevin Zimmerman as Highway Laborer and appoint him as Highway Motor Equipment Operator, Group 2, Step 5, at a rate of \$28.17 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

7. Highway Supt. re Title change for James Alba to Highway Motor Equipment Operator

Motion by Supervisor Meegan, seconded by Councilman Hanley, to terminate James Alba as Highway Laborer and appoint him as Highway Motor Equipment Operator, Group 2, Step 5, at a rate of \$28.17 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

8. Highway Supt. re Title change for Jonathan Kent to Highway Laborer

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Jonathan Kent as Sanitation Motor Equipment Operator and appoint him as Highway Laborer, Group 1, Step 1, at a rate of \$27.52 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

9. Highway Supt. re Title change for William O'Neil to Highway Laborer

Motion by Supervisor Meegan, seconded by Councilman Hanley, to terminate William O'Neil as Sanitation Motor Equipment Operator and appoint him as Highway Laborer, Group 1, Step 1, at a rate of \$27.52 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

17-D COMMUNICATIONS

10. Highway Supt. re Title change for John Cellino to Highway Laborer

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate John Cellino as Sanitation Laborer and appoint him as Highway Laborer, Group 1, Step 1, at a rate of \$27.52 per hour effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

11. Highway Supt. re Termination of Michael Sherk as part-time laborer in Bldgs & Grounds Dept.

Motion by Supervisor Meegan, seconded by Councilman Hanley, to terminate Michael Sherk as part-time laborer in the Buildings & Grounds Department effective August 11, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

12. Highway Supt. re Status change for seasonal part-time laborers in Bldgs & Grounds Dept.

Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of part-time seasonal laborers Rick Mingle and Harold Schwartz to part-time effective September 15, 2015 – April 15, 2016 at a rate of \$12 per hour; and further, change the status of the following part-time seasonal laborers to part-time effective September 15, 2015 – April 15, 2016 at a rate of \$9 per hour: Thomas Bebak, Devin Chavanne, Troy Eberle, Daniel Lewis, Kerry Painter, Michael Pauly, Ryan Schrader, Tyler Sullivan, Michael Zuchowski, and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

13. Highway Supt. re Extension of summer help in Bldgs & Grounds Dept.

Motion by Supervisor Meegan, seconded by Councilman Hanley, to extend part-time seasonal laborers Jeremy Krawczyk and Chase Weber effective August 31, 2015 – September 14, 2015 at a rate of \$9 per hour and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

17-D COMMUNICATIONS

14. Highway Supt. re Appointment of part-time laborers in Bldgs & Grounds Dept. Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint Brandon Bork, Alan Kerner and Jacob Hiam as part-time laborers in the Bldgs & Grounds Department effective August 25, 2015 – April 15, 2016 at a rate of \$9 per hour and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

15. Disaster Coordinator re Multi-Jurisdictional Hazard Mitigation Plan Motion by Supervisor Meegan, seconded by Councilman Hanley, to adopt the attached resolution adopting the Multi-Jurisdictional Hazard Mitigation Plan Update as this jurisdiction's Natural Hazard Mitigation Plan.

Ayes: All Noes: None Motion Carried
APPENDICES

16. Senior Recreation Therapist of Senior Services re Status change for Lee Ann Piniewski Motion by Supervisor Meegan, seconded by Councilman Hart, to change the status of part-time food service worker Lee Ann Piniewski to part-time seasonal effective September 1 – 30, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

17. Town Justices re Status change for part-time law clerk Katie Hourihan to part-time seasonal Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of part-time law clerk Katie Hourihan to part-time seasonal effective August 25, 2015 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

18. Disaster Coordinator re Disposal of CERT team trailer Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize disposal of the CERT trailer (VIN #2L94A31034W), noting the approximate value is \$1200 and funds from this sale will be placed back in the CERT Trust Fund.

Ayes: All Noes: None Motion Carried

17-D COMMUNICATIONS

19. Town Engineer re Bid date for asbestos abatement at Kiwanis Youth Center

Motion by Supervisor Meegan, seconded by Councilman Hart, to set a bid date of September 22, 2015 at 2 P.M. for receipt of bids on the asbestos abatement work at the Kiwanis Youth Center located at 50 Legion Parkway, West Seneca.

Ayes: All

Noes: None

Motion Carried

17-E APPROVAL OF WARRANT

Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the vouchers submitted for audit, chargeable to the respective funds as follows:

General Fund - \$254,922.47; Highway Fund - \$68,292.09; Special Districts - \$29,724.38; Capital Fund - \$39,106.06 (voucher #'s 90101 - 90570); Trust & Agency Fund - \$37,023.92 (voucher #'s 90546 - 90589)

Ayes: All

Noes: None

Motion Carried

ISSUES OF THE PUBLIC

SENIOR CENTER RESTROOMS

Bronislaus Michalczak, President of the senior citizens board, thanked the Town Board and all those involved in the restroom renovations at the senior citizens center.

HEATHER HILL DRIVE STREET LIGHTS

Frank Boncore questioned if Supervisor Meegan had researched a previous question he had on the cost of street lights on Heather Hill Drive, noting he thought the residents should only have been paying for the lights for five years.

Supervisor Meegan responded she had talked to Erik Finbar in the Assessor's office and it looks like the cost will fall off in 2017. She will contact former Councilman Vincent Graber for clarification on this.

Councilman Hart noted the bond anticipation note may have been for five years, but by law it would have to be bonded over the life of the improvement.

ISSUES OF THE PUBLIC

POLICE DEPARTMENT PLAQUE

Frank Boncore questioned the status of the plaque recognizing the donors to the Police Department. Chief Denz was absent from the meeting; however, Supervisor Meegan understood he was working with a local company and planning to invite all the donors to attend a small ceremony when the plaque is displayed. She will have Chief Denz contact Mr. Boncore with an update.

PROPOSED LIBRARY EXPANSION

Amy Carpenter requested an explanation on how the library expansion will be financed and questioned if Veterans Memorial Park will be moved.

Supervisor Meegan responded that some of the cost will be bonded and there will be additional aid and resources along with in-kind labor. A meeting is scheduled for tomorrow at the senior citizens center at 6 P.M. to discuss the library plans and they are looking forward to input from the public. Supervisor Meegan stated they have been talking with the veterans and other organizations to ensure their needs are acknowledged and respected.

UNION CONTRACTS

Amy Carpenter requested an update on union contract negotiations and questioned if the human resource firm has been helpful.

Supervisor Meegan responded they are currently working with police on the health care issue and the human resource firm has been helpful. The white collar unit also put forth a proposal and they are negotiating an issue concerning time clocks.

Councilman Hanley noted they also met concerning creation of a sewer department to remove those employees from the highway department and reduce the overtime.

SENECA MALL SITE REPORT UPDATE

Amy Carpenter questioned the status of the report on the Seneca Mall site.

Supervisor Meegan responded the report should be ready by mid October and it will be shared at a public meeting.

Councilman Hart noted it is an in depth study and the developer is cooperating.

ISSUES OF THE PUBLIC

UPDATE ON BEECHWOOD DRIVE PROJECT

Beverly Leising questioned the status of the Beechwood Drive project.

Town Engineer David Johnson stated that work has begun, but they are behind schedule.

Town Attorney John Fenz noted liquidated damages are included in the contract and there will be a \$1000 per day charge back.

SEWER DISTRICT 5 IMPROVEMENTS

Beverly Leising referred to Item #2 on the agenda and questioned if sewer district 5 is a residential area. She further questioned if the cost of improvements will be spread over the entire town or just the residents of that sewer district.

Councilman Hart responded a good portion of sewer district 5 is located in a residential area. The cost of improvements will only be paid by residents of that district, but they are applying for a grant to lower the cost of the sewer project.

STOLEN TOWN VEHICLE

Beverly Leising referred to a recent incident with a town employee stealing a town vehicle and questioned if the town is responsible for liability on a stolen vehicle. Town Attorney John Fenz responded that it was an unauthorized use of the vehicle that occurred outside of work hours so the town would not be liable. He further noted the town has pressed charges in the incident.

17-B LEGAL NOTICES

Motion by Supervisor Meegan, seconded by Councilman Hart, to remove the public hearing from the table.

Ayes: All

Noes: None

Motion Carried

Paul Dugas of Dugas Electric addressed the Town Board concerning his request to rezone property at 2990 Transit Road from C-1 to C-2. Mr. Dugas would like to move his residence to this location along with his electrical contracting business. There will be three vehicles parked in the yard and he may eventually put up a building to house those vehicles.

Motion by Supervisor Meegan, seconded by Councilman Hart, to close the public hearing.

Ayes: All

Noes: None

Motion Carried

17-B LEGAL NOTICES

1. (continued)

Motion by Supervisor Meegan, seconded by Councilman Hart, to adopt the following resolution:

WHEREAS, the Town Board of the Town of West Seneca, as the lead agency acting pursuant to the State Environmental Quality Review Act, Article 8 of the New York State Environmental Conservation Law, has reviewed Part I of the Short Environmental Assessment Form ("EAF") prepared by the applicant in connection with the proposed rezoning for property located at 2990 Transit Road ("Subject Property") to a depth of 300' changing its classification from C-1 to C-2 for an electrical contracting business, has reviewed the draft completed Part II of the EAF analyzing the potential for the Project to result in any significant adverse environmental impacts and has otherwise taken a hard look at the potential environmental impacts utilizing the criteria specified in 6 NYCRR 617.7(c); and

WHEREAS, upon such review the Town Board has not identified any potentially significant adverse environmental impacts associated with the proposed use of the Subject Property, has determined that no Environmental Impact Statement is necessary and that a Negative Declaration is therefore appropriate; and

WHEREAS, the Planning Board reviewed the Project on July 9, 2015 and adopted a resolution recommending granting of the rezoning and approval of the Project as proposed; and

WHEREAS, pursuant to the Town Code, the Town Board further finds that granting a rezoning of the Subject Property to allow for the Project is appropriate for the location and will not adversely affect surrounding properties;

NOW THEREFORE, BE IT RESOLVED THAT pursuant to 6 NYCRR 617.7(a), the Town Board does hereby adopt a Negative Declaration with respect to the Project; and

BE IT FURTHER RESOLVED THAT the Town Board hereby adopts Local Law No. 9 for the year 2015 granting a Rezoning for the Subject Property from C-1 to C-2 to a depth of 300'.

Ayes: All

Noes: None

Motion Carried
APPENDICES

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

RECREATION PROGRAM UPDATES

Youth Service Coordinator Lauren Masset stated the closing date for the pool is Friday, August 28th and there will be no admission fee for any resident with a valid town ID card. Also, Movie Night is Friday, August 28th and Dolphin Tale II will be shown at 8:15 P.M. Registration for over 30 hockey is taking place until September 29th, adult co-ed kickball starts this week and further fall/winter programs will be announced at a later date.

INCLUSION OF AGRICULTURAL LANDS INTO AGRICULTURAL DISTRICTS

Supervisor Meegan read the following public notice into the record: "Per New York State Agriculture and Markets Law Section 303-b, the Erie County Legislature designated September 1 through September 30 as the annual thirty-day period during which landowners may submit requests to include predominantly viable agricultural land into an existing certified agricultural district. Copies of the application form have been provided to Municipal Clerks, Assessors and Chief Elected Officials for distribution to interested landowners. The application is also available on the DEP website at www.erie.gov/environment. The Erie County Department of Environment and Planning will accept applications from September 1 through September 30. Any questions on this process should be directed to the Erie County Department of Environment and Planning. A public hearing will also be scheduled at a later date to consider all inclusion requests and the recommendations of the Erie County Agricultural and Farmland Protection Board.

BURCHFIELD COMFORT STATION UPDATE

Supervisor Meegan requested an update on the electricity at the Burchfield comfort station and Town Engineer David Johnson stated he will check on it.

PUBLIC MEETING FOR REVIEW OF COMPREHENSIVE PLAN AND LIBRARY PROJECT

Councilman Hart reminded everyone of the meeting at the senior citizens center on Tuesday, August 25th at 6 P.M. for review of the Comprehensive Plan and the library expansion project.

FAIRFAX DRIVE RESTORATION

Supervisor Meegan received a petition from residents of Fairfax Drive that are unhappy with the restoration work on their street that was performed by Catco and National Fuel Gas.

WEST SENECA TOWN OFFICES
1250 Union Road
West Seneca, NY 14224

TOWN BOARD PROCEEDINGS
Minutes #2015-17
August 24, 2015
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PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

EXECUTIVE SESSION

Motion by Supervisor Meegan, seconded by Councilman Hart, to recess to executive session at 7:45 P.M. to discuss three personnel issues and one legal matter.

Ayes: All

Noes: None

Motion Carried

The board members returned from executive session at 10:10 P.M.

ADJOURNMENT

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 10:10 P.M.

Ayes: All

Noes: None

Motion Carried

JACQUELINE A FELSER, TOWN CLERK

2015 Library Construction Grant Application for the West Seneca Public Library

Whereas the New York State Department of Education, Division of Library Development, under the Public Library Construction Grant Program (“State Grant”) is offering funds up to 50% of approved costs for renovation or rehabilitation of public libraries in New York State, and

Whereas the Town of West Seneca is the owner of the building that houses the West Seneca Public Library, located at 1300 Union Road, in the Town of West Seneca, and maintains the building under an agreement with the Buffalo and Erie County Public Library System, and

Whereas the West Seneca Public Library is in charge of its library operations in cooperation with the Buffalo and Erie County Public Library System, and per the guidelines for the State Grant and County Grant, must be the applicant for such grants, and

Whereas the West Seneca Public Library is in dire need of rehabilitation and expansion of its library facility and requires additional space for community use, as well as interior modifications and finishings to the planned expansion; and,

Whereas the West Seneca Library Board will construct a 10,236 square foot addition to the existing library building in Phase I, which has not yet commenced, but was recently awarded \$439,018 through the 2014 -2017 \$14 Million Public Library Construction Grant Program.

Whereas Phase II of the project, which is the subject of the 2015-2018 \$14 Million Public Library Construction Grant Program, will entail the interior modifications of the Phase I expansion, complete with electrical, HVAC and other mechanicals, as well as furniture, furnishings and millwork.

Now Therefore Be It Resolved that the Town of West Seneca, as owner of the West Seneca Public Library building and grounds, recognizes its responsibility to maintain the building and, in accordance with its responsibility, hereby commits to pay the total project cost Phase II less any grant funds received, to be used as local matching funds towards the State Grant, with said funds to be appropriated from a bond note;

And Be It Further Resolved that the Town of West Seneca will only bond the amount not to exceed the total cost of the project for Phases I and II less the grant awards;

And Be It Further Resolved that the Town of West Seneca will be providing matching funds through the sale of bonds, less any NYS Public Library Construction Grant proceeds, to complete Phase II of the West Seneca Library Addition Project, based on the attached project budget, which includes the build out of the addition, inclusive of interior modifications and finishings, estimated to cost \$1,320,000, all contingent on the award of a Public Library Construction Grant;

And Be It Further Resolved that this Town Board hereby authorizes and directs Town Grants Consultant Connie D. Miner to submit the \$14 Million Public Library Construction Grant for the West Seneca Public Library and directs the West Seneca Town Supervisor, Sheila M. Meegan, and West Seneca Library Board of Directors to provide all necessary signatures and documents needed for the Grants Consultant related to the aforementioned project and application for grant funding.

And Be It Further Resolved that the West Seneca Town Board agrees and covenants that the Library building at 1300 Union Road in the Town of West Seneca shall be legally available for use as a public library building for at least 10 (ten) years from the anticipated date of the completion of the aforementioned renovation/rehabilitation project.

CERTIFICATE OF RECORDING OFFICER

That the attached Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the Town of West Seneca duly held on the 24th day of August, 2015; and further that such Resolution has been fully recorded in the Minutes Book in my office.
(Title of Record Book)

In witness thereof, I have hereunto set my hand this 25th day of August, 2015.

Jacqueline A. Elser
Signature of Recording Officer

If the Applicant has an Official Seal, Impress here.

Town Clerk
Title of Recording Officer

**Resolution Authorizing Signing and Submittal of Environmental Facilities Grant
Program for Sanitary Sewer Inflow and Infiltration for Sewer District No. 5**

WHEREAS, the Town of West Seneca Sewer District No. 5 is under consent order by the Department of Environmental Conservation for Inflow & Infiltration (I & I) as a result of sanitary sewer overflows;

WHEREAS, the Town of West Seneca, after thorough consideration of the various aspects of the I & I problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project, which will reduce the frequency, intensity and duration of sewer overflows; and

WHEREAS the Town of West Seneca will request in funding in an amount up to 25% of total eligible project costs to be matched by 75% funding from the Town of West Seneca through bond notes, a resolution for which was already adopted by the West Seneca Town Board;

NOW, THEREFORE, BE IT RESOLVED BY the Town of West Seneca:

1. That Supervisor Sheila M. Meegan is the representative authorized to act in behalf of the Town of West Seneca's governing body in all matters related to the Environmental Facilities Corporation's NYS Water Infrastructure Improvement Act Grant for Clean Water. The Supervisor is also directed to sign, submit and if funded, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Town of West Seneca's Town Board in all matters related to the Project and to State assistance;
2. That Connie D. Miner and Co., the Town of West Seneca's Grants Consultant, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Environmental Facilities Corporation for the purpose of securing this grant,
3. That this Resolution take effect immediately.

CERTIFICATE OF RECORDING OFFICER

That the attached Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the Town of West Seneca duly held on the 24th day of August, 2015; and further that such Resolution has been fully recorded in the Minutes Book in my office.
(Title of Record Book)

In witness thereof, I have hereunto set my hand this 25th day of August, 2015.

Jacqueline A. Felsch
Signature of Recording Officer

If the Applicant has an Official Seal, Impress here.

Town Clerk
Title of Recording Officer

(Name of Jurisdiction) Town of West Seneca
(Governing Body) Town Board
(Address) 1250 Union Rd, West Seneca, New York 14224

RESOLUTION

WHEREAS, The Town of West Seneca, with the assistance from URS Corporation, has gathered information and prepared the Erie County, New York, Multi-Jurisdictional Hazard Mitigation Plan Update (“the plan”); and

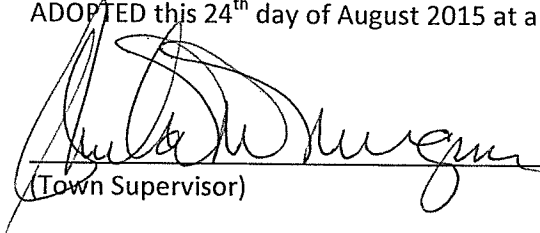
WHEREAS, the plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, The Town of West Seneca is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the plan and the actions in the plan; and

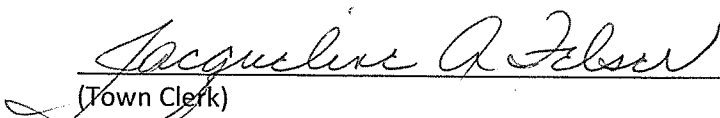
WHEREAS, The Town of West Seneca has reviewed the plan and affirms that the plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by the Town Board that the Town of West Seneca adopts the Erie County, New York, Multi-Jurisdictional Hazard Mitigation Plan Update as this jurisdiction’s Natural Hazard Mitigation Plan, and resolves to execute the actions of the plan.

ADOPTED this 24th day of August 2015 at a Town Board Meeting.



(Town Supervisor)



(Town Clerk)

Please take notice that the following change was made in the Zoning Ordinance of the Town of West Seneca, County of Erie and State of New York, and notice thereof is hereby given, pursuant to §264 and 265 of the Town Law.

Whereas, the Town Board of the Town of West Seneca received a request for a rezoning for the following described property located at 2990 Transit Road from its classification of C-1 to C-2 for an electrical contracting business:

All that tract or parcel of land, situate in the Town of West Seneca, County of Erie and State of New York, being part of Lot No. 349 of the Ebenezer Lands so called, and bounded and described as follows:

Beginning at a point in the west line of Transit Road 115 feet north of the intersection of the west line of Transit Road with the south line of said Lot No. 349; thence west and parallel with the south line of said Lot No. 349 a distance of 300 feet; thence north along a line parallel with the west line of said Lot No. 349 a distance of 75 feet; thence east and parallel with the south line of said Lot No. 349 a distance of 300 feet to the west line of Transit Road; thence south on and along the west line of Transit Road 75 feet to the point of beginning.

Whereas, this Town Board held a public hearing on the 24th day of August 2015 at 7:00 P.M., EDT in the Town Hall, 1250 Union Road, in said town, to consider granting a rezoning for the above-described property; and

Whereas, at such time and place this Town Board did meet to hear any and all persons interested in the subject thereof concerning the same.

Now, therefore, be it resolved, that a rezoning be granted and the same is hereby rezoned from C-1 to C-2 to a depth of 300'; and

Be it further resolved that the Town Clerk is hereby ordered and directed to make such change on the zoning map and to enter a copy of this resolution with the zoning regulations in a book appropriate for its use.