

Remy Orffeo

From: John Bailey <jcbwny@aol.com>
Sent: Thursday, March 21, 2019 10:05 AM
To: orffeor@orchardparkny.org
Cc: supervisor.keem@orchardparkny.org; gmajchrzak@roadrunner.com; mikeserryop@orchardparkny.org
Subject: Charter Communications
Attachments: 03-21-19 Remy - email attachment - Charter Communications.pdf

TO: Remy Orffeo

CC: Town Board

FROM: John C. Bailey

DATE: March 21, 2019

RE: Charter Communications

Remy:

We need to hold a public hearing for the renewal of the Charter Cable Contract. I enclose a copy of the model notice and resolution. By courtesy copy of this e-mail I am asking for permission from the Town Board to schedule this hearing for one of the two public meetings in April.

Thank you,

John

RESOLUTION

WHEREAS, at the March 27, 2019 Town of Orchard Park Board meeting renewal of certain Conservation Easements was proposed, and

WHEREAS, the Town Board of Orchard Park tabled the question of renewing those Conservation Easements for further consideration, and

WHEREAS, the Town Board has completed its review of those easements and their renewal,

NOW, THEREFORE, BE IT RESOLVED that:

- 1) The Town Board takes the issue of renewing the subject Conservation Easements from the table, and
- 2) The Town Board hereby renews those Conservation Easements as requested on the condition that the owners of the property to which those Conservation Easements apply, file with the Town Clerk and the Town Assessor metes and bounds descriptions and surveys of the property affected by those easements within 90 days from the date of this resolution, and
- 3) Failure to provide the subject documents within the stated time frame will result in the termination of those easements, and
- 4) The Conservation Easements renewed hereby subject to the condition of providing surveys and metes and bounds descriptions are as follows:
 - A. CE File #19, 6807 Gartman Road; Kevin Brown, 9-Acres
 - B. CE File #22, V/L Scherff Road; Rose & Patrick McCarthy, 10-Acres
 - C. CE File #25, 5425 Chestnut Ridge Road; Robert M. Laurie, 25-Acres
 - D. CE File #27, 7370 Milestrip Road; Peter & Rosemary Messina, Jr., 5-Acres
 - E. CE File #28, 7360 Milestrip Road; Peter Messina, Sr., 5-Acres

- F. CE File #29, 6813 Chestnut Ridge Road; Geraldine Kozlowski, 7-Acres
- G. CE File #30, 7380 Milestrip Road; Russell & Lorraine Bieler, 5-Acres
- H. CE File #32, V/L Seufert Road; Darryl & Courtney Gonzalez, 10-Acres
- I. CE File #33, V/L Gartman Road; Dolores Zilliox, 23.45-Acres
- J. CE File #38, 6164 Bunting Road; Robert J. & Patti A. Woodward, 9-Acres
- K. CE File #42, 7245 Gartman Road; Wayne Bieler, 5-Acres

TC

**STATE OF NEW YORK
Town of Orchard Park
County of Erie**

In the Matter of the Granting of a Cable Television Franchise Held by **Time Warner Cable Northeast LLC** in the **Town of Orchard Park, County of Erie, New York**

RESOLUTION

An application has been duly made to the Board of the **Town of Orchard Park, County of Erie, New York**, by **Time Warner Cable Northeast LLC**, l/k/a Charter Communications, a limited liability company organized and existing in good standing under the laws of State of Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Time Warner Cable's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission commencing with the date of approval by the Public Service Commission.

The Franchise Renewal Agreement would bring the franchise into conformity with certain

provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain

court rulings.

A public hearing was held in the Town of Orchard Park, New York on _____, 2019 at ____ P.M. and notice of the hearing was published in the _____ on _____, _____.

LOCAL LAW FILING

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of Orchard Park

Local Law (No.) of the Year 2019

A local law Amending Chapter 144 "Zoning", Attachment 15 "Supplemental Height, Lot, Yard and Bulk Regulations"

Be it enacted by the Board of the

Town of Orchard Park as follows:

Amending Chapter 144 "Zoning", Attachment 15 "Supplemental Height, Lot, Yard and Bulk Regulations"

as follows:

SECTION 1:

§ 144 Attachment 15 Supplemental Height, Lot, Yard and Bulk Regulations

See attached Exhibit A

SECTION II:

This local law shall take effect upon filing in the Office of the Secretary of State or from the date of its service as against a person served personally with a copy thereof.

ZONING

144 Attachment 15

Town of Orchard Park

Supplemental Height, Lot, Yard and Bulk Regulations⁶
 [Adopted 12-6-1989; amended 4-27-2011 by L.L. No. 1-2011; 7-15-2015 by L.L. No. 4-2015]

Zoning District	Minimum Lot Dimensions				Minimum Yard Dimensions				Rear for Accessory Buildings (feet)	Minimum Habitable Floor Area (see separate schedule)	Maximum Height of Buildings (stories, feet)	Maximum Height Accessory Awns (feet)	Maximum Lot Coverage (%)
	Area (square feet)	Dwelling Unit (square feet)	Width (feet)	Depth (feet)	Front (feet)	Side (feet)	Rear (feet)						
A-1 Agricultural													
R-1 Residential	54,500	54,500	160	300	75	30/80 ⁴	100			2 1/2	35	18	14
R-2 Residential	25,000	25,000	120	180	60	15/45 ⁷	60	15		2 1/2	35	18	14
R-3 Residential	20,000	20,000	110	150	50	15/40 ⁶	50	10		2 1/2	35	18	14
Detached:													
One-family	14,500	14,500	100	120	40	15	40	10		2 1/2	35	18	15
Two-family	24,000	12,000	125	175	40	25	40	10		2 1/2	35	18	15
Multifamily	10 acres	6 units per acre	-	-	50 ¹	30 ¹	50 ¹	10		2	30	18	20
R-4 Residential													
Detached:													
One-family	13,000	13,000	90	120	40	15	40	10		2 1/2	35	17	17
Two-family	24,000	12,000	125	175	40	25	40	10		2 1/2	35	15	15
Multifamily	4 acres	6 units per acre	-	-	50 ²	30 ²	50 ²	10		2	30	15	20
B-1 Commercial	20 acres ³	(maximum)	-	-	50	4	20			2 1/2	35	40	40
B-2 Commercial	-	-	80	150	50	4	20			2 1/2	35	40	40
B-3 Commercial	-	-	80	150	50	4	20			2 1/2	35	40	40
B-4 Commercial	-	-	80	150	50	4	20			2 1/2	35	40	40
I-1 Industrial	40,000	-	150	200	50	3	20			2 1/2	40	40	40
D-R Development and Research	1 acre	-	100	-	50	20	20			-	35	35	40

NOTES:
¹ No building closer than 75 feet to boundary of special exception use.
² No building closer than 75 feet to any property line.
³ Twenty-acre requirement shall apply to submitted principal use only and shall not apply to special exception use.
⁴ A ten-yard setback is required in all B Zones unless in a shopping center or business center where buildings on different lots are connected.
⁵ Twenty feet where adjoining any residence.
⁶ The Supplemental Height, Lot, Yard and Bulk Regulations shall apply to any subdivision lot which has not received concept approval on the date of the adoption of this schedule and to any newly created lot which is filed in the Erie County Clerk's office subsequent to the date of the adoption of this schedule. The Supplemental Height, Lot, Yard and Bulk Regulations shall apply to any subdivision lot for which a preapplication plan is submitted subsequent to the date of the adoption of this schedule. Any lot newly created by a deed which is recorded in the Erie County Clerk's office subsequent to the date of adoption of this schedule shall be subject to the Supplemental Height, Lot, Yard and Bulk Regulations.
⁷ The two numbers separated by a "v" designate the following. The first number indicates the minimum setback for either side setback. The second number indicates the minimum total side setback for the combined side setbacks.



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

S 4295 South Buffalo Street Orchard Park, New York 14127-2609

Phone: (716) 662-6425
Fax: (716) 662-6488
Email: openg@orchardparkny.org

TOWN ENGINEER
WAYNE L. BIELER, P.E.

April 1, 2019

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, New York 14127

Re: Advertisement for Bids
Little Loop Football Field at Brush Mountain Park Project

Dear Board Members:

The Orchard Park Engineering Department is finalizing design plans and specifications for construction of the above-mentioned project. The project is anticipated to be bid and constructed in multiple contracts. Contract for Field Construction, Building General Contract if Announcer's Building is funded and Electrical Contract for lights, etc. The first, and current contract, is the removal of the softball diamond, construction of the underground storm water drainage, along with final grading, and establishment of the field playing surface.

The remaining contracts will be bid separately when the necessary electrical design work and building design work has been completed. The contracts are to include installation of the field lighting, construction of the Announcer's Building, placement of the park shelters, flag pole, and all remaining underground utility work that will be necessary for the buildings, field lights and score board.

In order for the Little Loop organization to utilize the field for their 2019 season, the sod field should be constructed no later than May 31, 2019. This will allow proper time for the field to establish prior to use. Therefore, the Advertisement for Bids should be authorized to be published on April 3, 2019. Plans and specifications will be available for purchase on April 12, 2019 with the bid opening to be held on April 29, 2019 at 2:00 pm in the Supervisor's conference room.

I, therefore, recommend that you authorize advertisement in the Orchard Park Bee for sealed bids to be opened for the Little Loop Football Field at Brush Mountain Park Project at 10:00 am on April 29, 2019 in the Supervisor's Conference Room at the Orchard Park Municipal Center.

Respectfully submitted,

Wayne L. Bieler, P.E., C.F.M.
Town Engineer

Attachment

cc: Town Clerk Town Attorney File # 2019.006

Visit the Town's website at www.orchardparkny.org

TC

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the STOP DWI Contract between the Town of Orchard Park and Erie County STOP DWI Program for the term of January 1, 2017 and December 31, 2017.

TC

TOWN OF ORCHARD PARK
2019 STABLE PERMIT APPLICATION

Permit No. 2019

Date 2/19/19

Application is hereby made for a Stable Permit in the Town of Orchard Park as follows;

Type – RIDING ACADEMY x PUBLIC STABLE _____ date operation began 8/21/2002

Stable Name Hammersmith Farms Acres 30¹⁵

Address 6243 Benning Rd c/s/z West Falls, NY 14170 zone A-1

Owner Beverly Hammersmith Tele. (716) 662-5291

Address 6243 Benning Rd c/s/z West Falls, NY 14170

Operator/supervisor Owner Tel (716) 662-5291

Address Same c/s/z _____

Person responsible for removal & disposal of manure at regular intervals;

Name: Owner Tele. (716) 662-5291

Address 6243 Benning Rd c/s/z West Falls, NY 14170

Method of disposal Spread daily in fields

A survey is required showing location and size of all buildings and there respective USES. (PLEASE CIRCLE ONE);
Please see attached survey or on file at Town Building Department.

Number of stalls 7 are sanitary facilities provided? Yes

Where? In main house

Fee - \$50.00; fees are doubled on applications received after March 29, 2019

Fee \$ 50.00^{#1343} Date paid 3-1-19 Town Clerk JB

Inspected _____ Building Inspt. _____ Town Brd. Appl. _____

Applicants signature Beverly Hammersmith Date 2-27-2019

Remarks _____

Contact the Building Inspectors Office at 662-6430 for an inspection appointment.

TC

TOWN OF ORCHARD PARK
2019 STABLE PERMIT APPLICATION

Permit No. 2019

Date 2/19/19

Application is hereby made for a Stable Permit in the Town of Orchard Park as follows;

Type - RIDING ACADEMY _____ PUBLIC STABLE date operation began 1/2016

Stable Name BELLA GARATA CAVALLO Acres 31.816

Address 6263 Benning Rd c/s/z W Falls, NY 14127 zone A-1

Owner Owner Tele. (716) 481-5703

Address _____ c/s/z _____

Operator/supervisor _____ Tel _____

Address _____ c/s/z _____

Person responsible for removal & disposal of manure at regular intervals;

Name: Owner Tele. _____

Address Same c/s/z _____

Method of disposal Spread in fields

A survey is required showing location and size of all buildings and there respective uses. (PLEASE CIRCLE ONE);
Please see attached survey **or** on file at Town Building Department.

Number of stalls 8 are sanitary facilities provided? Yes

Where? In home

Fee - \$50.00; fees are doubled on applications received after March 29, 2019

Fee \$ 50.00 Date paid _____ Town Clerk _____

Inspected 3/28/19 Building Inspt. [Signature] Town Brd. Appl. _____

Applicants signature [Signature] Date 3/7/19

Remarks _____

Contact the Building Inspectors Office at 662-6430 for an inspection appointment.

PAID
MAR 12 2019 *JB*
TOWN CLERK



TOWN OF ORCHARD PARK RECREATION DEPARTMENT

200 North Lake Drive Orchard Park, New York 14127-2609
 (716) 662-6450 Fax: (716) 209-0210
 E-Mail: oprec@orchardparkny.org
 Website: www.orchardparkny.org

April 3, 2019

To: Town Board
 From: Ed Leak
 Director of Recreation

I respectfully submit the following for appointment to the staff of the Town of Orchard Park Recreation Department Winter/Spring 2019.

RE: Item 1 (2019 Seasonal part time Staff Appointments retroactive March 30th 2019)

<u>Name</u>	<u>Rate Position (Title*)</u>
Eric Ruhland	\$12.50 PT5-A (Lg)
Andrew Doran	\$12.00 PT4-D (Att)

Note: The above appointment is dependent upon the applicant providing the required certifications.

*Att=Attendant

*LG= Lifeguard

Recreation Director: Ed Leak

Assistant Recreation Director: Kristin Santillo

Recreation Assistant: Jenni Carter

TC

RESOLVED that the Orchard Park Town Board, upon the recommendation of the Orchard Park Town Clerk, appoint Katherine Merkel to the position of part-time clerk in the Town Clerk's office at a rate of \$14.70/hour effective April 1, 2019.



TOWN OF ORCHARD PARK COMPOST FACILITY

Returning quality products back to nature in an environmentally friendly way



Compost Facility
6909 Milestrip Road, Orchard Park, New York 14127
Phone (716) 667-6066

Frederick J. Piasecki, Jr., Compost Facility Director
4350 South Taylor Road, Orchard Park, New York 14127
Phone (716) 662-6442 Fax (716) 662-2187

April 1, 2019

To: Honorably Town Board
From: Frederick J. Piasecki, Jr.



Ref: New Free Mulch Program,
utilizing Free Mulch Coupon

Special Note: Coupons available at Town Clerk's
OFFICE, normal office hours.

Free Mulch Program utilizing
a Coupon for residence of
Orchard Park, (one coupon
per residence of Orchard
Park and good for the
season as indicated on
the coupon, starting May 1ST
thru October 31ST.)

1ST Cubic Yard Free Mulch
2ND Cubic Yard \$7.50 for Mulch

Can be redeemed at the O.P. Compost
Facility 6909 Milestrip Rd Orchard Park
during normal hours of operation
(Mon - Friday 8:00^{AM} to 4:00^{PM} and Saturday
(8:00^{AM} to 12:00 Noon seasonal Saturday's starting May 1ST)

Attachment - Coupon



ORCHARD PARK RESIDENTS
Free MULCH Coupon
2019 Season

Compost Facility
6909 Milestrip Rd. • Orchard Park, NY

1st Cubic Yard FREE
2nd Cubic Yard \$7.50

Payment only by CHECK
at the Compost Facility

2019 Season

Name _____

Address _____

Phone No. _____

TC

4. P.B. File #01-19, V/L Michael Road, 1.23 +/- acres, located on the north side of Michael Road, west of Transit Road, Zoned R-2. Owner, Ross Cellino, is requesting a "Special Exception Use Permit" to construct a 12,078 +/- sq. ft. Maintenance/Grounds Building for Harvest Hill Golf Course (SBL#154.09-1-8). Planning Board to review the request for recommendations to the Town Board.

WITH REGARD TO Planning Board File #01-19, I move to recommend the Town Board schedule a Public Hearing for the Special Exception Use request after the Planning Boards' April 11, 2019 regular meeting.

THE MOTION BEING:

FABINSKY
BODDEN
HEPPNER
LIBERTI
MURRAY
TAN EFF



**TOWN OF
ORCHARD PARK**

S.4295 SOUTH BUFFALO STREET
ORCHARD PARK, NEW YORK

MEMORANDUM

FROM: Richard J. Mrugalski, Emergency Manager
TO: Patrick J. Keem DDS, Town Supervisor
SUBJECT: Active Shooter Workshop

DATE: March 29, 2019

I hereby request authorization to attend a one-day workshop on Active Shooter to be held on April 11, 2019 at Erie County Fairgrounds in Hamburg.

There is no cost for this training

cc: Town Clerk
Town Engineer
File

TL

RESOLVED, that the Orchard Park Town Board adopt the "Town of Orchard Park Personnel Policy Manual" as revised on December 5, 2018.



TOWN OF
ORCHARD PARK

TC
MEMORANDUM

S.4295 SOUTH BUFFALO STREET
ORCHARD PARK, NEW YORK 14127
(716) 662-6432, ext. 2202

DATE: March 28, 2019

TO: Town Clerk, Remy Orffeo
Kathy Swarbrick
Building Inspector Steve Bremer

FROM: Rose Messina

SUBJECT: Item(s) for April 3, 2019 TB Agenda

NEW Business:

1. 5490 Lake Avenue, located on the north side of Lake Avenue, east of North Benzing Road, Zoned R-3. M & N Property Management, Inc., requests to operate a convenience store with prepared food for sale, and offer rental space for a beauty salon. (SBL#152.113-2-14)
2. 4109 N. Buffalo Road, located on the east side of N. Buffalo Road, south corner of Sunset Terrace, Zoned B-3. Requesting to construct an addition to the existing barn and a covered patio. (SBL#162.13-2-14)
3. 3628 N. Buffalo Road, located on the west side of N. Buffalo Road, south of Milestrip Road, Zoned B-3. Creative Remodeling Services, LLC is requesting to renovate and expand an existing 840-sq.ft. Residence into a 2,140 sq. ft. Office/Showroom for their business, and construct a 28-ft. x 50-ft. x 10-ft. pole-style building, and make exterior improvements. (SBL#161.08-2-29)