

JL

At their May 9<sup>th</sup> meeting the Planning Board recommended the following to the Town Board,

1. **With regard to Ross Cellino's request for a "Special Exception Use Permit" the Planning Board recommends that the Town Board APPROVE the request based on the following conditions and stipulations:**

1. This is an Unlisted SEQR Action and a Negative SEQR recommendation is made.
2. Fees shall be paid in accordance with Section 144-70C, of the Town Code prior to publication of the Public Hearing Notice.
3. The recommendation is contingent upon the applicant completing the project as proposed in the letter of intent received on 2/5/19, and shall revert to its original Zoning Classification if the project is not completed per Section 144-67 of the Town Code.
4. The proposed project is in compliance with the Town's long range comprehensive plan.
5. The applicant has demonstrated a need for the project.
6. The project is compatible with adjoining land uses and proposed developments, and will not have a negative impact on the adjacent land value or public safety.
7. The applicant has demonstrated an orderly flow of traffic ingress and egress.
8. The applicant has provided suitable parking facilities.
9. Landscaping as indicated on the proposed plan will provide adequate screening.
10. Free area for recreation is not required.
11. The nearness and impact on schools and utilities is not an issue.
12. The health and safety of adjacent properties is not affected.

2. **With regard to Vastola Heating & Cooling, Inc., the Planning Board recommends the Town Board GRANT Site Plan Approval and Issue a Building Permit to construct a 7,000-sq.ft. addition to the existing Retail Building, per the plans received on 4/09/19, based on the following conditions and stipulations:**
  1. This is an Unlisted SEQRA Action, based on the Short EAF Parts 1 and 2, and a Negative Declaration is recommended.
  2. The site lighting is limited to those fixtures and poles indicated on the approved site plan. Light fixtures shall have flat lenses and all lighting is to be directed downward and toward the site. After hour lighting levels will be reduced per the submitted plan.
  3. No outside storage or display is permitted.
  4. The Conservation Board on 3/05/19 Approved the Landscaping Plan prepared by a NYS licensed Landscape Architect, submitted on 2/15/19.
  5. The Total Green Space is 34.5%, and exceeds the Town Requirement of 20%.
  6. The Landscaping Value Estimate of \$16,850 requires a Certified Check amounting to 50% of the total and this shall be deposited with the Town Clerk prior to receiving a Building Permit. (\$8,425)
  7. Dumpsters as shown shall be screened, along with any additional dumpsters, in accordance with Section 144-25 of the Town Code.
  8. Town Engineering Approval was granted on 4/5/19.
  9. Deliveries will only take place during normal business hours.
  10. Petitioner is to provide a copy of whatever agreement exists regarding off-site parking.

TC

RESOLVED, that the Town Board does hereby authorize to continue the extension of Patrick J. McMaster to the position of transition/training consultant as of May 7, 2019 at a rate of \$28.50 per hour, not to exceed 60 days.



# 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](mailto:openg@orchardparkny.org)

TOWN ENGINEER  
**WAYNE L. BIELER, P.E.**

May 13, 2019

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

**Re: Proposed Change Order #4  
Brush Mountain Community Activity Center  
Numarco Inc. Plumbing Contract – Relocating fixtures**

Dear Board Members:

It has been brought to the Engineering Departments attention that two fixtures within the Kitchen area, previously installed, must be relocated. The plans, as-bid, showed the rough plumbing in locations that are not in concert with the kitchen plan as provided by BHS. Numarco has installed the drains per the contract drawings. One is a sink drain for a hand sink located +/- 2 feet to the south. The other is a floor mop sink drain brought up into a wall, rather than through the floor. The cost to relocate the sink drain is \$192.64. The cost to relocate the floor drain is \$1,396.77. The floor drain will require the removal of a section of floor within the kitchen. This area will be covered by the fixture and the patch will not be visible when finished.

This change order will increase Numarco's total contract to \$632,402.30, representing an increase of 0.25%. Numarco's total contract, with change orders, is still \$9,597.70 lower than their base bid.

There is presently funding allocated under Capital Projects AB004 & AB005 for the Community Activity Center, however, additional funding is needed to complete construction contracts.

I, therefore, recommend you approve change order #4 to our contract with Numarco, Inc., 1021 Maple Road, Elma, New York 14059 for the Community Activity Center Project for relocating kitchen drains in an amount not to exceed \$1,589.41.

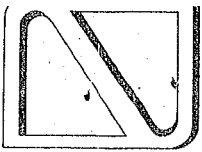
Respectfully submitted,

Wayne L. Bieler, P.E., CFM  
Town Engineer

Attachment

cc: Town Clerk, Town Attorney, Drescher & Malecki, Wendel, File #15.007

Visit the Town's website at [www.orchardparkny.org](http://www.orchardparkny.org)



May 7, 2019

Wendel  
375 Essjay Road, Suite 200  
Williamsville, New York 14221

Attn: Andrew Kelkenburg

Re: OP Brush Mountain Community Activity Center  
Plumbing Construction Contract 04

Mr. Kelkenburg,

As per your request, Numarco Inc. offers to furnish labor and materials necessary to re-rough for kitchen equipment to be supplied by others.

To re-rough Item No. 32 to 18' from the south wall.

Materials	\$23.85
2 hours Labor @71.83	143.66
OH&P per contract	<u>25.13</u>
Subtotal for Item 32	\$ 192.64

To re-rough Item 22 from wall outlet fixture to floor outlet. Includes cut, hand excavation and concrete patch.

Materials	65.30
16 hours labor @71.83	1,149.28
OH&P per contract	<u>182.19</u>
Subtotal for Item 22	\$ 1,396.77

Total for Both Fixtures \$ 1,589.41

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

Sincerely

Charles T. Nuttle  
Numarco, Inc.

**PUBLIC NOTICE**

"Notice is hereby given that the New York State Annual Update Document of the Town of Orchard Park, New York, for the period beginning on January 1, 2018 and ending on December 31, 2018, has been compiled by Drescher & Malecki, LLP, and that the document has been filed in my office where it is available as a public record for inspection by all interested persons. Pursuant to section thirty-five of the General Municipal Law, the governing board of the Town of Orchard Park may, in its discretion, prepare a written response to the document and file any such response in my office as a public record for inspection by all interested persons not later than July 30, 2019."



# TOWN OF ORCHARD PARK

## ENGINEERING DEPARTMENT

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

**Phone:** (716) 662-6425  
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**TOWN ENGINEER**  
**WAYNE L. BIELER, P.E.**

May 13, 2019

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

**Re: Advertisement of Engineering Draftsman Position  
Orchard Park Engineering Department**

Dear Board Members:

As you are aware, Roy Shepard has resigned effective May 17, 2019. With this, there is a vacant position in Engineering Department, and an immediate critical need to have a fulltime person staff this position.

An Engineering Draftsman performs engineering drafting CADD duties and liaison work in connection with the design, construction and maintenance of municipal projects; does research and study of Town maps and deeds in keeping them up to date; performs drafting work covering zoning, water districts, highways, storm drainage and sewage lines; assists in field engineering and with the preparation of plans and specifications of Town facilities; keeps engineering records current. Required knowledge skills and abilities include; good knowledge of techniques, terminology and equipment of drafting; good knowledge of mathematics as applied to engineering; knowledge of field and survey techniques; ability to perform moderately difficult surveying and drafting tasks with a high degree of accuracy; ability to perform sub-professional engineering research and to prepare reports; ability to understand and follow detailed oral and written instructions; initiate and resourcefulness; industry and dependability; good physical condition.

This is a replacement Engineering Department position which is currently funded with the 2019 budget. Wage range recommended is the same as the current Engineer Draftsman Title Union range 0009 \$23.01 to \$28.27/hr. (\$48,044.88 to 59,027.76)

Therefore, I recommend that you authorize the advertisement and posting for the position of civil service classification Engineering Draftsman Position title for the Orchard Park Engineering Department at the level stated in the white union wage rate schedule.

Respectfully submitted,

  
Wayne L. Bieler, P.E. CFM  
Town Engineer

Attachment

cc: Town Clerk  
Connie Fitzpatrick, OP Personnel

White Collar Union  
File

H:\Employment -Engineering\Ad, Format, Interview Q's for Engineering Positions\CADD or Engineering Draftsman\Letter to TB Req. Adv for Engineering Draftsman.docCADD or Engineering Draftsman\Letter to TB Req. Adv. for Engineering Draftsman

**Visit the Town's website at [www.orchardparkny.org](http://www.orchardparkny.org)**

# ENGINEERING DRAFTSMAN

## TOWN OF ORCHARD PARK

The Town of Orchard Park is now accepting applications for a position in the Engineering Department. The position offers a 40-hour work-week and requires the employee to be in good physical condition and possess a valid Class D driver's license in New York State.

Candidate must be a graduate from high school supplemented with drafting and trigonometry classes and two-years of satisfactory experience as an assistant in civil engineering in office/field OR satisfactory completion of two-years of academic training in CADD or draftsman training by a recognized school. The work involves drafting in preparation of plans and maps of Town's facilities; maintaining engineering records with research and study of Town maps and deeds to keep them current; draft work covering zoning, water districts and sewage lines; assisting in field engineering with preparation of plans and specification of Town facilities. The wage range follows the current Engineer Draftsman Title Union range 0009 \$23.01 to \$28.27 (\$48,044.88 to \$59,027.76).

An **Engineering Draftsman** performs engineering drafting CADD duties and liaison work in connection with the design, construction and maintenance of municipal projects; does research and study of Town maps and deeds in keeping them up to date; performs drafting work covering zoning, water districts, highways, storm drainage and sewage lines; assists in field engineering and with the preparation of plans and specifications of Town facilities; keeps engineering records current. Required knowledge skills and abilities include; good knowledge of techniques, terminology and equipment of drafting; good knowledge of mathematics as applied to engineering; knowledge of field and survey techniques; ability to perform moderately difficult surveying and drafting tasks with a high degree of accuracy; ability to perform sub-professional engineering research and to prepare reports; ability to understand and follow detailed oral and written instructions; initiate and resourcefulness; industry and dependability; good physical condition.

Inquiries should be made at the office of the Town Engineer (662-6425 ext. 1801).

Application forms may be obtained at the office of the Town Engineering Department, 4295 South Buffalo Street, Orchard Park, NY 14127.





# TOWN OF ORCHARD PARK

## ENGINEERING DEPARTMENT

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

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TOWN ENGINEER  
**WAYNE L. BIELER, P.E.**

May 14, 2019

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

Re.: Advertisement for Bids  
Brush Mountain Park  
Little Loop Football Announcers & Equipment Storage Bldg. Project

Dear Board Members:

With the Consultant of the Little Loop Football, Carmina, Wood Morris PC, we are developing design plans, specifications, and bid documents for the Brush Mountain Park, Little Loop Football Equipment & Announcers Bldg. Project.

The project includes the construction of a 24ft x 24ft Announcers and Equipment Building with basic electrical services for lighting. The building is located along the North side of the new football field that is currently under construction.

There is presently funding in the amount of \$700,000 being proposed for the Brush Mountain Park, Little Loop Football Infrastructure with the June 5, 2019 Bond resolutions per the capital project meeting. The Announcers and Equipment building portion is estimated at \$130,000 which is partly being funded from an individual in the Orchard Park Little Loop Group.

I, therefore, recommend that you authorize advertisement in the Orchard Park Bee for bids to be opened for the Brush Mountain Park Orchard Park Little Loop Football Announcers & Equipment Storage Building Project at 2:00 P.M. on June 14, 2019 in the Supervisor's Conference Room.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Wayne Bieler", is written over a horizontal line.

Wayne Bieler, P.E. CFM  
Town Engineer

cc: T. Clerk  
T. Malecki, Drescher & Malecki  
File 01-035

Visit the Town's website at [www.orchardparkny.org](http://www.orchardparkny.org)

S:\Town Projects\BID\TOWNSHIP OF ORCHARD PARK\Announcers & Equipment Storage Bldg.

# NOTICE TO BIDDERS

## TOWN OF ORCHARD PARK

### LITTLE LOOP FOOTBALL ANNOUNCERS & EQUIPMENT STORAGE BUILDING PROJECT

**Sealed bids are requested for the construction of a new Announcers & Equipment Storage Building within Brush Mountain Park within the Town of Orchard Park, New York.**

Bids shall be received at the office of the Town Clerk in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York until **June 14, 2019 at 2:00 P.M.** (Local Time) at which time they will be opened publicly and read aloud in the Supervisors Conference Room. Bids must be accompanied by certified check of the bidder, or a bid bond in the amount of **10% of the Bid Price.**

Plans, specifications, bid documents and instructions for submitting bids will be available at the office of the Town Clerk beginning on **May 31, 2019** in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York, Monday through Friday during business hours from **8:30 A.M. to 4:30 P.M.** (Local Time), with payment of **\$100** for each set.

Any non-successful Bidder, upon returning such plans, specifications, and bid documents in good condition subsequent to the opening of bids will be refunded the sum of **\$50.00**, and any non-bidder upon so returning such plans, specifications and bid documents will be refunded the sum of **\$20.00**. No refunds will be made for plans in condition not fit for further use or returned later than 10 days after the bid opening date.

Copies of the proposed contract documents, plans and specifications may be examined at the office of the Engineer, 4295 South Buffalo Street, Orchard Park, New York.

Remy Orffeo  
Town Clerk  
Town of Orchard Park

Dated: April 14, 2019

**NB-1**

**RESOLUTION**

**WHEREAS**, John Bernard is presently a member of the Town of Orchard Park Comprehensive Plan Implementation Committee, and

**WHEREAS**, John Bernard is no longer Planning Coordinator for the Town of Orchard Park, and

**WHEREAS**, the Town of Orchard Park Board would like John Bernard's ultimate Successor as Planning Coordinator to take Mr. Bernard's place on that Committee,

**NOW, THEREFORE, BE IT RESOLVED** that:

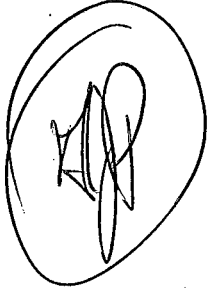
- 1) John Bernard is hereby removed from the Comprehensive Plan Implementation Committee.

TC



# MEMORANDUM

To: Jessica Rojek  
Counie Fitzpatrick

From: Frederick J. Piasecki, Jr. 

Ref: Payroll - Parks & Grounds (Seasonal)  
Jessica  
Counie,

Daniel Cheney  
• Returning Seasonal, started ON  
May 13, 2019 Rate: \$11.50  
- Coding A07110 50419

Alexander Freilicher  
started on May 13, 2019 Rate \$11.10  
- Coding A07110 50419

Mitchell Streety  
started on May 14, 2019 Rate \$11.10  
- Coding A07110 50419

Jason Carey Rate \$12.00/Hr.  
Returning Seasonal started on May 14, 2019  
- Coding A05010 50104



7C

# TOWN OF ORCHARD PARK APPLICATION FOR PERMISSION TO HOLD SPECIAL EVENT

NAME OF ORGANIZATION: WNY Region Special Olympics / OPPID  
ADDRESS: 2821 Wehrle Dr Suite 7 Williamsville 14221 4295 S. B. Ave 10 Orchard Park NY 14127  
CITY/STATE/ZIP: Erica Raepke - 716-909-6444  
CONTACT PERSON: Officer Kristen Mazur EMAIL: mazurk@orchardparkny.org

PHONE: (CELL) \_\_\_\_\_ (HOME/Work) \_\_\_\_\_

FOR PROFIT: \_\_\_\_\_ NON-PROFIT:  PROVIDE TAX ID#: 237061382 (STATUS 501C-3: \_\_\_\_\_)

THE EVENT: Law Enforcement Torch Run

PURPOSE OF EVENT: awareness

DATE OF EVENT: 5/23/2019 TOTAL PARTICIPANTS EXPECTED: 50

TIME OF EVENT: FROM: 1:00 pm TO: 2:00 pm

LOCATION OF EVENT: start & end at Green Lake Rec Building

RACE OR WALK PROVIDE MAP AND ROUTE including Start & Finish Points  Not Applicable

APPLICATION (non-refundable): \$75.00 Date Paid N/A Payment Type \_\_\_\_\_ Clerk Initials JS

(A.0000.1289) Date of Town Board Agenda: 5-15-19

CERTIFICATE OF LIABILITY INSURANCE  Not Applicable

### ADDITIONAL SERVICES REQUESTED

**BUILDING INSPECTOR:** (3.0000.2590)  YES  Not Applicable Total \$ \_\_\_\_\_  
TENT OPERATING PERMIT NEEDED (\$50.00) \_\_\_\_\_  
FIREWORKS OPERATING PERMIT NEEDED (\$75.00) \_\_\_\_\_

**POLICE:** (PS.0000.1520.0003) (fee is minimum 2 hours)  YES  Not Applicable Total \$ \_\_\_\_\_  
WITH CAR (\$110 hr) \_\_\_\_\_ WITHOUT (\$90 hr) \_\_\_\_\_ (PRIVATE HIRE) \_\_\_\_\_  
Note: \_\_\_\_\_

**HIGHWAY:** (DA.0000.2770.0001)  YES  Not Applicable Total \$ \_\_\_\_\_  
FENCING: \_\_\_\_\_ BARRICADES /LOCATION: \_\_\_\_\_  
CONES: \_\_\_\_\_ OTHER: \_\_\_\_\_

**FEES: Additional Town / Village Fees May apply**  
**TOTAL FEES: \$** N/A **DATE PAID** \_\_\_\_\_

I, THE UNDERSIGNED, HEREBY MAKE APPLICATION FOR THE ABOVE DESCRIBED SPECIAL EVENT, AND AGREE TO BE BOUND BY THE TERMS HERIN STATED.

SIGNATURE: [Signature] DATE: 5.2.2019  
PRINT NAME: Kristen Mazur

Office Use Only Town Department Approval/ Denial					
TOWN BOARD			Department:		
Approved _____	Denied _____	Date _____	BUILDING	Approved _____	Denied _____
POLICE	Approved <u>gld</u>	Denied _____	Date <u>5/3/19</u>	HIGHWAY/PARKS	Approved <u>[Signature]</u>
<input type="checkbox"/> RECREATION	To be Notified	<input type="checkbox"/> VILLAGE	To be Notified	Denied _____	Date <u>5/6/19</u>
<input type="checkbox"/> EMERGENCY DISASTER CO-ORDINATOR To be Notified					

FINAL APPROVAL IS AT DISCRETION OF OP TOWN AND/OR VILLAGE BOARD  
TOWN CLERK TOWN BOARD APPROVAL CONTACTED APPLICANT: Date: \_\_\_\_\_

# FOOD TRUCK

TC

Date of Event	Vendor	Date Application Fee Paid	Certificate of Liability	Town Board Approval	
5/22/2019	Lloyd's Taco Truck	4/22/2019	yes		
5/22/2019	Sassi Cakes	5/9/19	yes		
6/5/2019	Fat Bob's Food Truck	4/18/2019	yes		
6/5/2019	Cheescake Guy	4/29/19	yes		
6/19/2019	Coyote Café	4/3/2019	Yes		
6/19/2019	Sweet Melody's	4/22/2019	yes		
7/17/2019	Thai Me Up				
7/17/2019	Green Acre's Ice Cream Truck	4/18/2019			
8/7/2019	Polish Villa II				
8/7/2019	Sweet Lisa	4/29/19			
8/21/2019	Lloyd's Taco Truck	4/22/2019	yes		
8/21/2019	Cheescake Guy	4/29/19	yes		
	Chef's		Yes		

TC

**NOTICE TO BIDDERS**

**Town of Orchard Park**

**SITE WORK FOR THE INSTALLATION OF PLAYGROUND EQUIPMENT**

Sealed bids are requested for the site work of the installation of playground equipment at Pawtucket playground.

Bids shall be received at the office of the Town Clerk in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York until 2:00 P.M. (local time) on May 30, 2019 at which time they will be open publicly and read aloud in the Supervisors Meeting Room.

Bid documents and instructions for submitting bids will be available at the office of the Town Clerk beginning on May 16, 2019 in the Municipal Center 4295 South Buffalo Street Orchard Park, New York Monday through Friday during business hours from 8:30 A.M. to 4:30 P.M. (local time)

All bids must contain a statement of non-collusion.

The Town of Orchard Park reserves the right to reject or accept any and all bids.

Copies of the proposed contract documents, plans and specifications may be examined at the office of the Town Clerk.

Remy Orffeo, Town Clerk    Town of Orchard Park

Dated: May 15, 2019

TC

WHEREAS, on October 14, 2015 the Orchard Park Town Board approved a Building Permit to construct a two (2) story, 3,200 GSF retail space addition with outdoor seating for 2911 Southwestern Boulevard (Buffalo Cigar), and

WHEREAS, the action was declared an Unlisted SEQR with a Negative Declaration, and

WHEREAS, Section 144-44(K) of the Orchard Park Town Code requires that projects must be started within one year of approval, and

WHEREAS, the project has not yet been started

NOW, THEREFORE be it

RESOLVED that the Town Board reapproves the building permit for 2911 Southwestern Boulevard (Buffalo Cigar) with all the conditions and stipulations approved on October 14, 2015.



WHEREAS, the Trails Task Force committee was established by the Orchard Park Town Board on June 20, 2001, and

WHEREAS, the original charge of the Trails Task Force was met, and

WHEREAS, the Trails Task Force was reactivated by the Orchard Park Town Board on May 7, 2003, and

WHEREAS, the Trails Task Force became dormant during the years 2017 and 2018, and

WHEREAS, the Orchard Park Town Board recognizes the value and need for a Trails Task Force, and

WHEREAS, public notice was given that the Orchard Park Town Board was interested in seeking members to a reactivation of the Trails Task Force and encouraged interested parties to submit letters of interest to serve on the committee to the Town Clerk, and

WHEREAS, numerous letters were received and interested residents were interviewed by Audrey Ramage, Chair of the Trails Task Force committee, Councilman Gene Majchrzak and Town Clerk Remy Orffeo,

NOW THEREFORE BE IT

RESOLVED

That the Orchard Park Town Board does hereby appoint the following to the Town of Orchard Park Trails Task Force, term to expire on December 31, 2019:

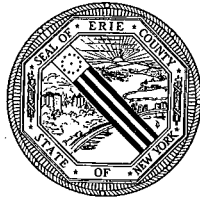
- Dan Barone                6 Puritan Place
- Holly Becher            5030 Newton Road
- Jennifer Brady           255 Curley Drive
- Jason Januskiewicz    96 South Lincoln Ave.
- Allie Loesch             32 Melant Drive
- Kevin Leffler            6239 S. Abbott Rd.
- Nick Vega                6 Windgate

TC

**NEW Business:**

1. 2260 Southwestern Boulevard, Sahlem's Roofing & Siding, Vacant Land located on the Southside of Southwestern Boulevard, east of Angle Road, Zoned B-2. F. J. Wailand Associates Inc. is requesting to develop a multi-purpose Sports Complex, adjacent to the existing business upon 5.56-acres. (SBL#153.07-2-1.3)
2. 3340 N. Benzing Road, Buffalo & Orchard Park Top Soil, Inc., Zoned I-1. Alan Huegal is seeking a Building Permit and Site Plan approval to re-build a building that was destroyed by fire using the same footprint. He is also seeking permission to erect a temporary structure to operate his business from. (SBL#152.13-3-23.3)

JK



# COUNTY OF ERIE

MICHAEL P. KEARNS  
COUNTY CLERK

Town Clerk Remy C. Orffeo  
Orchard Park Town Hall- 4295 S. Buffalo St.  
Orchard Park, NY 14127

Dear Town Clerk Remy C. Orffeo,

I have enclosed the 2018 Annual Report on the accomplishments and status of the work done by the Erie County Clerk's Office.

My hope is that you find the Annual Report both educational and informative. Please contact my office if you would like to discuss the report or if I could explain any of the topics further to you.

Your contact for questions or concerns regarding any services provided by the County Clerk's Office is Kelly Krug at 858.6985.

It is my pleasure to serve the residents of Erie County.

Sincerely,

A handwritten signature in cursive script that reads "Michael P. Kearns".

Michael P. Kearns  
Erie County Clerk

Enclosure

# ELDER LAW DAY

## JUNE 6, 2019



**MILLENNIUM HOTEL • BUFFALO**  
2040 Walden Ave (next to the Galleria Mall)  
**8:00AM-1:30PM**

**FREE Event & Includes Raffle/Lunch With Registration!**

**•Presentations on a Variety of Topics, Including:**

*Medicaid • Patient Rights • Pooled Trusts • Wills  
Health Insurance • Medicare • Estates and More!*

**•Community Agencies Providing Information & Support**

**•15 Minute One-On-One Attorney Consultations**

For More Information or to Register Visit:

**Erie.gov/ELD 716-858-6864**



We invite requests for accommodation due to disability; however, accommodation cannot be guaranteed without advanced notice



# County of Erie

Mark C. Poloncarz  
County Executive

## DEPARTMENT OF SENIOR SERVICES

TIMOTHY R. HOGUES  
Commissioner

(716) 858-8526  
FAX: (716) 858-6468

April 30, 2019

Dear Community Leader,

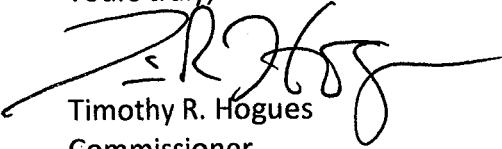
Please join us this year for Elder Law Day on Thursday, June 6<sup>th</sup> at the Millennium Hotel from 8:00- 1:30. This fantastic annual event provides the latest and most accurate information for older adults planning for their financial and long term care needs. Older adults, their families, caregivers, and professionals in aging services are encouraged to attend. Everything is free and open to the public in a welcoming, sales-free atmosphere. Other sponsors of Elder Law Day include AARP-NY, Bar Association of Erie County, Center for Elder Law & Justice, Network in Aging of WNY, Inc., New York Bar Association, Elder Law Section, and SUNY Buffalo Law School.

The schedule of events at Elder Law Day includes informative seminars led by local elder law attorneys on topics such as estate planning, elder justice, Medicaid, and pooled trusts. In addition, community agencies tabling throughout the event space are available to share their expertise and information with guests. One-on-one, 15 minute consultations with attorneys are available for those 60 and over, (sign up as part of registration), registered guests receive a canvas bag containing event materials, light lunch, and tickets for a big basket raffle.

I hope we can count on your support in helping us spread the word about Elder Law Day. Please post the enclosed flyer where others will see it, share the information, and encourage those you know to attend Elder Law Day. **More information on the event can be found on our website, [Erie.gov/ELD](http://Erie.gov/ELD)**, including registration, schedule of the seminars, driving directions to the Millennium, and Frequently Asked Questions (FAQ's). Those with no internet access are encouraged to call (716) 858-6864. Registration closes June 2<sup>nd</sup>.

As always, we invite requests for accommodation due to disability; however, accommodation cannot be guaranteed without prior notice. Thanks in advance for your assistance.

Yours truly,

  
Timothy R. Hogue  
Commissioner

TC

**Kathy Swarbrick**

---

**From:** Remy Orffeo <orffeor@orchardparkny.org>  
**Sent:** Monday, May 13, 2019 9:43 AM  
**To:** 'Jennifer Brady'; 'TC Orchard Park Deputy Kathy Swarbrick'  
**Subject:** FW: NYPIRG Summer Outreach in Orchard Park  
**Attachments:** Martin v City of Struthers.docx; nonprofitVerification (3).pdf; Staff list Buffalo 2019.docx; Orchard Park Letter of Intent.docx

**From:** Alex Bornemisza <abornemisza@nypirg.org>  
**Sent:** Saturday, May 11, 2019 4:55 PM  
**To:** orffeor@orchardparkny.org  
**Subject:** NYPIRG Summer Outreach in Orchard Park

Hello,

My name is Alex and I am the Outreach Director for the New York Public Interest Research Group in Buffalo this summer.

Every year, we run out grass roots outreach campaigns in communities across the state and we are very excited to work in Orchard Park again this summer. Below, I have attached our letter of intent, our staff list, our verification document from the IRS designating us as a 501c-3 Charitable Non Profit organization, and the majority opinion of the Supreme Court Case, Martin V. City of Struthers, which confirms the right for groups such as ours to do this work throughout the country.

I look forward to working in the home of the Buffalo Bills again and hearing back from you soon. If you could send us any materials we will need to fill out, we would greatly appreciate it and we will send them to you when appropriate.

Thank you and take care,

Alex Bornemisza

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Alex Bornemisza  
Outreach Director for NYPIRG



# NYPIRG

NEW YORK PUBLIC INTEREST RESEARCH GROUP

## 2017 NYPIRG Outreach Office Information – Ithaca Office

### STAFF LIST:

<u>NAME</u>	<u>POSITION</u>	<u>ADDRESS</u>
BORNEMIZA, ALEX	OUTREACH DIRECTOR	79 Virgil Avenue, Buffalo, NY, 14214
BURKE, MICHAEL	OUTREACH DIRECTOR	294 Tudor Blvd. Buffalo, NY 14220
BENEDICT, SCOTT	REGIONAL SUPERVISOR	275 Lansing Genoa Townline Rd, Lansing 14882
MASCARI, TOM	CANVASSER	908 Elmwood Avenue, Buffalo, NY 14222
DIAGOSTINO, JACOB	CANVASSER	14004 Garden Village Drive, Cheektowaga, NY 14227
AMPONSAH, OHENEBA	CANVASSER	60 Englewood Avenue, Buffalo, NY, 14214
MUTALA, GA NYONG JA	CANVASSER	100 Forest Avenue, Buffalo, NY, 14213

### VEHICLE INFORMATION:

<u>VEHICLE</u>	<u>COLOR</u>	<u>LICENSE PLATE</u>	<u>OWNER</u>
2001 Subaru Outback	Black	JDH 7158	Alex Bornemisza
1999 Chevy Venture	Blue	DFM 7665	Michael Burke

### DIRECTOR CONTACT INFORMATION:

<u>DIRECTOR</u>	<u>OFFICE PHONE</u>	<u>CELL PHONE</u>	<u>EMAIL</u>
Bornemisza, Alex	716-795-7012	716-435-4840	abornemisza@nypirg.org
Burke, Michael	716-795-7012	716-949-1472	mburke@nypirg.org

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**PETITION AND NOTICE  
OF FORECLOSURE  
OF TAX LIENS  
BY THE COUNTY OF ERIE  
BY ACTION IN REM  
IN REM NO. 167  
INDEX NO. 2019-600121**

STATE OF NEW YORK, COUNTY COURT : COUNTY OF ERIE  
IN THE MATTER OF FORECLOSURE OF TAX LIENS BY PROCEEDING  
IN REM PURSUANT TO THE IN REM PROVISIONS OF THE ERIE  
COUNTY TAX ACT AND THE RESOLUTION OF THE ERIE COUNTY  
LEGISLATURE AS SHOWN BY RESOLUTION NO. 54 AT PAGE 179 OF  
THE MINUTES OF THE PROCEEDINGS OF SAID LEGISLATURE FOR  
THE YEAR 2019

Please take notice that on the 6th day of May, 2019 the County of Erie pursuant to law, filed with the Clerk of the County of Erie a list of parcels of property affected by unpaid tax liens held and owned by the County of Erie which on such date had been due and unpaid for a period of at least two years after the date on which the unpaid tax liens were sold. Such list contains as to each such parcel (a) a brief description of the property affected by each tax lien, (b) the name of the last known owner of such property as it appears on the latest tax roll in the hands of the Director of Real Property Tax Services or a statement that the owner is unknown if such be the case, (c) a statement of such tax liens upon such parcel of property including any tax sale certificates owned by the County of Erie which shall have been due for less than two years, together with the interest and penalties due as of the list date and (d) a statement that the amount required to redeem any such parcel of property, and the amount to be recovered by the County of Erie, includes all tax sale certificates owned by the County of Erie and affecting such property, together with all interest, penalties, additions and expenses as in this act provided, and also includes an "in rem fee" of \$500.00 per parcel to cover the presumptive cost to the County of Erie for reasonable and necessary attorneys' fees, abstracts of title and other disbursements in connection with such foreclosure pursuant to law.

The above-captioned proceeding was commenced to enforce the payment of delinquent taxes which have accumulated and become liens against certain property. The parcels to which this proceeding applies were identified on the List of Delinquent Taxes which was filed in the Erie County Clerk's Office on the 6th day of May, 2019. Take further notice that the ownership by the County of the tax sale certificates set forth on the List of Delinquent Taxes is conclusive evidence of the fact that the taxes, assessments and other legal charges represented thereby have not been paid to the County.

**EFFECT OF FILING:** All persons having or claiming to have an interest in the real property described in the List of Delinquent Taxes are hereby notified that the filing of said List constituted the commencement by the County of Erie of a proceeding in the County Court to foreclose each of the tax liens therein described by a foreclosure proceeding In Rem. Pursuant to Section 11-7.0 of the Erie County Tax Act, the filing of such List of Delinquent Taxes constitutes and has the same force and effect and is deemed to have given the same notice of such foreclosure proceeding as the filing and recording in the Erie County Clerk's Office of an individual Notice of Pendency of a Tax Foreclosure Action and of the filing in the County Court of a separate and individual Complaint by the County of Erie against the owners of the real property proceeded against and described in the List of Delinquent Taxes.

**NATURE OF PROCEEDING:** This proceeding is brought against the real property only and is to foreclose the tax liens described in the List of Delinquent Taxes. No personal judgment will be entered herein for such liens/taxes or other legal charges or any part thereof.

**PERSONS AFFECTED:** This notice is directed to all persons having or claiming to have an interest in the real property described in the List of Delinquent Taxes. Such persons are hereby notified further that a duplicate of this Petition and the List of Delinquent Taxes has been filed in the Erie County Clerk's Office and the Office of Real Property Tax Services, and will remain open for public inspection up to and including the date specified below as the last day of redemption.

**RIGHT OF REDEMPTION:** Any person having or claiming to have an interest in any such real property and the legal right thereto may on or before the 1st day of July, 2019 redeem the same by paying the amount of all such unpaid tax liens thereon, including all interest and penalties and other legal charges which are included in the lien against such real property, computed to and including the date of redemption.

**Payments shall be made to: Director of Real Property Tax Services, Rath Building, 95 Franklin Street, Buffalo, New York, 14202, by CASH, CERTIFIED CHECK, BANK CHECK or MONEY ORDER.**

In the event that such tax liens are paid by a person other than the record owner of such real property, the person so paying shall be entitled to have the tax liens affected thereby satisfied of record or to receive an assignment of such tax liens evidenced by a proper written instrument.

**LAST DAY OF REDEMPTION:** The last day of redemption is hereby fixed as the 1st day of July, 2019.

**SERVICE OF ANSWER:** Every person having any right, title or interest in or lien upon any parcel of real property described in the List of Delinquent Taxes may serve a duly verified Answer upon the attorney for the Tax District, as set forth below, setting forth in detail the nature and amount of his or her interest, and any defense or objection to the foreclosure. Such Answer must be filed in the office of the County Clerk and served upon the attorney for the Tax District, Margaret A. Hurley, Esq., Lippes Mathias Wexler Friedman, LLP, 50 Fountain Plaza, Suite 1700, Buffalo, New York, 14202, (716) 884-3135, on or before the 22nd day of July, 2019.

**FAILURE TO REDEEM OR ANSWER:** In the event of failure to redeem or answer by any person having the right to redeem or answer, such person shall be forever barred and foreclosed of all his or her right, title and interest and equity of redemption in and to the parcel described in the List of Delinquent Taxes and a judgment in foreclosure may be taken by default.

**DATED:** May 6, 2019

**ENFORCING OFFICER:**  
JOSEPH L. MACIEJEWSKI  
Director of Real Property Tax Services  
STATE OF NEW YORK  
COUNTY OF ERIE) ss:  
CITY OF BUFFALO)

I, JOSEPH L. MACIEJEWSKI, being duly sworn, depose and say: I am the Director of Real Property Tax Service for the County of Erie. I have read this Petition and Notice, which I have signed, and I am familiar with its contents. The contents of this Petition and Notice are true to the best of my knowledge, based upon the records and tax roll of the County of Erie, in the hands of the Department of Real Property Tax Services. I do not know of any errors or omissions in this Petition.

JOSEPH L.  
MACIEJEWSKI  
Director of Real Property  
Tax Services

Sworn to before me this 6th day of May, 2019

Notary Public:  
Amy Honan  
No. 01HO6348829  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Oct 3, 2020

**ATTORNEYS FOR TAX DISTRICT:**  
Margaret A. Hurley, Esq., Lippes Mathias Wexler Friedman, LLP,  
50 Fountain Plaza, Suite 1700, Buffalo, New York 14202, (716) 884-3135  
19-0536  
may13,20,27,jun3,10,17



**TOWN OF ORCHARD PARK**

TC

**BUILDING INSPECTOR MONTHLY REPORT**

**MONTH OF APRIL 2019**

BUILDING PERMITS	# OF	VALUE	BUILDING PERMITS	# OF	VALUE
<b>NEW CONSTRUCTION:</b>			ABOVE GROUND POOLS	1	4,500
SINGLE DWELLING	3	637,925	INGROUND POOLS	4	224,630
DOUBLE DWELLING			DECKS	7	92,472
APT/MULTI-FAMILY			ELECTRICAL	7	28,570
COMMERCIAL			FENCES	15	87,337
<b>ADDITIONS:</b>			GARAGE / BARN / POLE BARN	5	238,450
RESIDENTIAL	1	35,000	GENERATORS	12	85,645
COMMERCIAL			MISC.	2	31,947
<b>ALTER/REPAIR:</b>			PORCH/PATIO		
RESIDENTIAL	1	5,400	SHEDS	9	41,086
COMMERCIAL / TENANT BO	3	304,560	SIGNS	5	520
<b>SOLAR PV SYSTEM</b>			<b>TOTAL:</b>	<b>75</b>	<b>1,818,042</b>

INSPECTIONS TYPE:	NUMBER OF INSPECTIONS PER ZONE				TOTAL
	1	2	3	4	
<b>NEW CONSTRUCTION:</b>					
RESIDENTIAL	12	9	2	2	25
COMMERCIAL		1			1
<b>ADDITIONS:</b>					
RESIDENTIAL	3	3	1		7
COMMERCIAL		3			3
<b>ALTER/REPAIR:</b>					
RESIDENTIAL		2			2
COMMERCIAL / TENANT BO			1	2	3
ABOVE GROUND POOLS					
INGROUND POOLS					
DECKS	3	6	2		11
ELECTRICAL	20	15	12	19	66
FENCES	1		1		2
GARAGE / BARN / POLE BARN		4	1	1	6
GENERATORS	6	3	1	1	11
MISC.	5	7	3	6	21
SHEDS	1			1	2
SIGNS					
SOLAR PV SYSTEM	1				1
FIRE INSPECTIONS	2	1	6	14	23
CLOSEOUT INSPECTIONS					
<b>TOTAL INSPECTIONS:</b>	<b>54</b>	<b>54</b>	<b>30</b>	<b>46</b>	<b>184</b>

Meetings Attended	Town Board	Planning Board	Z B A	Court
Steven Bremer	2	1		
David Holland			1	
John Wittmann				
Tom Minor				
Rayne Degre				

ZONING BOARD OF APPEALS:

GRANTED: 2

DENIED: 0

REMARKS:

SIGNATURE: \_\_\_\_\_



DATE: \_\_\_\_\_

5/2/19