

PUBLIC NOTICE

A special public information/hearing meeting will be held on May 19, 2021 at 7:00 P.M. at the Town of Orchard Park Municipal Building, S-4295 South Buffalo Street, Orchard Park, New York regarding Stormwater Phase II Annual Report Coverage under an SPDES General Permit for Storm Water Discharges from MS4's.

The purpose of the hearing is to provide an opportunity for citizens to express stormwater water quality and quantity needs and to discuss possible changes to the Stormwater Phase II management objectives for the Town of Orchard Park.

The meeting room is wheelchair accessible. Those needing special arrangements should call the Town Clerk at 662-6410 by May 18, 2021.

Dated: April 21, 2021
Orchard Park, New York

Remy Orffeo
Town Clerk

AGREEMENT

The Town of Orchard Park, with offices at S4295 South Buffalo Street, Orchard Park, New York (hereinafter the "Town") and the Orchard Park Little Loop Football with offices at 6625 Gartman Orchard Park, New York (hereinafter the "Licensee") hereby enter the following Agreement for the use of the Brush Mountain Park Concession/Restroom Facility (hereinafter the "Facility") and playing field (hereinafter "Field"):

1. Licensee must complete a facility and field use permit requesting the use of the facility and field use permit for the use of facility and field.
2. Facility and field use permits will be issued annually.
3. An appropriate Insurance Certificate, approved by the Town Attorney, shall be provided with the facility and field use permit application.
4. Keys to the facility shall not be issued without a facility use permit.
5. The Town shall be provided a list of all individuals provided with keys.
6. The Licensee shall be responsible for any damage to the facility and/or field during the hours of operation by the Licensee.
7. The Licensee is responsible for obtaining any other permits necessary to operate the concession stand at the facility.
8. Food shall not be prepared inside any structure at the facility.
9. No alcoholic beverages shall be allowed at the facility or field.
10. The facility shall only be opened while the park is open.
11. Cars shall park at the facility for unloading of supplies only.
12. No gasoline or power equipment shall be stored in the facility.
13. Storage sections of the building at the facility may be shared with other Licensees.
14. No permanent signs shall be attached to the facility.
15. The Town shall not be responsible for items stored by the Licensee using the facility.


16. Licensee shall leave the Concession area clean and free of wood waste during the hours of operation.
17. The Licensee shall clean the bathrooms and refill the toilet paper and soap dispensers during the hours that the Licensee uses the facility. Failure to have the restroom clean for the next Licensee may result in cancellation of the Lease.
18. Licensee shall remove litter and empty waste containers from an area within 100 feet of the building during the hours of operation, and prior to leaving the site for the day.
19. The gate shall be kept locked when not in use by the Licensee.
20. The Orchard Park Town Highway Department shall maintain the park grounds and the playing fields.
21. The park shall close and field lights shall not be operated after 11:00 p.m.
22. This Agreement shall be effective for one year beginning on the 1 day of July, 2021 and ending on the 30 day of November 2021.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals:

TOWN OF ORCHARD PARK

By: _____
Joseph Liberti, Deputy Supervisor

LICENSEE

By:  _____ TREASURER



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.

May 18, 2021

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

**Re: Brenner Drive – Lexington Avenue Reconstruction Project
Final Change Order & Release of Retention**

Dear Board Members:

I am pleased to inform you that construction work on the Brenner Drive – Lexington Avenue Reconstruction Project has been completed. On May 7, 2021, a final inspection was conducted and all of the work has since been satisfactorily completed in accordance with the contract documents and specifications.

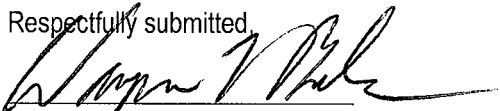
A two-year maintenance bond, in the amount of \$612,831.61, has been submitted along with the Affidavit of Release of Liens, Affidavit of Subcontractor Payment, and necessary legal documents.

Attached is a copy of the final project Change Order and associated Over/Under sheet. The Over/Under sheet lists the final adjustments to the quantities for each bid item and shows there will be a net decrease of \$65,863.99. This represents a decrease of 9.7% from the original amount bid including the addition of any approved change orders.

I, therefore, recommend that you adopt the following resolutions:

- Approve the final payment and authorize release of the remaining retention for the Brenner Drive – Lexington Avenue Reconstruction Project to Union Concrete and Construction Corp., PO Box 410, 105 Center Road, West Seneca, NY 14224, in the amount of \$30,641.58.
- Authorize the Town Clerk to release Union Concrete's performance security in the amount of \$669,669.00.

Respectfully submitted,



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

Attachments

cc: Remy Orfeo, Town Clerk
File #2014.008.1

Timothy Gallagher, Town Attorney



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.

May 18, 2021

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

Re: Release of Escrow-Decorative Street Lighting
Riley Meadows West Subdivision Phase 2; PIP #2020-02

Dear Board Members:

On April 7, 2021, the Town Board accepted dedication of the public improvements constructed in the above referenced subdivision with the stipulation that funds paid by the contractor be held in escrow until the decorative street lighting was completed.

The contractor has since installed the required poles and fixtures portions of Autumn Lane and the completion of both Grove Road and Cypress Lane. The work was inspected by the Building and Engineering Departments and found to be in compliance with Town specifications.

I, therefore, recommend that you authorize the Town Clerk to release to Oak Orchard Development, LLC the \$35,000 held in escrow for street lighting completion in the Riley Meadows West Subdivision Phase 2 PIP #2020-02.

Respectfully submitted,

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

cc: Remy Orffeo, Town Clerk
File #2007.023.7

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

TOWN OF ORCHARD PARK
2021 STABLE PERMIT APPLICATION

PAID

APR 20 2021

Permit No. 07- 2021

Date 2/18/21 TOWN CLERK

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

Type – RIDING ACADEMY _____ PUBLIC STABLE x date operation began 5/23/97

Stable Name Skibbereen Farm Acres 20

Address 5142 Bussendorfer Rd c/s/z Orchard Park, NY 14127 zone R-2

Owner Magliano Group, LLC Tele. _____

Address 210 Ellicott Square c/s/z Buffalo, NY 14203

Operator/supervisor Christine Hammon (Bill-Mnger for Inspect, Tel _____

Address 5142 Bussendorfer Rd c/s/z Orchard Park, NY 14127

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

Name: Christine Hannon Tele. _____

Address Same c/s/z _____

Method of disposal Shipped out in dumpsters, most taken by farmer down road

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 22 are sanitary facilities provided? Yes

Where? Full bathroom located in lounge area above barn

Fee - \$50.00; fees are doubled on applications received after March 31, 2021

Fee \$ 50.00 Date paid 4/20/21 Town Clerk 

Inspected 5/10/21 Building Inspt. D. Holland Town Brd. Appl. _____

Applicants signature Christine Magliano Date _____

Remarks _____

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

TOWN OF ORCHARD PARK
2021 STABLE PERMIT APPLICATION

Permit No. 02- 2021

Date 2/18/21

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

Type – RIDING ACADEMY _____ PUBLIC STABLE x date operation began 1/1/81

Stable Name Chestnut Creek Farm Acres 12.0

Address 5624 Chestnut Ridge Rd c/s/z Orchard Park, NY 14127 zone R-2

Owner Ann Pascarella Tele. _____

Address 5624 Chestnut Ridge Rd c/s/z Orchard Park, NY 14127

Operator/supervisor Ann Pascarella Tel _____

Address 5624 Chestnut Ridge Rd c/s/z Orchard Park, NY 14127

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

Name: Owner Tele. _____

Address Same c/s/z _____

Method of disposal Hauled off property

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 25 as of 4/2005 are sanitary facilities provided? Yes

Where? In house.

Fee - \$50.00; fees are doubled on applications received after March 31, 2021

Fee \$ 50.00 date paid 3-31-21 Town Clerk JB

Inspected 4/29/21 Building Inspt. DG Holland Town Brd. Appl. _____

Applicants signature Ann Pascarella Date _____

Remarks _____

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

**TOWN OF ORCHARD PARK
2021 STABLE PERMIT APPLICATION**

Permit No. 09-2021

Date 2/18/21

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

Type - RIDING ACADEMY _____ PUBLIC STABLE x date operation began 1/1/1895

Stable Name Willow View Equestrian Acres 10.40

Address 7895 E Quaker Rd c/s/z Orchard Park, NY 14127 zone R-1

Owner C/O Charles Balbach Tele. _____

Address 7895 E Quaker Rd c/s/z Orchard Park, NY 14127

Operator/supervisor A. Katherine Webster Tel _____

Address 7895 E Quaker Rd c/s/z Orchard Park, NY 14127

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

Name: A. Katherine Webster Tele. _____

Address 7895 E Quaker Rd c/s/z _____

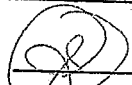
Method of disposal Spread in fields & hauled away

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.

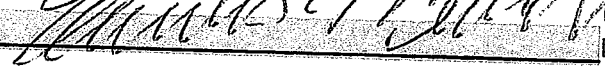
Number of stalls 16 are sanitary facilities provided? Yes

Where? Same building

Fee - \$50.00; fees are doubled on applications received after March 31, 2021

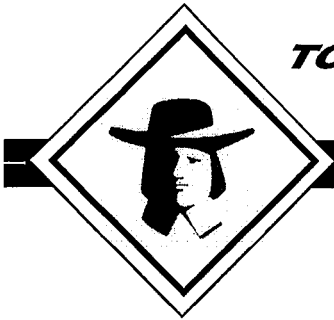
Fee \$ ~~50.00~~ ^{100.00} Date paid 4/15/21 Town Clerk 

Inspected 5/11/21 Building Inspt. DB Holling Town Brd. Appl. _____

Applicants signature  Date _____

Remarks This Application was recieved April 12!

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



TOWN OF ORCHARD PARK HIGHWAY DEPARTMENT

4350 South Taylor Road, Orchard Park, NY 14127 Phone: (716) 662-6442 Fax: (716) 662-6457

Frederick J. Piasecki, Jr. ~ Highway Superintendent

May 21, 2021

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

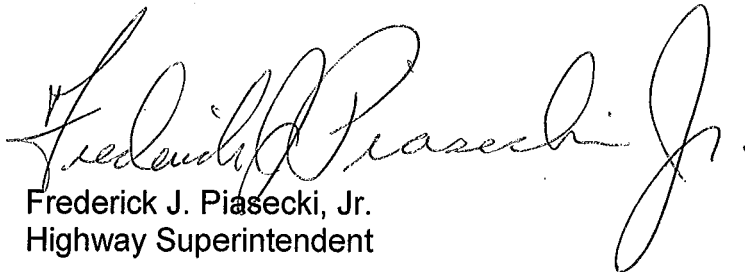
Re: Purchase of new 2018 Volvo 3.5 Ton Roller

Dear Board Members:

In accordance with our replacement program, we are looking to purchase a three and a half Ton Roller for our paving operations. This Roller will replace an existing 1983 Ferguson 4 Ton Roller, we scrapped.

The cost of the 2018 Volvo DD30B Tandem Drum Roller totals \$37,438.00 and is purchased on the New York State bid and monies are in the current budget.

Respectfully submitted,


Frederick J. Piasecki, Jr.
Highway Superintendent



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.

May 18, 2021

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

Re: Smokes Creek Farm 22-Sublot Subdivision; PIP #2021-01 PIP #2021-01

Dear Board Members:

We have received, from Thomas Johnson, Thomas Johnson Land Development, LLC, 6435 West Quaker Street, Orchard Park, New York 14127, an application for a Public Improvement Permit to construct the Smokes Creek Farms 22-Sublot Subdivision.

The project consists of the installation of 1,750 L.F. of new roadway and public utilities to serve 22 residential sublots as shown on the attached location map. Two bioretention ponds and a retention basin system are to be installed during this Subdivision's construction. Additional excavation will be performed within the floodplain along Tributary to East Branch Smokes Creek for regional flood retention.

I have reviewed the plans and specifications for the proposed project and have found them to be in compliance with current Town Specifications and Standards. We are in receipt of all necessary fees, bond, and insurances.

I, therefore, recommend approval of Public Improvement Permit #2021-01 for the Smokes Creek Farms 22-Sublot Subdivision.

Respectfully submitted,

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

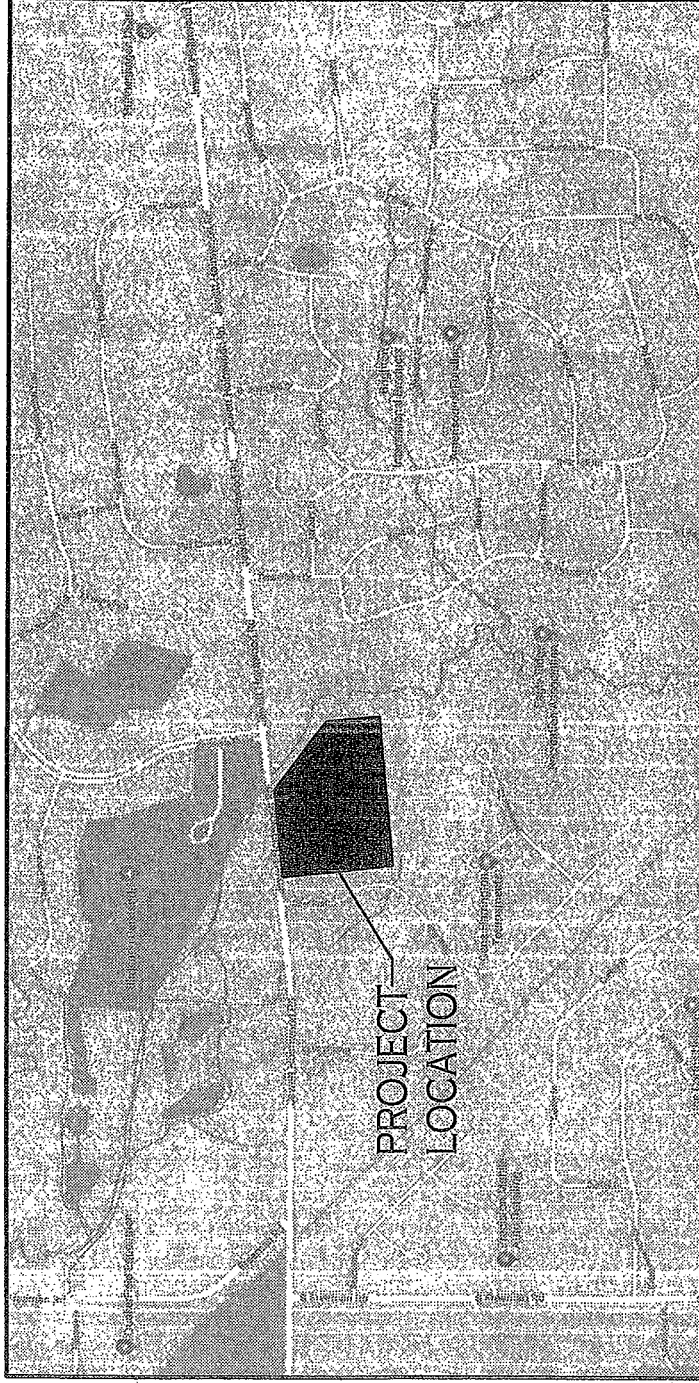
Attachment

cc: Remy Orfeo, Town Clerk
Fred Piasecki, Highway Superintendent

Timothy Gallagher, Town Attorney
File #2007.037.3

S:\Subdivisions\Smokes Creek Farms - 22 Lot\PIP Construction Correspondence\PIP APPROVAL - Smokes Creek Farm 22-lot.doc

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



PROJECT
LOCATION

LOCATION MAP
NOT TO SCALE



RESOLUTION

WHEREAS, the Town of Orchard Park has a desire to maintain a professional, safe and harassment free work environment for all employees, and

WHEREAS, William S. Smith, Employee # 030021 has been employed full-time for the Town of Orchard Park since May 15, 1989, and

WHEREAS, after an immediate, and through investigation it was determined that Mr. Smith acted in an inappropriate and unprofessional manner towards a fellow employee of the Town of Orchard Park, and

NOW, THEREFORE, BE IT RESOLVED that:

- 1) William S. Smith's employment with Town of Orchard Park is terminated effective Friday, April 30, 2021, and
- 2) Mr. Smith's medical insurance is terminated effective May 31, 2021, and
- 3) All other benefits that Mr. Smith would otherwise be entitled to upon retirement from the Town will not be provided based upon his April 30, 2021 termination.

RESOLVED, that the Town Board does hereby authorize the Chief of Police to hold an auction for the sale of outdated vehicle equipment. This auction will be conducted by Auctions International from East Aurora, NY. It is an online auction and will commence in the month of June 2021.

RESOLVED, that the Town Clerk shall publish due notice in the official newspaper of the Town.

WHEREAS, Steve Bremer is currently employed as the Orchard Park Town Building Inspector; and

WHEREAS, Steve Bremer began his employment in the Orchard Park Building Inspector's Office on March 11, 2019; and

WHEREAS, Mr. Bremer has been a dedicated and efficient employee; and

WHEREAS, upon the recommendation of the Town Board his salary will be increased to \$78,000.00 per year; and

WHEREAS, Mr. Bremer will be eligible for performance increases after his adjustment takes affect.

NOW THEREFORE be it

RESOLVED that Steve Bremer shall continue as the Orchard Park Town Building Inspector with a salary adjustment to \$78,000.00, and be eligible for performance increases after his salary adjustment, and be it further

RESOLVED, that his salary adjustment is effective January 1, 2022.

**Resolution for Budget Amendment –
Community Activity Center Donation**

WHEREAS, the Recreation and Senior Citizen Departments desire to purchase items in the amount of \$4,435.30 from G&G Fitness Equipment, for the Community Activity Center, and

WHEREAS, the funding for said expenditures was not included in the 2021 Budget, and

WHEREAS, the Community Activity Council of OP donated \$4,435.30 in 2021 to cover additional costs, and

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the following amendment to the Town's 2021 budget in the General Fund to accept donations and provide funding for the aforementioned expenditures:

General Fund:

Increase Estimated Revenues:

A00000 42706	CAC DONATIONS	\$4,435.30
--------------	---------------	------------

Increase appropriations:

A07180 50419	CAC OTHER EXPENSES	\$4,435.30
--------------	--------------------	------------

— LEGAL NOTICE —

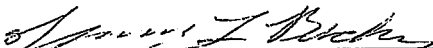
PUBLIC NOTICE

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, 2020 and ending on December 31, 2020, has been compiled, 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, 2021.

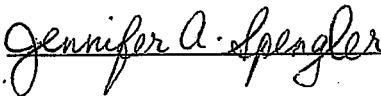
May 13

State of New York
County of Erie

Remy C. Orffeo, being duly sworn, says that he is the Town Clerk of the Town of Orchard Park, Erie County, NY, and that she has posted the attached notice on the Town Clerk Bulletin Board located in the Municipal Center, S4295 South Buffalo Street of said Town on: 5-5-2021


Remy C. Orffeo Town Clerk Jennifer Brady Deputy town clerk

Notary Public:



Jennifer A. Spengler
Notary Public, State of New York
Qualified in Erie County
My Commission Expires May 21, 2023

Drescher & Malecki LLP
3083 William Street, Suite 5
Buffalo, New York 14227
Telephone: 716.565.2299
Fax: 716.565.2201



Certified Public Accountants

May 1, 2021

Mr. Remy Orffeo, Town Clerk
Town of Orchard Park, New York
4295 S Buffalo Street
Orchard Park, New York 14127

Dear Mr. Orffeo:

Enclosed is a copy of the Annual Update Document of the Town of Orchard Park, New York (the "Town") for the year ended December 31, 2020. A copy has also been provided to the Senior Councilman. Please be advised that in accordance with guidance provided under New York State legislation, the Town is required to file its annual report as follows:

- File with the Town Clerk within 10 days after receipt.
- The Town Clerk is required to publish a notice within 10 days of filing the report, including any related correspondence prepared in conjunction with such document. Guidance for the form of notice publication can be obtained from General Municipal Law §35, 2(a) (copy attached).

Regards,

A handwritten signature in black ink that reads 'Nichole Ruf'. The signature is written in a cursive style with a large, looping 'R' at the end.

Nichole Ruf, Partner

Form of Notice

The notice which the Clerk must publish within ten days after a report is filed must be in substantially the following form:

“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, 2020 and ending on December 31, 2020, has been compiled, 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, 2021.”

TOWN OF ORCHARD PARK

BUILDING INSPECTOR MONTHLY REPORT

MONTH OF APRIL 2021

BUILDING PERMITS	# OF	VALUE	BUILDING PERMITS	# OF	VALUE
NEW CONSTRUCTION:			ABOVE GROUND POOLS	3	18,700
SINGLE DWELLING	5	1,665,125	INGROUND POOLS	3	158,300
DOUBLE DWELLING			DECKS	5	54,350
APT/MULTI-FAMILY			ELECTRICAL	7	13,100
COMMERCIAL	2	335,000	FENCES	10	51,081
ADDITIONS:			GARAGE / BARN / POLE BARN	3	61,480
RESIDENTIAL	5	432,500	GENERATORS	6	47,655
COMMERCIAL	1	30,000	MISC. (OPERATING/ DEMO)	2	3,100
ALTER/REPAIR:			PORCH/PATIO	3	25,500
RESIDENTIAL	8	79,708	SHEDS	10	40,578
COMMERCIAL / TENANT BO			SIGNS	7	36,302
COMMERCIAL MISC.	9	395,101	RESIDENTIAL MISC.	16	196,619
SOLAR PV SYSTEM			TOTAL:	105	3,644,199

INSPECTIONS TYPE:	NUMBER OF INSPECTIONS PER ZONE				TOTAL
	1	2	3	4	
NEW CONSTRUCTION:					
RESIDENTIAL	7	9	9	12	37
COMMERCIAL					
ADDITIONS:					
RESIDENTIAL	4		4	6	14
COMMERCIAL				1	1
ALTER/REPAIR:					
RESIDENTIAL	16		9	8	33
COMMERCIAL / TENANT BO			3	3	6
ABOVE GROUND POOLS					
INGROUND POOLS	4				4
DECKS	2	3	1		6
ELECTRICAL	12	10	6	8	36
FENCES			2	1	3
GARAGE/BARN/POLE BARN	3	3	1	3	10
GENERATORS	3	7	1	2	13
MISC.	3	1	9	17	30
PROPERTY MAINTENANCE		1	3	3	7
SHEDS			1	2	3
SIGNS		1	2		3
SOLAR PV SYSTEM					
FIRE INSPECTIONS		11	4	18	33
CLOSEOUT INSPECTIONS			7	2	9
TOTAL INSPECTIONS:	54	46	62	86	248

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

ZONING BOARD OF APPEALS:
REMARKS: Meeting Cancelled

GRANTED: 3

DENIED: 1

SIGNATURE: _____

DATE: _____