Meeting #16
Regular X Special

Wednesday, October 5, 2016

AGENDA

Evans Town Board
Evans Town Hall, 8787 Erie Road, Angola, New York

www.townofevans.org

Item	Description	Disposition
I	**Call the Meeting to Order**	
II	**Pledge of Allegiance**	
III	**Roll Call**	
IV	**Approval of the Minutes:** September 21, 2016 September 28, 2016 Work Session	
V	**Communications:** 1.)Roberta Rappoccio, Minor Subdivision Review Committee RE: Peter Bogulski minor subdivision SBL#205.00-4-18.111 located at 7532 Lake Shore Road, Derby 2.)Ernest Masullo, Chief of Police RE: Letter of Recognition 3.)Ernest Masullo, Chief of Police RE: Letter of Recognition	
VI	**Privilege of the Floor on Meeting Agenda Items & Other Issues**	
VII	**Public Hearing & Bid Opening** 7:10pm Public Hearing Restore NY Empire State Grant Application	
VIII	**Committee & Department Head Reports**	
IX	**Town Clerk Reports:** Monthly Report September 2016 $32,276.52 Interest September 2016 $ 3.97	
X	**Old Business:**	
XI	**Resolutions:** 1.) Advertise for PH for Community Development Block Grant 2.)Yellow Dot Program 3.)Temporarily add a Signature on the Angola-Evans Senior Activity fund Account 4.)Declare Surplus Vehicles	
XII	**Licenses:**	
XIII	**Audit of Bills:**	
XIV	**Adjournment to:** Wednesday, October 19, 2016 at 6pm for an Agenda Meeting then to 7pm for a Regular Meeting and a Work Session on Wednesday, October 26, 2016 at 6pm	

Evans Town Board

At a Work Session of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne Macko	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Jennifer Farrell	Town Attorney
	Lynn Krajacic	Town Clerk
	Jeneen McSkimming	Assessor
	Mary Holl	Supervisor's Dept.

Supervisor Hosler opened the Work Session.

RESOLUTION 2016-433 Appointment of Part Time Dispatcher

Supervisor Hosler moved and Councilman Feldmann seconded,

RESOLVED, that Mark Trask is hereby appointed as part-time clerk at the rate of $9.25/hour; and further be it

RESOLVED, that Mark Trask is herby appointed as part-time dispatcher at a rate of $10/hour while in training and $13.55/hour upon completion of training and contingent upon results of background investigation.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	AYE
	Councilman Macko	AYE
	Supervisor Hosler	AYE

RESOLUTION 2016-434 Celebration of Halloween

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, the Evans Town Board declares the celebration of Halloween in the Town of Evans for Monday, October 31, 2016; and

WHEREAS, the citizens of the Town of Evans are hereby requested to leave an outside light on during the hours of 6:00pm to 8:00pm to insure the safety of the children in their Trick or Treat travels and show willingness to participate in the celebration of Halloween with the children of our community.

NOW, THEREFORE BE IT RESOLVED, that a copy of this resolution be published by the Town Clerk in the Angola Pennysaver.

DRAFT

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

RESOLUTION 2016-435 Award of Deferred Compensation Plan

Councilman Macko moved and Councilman Feldmann seconded,

WHEREAS, the Town of Evans sought RFQ's (Request for Qualifications) for the Town's Deferred Compensation Plan;

BE IT RESOLVED, that Mass Mutual Financial Group shall become the Retirement Plan (Deferred Compensation) record keeper/provider for the Town of Evans, effective January 1, 2017.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler Abstain

RESOLUTION 2016-436 NYS and Local Employees' Retirement

Supervisor Hosler moved and Councilman Macko seconded,

BE IT RESOLVED, that the Town Board of the Town of Evans establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	*Workday*	Name	Current Term Begin/End Date	STD Results	Record of Activities Not Submitted
(Appointed Officials)					
Director of Planning	8	Roberta Rappoccio	06/06/16-12/31/16	20.46	
Town Attorney	8	Jennifer Farrell	01/28/16-12/31/16		X
(Elected Officials)					
Town Justice	8	Dennis Glascott	03/04/16-12/31/16	1.66	

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

RESOLUTION 2016-437 Audit of Bills

Councilman Macko moved and Councilman Feldmann seconded that all properly audited bills be paid out of their respective accounts per abstract #17A dated September 19, 2016 brought forth in the amount of $2,122.56.

DATE: 9/29/16
ABSTRACT NO. 17A
VOUCHER NO. 1720 - 1722
CHECK NUMBERS 75418 – 75420
Approved as per resolution 2016-236 audit of bills

GENERAL	788.89
PART TOWN	
HIGHWAY DA	
HIGHWAY	
WATER	
CAPITAL PROJECTS	
SPECIAL DISTRICTS	1,333.67
DEBT SERVICE	
COMM DEVELOPMENT	
TOTAL	**$ 2,122.56**

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

RESOLUTION 2016-438 Adjourn the Work Session

Councilman Feldmann moved and Councilman Macko seconded to adjourn the work session. The Work Session of October 12, 2016 has been cancelled.

VOTE RESULT: ADOPTED
AYES - Feldmann, Macko, Hosler
NAYS - none

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic
Town Clerk

DRAFT

Evans Town Board

At a regular meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne Macko	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Jennifer Farrell	Town Attorney
	Paul Ryerse	Code Enforecemtent
	Mary Holl	Supervisor's Secretary

RESOLUTION 2016 #421 Approve the Minutes

Supervisor Hosler moved and Councilman Macko seconded that the reading of the minutes of the meeting of September 7, 2016 and the Work Session of September 14, 2016, be dispensed with and approved as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	AYE
	Councilman Macko	AYE
	Supervisor Hosler	AYE

Communications

Chief Ernie Masullo, Letter of Recognition to Patolman Patrick Atler for his actions during a dog attack

Roberta Rappoccio, RE: Minor Subdivision Review - dividing a 6.7± acre parcel to create a 5.3± acre parcel and a 1.4± acre parcel located at 6746 Old Lake Shore Rd., Derby, NY 14047, SBL# 206.00-3-20. Petitioner: Kenneth & Pamela Williams, 6746 Old Lake Shore Rd., Derby, NY 14047.

RESOLUTION 2016 #422 SEQR Declaration for Williams Minor Subdivision

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated September 16, 2016, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Kenneth & Pamela Williams Minor Subdivision, and

DRAFT

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans adopts the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Kenneth & Pamela Minor Subdivision. (Addendum A SEQR Short Environmental Assessment Form),

a division of SBL# 206.00-3-20, dividing a 6.7± acre parcel to create:

1. a 5.3± acre parcel with 643.07± feet of frontage on Lake Shore Road, and
2. a 1.4± acre parcel with 150.00± feet of frontage on Lake Shore Road.

Petitioner: Kenneth & Pamela Williams, 6746 Lake Shore Road, Derby, NY 14047

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

RESOLUTION 2016 #423 Approve Williams Minor Subdivision

Councilman Macko moved and Councilman Feldmann seconded,

WHEREAS, in a letter dated September 16, 2016, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby adopts the findings of the Town of Evans Minor Subdivision Review Committee and approves the Kenneth & Pamela Williams Minor Subdivision,

a division of SBL# 206.00-3-20, dividing a 6.7± acre parcel to create:

1. a 5.3± acre parcel with 643.07± feet of frontage on Lake Shore Road, and
2. a 1.4± acre parcel with 150.00± feet of frontage on Lake Shore Road.

Petitioner: Kenneth & Pamela Williams, 6746 Lake Shore Road, Derby, NY 14047

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office, the Assessor's Office and the Code Enforcement Office.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

PUBLIC HEARING

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on September 21, 2016 at 7:10 P.M. at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 for the consideration of the adoption of Proposed Local Law #6 of the year 2016, which will amend Town Code Chapter 196: Water and any amendments thereto for proposed miscellaneous revisions to the Town Code Chapter 196: Water, Section 196-40.1 - Backflow Prevention. A draft copy of the proposed amendments will be available, at the Town Clerk's Office, to review or pick up during normal business hours, Monday, Tuesday, Thursday, and Friday from 8am-4pm and Wednesday from 9am-5pm or it can be viewed or printed out at www.townofevans.org.

All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.

By Order of the Town Board
of the Town of Evans
Lynn M. Krajacic
Town Clerk

Supervisor Hosler opened the public hearing for any person who is signed in or present to speak.

There was no one signed in or present wishing to speak on the Proposed Local Law.

RESOLUTION 2016 # 424 Close the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to close the Public Hearing.

VOTE RESULT: ADOPTED
AYES - Feldmann, Macko, Hosler
NAYS - none

RESOLUTION 2016 # 425 Adopt Proposed Local Law #6 as Local Law #7 of 2016

DRAFT

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, the Town Board of the Town of Evans finds that Proposed Local Law No. 6 of the year 2016 regarding miscellaneous code revisions to Section 196.40 will provide necessary revisions to the code; and

WHEREAS, the Evans Town Board held a Public Hearing on the proposed code amendments on September 21, 2016 which was properly advertised by the Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, that Proposed Local Law No. 6 of the year 2016 be and hereby is adopted as Local Law No. 6 of the year 2016

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	AYE
	Councilman Macko	AYE
	Supervisor Hosler	AYE

PRIVILEGE OF THE FLOOR

Marie O'Connor, spoke about drainage concerns and an alleged service road at Melody Meadows mobile home park.

Dyan and Michael Scrithfield, spoke about a property maintenance issue at the old Napa building on Erie Road and asked for an extension for cleaning up the property.

Ed Schneider, requested the packets he submitted to the Board become part of the official record. He spoke about agreements regarding Lake Erie Beach Park, public parkland and the public highway. He requested the Town get proof of clear title regarding the Wojda property.

Robert Palmer, agreed with what Ed Schneider said

COMMITTEE AND DEPARTMENT HEAD REPORTS

Supervisor Hosler reported on the joint meeting with the Planning Board, Zoning Board, Economic Development Board and the Town Board. She also announced the Town has secured a Grant for a new Comprehensive Plan including the Village of Angola.

RESOLUTION 2016 # 426 Suspend the Rules of Order

Supervisor Hosler moved and Councilman Feldmann seconded to suspend the rules of order for the conduct of business for Evans Town Board meetings for the consideration of adoption of additional resolutions.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann - AYE
Councilman Macko - AYE
Supervisor Hosler - AYE

RESOLUTION 2016 #427 Delinquent Water Accounts

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED, that all delinquent water accounts not paid by October 14, 2016 will be relevied onto the 2017 County and Town Tax bills. WITH NO EXCEPTIONS!!!

At PRESENT time the outstanding amounts per water billing districts are as follows:

District #1	$9,958.17
Total	$9,958.17

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann - AYE
Councilman Macko - AYE
Supervisor Hosler - AYE

RESOLUTION 2016 #428 Audit of Bills

Councilman Macko moved and Councilman Feldmann seconded that all properly audited bills be paid out of their respective accounts per abstract #16 A dated September 14, 2016 brought forth in the amount of $96,644.70.

DATE: 9/14/2016
ABSTRACT NO. 16A
VOUCHER NO. 1641 - 1645
CHECK NUMBERS 75347 - 75350
Approved as per resolution 2016-236 audit of bills

GENERAL	468.70	
PART TOWN		
HIGHWAY DA		
HIGHWAY		
WATER		
CAPITAL PROJECTS		
SPECIAL DISTRICTS	96,176.00	
DEBT SERVICE		
COMM DEVELOPMENT		
TOTAL		**$ 96,644.70**

VOTE RESULT: ADOPTED BY ROLL CALL

DRAFT

Councilman Feldmann - AYE
Councilman Macko - AYE
Supervisor Hosler - AYE

RESOLUTION 2016 #429 Audit of Bills

Councilman Macko moved and Councilman Feldmann seconded that all properly audited bills be paid out of their respective accounts per abstract #17 dated September 22, 2016 brought forth in the amount of $286,359.46.

DATE: 9/22/2016
ABSTRACT NO. 17
VOUCHER NO. 1574-1640, 1646, 1648, 1656-1664
CHECK NUMBERS 75351-75417
Approved as per Board meeting 9/21/2016 audit of bills

GENERAL	143,812.89
PART TOWN	12,728.88
HIGHWAY DA	
HIGHWAY	61,187.84
WATER	9,172.88
CAPITAL PROJECTS	
SPECIAL DISTRICTS	59,456.97
DEBT SERVICE	
COMM DEVELOPMENT	
TOTAL	**$ 286,359.46**

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann - AYE
Councilman Macko - AYE
Supervisor Hosler - AYE

RESOLUTION 2016 #430 Executive Session

Supervisor Hosler moved and Councilman Macko seconded

WHEREAS: the Evans Town Board wishes to enter Executive Session, and;

BE IT RESOLVED: that the public shall be excluded from discussion of and action upon hereinafter specified subject matter.

The general nature of the subject matter to be discussed as follows: litigation and the employment history of a particular employee

DRAFT

NOW THEREFORE BE IT RESOLVED: Jennifer Farrell, Town Attorney and Lynn Krajacic, Town Clerk are invited to attend the Evans Town Board Executive Session.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

RESOLUTION 2016 #431 Adjourn Executive Session

Councilman Macko moved and Councilman Feldmann seconded to adjourn the Executive Session.

VOTE RESULT: ADOPTED
AYES: Feldmann, Macko, Hosler
NAYS:

RESOLUTION 2016 #432 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to a Work Session on Wednesday, September 28, 2016 at 6pm then to Wednesday, October 5, 2016 at 6pm for an Agenda Meeting and Town Board meeting at 7pm.

VOTE RESULT: ADOPTED
AYES - Feldmann, Macko, Hosler
NAYS - none

This meeting was adjourned in Memory of Julie Roach, longtime employee and friend of the Town of Evans Senior Center.

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic
Town Clerk

DRAFT

DRAFT

In Memory of Julie Roach,
longtime employee and friend of the Town of
Evans Senior Center

Comm #1

TOWN OF EVANS

8787 Erie Road • Angola, New York 14006-9600 • www.townofevans.org

ROBERTA L. RAPPOCCIO
Director of Planning and Community Development
Telephone: (716) 217-3560
rrappoccio@townofevans.org

MARY K. HOSLER, *Supervisor*
DENNIS M. FELDMANN
Councilman
JEANNE M. MACKO
Councilwoman

September 30, 2016

Evans Town Board
Evans Municipal Center
8787 Erie Road
Angola, NY 14006

RE: Minor Subdivision Review – dividing a 30.57± acre parcel to create a 29.3± acre parcel and a 1.0± acre parcel located at 7532 Lake Shore Rd., Derby, NY 14047, SBL# 205.00-4-18.111. Petitioner: Peter Bogulski, 665 Larkin Rd., Derby, NY 14047.

Dear Town Board:

The Town of Evans Minor Subdivision Review Committee has reviewed the above-referenced petition for the division of lands and has recommended approval.

After further review, the committee also found that the subdivision of this property will not result in any significant environmental impacts regarding the SEQR process.

If you have any further questions regarding this matter, please feel free to contact me.

Sincerely,

Roberta L. Rappoccio
Evans Minor Subdivision Review Committee

cc: Town Attorney
Assessor
Code Enforcement Office
Applicant

RECEIVED
OCT - 3 2016
TOWN CLERK
TOWN OF EVANS

S:\PLANNING\MINOR SUBS\2016\Bogulski, Peter\Bogulski, Peter - TB ltr & Reso 160930.docx

A

Submitted by Supervisor Hosler for the October 5, 2016 Town Board meeting:

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated September 30, 2016, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Peter Bogulski Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Evans adopts the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Peter Bogulski Minor Subdivision.
(Addendum A SEQR Short Environmental Assessment Form),

a division of SBL# 205.00-4-18.111, dividing a 30.57± acre parcel to create:

1. a 29.3± acre parcel with 566.95± feet of frontage on Lake Shore Road, 528.98± feet of frontage on Sturgeon Point Rd. and 49.85± feet of frontage on Larkin Road, and
2. a 1.0± acre parcel with 200.00± feet of frontage on Lake Shore Road.

Petitioner: Peter Bogulski, 665 Larkin Road, Derby, NY 14047

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office.

Submitted by Supervisor Hosler for the October 5, 2016, Town Board meeting:

WHEREAS, in a letter dated September 30, 2016, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Evans hereby adopts the findings of the Town of Evans Minor Subdivision Review Committee and approves the Peter Bogulski Minor Subdivision,

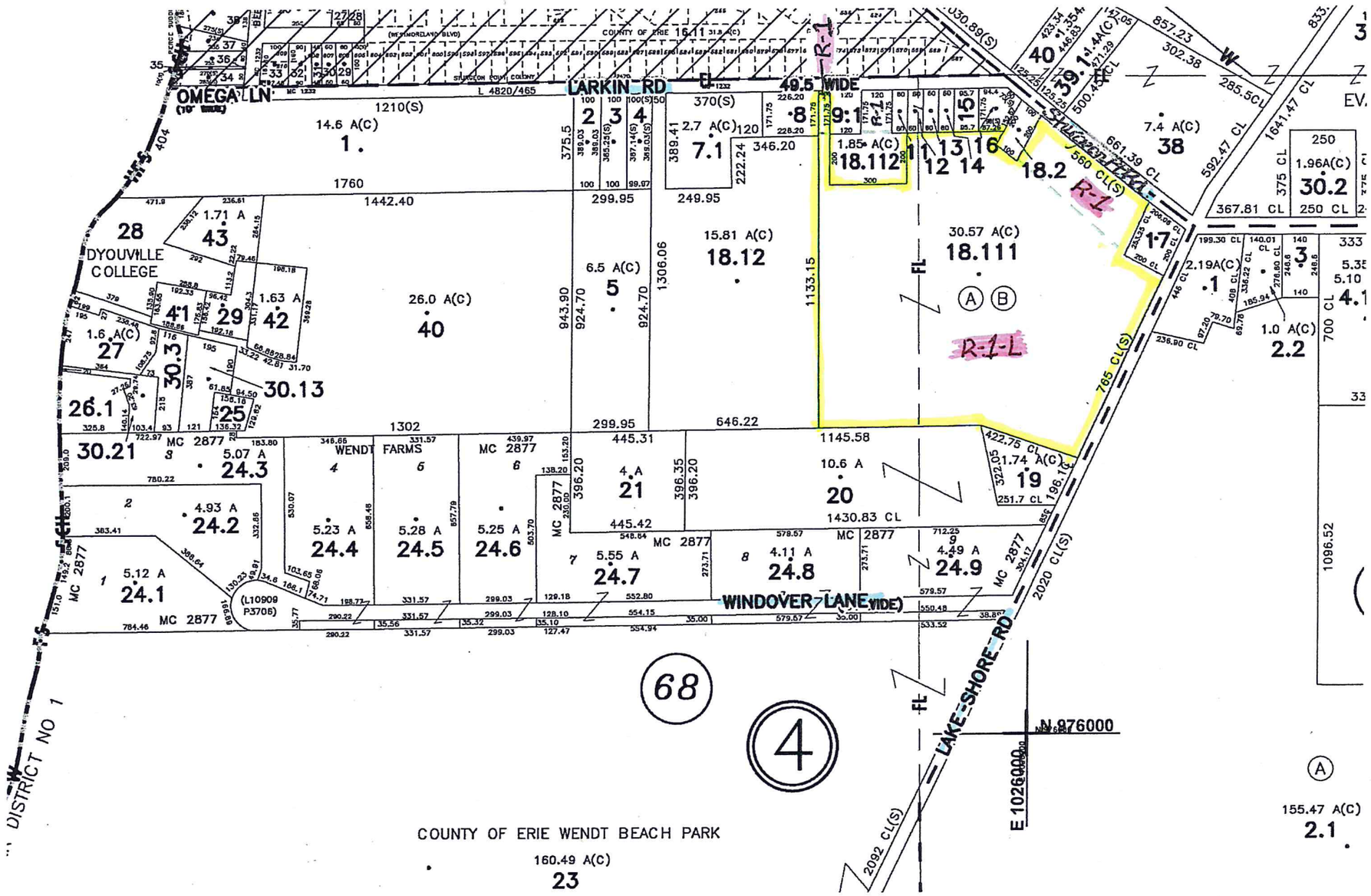
a division of SBL# 205.00-4-18.111, dividing a 30.57± acre parcel to create:

1. a 29.3± acre parcel with 566.95± feet of frontage on Lake Shore Road, 528.98± feet of frontage on Sturgeon Point Rd. and 49.85± feet of frontage on Larkin Road, and
2. a 1.0± acre parcel with 200.00± feet of frontage on Lake Shore Road.

Petitioner: Peter Bogulski, 665 Larkin Road, Derby, NY 14047

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office, the Assessor's Office and the Code Enforcement Office.



Zoned R-1 & R-1-L

Bogulski, Peter & Norma
205.00-4-18.111

TOWN OF EVANS

PLANNING DIVISION

8787 Erie Road • Angola, NY 14006-9600
(716) 549-0945 • FAX (716) 549-0979
e-mail: planning@townofevans.org

APPLICATION FOR MINOR SUBDIVISION

DATE: FILE # 16-10

TO BE COMPLETED BY APPLICANT

OWNER: NAME Peter Bogulski
ADDRESS 665 Larkin Rd Derby NY 14047
PHONE/FAX 716-947-4251

CONSULTANT: NAME
ADDRESS
PHONE/FAX

SUBDIVISION LOCATION 7532 Lake Shore Rd Derby NY 14047
ZONING DISTRICT R-1 R-1-L SBL# 205.00-4-18.111

	ROAD NAME	FRONTAGE	ACRES
ORIGINAL LOT:	Lake Shore Rd. / Sturgeon Point Rd. / Larkin Rd.	705.35+/- ft. / 528.98+/- ft. / 49.85+/- ft.	30.57+/-
PROPOSED LOTS:			
LOT # 1	Lake Shore Rd. / Sturgeon Point Rd. / Larkin Rd.	566.95+/- ft / 528.98 +/- ft. / 49.85+/- ft.	29.3+/-
LOT #2	Lake Shore Rd.	200.00+/- ft.	1.00+/-
LOT #3			

APPLICATION SUBMITTAL APPOINTMENT _____ FEE (First Lot) $ 100.00
+$50 per each additional lot FEE TOTAL $ 100.00
(Non-Refundable – Payable to Town of Evans)

MATERIALS CHECKED BY RR/dlw
PLANNING BOARD WORK SESSION n/a
PLANNING BOARD MEETING DATE n/a
TOWN BOARD PUBLIC HEARING DATE
TOWN BOARD RESOLUTION DATE

RECEIVED
TOWN OF EVANS
SEP 29 2016
LYNN KRAJACIC
TOWN CLERK

Orig

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Peter Bogulski

Name of Action or Project:
Minor Subdivision

Project Location (describe, and attach a location map):
7532 Lake Shore Rd., Derby, NY 14047

Brief Description of Proposed Action:
Minor Subdivision of Parcel - dividing a 30.57+/- acre parcel to create a 29.3+/- acre parcel with 566.96+/- ft. frontage on Lake Shore Rd., 528.98+/- ft. frontage on Sturgeon Point Rd. and 49.85+/- ft. frontage on Larkin Rd. and a 1.00+/- acre parcel with 200.00+/- ft. frontage on Lake Shore Rd., Derby, NY 14047

Name of Applicant or Sponsor:	Telephone: 716-947-4251
Peter Bogulski	E-Mail: showpro665@aol.com

Address:
665 Larkin Road

City/PO:	State:	Zip Code:
Derby	NY	14047

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:	☑	☐

3.a. Total acreage of the site of the proposed action? 30.57 acres
b. Total acreage to be physically disturbed? -0- acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 30.57 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☑ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☐	☑
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	☑	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐	
b. Are public transportation service(s) available at or near the site of the proposed action?	☑	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☐	☑	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	☑	☐	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	☐	☑	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	☐	☑	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐	
b. Is the proposed action located in an archeological sensitive area?	☑	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	☑	☐	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☑ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☐ Wetland ☐ Urban ☐ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100 year flood plain?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	☐	☑
a. Will storm water discharges flow to adjacent properties? ☑ NO ☐ YES		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☑ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	☒	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	☒	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	☒	☐

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

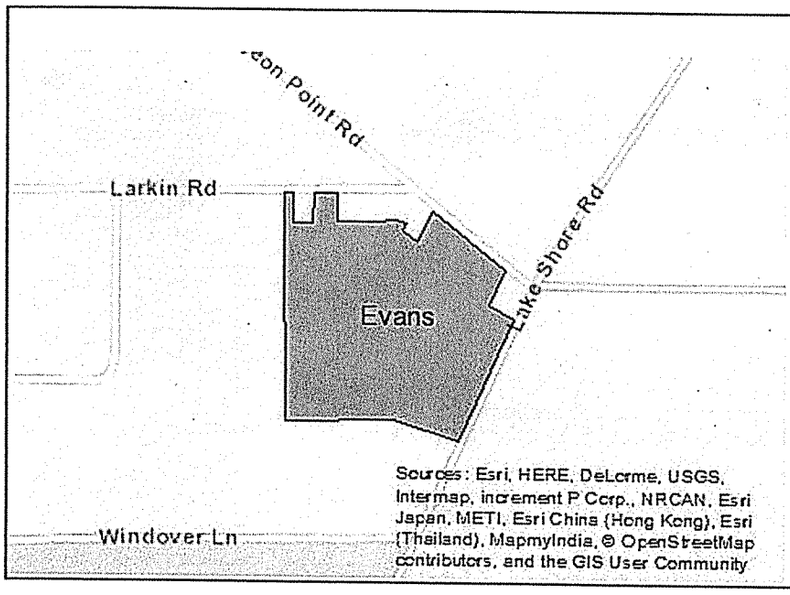
Applicant/sponsor name: Peter Bogulski Date: 9/6/16

Signature: _____

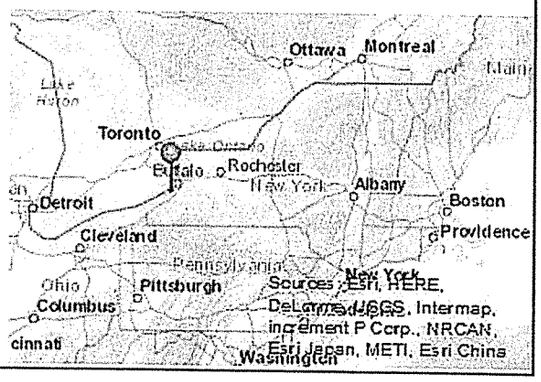
PRINT FORM

EAF Mapper Summary Report

Thursday, September 22, 2016 12:06 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Comm #2

TOWN OF EVANS POLICE DEPARTMENT

8787 ERIE ROAD ANGOLA, NEW YORK 14006

EMERGENCY 911

ERNEST P. MASULLO
Chief of Police

716-549-3600
Fax 716-549-6089

September 29th, 2016

Lieutenant Michael E. Masullo
Patrolman Thomas Crupe
Patrolman Joseph LaRosa
JAA Sandy Smaldino

SUBJECT: LETTER OF RECOGNITION

Dear Officers and Sandy:

On behalf of the Town of Evans Police Department, I want to recognize you for your hard work and dedication during our audit for reaccreditation by New York State's Law enforcement Accreditation Program.

This review of the past 5 years of law enforcement operations resulted in certification of full compliance for reaccreditation.

This is no small project and with only approximately one hundred fifty of New York's over 550 police departments accredited, the Town of Evans can be proud having once again achieved this level of competence.

All of you played a large part in helping us to reach this goal. Many days of hard work went into the research, documentation and verification of the standards needed to show compliance.

This accomplishment not only shows that our Police Department meets or exceeds New York standards, but improves the level of services we provide our citizens and aids in lowering liability costs and lawsuits.

Congratulations and keep up the good work.

Sincerely,

Ernest P. Masullo
Chief of Police

Cc: personnel file
Town Board

Comm #3

TOWN OF EVANS POLICE DEPARTMENT

8787 ERIE ROAD ANGOLA, NEW YORK 14006

EMERGENCY 911

ERNEST P. MASULLO
Chief of Police

716-549-3600
Fax 716-549-6089

September 30, 2016

Lieutenant Peter Smith
Detective Bruce Green Jr.
Patrolman Patrick Atler
Patrolman Nathan Miller
Patrolman Kenneth Kloss
Dispatcher Amy Valenti

SUBJECT: LETTER OF RECOGNITION
CASE # 16-620314

Dear Officers and Dispatcher Valenti:

On behalf of the Town of Evans Police Department I am proud to recognize you for the outstanding effort you put forth in defusing a situation where there was a barricaded person in his residence who was armed and threatening to harm himself or others.

On September 10th , 2016 at approximately 2:45 P M Dispatcher Valenti received a call from a distraught person. He stated that he had barricaded himself in his bathroom with a loaded firearm. He said that there were three subjects in his residence who were trying to harm him. This person said he would shoot himself or anyone who entered his residence.

Dispatcher Valenti kept this person on the phone while notifying the shift supervisor Lieutenant Smith. After being briefed by dispatch, Lieutenant Smith set up a perimeter with the assistance of the Lake Erie Beach Fire Department. Dispatcher Valenti continued to speak to the distraught caller to gather more information. Lieutenant Smith requested a hostage negotiator to be called. Patrolman Ken Kloss was notified and responded. Patrolman Kloss and Detective Green continued to gather information on the barricaded person. Numerous phone calls were made to the person. He would respond to officers questions then hang up the phone. After approximately two hours of back and forth negotiations, the person exited his residence without incident.

This collective effort by all of you displays the high level of professionalism we have come to expect from our personnel.

Congratulations on a job well done and thank you for bringing this incident to a safe and successful conclusion.

Sincerely,

Ernest P. Masullo
Chief of Police

Cc: personnel file
Town board

PUBLIC HEARING

TOWN OF EVANS
RESOLUTION

BE IT RESOLVED, that the Town Board finds that the proposed 2016 Restore NY Point Breeze Demolition Project is consistent with the Town of Evans 1999 Master Plan and the 2013 Local Waterfront Revitalization Plan; that the Restore NY funding and the Town contribution of a 10% match in cash is appropriate for the Point Breeze Demolition Project; that the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources;

VOTE RESULT:

ADOPTED BY ROLL CALL

Councilman Feldmann

Councilman Macko

Supervisor Hosler

TOWN OF EVANS

8787 Erie Road • Angola, NY 14006-9600

LYNN M. KRAJACIC, TOWN CLERK

Telephone (716) 549-8787

October 3, 2016

Mary Hosler, Supervisor
8787 Erie Road
Angola, New York 14006

Dear Supervisor Hosler,

Per transfer through Evans Bank, $32,280.49 was transferred to the Town of Evans NOW Savings account.

This represents the following:

Town Clerk September 1, 2016 - September 30, 2016	$32,276.52
Interest Earned on Checking Account September 1, 2016 - September 30, 2016	$ 3.97
Greenspace Fees transferred to Trust & Agency Account September 1, 2016 - September 30, 2016	0

These funds were received by me as Town Clerk for the Town of Evans.

Sincerely,

Lynn Krajacic

Lynn Krajacic
Town Clerk

Cc: Finance Dept
Councilman Macko
Councilman Feldmann

Res #1

RESOLUTION – COMMUNITY DEVELOPMENT BLOCK GRANT

WHEREAS: the Town of Evans will be applying for the Community Development Block Grant for the year 2016-2017, and

WHEREAS: the Evans Town Board authorizes the Town Clerk to advertise a public hearing on October 19, 2015 at 7:10pm for the purpose of eliciting citizen input regarding the Town's Community Block Development Grant,

AND BE IT FURTHER RESOLVED: that the Evans Town Board authorize the Supervisor and/or appropriate Town Officials to sign, submit and execute a contract with Erie County Community Development Grant Program

AND FURTHER BE IT RESOLVED: that a certified copy of this resolution be given to the Supervisor's Office

VOTE RESULT

Councilman Feldmann _____

Councilwoman Macko _____

Supervisor Hosler _____

Res #2

RESOLUTION – YELLOW DOT PROGRAM

WHEREAS, the New York State Sheriff's Association Yellow Dot Program was designed to help first responders provide life-saving medical attention during the "golden hour" after a crash or emergency event; and

WHEREAS, the Yellow Dot decal adhered to the driver's side rear window of a vehicle will alert first responders that vital medical information for the driver and/or passenger is stored in the in the vehicle's glove compartment; and

WHEREAS, the Yellow Dot Program can be also be utilized at a residence by placing the decal on an entry door(s) of a dwelling as to alert first responders that important medical information for one or more of the residents, within the dwelling, can be located in a clear plastic bag in the freezer compartment of the refrigerator; and

WHEREAS, Erie County Sheriff Timothy B. Howard and the sheriff's office has staff and resources dedicated to raising the awareness of the Yellow Dot program in the towns, villages and communities throughout Erie County; and

WHEREAS, the sheriff's office has encountered situations where a Yellow Dot decal has been helpful to first responders at the scene of an incident and contributed to the fast and proper triage of a victim.

NOW, THEREFORE, BE IT

RESOLVED, the Town of Evans does hereby recognize the live-saving potential of the Yellow Dot program; and be it further

RESOLVED, that this Honorable Body declares the Town of Evans as a Yellow Dot community and encourages all citizens to sign-up for and participate in the live-saving program Yellow Dot Program.

ROLL CALL VOTE:

Councilman Feldmann

Councilwoman Macko

Supervisor Holser

Res #3

RESOLUTION – Angola-Evans Senior Activity Fund

WHEREAS, for security and procedural purposes there are two Town employees signatures required on bank accounts, one being Supervisor Mary K. Holser;

THEREFORE, BE IT RESOLVED, that Barb Severin, Town of Evans Senior Center Recreation Attendant, temporarily be added as secondary signatory on the Angola-Evans Senior Activity Fund account through Evans Bank.

ROLL CALL VOTE:

Councilman Feldmann

Councilwoman Macko

Supervisor Hosler

Res #4

RESOLUTION – DECLARE SURPLUS VEHICLES

RESOLVED, that the following vehicles are hereby declared surplus equipment and will be sold at auction with proceeds to be deposited into the Town of Evans Savings Account;

2000 International Dump Truck - VIN #1HTGKAHR8YH276900
2002 Ford Explorer – VIN #1FMZU72K12ZD00630

FURTHER, BE IT RESOLVED the revenues associated with the sale of the above referenced equipment to be recognized into the appropriate general ledger account.

ROLL CALL VOTE:

Councilman Feldmann

Councilwoman Macko

Supervisor Hosler