

PRIORITY OF BUSINESS SET BY SUPERVISOR PURSUANT TO  
SECTION 16 TOWN CODE APPENDIX PART IV

1. PLEDGE OF ALLEGIANCE – SUPERVISOR MILLIGAN
2. INVOCATION
3. CALLING THE ROLL OF BOARD MEMBERS BY THE CLERK
4. OFFER OF THE MINUTES & SYNOPSIS OF THE PROCEEDINGS OF THE PREVIOUS REGULAR MEETING OF NOVEMBER 18, 2013.
5. APPROVAL OF VOUCHERS
6. BUSINESS FROM THE FLOOR
7. PRESENTATION OF COMMUNICATIONS FROM BOARD MEMBERS AND OTHER TOWN OFFICIALS
8. NEW BUSINESS
  - A. Resolution authorizing the transfer of funds for expenditures per S/HM
  - B. Motion to Approve the renewal of the Home Occupation Permit for Deneda Gasiacki/12615 W. Main St./Dog Grooming per TC/RW
  - C. Motion to Approve the renewal of the Home Occupation Permit for Joseph Bove/11607 Genesee St./Furniture Upholstery per TC/RW
  - D. Resolution approving the signing of an Agreement for Engineering Services with Metzger Civil Engineering for the design of the Zoeller Road(including a possible creek crossing) and Exchange Street Water Districts for a total of fixed costs of \$64,606.25, estimated inspections fee costs of \$22,200.00 for a total estimated \$86,806.25 per S/HM
  - E. Resolution re SEQR/Lead Agency for William Dillemoth, 11038 Walden Ave. per S/HM
  - F. Resolution authorizing the purchase of a new 2014 Ford F-250 LX Pick-up Truck with plow per specs from DeLacy Ford for a total cost of \$27,673.00 per CW/MR
  - G. Resolution declaring the 2002 Parks F250 Pick- up Truck surplus and authorizing Parks Supv. to scrap the same per CW/MR
9. UNFINISHED & TABLED BUSINESS
10. REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL
11. ANNOUNCEMENTS FROM THE SUPERVISOR
12. NOTICE OF MEETINGS:  
WORK SESSION: DECEMBER 9, 2013 @ 7:00 PM  
REG. BOARD MEETING: DECEMBER 16, 2013 @ 7:00 PM
13. MEMORIAL ADJOURNMENT:

**TOWN CLERK'S OFFICE**

**ALDEN TOWN BOARD**

**FOR INFORMATION  
716-937-6969 EXT. 2**

**RALPH P. WITT, TOWN CLERK  
DEBRA A. CRIST, DEPUTY**

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, November 18, 2013 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and Councilwoman Riddoch led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

Approved the Minutes and Synopsis of the Regular Meeting of November 4, 2013.

**VOUCHERS**

Approved Motion to renew the Home Occupation Permit for Dennis Davern/35 Exchange St./Welding Repair.

Approved Motion to refer the draft of LL#1/2014- Zoning Code changes to the Planning Board for Review and Recommendation

Proclamation proclaiming Small Business Saturday, November 30, 2013.

Approved Motion to allow Veterans of Foreign Wars to use the small room in the Community Center for the Year 2014 on the 3<sup>rd</sup> Monday of the Month @ 7:30.

Approved Motion to allow Debra Crist to attend 2014 training school in Rochester, N.Y. on January 8-10, 2014 at reasonable Town expense.

Adopted Resolution re authorizing Supervisor Milligan to execute Intermunicipal Agreement re services with Alden Hook & Ladder Fire Co., Inc./Village of Alden.

Adopted NEG DEC/Subdivision Approval for Cummings/Lesswing Rd.

Supervisor Milligan adjourned the meeting at 7:12 P.M. with a Moment of Silence in Memory of Donald Frost.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, November 18, 2013 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and Councilwoman Riddoch led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

**PRESENT:**

Harry Milligan, Supervisor  
Mary Riddoch, Councilwoman

**RECORDING SECRETARY:**

Ralph Witt, Town Clerk

**OTHERS PRESENT:**

Jennifer Strong, Town Attorney  
Len Weglarski, DCO

Supervisor Milligan Moved and Councilwoman Riddoch seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of November 4, 2013.  
**CARRIED.**

Ayes 2 Milligan & Riddoch  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH AND SECONDED BY SUPERVISOR MILLIGAN TO WIT;

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$ 72,939.09		\$ 72,939.09
HGHWY FUND "DA/DB"	120,401.12		120,401.12
PART-TOWN FUND "B"	21,442.79		21,442.79
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"	260.57		260.57
WD#2 FUND "WB"	3,920.19		3,920.19
WD#3 FUND "WC"	1,126.26		1,126.26
WD#4 FUND "WD"	12,882.80		12,882.80
SP FIRE PROT. "SF"	1,777.27		1,777.27
SD#2 FUND "SA"	245.00		245.00
TRUST/AGCY FUND "T"	34,270.04		34,270.04
SP REFUSE FUND "SR"	6,229.04		6,229.04
STREET LIGHTING FUND "SL"			
PERIWINKLE LTG. "SL1"	41.84		41.84
GRANTS			
TOTALS	\$275,536.01		\$275,536.01

UPON ROLL CALL VOTE THE FOREGOING RESOLUTION WAS PUT TO A VOTE ON NOVEMBER 18, AND WAS

**ADOPTED.**

Ayes 2 Milligan & Riddoch  
Nays 0

**THERE WAS NO BUSINESS FROM THE FLOOR**

**COMMUNICATIONS**

**Town Clerk Witt:**

There has been an ad placed in the Alden Advertiser soliciting for help in the Clerk's Office, Planning Board and Zoning Board. There has been a half dozen responses received.

**Councilwoman Riddoch:**

A request was received to use the Community Center from the Girl Scouts. She would like this on the Work Session. A letter was received from Attorney Strong seeking reappointment to the Town for 2014.

**Supervisor Milligan:**

The monthly report from Rural Metro was received with 90.4% compliance for the month.

Per our contract with Modern Disposal, the cost will be going up from \$34.65/ton to \$35.03/ton. This is an increase of .38, which can be offset by recycling.

**NEW BUSINESS**

Supervisor Milligan moved and Councilwoman Riddoch seconded the Motion to approve the renewal of the Home Occupation Permit for Dennis Davern/35 Exchange St./Welding Repair.

**CARRIED.**

Ayes 2 Milligan & Riddoch  
Nays 0

Councilwoman Riddoch moved and Supervisor Milligan seconded the Motion to refer the draft of LL#1/2014 to the Planning Board for Review and Recommendation.

**CARRIED.**

Ayes 2 Milligan & Riddoch  
Nays 0

**THE FOLLOWING PROCLAMATION WAS OFFERED BY SUPERVISOR MILLIGAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT:**

WHEREAS, Small businesses are the heartbeat of our Community. They are the corner stores that create jobs; the hardware stores that help build our economy; and the shops whose very presence makes our neighborhood.

WHEREAS, When you shop local and support local small business, more of your money is reinvested in our schools, local jobs, taxes, wages and other Alden community needs.

WHEREAS, in 2010, American Express began a small business/shop local campaign named Small Business Saturday aimed at promoting local shopping for the Holiday Season.

WHEREAS, The Alden Chamber of Commerce is joining in this campaign and promoting this Small Business Saturday initiative. The date of Small Business Saturday this year is Saturday, November 30<sup>th</sup>.

**NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF ALDEN DOES HEREBY PROCLAIM**

1. Saturday November 30, 2013 as Small Business Saturday and urges all Alden citizens to support their community by shopping at Alden based businesses; and
2. This Proclamation shall take effect immediately.

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on November 18, 2013, and

**ADOPTED.**

Ayes 2 Milligan & Riddoch  
Nays 0

**SUPERVISOR MILLIGAN POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:**

Supervisor Milligan moved and Councilwoman Riddoch seconded the Motion to allow the Alden Veterans of Foreign Wars to use the small room in the Community Center for the Year 2014 on the 3<sup>rd</sup> Monday of the Month @ 7:30 P.M.

**CARRIED.**

Ayes 2 Milligan & Riddoch  
Nays 0

**COUNCILWOMAN RIDDOCH POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:**

Councilwoman Riddoch moved and Supervisor Milligan seconded the Motion to allow Debra Crist to attend 2014 training school in Rochester, New York on January 8-10, 2014 at reasonable Town expense.

**CARRIED.**

Ayes 2 Milligan & Riddoch  
Nays 0

**SUPERVISOR MILLIGAN POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:**

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR MILLIGAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT;

WHEREAS, the Alden Town Board having on the 19<sup>th</sup> day of December, 2011 duly held a public hearing for the purpose of considering a new Contract for Fire Protection District Services for the years 2012-2014 with the Alden Hook & Ladder Fire Company, Inc./ Village of Alden; and having heard all persons desiring to be heard in the matter and the matter having been fully discussed and considered;

WHEREAS, Said Contract was duly approved and duly executed by all parties;

WHEREAS, the New York State Department of Health is now requiring that said Contract be amended, by the adoption of an Intermunicipal Agreement, to clarify the services that are provided under the Contract; and

WHEREAS, the required change is merely a language clarification and the provision of services under the Contract will not change in any way.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS, THAT:

1. The Town Supervisor be and hereby is authorized to execute said Intermunicipal Agreement as required by the New York Department of Health; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on November 18, 2013 and was

**ADOPTED.**

Ayes 2 Milligan & Riddoch

Nays 0

**COUNCILWOMAN RIDDOCH POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:**

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR MILLIGAN TO WIT;

WHEREAS, the Town Board of the Town of Alden is considering an application by Christopher Cummings for the subdivision of three (3) lots. The entire parcel currently consists of approximately 36.1 acres on Lesswing Road in the Town of Alden, further identified as SBL #85.00-6-7.121. The first proposed lot ("Parcel A") would be a 27.553 acre parcel; the second proposed lot ("Parcel B") would be a 2.266 acre parcel; and third parcel ("Parcel C") would be the remaining 7.180 acre parcel containing the existing house (The "Proposed Action");

WHEREAS, the Proposed Action is an unlisted action within the requirements of the New York State Environmental Quality Review Act;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on September 9, 2013, for this Proposed Action, as required under Section 239-m of the General Municipal Law;

WHEREAS, the New York State Environmental Quality Review Act requires the Town to determine the Lead Agency status and the Lead Agency making a SEQR determination;

WHEREAS, the Town of Alden did assume Lead Agency Status on October 21, 2013;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the Code of the Town of Alden, Chapter 9D, the Town Board has prepared the Short Form Environmental Assessment Form, which is now on file with the Town Board and the Town's SEQR Intake Officer; and

WHEREAS, the Town of Alden Planning Board has reviewed the Proposed Action and on October 8, 2013, recommended to the Town Board the approval of the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board, as Lead Agency, has determined that the Proposed Action is an Unlisted Action under SEQRA;
2. The Town of Alden, as Lead Agency, hereby determines that the unlisted action described in the attached SEQR NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, which attached notice is hereby made a part of this Resolution, will not have a significant effect on the environment and that an environmental impact statement is not required to be prepared with respect to the Proposed Action;
3. That the following parcels, more particularly described as:

PARCEL A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being parts of Lot Nos. 28 and 34, Township 11, Range 5 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of Lot No. 34, also being the north line of the Town of Alden, 472.68 feet westerly from the northeast corner of said Lot 34; thence southerly parallel with the east line of Lot 34 425.51 feet; thence easterly parallel with the north line of Lot 34 232.00 feet; thence southerly parallel with the east line of Lot 34 424.49 feet; thence easterly parallel with the north line of Lot 34 and the north line of Lot 28 368.00 feet; thence southerly parallel with the west line of Lot 28 1164.92 feet; thence westerly parallel with the north line of Lot 34 and the north line of Lot 28 800.00 feet; thence northerly parallel with the east line of Lot 34 2014.92 feet; thence easterly along the north line of Lot 34 200.00 feet to the point of beginning, containing 27.553 acres of land more or less.

PARCEL B

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being part of Lot No. 34, Township 11, Range 5 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of Lot No. 34, also being the north line of the Town of Alden, 240.68 feet westerly from the northeast corner of said Lot 34; thence southerly parallel with the east line of Lot No. 34 425.51 feet; thence westerly parallel with the north line of Lot 34 232.00 feet; thence northerly parallel with the east line of Lot 34 425.51 feet to the north line of Lot 34; thence easterly along the north line of Lot 34 232.00 feet to the point of beginning, containing 2.266 acres of land more or less.

PARCEL C

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being parts of Lot Nos. 28 and 34, Township 11, Range 5 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of Lot No. 28, also being the north line of the Town of Alden, 127.32 feet easterly from the northwest corner of said Lot 28; thence southerly parallel with the west line of Lot 28 850.00 feet; thence westerly parallel with the north line of Lot 28 and parallel with the north line of Lot 34 368.00 feet; thence northerly parallel with the east line of Lot 34 850.00 feet to the north line of Lot 34; thence easterly along the north line of Lot 34 and the north line of Lot 28 368.00 feet to the point of beginning, containing 7.180 acres of land more or less. are given subdivision approval.

4. This resolution shall take effect immediately.



The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on November 18, 2013, and was

**ADOPTED.**

Ayes 2 Milligan  
Nays 0

**THERE WAS NO UNFINISHED OR TABLED BUSINESS**

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

**Town Clerk Witt:**

Modern recycling checks in with the Clerk's office to notify the Town of problems and to see if there were any problems reported. He notified us that a resident on Westwood was using the recycling tote to dispose of roofing shingles. This was reported to CEO Snyder to see if there was a roofing project going on and to advise the homeowner not to use the bin for this use.

**Attorney Strong:**

The bid opening for Zoeller/Exchange St. construction bid is this Friday at 2:00 P.M. She will be present. She would like this put on the next Work Session.

**Supervisor Milligan:**

Mr. Witt and Supervisor Milligan will go to the Wende Correctional Facility to discuss how things with the Town and Prison are progressing. This is a monthly meeting. He will be attending a meeting later in West Seneca for a CDBG meeting.

He would like the 3 Rod and Cayuga on the Work Session for Monday.

**NOTICE OF MEETINGS:**

**NEXT WORK SESSION:**

**Monday, November 25, 2013 @ 7:00 P.M.**

**NEXT REG. TOWN BOARD MTG.:**

**Monday, December 2, 2013 @ 7:00 P.M.**

**MEMORIAL ADJOURNMENT**

Supervisor Milligan adjourned the Meeting at 7:12 P.M. with a Moment of Silence in Memory of Donald Frost.



Ralph Witt  
Town Clerk

Oct. 2013

COUNCILMAN \_\_\_\_\_ MOVED AND COUNCILMAN \_\_\_\_\_  
SECONDED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID.

ACCOUNT

	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$72,939.09	\$26,553.17	\$99,492.26
HIGHWAY FUND "DA/DB"	\$120,401.12	\$10,660.53	\$131,061.65
PART-TOWN FUND "B"	\$21,442.79	\$1,312.39	\$22,755.18
COMMUNITY DEV. FUND "CD"			\$0.00
CAPITAL IMPROV. "HC"			\$0.00
WATER DIST. #1 FUND "WA"			\$0.00
WATER DIST. #2 FUND "WB"	\$260.57		\$260.57
WATER DIST. #3 FUND "WC"	\$3,920.19		\$3,920.19
WATER DIST. #4 FUND "WD"	\$1,126.26		\$1,126.26
SPECIAL FIRE PROTECTION "SF"	\$12,882.80		\$12,882.80
SEWER DIST. #1 FUND "SI"			\$0.00
SEWER DIST. #2 FUND "SA"	\$1,777.27	\$1,266.32	\$3,043.59
TRUST & AGENCY FUND "T"	\$245.00	\$2,538.96	\$2,783.96
SPECIAL REFUSE FUND "SR"	\$34,270.04		\$34,270.04
STREET LIGHTING FUND "SL"	\$6,229.04		\$6,229.04
CAPITAL IMPROV. "H"			\$0.00
PERIWINKLE LTG. DIST. "SL1"	\$41.84		\$41.84
GRANTS			\$0.00
CAPITAL WD FUND "HG"			\$0.00
TOTAL	\$275,536.01	\$42,331.37	\$317,867.38



A.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER  
\_\_\_\_\_ WHO MOVED ITS ADOPTION, SECONDED  
BY COUNCILMEMBER \_\_\_\_\_

WHEREAS, the Alden Town Board on November 19, 2012 adopted its 2013 Budget;

WHEREAS, the Town of Alden needs to transfer monies to allow for payment of such expenditures

WHEREAS , these budget transfers will not render the Town of Alden insolvent;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

The Alden Town Board hereby authorizes the following transfer:

From (Budget Code)	Amount	To (Budget Code)	General Explanation	Amount
WB.8389.0415	\$2,356.42	WB.8389.0414	Bal Water District #2 Hydrant Rental	\$2,356.42
			Fiscal Year 2013-2014	
A.7110.0250	\$2,425.00	A.7110.0432	Tractor Repair	\$2,425.00
DB.5110.0433	\$3,000.00	DB.5130.0424	Funds for Maintenance, Bal of Year	\$3,000.00
A.1990.0400	\$2,018.90	A.1440.0415	Engineering Fees	\$2,018.90
			TOTAL	\$9,800.32

The Resolution shall take effect immediately.

The foregoing resolution was duly put to a roll call vote at a regular meeting on December 2, 2013 as follows:

Supervisor Milligan	Aye	Nay
Councilwoman Riddoch	Aye	Nay

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(B)

12-2-2013

MOTION TO APPROVE THE RENEWAL OF THE HOME OCCUPATION PERMIT FOR DENEDA  
GASIECKI/12615 W. MAIN ST./DOG GROOMING per TC/RW



P.D. 11/18/13  
Ck. 3661  
\$50.00  
Rc

APPLICATION FOR HOME OCCUPATION PERMIT

(ANY ZONING DISTRICT EXCEPT R-12)

Date Nov 18 2013

1. Applicant:

Name Deneda Gasiecki  
Address 12615 W. Main ST Alden N.Y. 14004  
Telephone 716-937-4970

2. Location of property for which permit is 12615 W. Main ST.  
Alden N.Y. 14004

3. Present Zoning A-1

4. Use requested - What type of product will be produced, serviced, or repaired in the conduct of your Home Occupation? (For example: repair of clocks or watches making jewelry, etc.)  
Explain Dog Grooming

5. Describe what rooms will be used in the conduct of the Home Occupation and how these rooms will be used (Not to exceed 25% of floor area of one story).  
Explain: Basement, for Grooming  
+ Bathing

6. Describe the mechanical and/or electrical equipment that will be necessary to the conduct of your activity. Dog Clippers, Blow Dryers  
+ Scissors

7. Describe how, where, and in what amounts the material, supplies, and/or equipment related to your proposed Home Occupation will be displayed or stored:  
a set of shelves in Basement  
is sufficient

8. Will the Home Occupation involve the use of commercial vehicles for delivery of materials to or from the premises: Yes    No X  
If yes, please explain \_\_\_\_\_

9. How many persons will be involved or employed (limit one) in the conduct of the proposed occupation: Member of immediate family 1 Others 0  
Total number 1.

10. Names of abutting property owners and owners across street:  
Mary Fox 12603 W. Main ST  
Thomas Bidderch 12631 W. Main ST  
Linda Hahn 12614 W. Main ST.

11. Easements or other restrictions on property: No

12. Explain the reasons which prevent this proposed use from being more suitably located in a property zoned district elsewhere within the Town It is an  
ideal work from home operation, so I can  
be home for my children

13. I Deneda Gasiccki (applicant) hereby request a certification of compliance with the Zoning regulations with respect to the property known as 12615 W. Main ST for the following purposes:

14. Pursuant to the Zoning Law of the Town of Alden, it is hereby requested that a public hearing be held to consider granting a home occupation permit.

15. It is hereby agreed and understood that this home occupation permit shall be for a one year period and shall not be assignable or transferable to any other person than the undersigned.

16. It is hereby agreed and understood that the activities, operations, or use of the premises described, shall be completely within the building and only the residents of the premises and no more than one other person be employed in the activities operations, and use of the premises. It is hereby expressly agreed and understood that the parking spaces associated with the activities, operation and use of the premises shall be met off the street, and in other than a required front yard.

17. It is hereby expressly agreed and understood that a sign may be affixed to the premises, not to exceed an area of four (4) square feet and not to be illuminated. The four square feet shall consist of assign two feet by two feet.

18. It is hereby agreed and understood that this permit shall be for a period of one year and may be renewed at the discretion of the Town Board of the Town of Alden at the end of the one year period.

19. The holder of this permit is required to familiarize himself with the local law under which said permit is granted. Any violation of the provisions of said local law shall render the offender liable for the penalties provided therefore and in addition thereto may result in the immediate revocation of the permit.

20. The hold of this permit shall comply with any restrictions or conditions under which this permit is granted.

Signature of Applicant

Deneda Gasiccki

Sworn to this <sup>18<sup>th</sup></sup> ~~17<sup>th</sup>~~ day of November 19 2013.

When submitting initial application, attach copy of survey an deed. Application Fee is \$50.00



# TOWN OF ALDEN

(716) 937-6969  
Relay/Dial #711  
Fax 937-9817

ALDEN TOWN CLERK  
ALDEN TOWN HALL  
3311 Wende Rd.  
Alden, New York 14004

DATE: 11/18/13  
NAME: Deneda GAsiecki  
ADDRESS: 12615 W. Main St.  
Alden, N.Y. 14004  
DATE OF INSPECTION: 11-20-13

I hereby certify that there is "NO CHANGE" that has occurred since the original H.O.P. Application.

Deneda GAsiecki  
H.O.P. RENEWAL APPLICANT

[Signature]  
CODE ENFORCEMENT OFFICER, CHRISTOPHER SNYDER

EXP  
11/4/13

12-2-2013

MOTION TO APPROVE THE RENEWAL OF THE HOME OCCUPATION PERMIT FOR JOSEPH BOVE/11607  
GENESEE ST./FURNITURE UPHOLSTERY per TC/RW

12





APPLICATION FOR HOME OCCUPATION PERMIT

(ANY ZONING DISTRICT EXCEPT R-12)

TP. 2430  
Ch. 24-13  
11-14-13  
JC

Date 11/11/13

1. Applicant:

Name Joseph M. Bove  
Address 11607 Genesee  
Telephone 937-4039

2. Location of property for which permit is 11607 Genesee St.

3. Present Zoning R-C

4. Use requested - What type of product will be produced, serviced, or repaired in the conduct of your Home Occupation? (For example: repair of clocks or watches. making jewelry, etc.)

Explain Furniture upholstery

5. Describe what rooms will be used in the conduct of the Home Occupation and how these rooms will be used (Not to exceed 25% of floor area of one story).

Explain: Basement workshop

6. Describe the mechanical and /or electrical equipment that will be necessary to the conduct of your activity.

table saw, portable power tools, sewing machine, bandsaw

7. Describe how, where, and in what amounts the material, supplies, and/or equipment related to your proposed Home Occupation will be displayed or stored:

shelving + table built for storage of fabric, foam, cotton, daron etc.

8. Will the Home Occupation involve the use of commercial vehicles for delivery of materials to or from the premises: Yes No X

If yes, please explain

9. How many persons will be involved or employed (limit one) in the conduct of the proposed occupation: Member of immediate family Others Total number 0

10. Names of abutting property owners and owners across street:

Melgrave Bible Church  
Sally Genco  
Walnut Grove Horse Stables

11. Easements or other restrictions on property:

12. Explain the reasons which prevent this proposed use from being more suitably located in a property zoned district elsewhere within the Town

13. I Joe Bove (applicant) hereby request a certification of compliance with the Zoning regulations with respect to the property known as 11607 Genesee St for the following purposes:  
upholstery restoration.

14. Pursuant to the Zoning Law of the Town of Alden, it is hereby requested that a public hearing be held to consider granting a home occupation permit.

15. It is hereby agreed and understood that this home occupation permit shall be for a one year period and shall not be assignable or transferable to any other person than the undersigned.

16. It is hereby agreed and understood that the activities, operations, or use of the premises described, shall be completely within the building and only the residents of the premises and no more than one other person be employed in the activities operations, and use of the premises. It is hereby expressly agreed and understood that the parking spaces associated with the activities, operation and use of the premises shall be met off the street, and in other than a required front yard.

17. It is hereby expressly agreed and understood that a sign may be affixed to the premises, not to exceed an area of four (4) square feet and not to be illuminated. The four square feet shall consist of assign two feet by two feet.

18. It is hereby agreed and understood that this permit shall be for a period of one year and may be renewed at the discretion of the Town Board of the Town of Alden at the end of the one year period.

19. The holder of this permit is required to familiarize himself with the local law under which said permit is granted. Any violation of the provisions of said local law shall render the offender liable for the penalties provided therefore and is addition thereto may result in the immediate revocation of the permit.

20. The hold of this permit shall comply with any restrictions or conditions under which this permit is granted.

Signature of Applicant



Sworn to this 11 day of November 2013.

When submitting initial application, attach copy of survey an deed. Application Fee is \$50.00



# TOWN OF ALDEN

(716) 937-6969  
Relay/Dial #711  
Fax 937-9817

ALDEN TOWN CLERK  
ALDEN TOWN HALL  
3311 Wende Rd.  
Alden, New York 14004

DATE: 11/18/13  
NAME: Joseph Bove  
ADDRESS: 11607 Genesee  
Alden, N.Y.  
DATE OF INSPECTION: 11-20-13

I hereby certify that there is "NO CHANGE" that has occurred since the original H.O.P. Application.

  
\_\_\_\_\_  
H.O.P. RENEWAL APPLICANT

  
\_\_\_\_\_  
CODE ENFORCEMENT OFFICER, CHRISTOPHER SNYDER

exp. 11/12/13

(D.)

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMEMBER \_\_\_\_\_, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMEMBER  
\_\_\_\_\_

WHEREAS, the Town of Alden, upon the approval of the State of New York, has established the Zoeller Road Water District and the Exchange Street Water District (the "Project"); and

WHEREAS, the Town of Alden has properly bid out and received and reviewed bids for engineering services in connection with the design and Construction of the Project;

WHEREAS, the following sealed bids for the design of both the Zoeller Road (including a possible creek crossing) and Exchange Street Water Districts were received as follows:

- The highest bidder is GPI at \$175,025.95;
- The second highest bidder is Wm. Schutt at \$149,000.00;
- The Third highest bidder is Nussbaumer and Clarke at \$136,500.00;
- The fourth highest bidder is Ty-lin at \$ 130,800;
- The lowest bidder is Metzger Civil Engineering at \$86,806.25;

WHEREAS, the bid of Ty-lin is rejected for failure to include the required proof of insurance;

WHEREAS, Metzger Civil Engineering is deemed the lowest responsible bidder.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the signing of an Agreement for Engineering Services with Metzger Civil Engineering for the design of the Zoeller Road (including a possible creek crossing) and Exchange Street Water Districts, for a total of fixed costs of \$64,606.25 (including paying prevailing wage for the soil borings) with estimated inspections fee costs of \$22,200.00 (estimated at \$75.00 per hour), for a total estimated at \$86,806.25;
2. The Supervisor of the Town of Alden, is hereby authorized and directed to sign said Agreement; and
3. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 2, 2013, as follows:

Councilmember Riddoch	Aye	Nay
Supervisor Milligan	Aye	Nay

(4.)  
THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCIL \_\_\_\_\_, WHO MOVED ITS ADOPTION,  
SECONDED BY \_\_\_\_\_

WHEREAS, the Town Board of the Town of Alden is considering an application, under § Chapter 20, Article III of the Town of Alden Code, of William Dillemoth for site plan review of the proposed construction of metal storage building (the "proposed action") at 11038 Walden Avenue in the Town of Alden, County of Erie and State of New York, further identified by SBL #95.02-1-28.122; and

WHEREAS, the Town Board of the Town of Alden has determined that the proposed action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review; and

WHEREAS, the Town of Board of the Town of Alden believes that the Town of Alden is the agency primarily responsible for undertaking decisions as to site plan review, is the agency with the broadest governmental powers for investigating the impact of the proposed action and has the greatest capacity for providing the most thorough environmental assessment of the proposed action the most local agent with permitting authority; and

WHEREAS, the Town has provided notice to County Planning for this site plan review as required under Section 239-m of the General Municipal Law.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board has determined that the proposed site plan review is an Unlisted Action under SEQRA.
2. The Town Board has determined that it should be the lead agency for all environmental review of the site plan application and review, and that the Town of Lancaster and the NYS DOT should be notified.
3. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on December 2, 2013, the results of which were as follows:

Councilwomen Riddoch	AYE	NAY
Supervisor Milligan	AYE	NAY

F.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMEMBER \_\_\_\_\_, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMEMBER  
\_\_\_\_\_

WHEREAS, Town of Alden Highway Superintendent has advised the Town Board that the Highway Department needs a new 2014 Ford F-250 XL pick-up truck with plow;

WHEREAS, The Town Board after full and careful review and consideration finds the request to purchase a new pick-up truck with lift gate as being in the public interest;

WHEREAS, the new 2014 Ford F-250 XL pick-up truck with plow was quoted through the pursuant to State Bid Contract for a price of \$ 28,818.73; However a cheaper price has been found; and

WHEREAS, the following three quotes were received:

The highest quote is from Towne Ford at \$28,987.00;

The second highest quote is from Van Bortel Ford (State Bid) at \$ 28,818.73; and

The lowest quote is from DeLacy Ford at \$27,673.00

WHEREAS, DeLacy Ford is the lowest responsible bidder.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes the purchase of a new 2014 Ford F-250 LX pick-up truck with plow, as per the attached specifications, from DeLacy Ford for a total cost of \$27,673.00, including delivery after January 1, 2014; and
2. The Town Supervisor is hereby authorized to sign any and documents to effectuate this purchase; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 2, 2013, as follows:

Supervisor Milligan	Aye	Nay
Councilmember Ridloch	Aye	Nay



6

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMEMBER \_\_\_\_\_, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMEMBER  
\_\_\_\_\_

WHEREAS, the Parks Supervisor has advised the Town Board that the Parks Department is in possession of a 2002 Ford F250 Pick Up Truck (VIN: 1FTNF21L42EB83420) that is not of any use to the Parks Department as it is no longer safe to drive;

WHEREAS, The Town Board after full and careful review and consideration of the request finds said request to scrap said truck as being in the public interest;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby determines that the above described 2002 Ford F250 Pick Up Truck is not needed for Town purposes and is surplus property;
2. The Town Board hereby authorizes the Parks Supervisor to scrap the 2002 Ford F250 Pick Up Truck;
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 2, 2013, as follows:

Supervisor Milligan	Aye	Nay
Councilmember Riddoch	Aye	Nay

