

THE FOLLOWING LOCAL LAW NO. 12 WAS OFFERED BY
CONCILMAN JENDROWSKI, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILWOMAN POPE, TO WIT:

To approve and adopt Local Law #12 for 2021 entitled "Local Law to Repeal Local Law #11 of the Year 2021", as presented.

The question of the adoption of the foregoing Local Law No. 12 of 2021 was duly put to a roll call vote at a regular meeting of the Town Board on November 22, 2021 the results of which were as follows:

Councilwoman	Pope	Voted AYE
Councilman	Burke	Voted ABSENT
Councilman	Dugan	Voted AYE
Councilman	Jendrowski	Voted AYE
Supervisor	Cummings	Voted AYE

THE FOLLOWING LOCAL LAW NO. 13 WAS OFFERED BY
CONCILMAN JENDROWSKI, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILWOMAN POPE, TO WIT:

To approve and adopt Local Law #13 for 2021 entitled "2021 Local Law to increase the compensation of elected officials", as presented.

The question of the adoption of the foregoing Local Law No. 13 of 2021 was duly put to a roll call vote at a regular meeting of the Town Board on November 22, 2021 the results of which were as follows:

Councilwoman	Pope	Voted AYE	
Councilman	Burke	Voted ABSENT	
Councilman	Dugan	Voted AYE	
Councilman	Jendrowski	Voted AYE	
Supervisor	Cummings	Voted AYE	CARRIED

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILWOMAN POPE, WHO MOVED ITS ADOPTION
SECONDED BY COUNCILMAN JENDROWSKI

WHEREAS, at a meeting held on November 22, 2021 the Town Board discussed holding a public hearing on the following proposed “Local Law No. 14 of the Year 2021” known as “2021 local law to opt out of allowing on-site consumption sites as authorized under Cannabis Law Article 4,”

WHEREAS, the Town Board feels that it is essential and necessary to solicit opinions and input from the residents of the Town of Newstead on this topic,

WHEREAS, Councilwoman Pope introduced the following proposed “Local Law No. 14 of the Year 2021” known as “2021 local law to opt out of allowing on-site consumption sites as authorized under Cannabis Law Article 4” and presented a copy to each member of the Town Board, which Local Law reads as follows:

A Local Law known as Local Law No 14 of the year 2021 entitled “A local law to opt out of allowing on-site consumption sites as authorized under Cannabis Law Article 4”

Be it enacted by the Town of Newstead County of Erie as follows:

Section 1. Legislative Intent

It is the intent of this local law to opt out of allowing on-site cannabis consumption sites in the Town of Newstead that would otherwise be allowed under Cannabis Law Article 4.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

Section 3. Local Opt-Out

The Town Board of the Town of Newstead hereby opts out of allowing onsite cannabis consumption sites from being established and operated within the town’s jurisdiction.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS;

A hearing before the Town Board of the Town of Newstead, in the County of Erie shall be held at the Town Hall, 5 Clarence Center Road, Akron, New York at 7:20 p.m. on the 13th day of December 2021, for the purpose of hearing all persons interested in the proposed Local Law No. 14 of the Year 2021; and

BE, IT FURTHER ORDERED, that the Town Clerk is directed to (a) publish a notice of public hearing in the Akron Bugle, designated as the official newspaper for this publication, such publication to be not less than ten days before the date of the public hearing; and post as required by law one copy of the Notice of Public Hearing no later than the day such Notice is published; (b) notify by mail all parties of interest pursuant to the General Municipal Law and the Town Law of the Public Hearing, not less than ten days before the date of the Public Hearing; and

BE, IT FURTHER ORDERED, that the Town Clerk is to make copies of the proposed "Local Law No. 14 of the Year 2021," entitled "2021 local law to opt out of allowing on-site consumption sites as authorized under Cannabis Law Article 4", available at her office for inspection and distribution to any interested person during business hours.

The question of the adoption of the foregoing order was duly put to roll call vote at a regular meeting of the Town Board on November 22, 2021, the results of which were as follows:

Councilwoman	Pope	Voted	AYE	
Councilman	Burke	Voted	ABSENT	
Councilman	Dugan	Voted	AYE	
Councilman	Jendrowski	Voted	AYE	
Supervisor	Cummings	Voted	AYE	CARRIED

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TOWN OF NEWSTEAD, NEW YORK

PLEASE TAKE NOTICE, that there has been presented to the Town Board on November 22, 2021, for adoption a proposed Local Law to be known as "Local Law No. 14 of the Year 2021" entitled "2021 local law to opt out of allowing on-site consumption sites as authorized under Cannabis Law Article 4." The purpose of this local law is to opt out of allowing on-site cannabis consumption sites in the Town of Newstead that would otherwise be allowed under Cannabis Law Article 4.

THEREFORE, pursuant to the Municipal Home Rule Law Rules and Local Law No. 14, the Town Board of the Town of Newstead shall hold a Public Hearing on the aforesaid Local Law at the Town Hall, 5 Clarence Center Road, Akron, New York at 7:20 p.m. on the 13th day of December 2021, at which time persons interested may be heard. Copies of the aforesaid proposed Local Law are available at the office of the Town Clerk for inspection and distribution to any interested person during business hours. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town Hall at 542-4573 by December 5, 2021.

Dated: November 22, 2021

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF NEWSTEAD

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN DUGAN, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILWOMAN POPE

WHEREAS, the Town Board of the Town of Newstead has determined that it is necessary to purchase electronic equipment, software, and ancillary internet service for use by the Newstead Fire Company to comply with State mandates and to better suit the emergency response in the Town of Newstead; and

WHEREAS, the Town Board has determined that the necessary equipment includes: ECO Software for Electronic Patient Care Reports at a cost of \$7,038.63; a one-time mobile 4G internet capability at an estimated annual cost of \$455.88 each unit; and two Microsoft Surface Pro 7 12.3" Tablets at \$1,956.04 each for a total cost of \$11,862.47.

WHEREAS, pursuant to Town Law §184, prior to entering into a purchase related to Fire and Emergency Services, a public hearing is required.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS;

A hearing before the Town Board of the Town of Newstead, in the County of Erie shall be held at the Newstead Town Hall, 5 Clarence Center Road, Akron, New York at 7:25 p.m. on the 13th day of December 2021, for the purpose of hearing all persons interested in the proposed purchase; and

BE, IT FURTHER

ORDERED, that the Town Clerk is directed to (a) publish a notice of public hearing in the Akron Bugle, designated as the official newspaper for this publication, such publication to be not less than ten days before the date of the public hearing; and (b) post as required by law one copy of the Notice of Public Hearing no later than the day such Notice is published; and

BE, IT FURTHER

ORDERED, that the Town Clerk is to make copies of the proposed electronic equipment, software, and ancillary internet service purchase for use by the Newstead Fire Company available at her office for inspection and distribution to any interested person during business hours.

The above resolution was duly put to a roll call vote at a meeting of the Town Board on November 22, 2021, the results of which were as follows:

Councilman Dugan	AYE	
Councilman Burke	ABSENT	
Councilman Jendrowski	AYE	
Councilwoman Pope	AYE	
Supervisor Cummings	AYE	CARRIED

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TOWN OF NEWSTEAD, NEW YORK

PLEASE TAKE NOTICE, that there has been presented to the Town Board on November 22, 2021, copies of a proposed equipment, software, and ancillary service purchase for use by the Newstead Fire Company.

THEREFORE, pursuant to the Town Law and General Municipal Law Rules, the Town Board of the Town of Newstead shall hold a Public Hearing on the aforesaid purchase at the Town of Newstead Town Hall 5 Clarence Center Road, Akron, New York at 7:25 p.m. on the 13th day of December, 2021, at which time persons interested may be heard. Copies of the aforesaid proposed purchase are available at the office of the Town Clerk for inspection and distribution to any interested person during business hours. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town Hall at 542-4573 by December 8, 2021.

Dated: November 22, 2021

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF NEWSTEAD



Town of Newstead

P.O. Box 227 - 5 Clarence Center Rd - Akron, NY 14001

(716) 542-4573

Supervisor: **option 5*** Town Clerk: **option 2*** Court: **option 1***

Assessor/Code Enforcement: **option 4*** Fax: (716) 542-3702

Calls for Hearing Impaired: 1-800-662-1220

MEMORANDUM

TO: Newstead Town Board

FROM: Newstead Planning Board

DATE: November 16, 2021

**RE: Temporary Special Use Permits - Renew for 2022
Used Auto Sales – C2 Zone**

On November 15, 2021 the Planning Board voted to recommend that the Town Board renew the following special use permit permits for 2022:

<u>Permit Holder</u>	<u>Location</u>	<u>Reason for Permit</u>	<u>SUP Date</u>	<u>2022 Year #</u>
Champion Auto Locaters	11678 Main	used auto sales	2018	4
Dealer's Choice	11520 Main	used auto sales	2019	3
Smith Auto Sales & Service	11372 Main	used auto sales	2017	5
M. Shields Enterprises LLC	12690 Main	used auto equipment, sales, repair and storage	2019	3

Per Town Code section 450-81, temporary special permits become permanent in year #5 of operation. Therefore, John Smith, Jr. will be notified of his permit change of status to permanent upon Town Board approval. Any modification to the permit would require Town approval with a new permit date.

This institution is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov.
X/Special Use Permits/2022 Temporary special use permits renew MEMO



Town of Newstead

P.O. Box 227 - 5 Clarence Center Rd - Akron, NY 14001
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Supervisor: **option 5*** Town Clerk: **option 2*** Court: **option 1***
Assessor/Code Enforcement: **option 4*** Fax: (716) 542-3702
Calls for Hearing Impaired: 1-800-662-1220

MEMORANDUM

TO: Newstead Town Board
FROM: Newstead Planning Board
DATE: November 16, 2021
RE: Temporary Special Use Permits - Renew for 2022
Home-Based Business in RA Zone

On November 15, 2021 the Planning Board voted to recommend that the Town Board renew the following home-based business special use permits for 2022:

Permit Holder	Location	Reason for Permit	SUP Date	2022 Year #
WNY Woodworks	12050 McNeeley	custom woodworking shop	2018	4
Tonawanda General Concrete	12509 Stage	concrete contracting	2019	3
United Technology Services	12884 Nice	lab/computer equipment repair	2019	3
Pet Rescue Rx	7429 Sandhill	on-line pharmacy-ped med's	2019	3

Per Town Code section 450-81, temporary special permits become permanent in Year #5 of operation.

This institution is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov.

X/Special Use Permits/2022 Temporary home-based business special use permits in RA zone renew MEMO