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: | Michael Schraft | Councilman |
| | Jeanne Macko | Councilman |
| | Mary Hosler | Supervisor |
| ALSO PRESENT: | Lynn Stoessel | Deputy Town Clerk |
| | Jennifer Farrell | Town Attorney |
| | Mary Holl | Supervisor's Secretary |
| | Roberta Rappoccio | Director of Planning & Community Development |
| | Brittany Gloss | Director of Finance |
| | Douglas Czora | Police Chief |

***RESOLUTION 2018 #526 Approve Minutes***

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of the Meeting of November 14, 2018 and Work Session of November 28, 2018 be dispensed with and accepted as submitted by the Town Clerk.

| | | |
|---|---|---|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Macko | Aye |
| | Councilman Schraft | Aye |
| | Supervisor Hosler | Aye |

***RESOLUTION 2018 #527 Lead Agency for Queen City Home Repair/Joseph Orcutt Minor Subdivision***

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town Board of the Town of Evans desires the Town of Evans to be the Lead Agency for the SEQR process;

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

WHEREAS, in a letter dated November 28, 2018, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Queen City Home Repair/Joseph Orcutt 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 of Evans shall be the Lead Agency for the SEQR process for proposed the above mentioned minor subdivision; and

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 Queen City Home Repair/Joseph Orcutt Minor Subdivision
(Addendum A SEQR Short Environmental Assessment Form)

a division of SBL# 220.02-1-8.1, dividing a .55± acre parcel to create:

1. a .50± acre parcel with 110± foot of frontage on Backus Road, and
2. 0.459± acre portion to be annexed to an adjacent parcel, known as SBL# 220.02-1-9.21 to create a .88± acre parcel with 190± foot of frontage on Backus Road.

Petitioner: Queen City Home Repair/Joseph Orcutt, 7887 Erie 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 Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

***RESOLUTION 2018 #528 Approve Queen City Home Repair/Joseph Orcutt Minor Subdivision***

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, 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 Queen City Home Repair/Joseph Orcutt Minor Subdivision, a division of SBL# 220.02-1-8.1, dividing a .55± acre parcel to create:

1. a .50± acre parcel with 110± foot of frontage on Backus Road, and
2. a 0.459± acre portion to be annexed to an adjacent parcel, known as SBL# 220.02-1-9.21 to create a .88± acre parcel with 190± foot of frontage on Backus Road.

Petitioner: Queen City Home Repair/Joseph Orcutt, 7887 Erie 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 Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

LEGAL NOTICE

TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, New York will hold a public hearing on December 5, 2018 at 7:10 p.m. at the Evans Town Hall, 8787 Erie Rod, Angola, New York 14006 for public comment on the Combined Village of Angola and Town of Evans Updated Comprehensive Plan, as further amended; and

Copies of the amended 2018 Combined Village of Angola and Town of Evans Updated Comprehensive Plan will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am – 4pm, Wednesday from 9am – 5pm; and the Town's website 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

*RESOLUTION 2018 #529 Open the Public Hearing for the Joint Comprehensive Plan*

Supervisor Hosler moved and Councilman Macko seconded to open the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

Roberta Rappoccio, Director of Planning and John Cappelino, Erie County Industrial Development Agency each presented an overview of the Joint Comprehensive Plan.

The following people spoke in favor:

| | | | |
|---|---|---|---|
| Karen Erickson | Michael Masullo | Paul Michalec | John Kennedy |

The following people spoke is opposition:

| | | | |
|---|---|---|---|
| Christine Sobczyk | Tebra Howard | Marie O'Connor | David DaPolito |
| Joe Kwilos | Joe Mecca | Bill Henry | |

*RESOLUTION 2018 # 530 Close the Public Hearing*

Supervisor Hosler moved and Councilman Schraft seconded to close the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

*RESOLUTION 2018 #531 SEQR Declaration for Comprehensive Plan*

Supervisor Hosler moved

**Whereas**, the Town Board of the Town of Evans (the "Board") and the Village of Angola (the "Village") received funding from Erie County through the Community Development Block Grant program to update their respective Comprehensive Plans through a joint effort, pursuant to Section 272-a of the New York State Town Law and Section 7-722 of the New York State Village Law; and

**Whereas**, a steering committee (the "Committee") of volunteers, including Town and Village residents, elected officials, local Board members, and other representative stakeholders was created and charged with the update to the Plan together with the planning consultant, Clark Patterson Lee (CPL); and

**Whereas**, numerous committee meetings, public meetings and workshops, and other avenues for community outreach were held through the duration of the project to receive public input on the update to the Plan; and

**Whereas**, the Committee and the planning consultant undertook a comprehensive study of the historic and existing conditions in the Town and Village; identified issues and opportunities; analyzed

numerous topics and potential options; and developed goals, objectives, policy recommendations and implementation strategies which resulted in the Comprehensive Plan Update; and

**Whereas**, the Committee provided the Board and the Village with the final draft of the Plan prior to the regular Board meeting on November 7, 2018 for review and consideration of adoption pending a public hearing; and

**Whereas**, on August 31, 2018 the Plan was referred the Plan to Erie County Department of Planning under Section 239m of the General Municipal Law; and

**Whereas**, Erie County Department of Planning reviewed the Plan and provided minor comments including the addition of other County-level plans that are pertinent for reference in the Plan and general comments on future infrastructure and implementation, which were incorporated accordingly into the Plan; and

**Whereas**, Pursuant to Section 272-a.6 of Town Law of the State of New York and Section 7-722.6 of Village Law, joint public hearings were held on August 15, 2018 and December 5, 2018 at Evans Town Hall to provide an opportunity for citizen comment prior to final adoption; and

**Whereas**, in accordance with the provisions of 6 NYCRR Part 617 (SEQRA), an environmental review is required to be undertaken for the adoption of the Comprehensive Plan, as the "Proposed Action."

**Now, Therefore, Be It Resolved**, that the Board, hereby designates itself as Lead Agency for as the Proposed Action pursuant to 6 NYCRR Part 617.

**Be It Further Resolved** that based upon examination of the Environmental Assessment Form (EAF), its own independent analysis of the Proposed Action, and comparison with the criteria for determining significance under 6 NYCRR 617.7, the Board finds that the Proposed Action will not have a significant environmental impact and hereby issues a Negative Declaration.

Motion was lost for lack of a second.

***RESOLUTION 2018 #532 Table the Resolution for the SEQR Declaration for the Comprehensive Plan***

Councilman Macko moved and Councilman Schraft seconded to table the resolution.

| | | |
|---|---|---|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Macko | Aye |
| | Councilman Schraft | Aye |
| | Supervisor Hosler | Nay |

***RESOLUTION 2018 # 533 Town Licenses***

Licenses

Russell T Mogavero D/B/A Meadowbrook Rest & Bar - Refreshment, Amusement & Live Band Commercial

Mobile Home Development
Melody Meadows Home Const. Inc

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED, that the aforesaid licenses be granted pertaining to the report of the Chief of Police and the Department of Health where appropriate.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

***RESOLUTION 2018 # 534 Audit of Bills***

Councilman Macko moved and seconded Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts per abstract

| | |
|---|---|
| DATE | 12/6/2018 |
| ABSTRACT NO. | 22 |
| VOUCHER NO. | 3850 - 3921 |
| CHECK NUMBERS | 78766 - 78822 |
| APPROVED AT | Board Meeting |
| DATE | 12/5/2018 |
| | |
| GENERAL | $173,204.78 |
| PART TOWN | $6,285.36 |
| HIGHWAY DB | $38,538.72 |
| WATER | $4,827.99 |
| CAPITAL PROJECTS | $0.00 |
| SPECIAL DISTRICTS | $6,020.00 |
| DEBT SERVICE | |
| TA FUND | |
| **TOTAL** | **$228,876.85** |

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

***RESOLUTION 2018 #535 Adjournment***

Supervisor Hosler moved to adjourn to Wednesday, December 12, 2018 at 6pm for a Work Session then to Wednesday, December 19, 2018 at 6pm for an Agenda Meeting and Regular Meeting at 7pm.

Motion was lost for lack of a second.

***RESOLUTION 2018 #536 Adjournment***

Councilman Schraft moved and Councilman Macko seconded to adjourn the Meeting to an Executive Session for the purpose of personnel issues of a particular individual.

| | | |
|---|---|---|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Macko | Aye |
| | Councilman Schraft | Aye |
| | Supervisor Hosler | Aye |

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.

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 R. Stoessel
Deputy Town Clerk

Lynn M. Krajacic, RMC
Town Clerk

# *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**

Name of Action or Project:
Queen City Home Repair, LLC / Joseph Orcutt

Project Location (describe, and attach a location map):
1040 Backus Road, Derby, NY 14047

Brief Description of Proposed Action:
Minor Subdivision with Annexation - Dividing a 0.55+/- acre parcel at 1040 Backus Road, known as SBL# 220.02-1-8.1, to create a 0.50+/- acre parcel on Backus Road and a .0459+/- acre portion to be annexed to an adjacent parcel at 1058 Backus Road, known as SBL# 220.02-1-9.21 to create a .88+/- acre parcel.

| Name of Applicant or Sponsor: | Telephone: 716-818-9740 |
|---|---|
| Queen City Home Repair / Joseph Orcutt | E-Mail: |

Address:
1040 Backus Road

| City/PO: | State: | Zip Code: |
|---|---|---|
| Derby | New York | 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? 0.55+/- 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? 0.55+/- 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? | ☐ | ☐ | ☑ |

| | NO | YES |
|---|---|---|
| 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? | NO | YES |
| 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? | NO | YES |
| 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? | NO | YES |
| If No, describe method for providing potable water: | ☐ | ☑ |
| 11. Will the proposed action connect to existing wastewater utilities? | NO | YES |
| If No, describe method for providing wastewater treatment: Septic | ☑ | ☐ |
| 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? | NO | YES |
| 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)?<br>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?<br>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?<br>If Yes, describe: _____ | ☑ | ☐ |

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

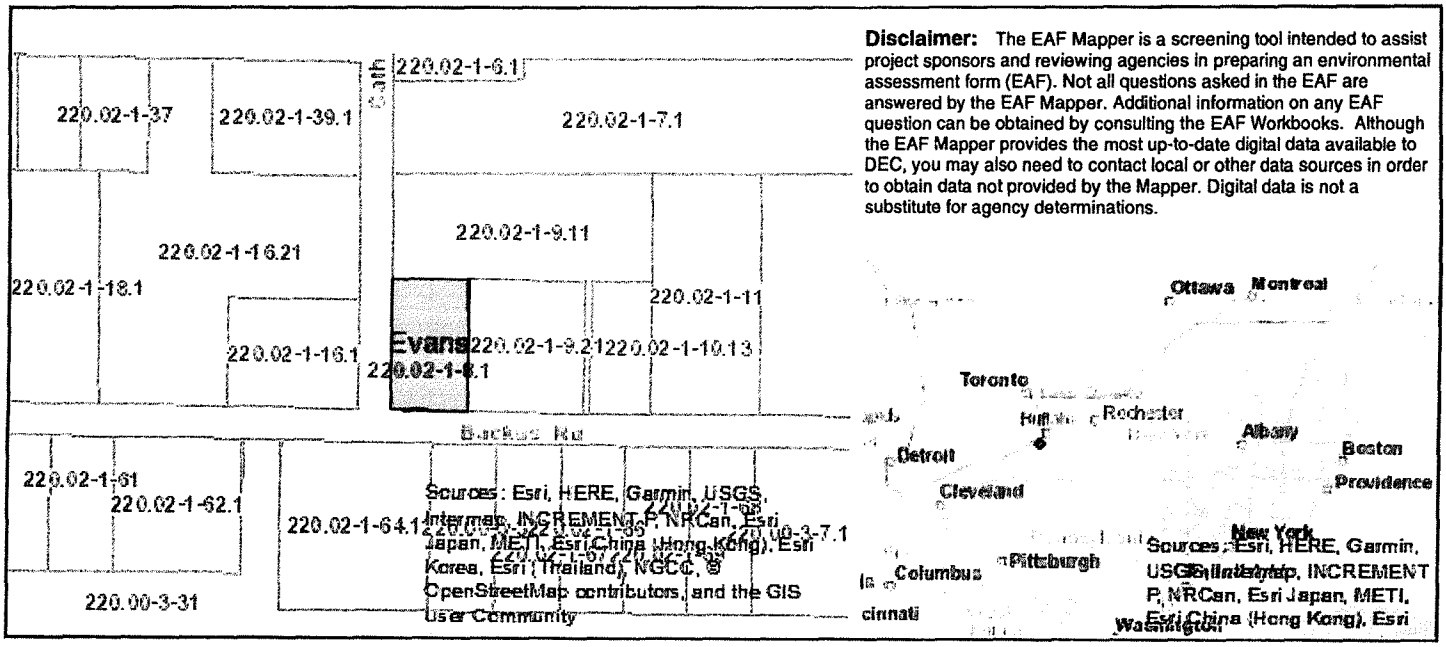
Applicant/sponsor name: JOSEPH ORCUTT Date: 11/20/2018

Signature: Joseph Orcutt

PRINT FORM

# EAF Mapper Summary Report

Monday, October 22, 2018 3:46 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 |

**Agency Use Only [If applicable]**

| | |
|---|---|
| **Project:** | Minor Subdivision |
| **Date:** | December 6, 2018 |

## *Short Environmental Assessment Form*
## *Part 3 Determination of Significance*

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Determined that the proposed action will not result in a significant adverse environmental impacts.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

| | |
|---|---|
| Town of Evans Town Board | 12/5/18 |
| Name of Lead Agency | Date |
| Mary K. Hosler | Town Supervisor |
| Print or Type Name of Responsible Officer in Lead Agency | Title of Responsible Officer |
| Signature of Responsible Officer in Lead Agency | Signature of Preparer (if different from Responsible Officer) |

**PRINT FORM**

**Agency Use Only [If applicable]**

| | |
|---|---|
| **Project:** | Minor Subdivision |
| **Date:** | December 6, 2018 |

# *Short Environmental Assessment Form*
## *Part 2 - Impact Assessment*

**Part 2 is to be completed by the Lead Agency.**
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

| | No, or small impact may occur | Moderate to large impact may occur |
|---|---|---|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? | ☑ | ☐ |
| 2. Will the proposed action result in a change in the use or intensity of use of land? | ☑ | ☐ |
| 3. Will the proposed action impair the character or quality of the existing community? | ☑ | ☐ |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? | ☑ | ☐ |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? | ☑ | ☐ |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? | ☑ | ☐ |
| 7. Will the proposed action impact existing:<br>a. public / private water supplies? | ☑ | ☐ |
| b. public / private wastewater treatment utilities? | ☑ | ☐ |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? | ☑ | ☐ |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? | ☑ | ☐ |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? | ☑ | ☐ |
| 11. Will the proposed action create a hazard to environmental resources or human health? | ☑ | ☐ |



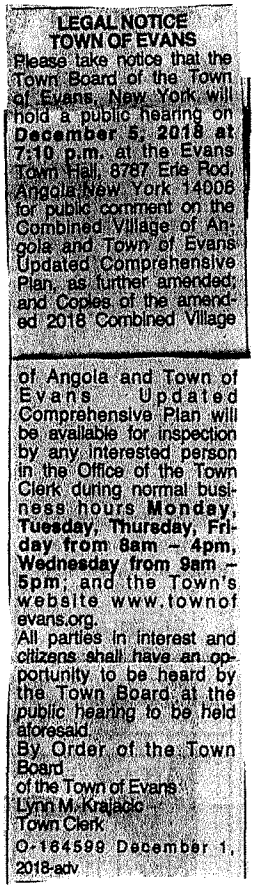
PRINT FORM

# AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk



**LEGAL NOTICE**
**TOWN OF EVANS**

Please take notice that the Town Board of the Town of Evans, New York, will hold a public hearing on **December 5, 2018 at 7:10 p.m.** at the Evans Town Hall, 8787 Erie Rod, Angola New York 14006 for public comment on the Combined Village of Angola and Town of Evans Updated Comprehensive Plan, as further amended; and Copies of the amended 2018 Combined Village of Angola and Town of Evans Updated Comprehensive Plan will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours **Monday, Tuesday, Thursday, Friday from 8am – 4pm, Wednesday from 9am – 5pm**; and the Town's website 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

O-164599 December 1, 2018-adv

Sheila McWillson, being duly sworn, deposes and says that she is the Principal Clerk, for Ogden Newspapers of New York Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following dates

December 1,, 2018

Signed: Sheila McWillson

Sheila McWillson

Signed before me this 3rd day of December 2018

Barbara J. Musso

Notary Public

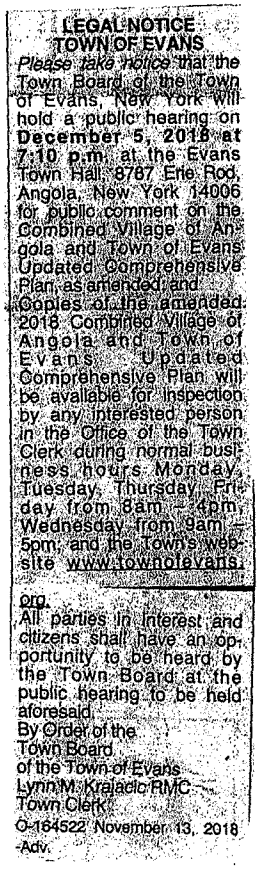
BARBARA J. MUSSO
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires 5/1/19

# AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk



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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. Kralacic RMC
Town Clerk

O-164522 November 13, 2018
-Adv.

Sheila McWillson, being duly sworn, deposes and says that she is the Principal Clerk, for Ogden Newspapers of New York Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following dates

November 13, 2018

Signed: Sheila McWillson

Sheila McWillson

Signed before me this 13th day of November 2018

Barbara J. Musso

Notary Public

BARBARA J. MUSSO
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires 5/4/19