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:	Jeanne Macko	Councilman
	Michael Schraft	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Lynn M. Krajacic	Town Clerk
	Sean Beiter	Counsel to the Town of Evans
	Bill Smith	Director of Planning & Community Dev
	Doug Czora	Chief of Police
	Jeneen Hill	Assessor
	Ed Michalski	Highway Superintendent
	Mary Holl	Supervisor's Office

RESOLUTION 2019 #467 Approve Minutes

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of the meetings of November 20, 2019 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

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 December 4, 2019 at 7:10 P.M. at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #11 of the year 2019 which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning a 0.49± acre parcel located at 8926 Lake Shore Road (SBL# 234.16-2-24) Angola, NY 14006 from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2) on the Town's official map. Copies of the Proposed Local Law 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

RESOLTUION 2019 #468 Open the Public Hearing

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

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

Michael Spence spoke in favor of the proposed Rezone

RESOLUTION 2019 #469 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 2019 #470 SEQR Lead Agency

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, Amy Vassallo requested that the Evans Town Board rezone a 0.49± acre parcel located at 8926 Lake Shore Road, Angola, NY, SBL# 234.16-2-24, from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2); and

WHEREAS, the Evans Planning Board unanimously recommended approval of the above-referenced petition for rezone at their November 13, 2019 Planning Board meeting as set forth in Proposed Local Law #11 of the year 2019; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #11 of the year 2019;

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 2019 #471 SEQR Negative Declaration

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, Amy Vassallo requested that the Evans Town Board rezone a 0.49± acre parcel located at 8926 Lake Shore Road, Angola, NY, SBL# 234.16-2-24, from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2); and

WHEREAS, the Evans Planning Board unanimously recommended approval of the above-referenced petition for rezone at their November 13, 2019 Planning Board meeting as set forth in Proposed Local Law #11 of the year 2019; and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the rezoning of this property will not result in any significant impacts to the environment.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration in accordance with the SEQR requirements for the rezone a 0.49± acre parcel located at 8926 Lake Shore Road, Angola, NY, SBL# 234.16-2-24, from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2).

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 2019 #472 Approve Vassalo Rezone

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, Amy Vassallo requested that the Evans Town Board rezone a 0.49± acre parcel located at 8926 Lake Shore Road, Angola, NY, SBL# 234.16-2-24, from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2); and

WHEREAS, the Town Board of the Town of Evans has held a public hearing on December 4, 2019 for consideration of the Rezone application and caused notice to be given as required by law; and

WHEREAS, notice of the proposed Amendment was duly advertised and notice provided in writing to owners of land immediately adjacent to the land affected by said amendment extending 500 feet therefrom and of that directly opposite thereto extending 500 feet from the street frontage of such opposite land to be rezoned; and

WHEREAS, the Town of Evans Planning Board has recommended the rezoning of said property based on the following reasons:

- The action is not expected to result in any significant adverse impacts, and
- The rezone will not result in any changes to the character of the surrounding community; and

WHEREAS, the Town Board of the Town of Evans has issued a SEQR negative declaration for this action.

NOW THEREFORE BE IT RESOLVED, that Proposed Local Law # 11 of the year 2019, as amended, which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law, and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning the 0.49± acre parcel located at 8926 Lake Shore Road, Angola, NY, SBL# 234.16-2-24, from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2)on the Town's official zoning map be adopted as Local law #11 of the year 2019;

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 Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #473 Town Clerk's Reports

Supervisor Hosler moved and Councilman Macko seconded to accept the reports of the Town Clerk as presented for the month of November 2019:

Town Clerk Report November	$9,393.15
Interest for November	$ .97
Greenspace Fee	$ 0

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #474 SEQR Declaration for Water Tank

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, the Town Board of the Town of Evans was declared Lead Agency for the SEQR process for the Evans Water Systems Improvements and Elevated Water Tank project at the public meeting held on November 20, 2019; and

WHEREAS, in compliance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQRA) of the Environmental Conservation Law, the Evans Town Board has reviewed the proposed project and conducted a coordinated review with any involved agencies; and

WHEREAS, the Town received comments from various involved agencies; and

WHEREAS, no issues were identified in response to the comments received by involved agencies as a result of the coordinated review; and

WHEREAS, in making this determination, the Town Board carefully considered all of the criteria for Determination of Significance listed in the SEQR regulations (6NYCRR 617.11), and has found that the proposed action is not anticipated to result in any significant impacts on the environment.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby issues a Negative Declaration, thereby concluding that the project will not adversely affect the natural resources of the State and/or health, safety, and welfare of the public and is consistent with social and economic considerations; and

BE IT FURTHER RESOLVED, that the attached Negative Declaration be filed with the Town Clerk, and that the Supervisor be authorized to sign the Environmental Assessment Form and have the Evans Planning Department prepare the appropriate notices and filings in accordance with the SEQR regulations.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #475 Advertise for Bids for Spray Pad - South Creek Pool

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the Town Engineer is hereby authorized to prepare an invitation to bid for the Town of Evans' South Creek Park Spray Pad Construction, Town of Evans, New York; and

WHEREAS, the specifications for the invitation to bid shall be available at the Office of the Engineer, Clark Patterson Lee, 26 Mississippi Street, Buffalo, NY 14203, and Evans Town Clerk's Office, 8787 Erie Road, Angola, NY 14006, beginning Monday, December 9th, 2019.

NOW, BE IT RESOLVED, the Town Clerk shall advertise a notice of invitation to bid; and

BE IT FURTHER RESOLVED, that the bids are due to the Evans Town Clerk's Office, 8787 Erie Road, Angola, New York, by 2:00 p.m. (local time) on Tuesday, January 14th, 2020, at which time the bids will be publicly opened and read aloud.

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

RESOLUTION 2019 #476 Advertise for Counsel to the Town of Evans

Supervisor Hosler moved and Councilman Schraft seconded,

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise for the Counsel to the Town of Evans position on the Town of Evans website and Indeed.com with resumes due by 11:00am on Tuesday, December 17, 2019, to the Supervisor's Office at 8787 Erie Road, Angola, New York 14006 or emailed to Mary Holl at mholl@townofevans.org.

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

RESOLUTION 2019 #477 Support Legislation for AIM Funding

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, AIM Funding is unrestricted aid provided to Municipalities by New York State for the years; and

WHEREAS, the Association of Erie County Governments supports legislation (S.6844) introduced by Senator Patrick Gallivan related to the AIM Funding program and to ensure payments are made to dozens of towns and villages in Erie and Nassau Counties; and

WHEREAS, as part of the 2019 budget process, traditional AIM funding was replaced by a portion of the State Sales Tax; and

WHEREAS, the Office of the State Comptroller indicated the change did not allow sales tax funds to be distributed to municipalities in Counties with Fiscal Control Boards, such as Erie and Nassau;

NOW, THEREFORE, BE IT RESOLVED: the Town of Evans strongly supports Legislation S.6844 that would restore AIM Funding at 100% moving forward to Erie and Nassau Counties.

FURTHER RESOLVED, the AIM funding benefits all of our residents in Erie & Nassau Counties and the loss of this funding would put an unnecessary burden on the backs of local taxpayers that could result in the reduction of services, program cuts and layoffs.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Honorable Governor Andrew M. Cuomo, Honorable Speaker of the Assembly Carl E. Heastie, Honorable Senate Majority Leader Andrea Stewart-Cousins, Honorable Republican Minority Leader John Flanagan, Honorable Majority Leader of the Assembly Crystal People-Stokes, Honorable Minority Leader of the Assembly Brian Kolb, the Western New York Delegation and Erie County Executive Mark Poloncarz and the Erie County Legislature and a copy filed with the Town Clerk for the Town of Evans.

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

RESOLUTION 2019 #478 Support Legislation to Halt New Criminal Justice Reform

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, protecting the people from harm by enforcing the rule of law is the foundational role of government, and

WHEREAS, County governments are vested by the State of New York with the responsibility to protect the most vulnerable among us, including the socioeconomically disadvantaged, the disabled, the elderly, and children; and

WHEREAS, no group is more vulnerable than the victims of crime, and a just society demands that crime victims should be recognized as key participants within the criminal justice system and be treated with dignity, fairness, and respect; and,

WHEREAS, for the past twenty-five years the State of New York has committed itself to reducing crime, and has succeeded as evidenced by official U.S. Department of Justice Uniform Crime Reporting Statistics showing that New York transformed from the second most dangerous state in America in the early 1990s to the safest large state in America by the early 2000s; and

WHEREAS, in the final stages of adopting its FY 2020 budget, the State of New York enacted sweeping criminal justice reforms including the elimination of cash bail for many specific enumerated crimes and the imposition of stringent discovery mandates on police and prosecutors; and

WHEREAS, under bail reform, beginning January 1, 2020, judges will be stripped of their discretion to set bail for many specific enumerated crimes, which means those suspected of committing these crimes can no longer be held in jail after their arrest, regardless of the strength of the case against these defendants, or the length of the potential sentence faced by these

defendants, or the extent of the harm allegedly caused by these defendants, and instead these defendants will be released back into the general public; and

WHEREAS, these crimes include those that result in the deaths of innocent people, including several subcategories of homicide and manslaughter, resulting in those responsible for these deaths being released back into the community of grieving families; and

WHEREAS, these crimes include Making a Terroristic Threat and Money Laundering in Support of Terrorism in the Third and Fourth degree, resulting in those alleged to have supported terrorism in this manner, or who have threatened to commit acts of terrorism, being released immediately from police custody; and

WHEREAS, these crimes include Promoting an Obscene Sexual Performance by a Child; Possessing an Obscene Sexual Performance by a Child; Failure to Register as a Sex Offender; and Patronizing a Person for Prostitution in a School Zone, resulting in suspected child predators being released and returning into our community; and

WHEREAS, these crimes include Aggravated Assault Upon a Person Less than Eleven Years Old; Reckless Assault of a Child by a Daycare Provider; Criminal Sale of a Controlled Substance to a Child; Abandonment of a Child; and Criminal Possession of a Weapon on School Grounds, resulting in those suspected to have physically harmed or endangered children in this manner being free from custody; and

WHEREAS, these crimes include Endangering the Welfare of a Vulnerable Elderly Person or an Incompetent or Physically Disabled Person, resulting in the potential for further endangerment of seniors and these defenseless individuals; and

WHEREAS, these crimes include Aggravated Cruelty to Animals; Torturing Animals and Injuring Animals, resulting in the immediate release of those suspected of deliberately injuring, torturing and killing animals; and

WHEREAS, these crimes include Assault in the Third Degree, Aggravated Vehicular Assault, and other crimes of physical violence against people; and

WHEREAS, these crimes include Burglary of a Residence, resulting in the immediate release of these individuals back into the neighborhoods they are suspected of targeting; and

WHEREAS, these crimes include Bail Jumping and Unlawfully Fleeing a Police Officer in a Motor Vehicle, resulting in release on recognizance of the very individuals who have demonstrated a propensity to evade the law; and

WHEREAS, all of the offenders mentioned heretofore are at risk of not showing up for court, thereby placing a burden on public employees who, under this law, are required to send multiple court appearance reminders to these offenders, as well as police officers and District Attorneys who must commit resources to tracking and pursuing those who evade prosecution; and

WHEREAS, all offenders who are currently being held in custody for non-qualifying crimes including those mentioned heretofore will be eligible for release from custody on January 1, 2020; and

WHEREAS, the discovery mandates imposed by the State of New York will require police and District Attorneys, beginning January 1, 2020, to turn over voluminous trial-related materials to defense attorneys within 15 days, creating a mandate that will inevitably not be achieved in some cases and may result in the inability of the People to properly prosecute cases against criminal defendants; and

WHEREAS, discovery reform will also result in an opportunity for defendants to gain access to crime scenes that may include a victim's residence, thereby giving defendants accused of burglaries, assaults, rapes and other crimes committed in victims' homes the right to return to those same homes; and

WHEREAS, the issues mentioned heretofore will undeniably impact past, present and future victims of crime in a negative manner, and in so doing, the bail and discovery reforms adopted by the State of New York will themselves further victimize these innocent individuals; and

WHEREAS, these bail and discovery laws, in their current form, represent a clear and present danger to society, will tilt the scales of justice in favor of suspected criminals and away from innocent crime victims, and risk reversing decades of bipartisan progress made by the State of New York in reducing crime; and

WHEREAS, the fundamental responsibility of governments to protect the vulnerable in society demands that the shortcomings of these laws be remedied prior to their effective date of January 1, 2020,

BE IT RESOLVED, that the Town Board of the Town of Evans and the Evans Police Department hereby supports legislation (S.6853) introduced by Senator Chris Jacobs and implores the State of New York to immediately amend or otherwise delay implementation of these laws by convening an emergency session of the State Legislature, or by emergency executive authority, or by any other means deemed possible by the State, and to do so before December 31, 2019; and

BE IT FURTHER RESOLVED, that the Evans Town Board asks all counties in New York State to urge their state representatives to take immediate action on the foregoing issues, and

BE IT FURTHER RESOLVED, that copies of this resolution be provided to every member of the New York State Legislature, Attorney General Letitia James, Governor Andrew Cuomo, Lieutenant Governor Kathy Hochul, Senator Charles Schumer, Senator Kirsten Gillibrand, the New York State Association of Counties, the New York State Sheriffs' Association, the New York State Association of Chiefs of Police, the District Attorneys Association of New York, the New York State Defenders Association, the New York State Probation Officers Association, the New York Council of Probation Administrators, the Association of Justices of the Supreme Court of the State of New York, the New York State Association of City Court Judges, the County Judges

Association of the State of New York, and the County Attorneys' Association of the State of New York.

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

RESOLUTION 2019 #479 Water Rates

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the Town of Evans entered into a Lease Management Agreement with the Erie County Water Authority, effective April 1, 2013; and

WHEREAS, the Town of Evans is responsible for the billing and maintenance of approximately 115 customers on Town of Evans waterlines; and

WHEREAS, these customers are primarily located on Woodcliff Road, McKinley Road, portions of Independence Drive and portions of Peppertree Drive; and

WHEREAS, the Erie County Water Authority raised their water rate charge on November 5, 2019, by their adopted budget, taking effect on January 1, 2020.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That pursuant to Section 106-1 the price of water will increase by 7 cents, per ECWA adopted 2020 budget, which will be $3.36 per 1,000 gallons; and

2. The minimum quarterly bill shall continue to be based upon a minimum of 9,000 gallons of water consumed; and

3. The per quarter infrastructure charge has been established as $20.04, which is a 39 cent increase per the ECWA adopted 2020 budget, and will continue to be added to the quarterly bill for each metered account; and

BE IT FURTHER RESOLVED that the above referenced change (price of water #1) will start effective January 1, 2020.

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

RESOLUTION 2019 #480 Water Surcharge Rates

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, per the Town's Lease Management Agreement with the Erie County Water Authority, the District shall notify the Erie County Water Authority annually the amount of its surcharge; and

WHEREAS, the Town has completed an analysis of its 2020 payment requirements relating to capital improvements, including construction and repairs, necessary to meet the Authority's standards; and

WHEREAS, the Town's only means of financing the aforementioned capital improvements is through the annual surcharge as outlined in the lease management agreement; and

WHEREAS, the surcharge per 1,000 gallons of water metered and billed to all, in and out, of District customers provided by the Town of Evans waterlines to meet the aforementioned debt requirements is estimated to be $4.25,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby establish the surcharge to be $4.25 per 1,000 gallons of water metered and billed to all, in and out, of District customers provided by the Town of Evans waterlines.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #481 Declare Surplus Equipment - Police

Supervisor Hosler moved and Councilman Schraft seconded,

RESOLVED, that the following Police Department radio equipment is hereby declared surplus equipment, and will be sold with proceeds being deposited in the Town's General Fund account:

(13) Kenwood TK-2360-K Portable Radios, with accessories, serial numbers:

- B2201283
- B2201284
- B2201285
- B2201286
- B2201287
- B2201288
- B2201289
- B2201290
- B2201291
- B0300129
- B0601306
- B0601310

- B0601311

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #482 Approve Town Licenses

Supervisor Hosler moved and Councilman Macko seconded,

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

David W. Smith D/B/A Pappi's Place - Refreshment

Deebe Ann Brown D/B/A Scallywags Grub & Spirits - Refreshment, Amusement & Live Band Commercial

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 2019 #483 Audit of Bills

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

AUDIT OF BILLS

DATE	12/5/2019
ABSTRACT NO.	23
VOUCHER NO.	5954 - 6018
CHECK NUMBERS	80370 - 80421
APPROVED AT	Board Meeting
DATE	12/4/2019
GENERAL	$172,080.87
PART TOWN	$7,209.67
HIGHWAY DB	$35,625.44
WATER	$6,489.23
CAPITAL PROJECTS	$11,239.90

SPECIAL DISTRICTS	$22,923.55
DEBT SERVICE	$0.00
TOTAL	**$255,568.66**

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #484 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to December 27, 2019 at 8am for a Town Board Meeting and a Work Session to follow.

This meeting adjourned in Memory of Daniel Haidon

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 M. Krajacic, RMC
Town Clerk

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, Erie County, New York will hold a public hearing on **December 4, 2019 at 7:10 P.M.** at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #11 of the year 2019 which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) – Provision for Official Zoning Map, for the purpose of rezoning a 0.49 acreparcel located at 8926 Lake Shore Road (SBL# 234.16-2-24) Angola, NY 14006 from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2) on the Town's official map. Copies of the Proposed Local Law 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-166151 November 23, 2019 -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 23, 2019

Signed: Sheila McWillson
Sheila McWillson

Signed before me this 25th day of November 2019

Barbara J Musso
Notary Public

BARBARA J. MUSSO
[illegible] State of New York
[illegible] Chautauqua County
[illegible] Expires 5/4/23