

AGENDA
REGULAR BOARD MEETING - TOWN OF BOSTON
May 15, 2024 - 7:30 P.M.

ITEM NO. I PRELIMINARY MATTERS

1. Call Meeting to Order
2. Roll Call
3. Pledge of Allegiance and Opening Prayer
4. Other Preliminary Matters

ITEM NO. II REGULAR BUSINESS

1. Correction and Adoption of the Minutes from April 17 and May 1, 2024
2. Consideration of all Fund Bills

ITEM NO. III CORRESPONDENCE

1. Town Clerk's Report for April 2024
2. Dog Control Officer Report for April 2024
3. Letter from National Fuel Gas Supply Corporation
4. Association of Towns, Supervisor's Roundtable – May 2024 Agenda
5. NYSEG and RG&E Warn of Ongoing Scams – April 30, 2024
6. Family Justice Center Power Point
7. Patchin Volunteer Fire Company form 990 for 2023
8. AOT Newsletter – et cetera May 2024
9. Letter from William E. Geary Jr., Erie County Department of Public Works – Notice of Back Creek Road Closure
10. Minutes from the Maplewood Cemetery Association – May 4, 2024
11. Notice of Raffle – Boston Fire Company
12. Letter from Highway Superintendent Telaak, new hire MEO, Ryan L. Baker
13. Application for Use of Meeting Facility – Boston Seniors Club

ITEM NO. IV NEW BUSINESS

1. Requests from the Floor (3-minute time limit per person)
2. Public Hearing on Fill Permit Application for Matt Kolodziejczak, 7008 Omphalius Road
3. Public Hearing on Fill Permit Application for Matt Kolodziejczak, 7631 Zimmerman Road
4. Resolution 2024-34 NYS Water Infrastructure Improvement Act – 2024 NYS Water Grant
5. Resolution 2024-35 Adopting Revised Schedule of Fees
6. Resolution 2024-36 Approval of HVAC Maintenance Agreement
7. Appointment of Assistant to Code Enforcement
8. Approval for new members Boston Volunteer Fire Company – Joshua Michael Tartick and Brian Teagarden
9. Application for Use of Facility – Boys & Girls Club – July 10, 2024
10. Application for Use of Facility – Boys & Girls Club – July 31, 2024
11. Application for Use of Facility – Jennifer Bulger – June 8, 2024

ITEM NO. V OLD BUSINESS

1. Resolution 2024-37 Adoption of Vehicle Usage Policy

ITEM NO. VI REPORTS AND PRESENTATIONS

1. Highway Superintendent
2. Councilmembers
3. Town Clerk
4. Supervisor

ITEM NO. VII ADJOURNMENT OF MEETING

1. Adjournment of Meeting

Present: Supervisor Jason Keding, Councilman Michael Cartechine, Councilwoman Kelly Martin, and Councilwoman Kathleen Selby.

Also Present: Highway Superintendent Telaak and Attorney for the Town Costello.

Reverend Jeffrey Snyder, Churchill Memorial United Methodist Church, opened the meeting with a prayer.

Supervisor Keding stated there are no Preliminary matters.

Regular business:

A motion was made by Councilwoman Martin and was seconded by Councilwoman Selby to approve the minutes of the March 6 and March 20, 2024 regular meetings.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Councilman Cartechine and was seconded by Councilwoman Martin upon review by the Town Board, that fund bills in the amount of \$245,706.22 be paid.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

Supervisor Keding stated the following has been received and filed under correspondence:

Town Clerk's Report for March 2024

Dog Control Officer Report for March 2024

Erie County Draft Minutes from February 22, 2024 & Association of Erie County Governments March 2024 Statement and The Dynamics of Snow Forecasting in the Buffalo Area

Erie-Net Local Development Corporation

Town of Boston Comprehensive Plan Steering Committee Meeting Notes from March 18, 2024

By The Numbers Community Profile - Boston, NY

Letter from Mark Poloncarz, County Executive - Affirmative Action Officer Training

AOT 2024-25 One House Budget Bill Summaries - Impact on Towns

Erie County Department of Environment and Planning, Re: Community Development Block Grant Report - 4/01/2023-3/22/2024

Letter from Boston Fire Company - Designation of points of contact for LOSAP program

New business:

Supervisor Keding stated the floor is open for public comment.

The following persons were heard:

Richard Hawkins
Denise Ufland
Jeff Persanti

Supervisor Keding stated the floor is closed.

A motion was made by Councilwoman Selby and was seconded by Councilwoman Martin,

**RESOLUTION 2024-27 AUTHORIZING PRIMARY AND GENERAL
ELECTION POLLING PLACE LEASE AGREEMENT**

The Town Board of the Town of Boston hereby authorizes the Town Supervisor to sign a lease agreement with the Erie County Board of Elections for Boston Town Hall to serve as a poll location on April 2, June 25, and November 5, 2024 in exchange for a payment totaling \$300.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilman Cartechine to amend RESOLUTION 2024-28, Knauff Shaw Comments to add noise modeling for any solar components to include, but not limited to inverter and associated equipment and the assessment of the adjacent neighbors.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilwoman Martin,

**RESOLUTION 2024-28 ACCEPTING COMMENTS OF CPL ENGINEERING AND
KNAUF SHAW ON THE LARGE-SCALE SOLAR PROJECT AND DIRECTING
KNAUF SHAW TO ISSUE THE COMMENTS TO THE PROJECT APPLICANT
ON BEHALF OF THE TOWN BOARD**

Motion Con't:

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilman Cartechine,

RESOLUTION 2024-29 APPOINT BOARD OF ASSESSMENT REVIEW MEMBERS

The Town Board does hereby approve the appointments of Robert Ganey and Clayton Schunk as members of the Board of Assessment Review, to fulfill the remaining term of these vacant positions which both expire on September 30, 2028.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

Old business:

A motion was made by Councilwoman Martin and was seconded by Councilwoman Selby to schedule the public hearing for fill permit application from Matt Kolodziejczak for 7008 Omphalius Road and schedule the public hearing for fill permit application from Matt Kolodziejczak for 7631 Zimmerman Road, May 15, 2024 at 7:40 pm.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilman Cartechine,

RESOLUTION 2024-26 ADOPTION OF VEHICLE USE POLICY

Supervisor Keding	Yes	Councilman Cartechine	Abstain
Councilwoman Martin	Abstain	Councilwoman Selby	Abstain

one (1) Yes three (3) Abstain Failed

The three Town Board members that abstained stated they need to further review.

DRAFT

Reports and Presentations:

Highway Superintendent Telaak reported on the following:

April brush pickup is over for the month. Starting May 1st, we will be around and do every road one more time in May. We have wood chips and fill available, fill out a release form if you want wood chips or fill. Some of the men are out cleaning up plow damage on the Town roads. If there was plow damage along the shoulder, we are out doing that and cleaning out the ditches. Two of the men are working in the shop, working on changing and pulling all the wheels off to check on the brakes and changing them if it is necessary. Winter and all the salt, the pins freeze and then the shoes do not work correctly.

Councilwoman Selby reported on the following:

The past rain, there was some erosion in flooding areas. Thanked Mark Gaston from Erie County Soil and Water as well as Supervisor Keding for fielding some of those issues. It was mostly focused in the Colonial Drive area. We are happy to know that it is going to be on the slate for this coming Fall. In the Fall those residents will hopefully be remedied of the situation. We have not had many calls. We thank the Supervisor's office for handling the issues.

Councilman Cartechine reported on the following:

Related to Resolution 2024-26; anybody that was in the agenda review tonight knows that we were late getting up here tonight. Respectfully, we as a Board really did not discuss that in detail. I am reluctant to take a vote for or against based on not having proper time for discussion. The executive session was late due to personnel matters. We ran out of time. So, we may see that one again. Supervisor Keding and I had the first contract talk and negotiation with the fire companies. The spirit of the meeting was very good. I would fully expect that we are going to have a collectively good contract to work with everybody. I know everybody was there with good intentions and good information. There is a lot that came down the pipeline, we all know it. Thanked everybody that attended that meeting.

Councilwoman Martin reported on the following:

Nothing to report tonight. Thank you.

Town Clerk Quinlan reported on the following:

I will continue to collect Town and County taxes through June 30, 2024. We are in the first penalty phase at this time through April 30th. Next ConnectLife Blood Drive, Tuesday May 7th in the Community room from 2 to 7 pm., this will be the 100th Blood Drive held here in the Town of Boston.

Supervisor Keding reported on the following:

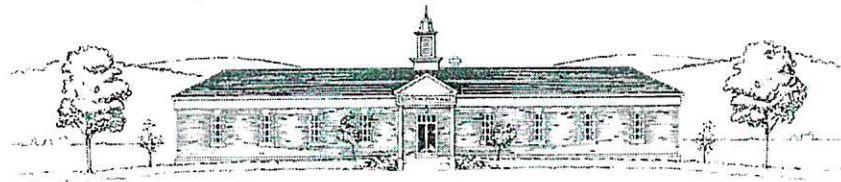
There has been a couple of questions from the residents: Rapid Act, there has not been a lot of discussion at the State level. The Association of Town's is an agency that works on legislative priorities with Town Supervisors and local Boards. The Local Law and Solar Code is in place, we cannot stop these things, it is not a matter of if it's when it comes to the municipality. It's a matter of going through the process, with no code, it's free game. The Comprehensive Plan public meeting did go very well, there were 18 to 19 people there, hoping for more, but we had great conversation and did have some new faces from the previous meeting. Comprehensive Plan is moving along. Colonial Drive, as Councilwoman Selby touched based on. If the Board can get Colonial Drive taken care of, it has been many years of discussion, residents in that area, it will solve their problems. Colonial Drive, hopefully you will be hearing more and a resolution to follow to take care of that Erie Net is something I have been working on for a long time. Erie Net will be replacing polls. There will be some roads in Town that will go down to a single lane. Boston State Road between Mill and Holiday will have a single lane. The road restriction will begin on April 26th with an estimated completion date of May 3rd. The restriction will be between 7:00 am and 4:00 pm daily. The purpose of this is pole replacements from Erie Net LDC. Lower East Hill Road, which is County Route #441, from Wohlhueter to Omphalius. Single lane road restriction which will begin on April 29th with an estimated completion date of May 6th. The time of the restriction will be from 7:00 am to 4:00 pm daily, for the purpose of pole replacement. Erie Net LDC will be performing that work. The Town reached out to the vendor who has supplied fireworks to the Town. The cost of the fireworks has increased. The budgeted amount is \$10,000. The same show would cost the Town somewhere between \$17,000.00 and \$19,500.00. We are looking at a very sizeable increase, there is going to be further Board discussion on this. I do not have an answer for anyone in public or anyone watching from home. It is a lot of money going up in smoke in a very short time. It is nice, but it is your taxpayer money and that all must stay under a 2% tax cap. Affirmative action officer training, fair housing officer. The training is tomorrow afternoon at 2 pm. I will be taking the course since the Board appointed me as the affirmative action officer for the community. The Town will be compliant for the fair housing officer. April 24th Erie County Executive has a State of the County, Supervisors and Mayors have been invited to that as other elected officials. I did put in my RSVP. EV Charging, the Town has received a designation for Climate Smart Community. About a year and a half ago the Town was provided a \$7,000 grant. Additional steps for that project for the Climate Smart Community that the Conservation Advisory Council has worked on, we have hit enough points to get an additional \$10,000. The EV Charging Pedestal Program hopefully will get that done by the end of the year, that will be located over by the Lion's Shelter. Erie County Sewer has a sewer line that crosses Back Creek Road down by Patchin. At the sewer board

meeting this morning, we discussed that area. New York state has a lot of regulations when it comes to DEC protected water ways. We are hoping it will be done by the end of the year or early next year. Permitting processes have begun and engineering is in the works. NYSEG will be putting in Smart meters across Erie County. Residents that decline to put in Smart Meters in their properties will have a surcharge added to their bill every month because NYSEG will have to send a truck out to read. There will be notification sent to the homeowner. The timeline to have these installed is very short, it will take 15 to 20 minutes. They will be working into the weekend also. Vehicle use policy, this is for all Town Employees. The document that is there is comprehensive, covers all employees whether they use a vehicle or not. This policy is being used as a model for the NYS Comptroller's office. My staff and I worked very hard on this along with EBC (Employee Benefits Consulting) who is our HR vendor to make sure we had a comprehensive plan. It's Board discussion whether they want to adopt it. I can only put it in front of the Board, they choose to adopt, I am only one Board member.

A motion was made by Supervisor Keding and was seconded by Councilwoman Martin to adjourn the meeting at 8:14 p.m.

Supervisor Keding	Yes	Councilman Cartechine	Yes
Councilwoman Martin	Yes	Councilwoman Selby	Yes
four (4) Yes			Carried

SANDRA L. QUINLAN, BOSTON TOWN CLERK



TOWN OF BOSTON

Town Board Meeting: May 15, 2024

Abstract #1 – 2024 Payables

Journal #AP-4411

\$ 477,593.25

Total Payables Due

\$ 477,593.25

Breakout by Fund:

General (A) Fund:	\$ 20,412.18
Highway (DB) Fund:	\$ 24,385.88
Lighting (L30) Fund:	\$ 1,437.63
Fire (SF) Fund:	\$ 141,984.00
Ambulance (SM) Fund:	\$ 718.38
Refuse & Garbage (SG) Fund:	\$ 73,050.18
Water Funds:	\$ -
Trust & Agency (TA):	\$ 4,935.00
Capital Projects (H):	\$ 210,670.00

Total expenses submitted for approval:

\$ 477,593.25

TOWN HALL, 8500 BOSTON STATE ROAD, BOSTON, NEW YORK 14025
PHONE: (716) 941-6113 FAX: (716) 941-6116 TDD: 1-800-662-1220

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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.

May 15, 2024 - ABSTRACT

Town of Boston Journal Proof Report Fiscal Year: 2024

Created By: epericak

Journal Number: AP - 4411		Journal Desc: AP Batch 13		Journal Date: 5/15/2024		Account Period: 5 - May		Status: Currently Active	
Account#	Account Description	Trans Description	Date	Reference	Debit	Credit	ENCLIQ	Seq #	
A00-0600-0000-0000	ACCOUNTS PAYABLE	Fund A00 AP Account	5/15/2024	Fund A00 AP Account	\$0.00	\$20,412.18	\$0.00	70	
A00-0690-0000-0000	CLEARING ACCT-JUSTICE	OFFICE OF STATE COMPTRROLLER 1430830-2024- 03-01 March 2024 - Justice Court Funds to State/County	5/15/2024	Vendor#: 178	\$3,091.00	\$0.00	\$0.00	48	
A00-1220-0400-0000	SUPERVISOR- CONTR	Jason Keding 4/25/24 Association of Erie County Gov't Meeting - 4/25/24	5/15/2024	Vendor#: 1568	\$60.00	\$0.00	\$0.00	45	
A00-1220-0400-0000	SUPERVISOR- CONTR	Amazon Capital Services 1TP1- YGRT-MN47 Supervisor/Bookkeeper - USB Hub, Dry Erase Markers, Chair Cover, File Tabs	5/15/2024	Vendor#: 2003	\$43.55	\$0.00	\$0.00	12	
A00-1320-0402-0000	SPECIAL AUDITS	Drescher & Malecki LLP 2404024 Accounting Services 3/1/24 - 3/31/24 (5.5 hr JE & Bank Rec Review / 15.5 hr Audit of AUD Procedures / 0.75 hr Departmental Audits)	5/15/2024	Vendor#: 1747	\$2,387.50	\$0.00	\$0.00	37	
A00-1320-0402-0000	SPECIAL AUDITS	Drescher & Malecki LLP 2404024 Accounting Services 3/1/24 - 3/31/24 (5.5 hr JE & Bank Rec Review / 15.5 hr Audit of AUD Procedures / 0.75 hr Departmental Audits)	5/15/2024	Vendor#: 1747	\$56.25	\$0.00	\$0.00	38	
A00-1321-0400-0000	ACCOUNTANT-CONTRACTUAL	Drescher & Malecki LLP 2404024 Accounting Services 3/1/24 - 3/31/24 (5.5 hr JE & Bank Rec Review / 15.5 hr Audit of AUD Procedures / 0.75 hr Departmental Audits)	5/15/2024	Vendor#: 1747	\$687.50	\$0.00	\$0.00	36	
A00-1355-0401-0000	ASSESSOR- CONTR	Springville Journal 207054 Notice of Examination of Assessment Inventory & Valuation Data (3/7/24) + Affidavit Fee	5/15/2024	Vendor#: 1869	\$43.72	\$0.00	\$0.00	59	
A00-1355-0401-0000	ASSESSOR- CONTR	Springville Journal 207332 Notice of Examination of Assessment Inventory & Valuation Data (3/14/24)	5/15/2024	Vendor#: 1869	\$8.71	\$0.00	\$0.00	60	
A00-1420-0401-0000	ATTORNEY- CONTR	Rupp Pfalzgraf LLC 367986 April 2024 - Attorney for the Town Retainer Agreement	5/15/2024	Vendor#: 1783	\$2,250.00	\$0.00	\$0.00	43	
A00-1620-0400-0000	BUILDINGS- CONTR	SHARE CORP. 266751 Buildings - Misc. Cleaning Supplies	5/15/2024	Vendor#: 236	\$1,090.17	\$0.00	\$0.00	49	
A00-1620-0400-0000	BUILDINGS- CONTR	NATIONAL FUEL 05/2024 - Acct. #3237465 08 Acct. #3237465 08 - Town Hall - May 2024 (406 CCF)	5/15/2024	Vendor#: 726	\$356.20	\$0.00	\$0.00	51	
A00-1620-0400-0000	BUILDINGS- CONTR	John W. Danforth Company SRVCE00054467 Service Call - Town Hall Boiler & Pump were down	5/15/2024	Vendor#: 1897	\$1,560.25	\$0.00	\$0.00	53	

**Town of Boston
Journal Proof Report
Fiscal Year: 2024**

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Account#	Account Description	Trans Description	Date	Reference	Debit	Credit	ENC/LIQ	Seq #
A00-1620-0400-0000	BUILDINGS- CONTR	Certified Pest Solutions 40539 (7751) May 2024 Pest Control Service - Town Hall	5/15/2024	Vendor#: 1811	\$55.00	\$0.00	\$0.00	55
A00-1620-0400-0000	BUILDINGS- CONTR	Cintas 4191053981 Town Hall - (12) Mats	5/15/2024	Vendor#: 1758	\$50.52	\$0.00	\$0.00	57
A00-1620-0400-0000	BUILDINGS- CONTR	Cintas 4189649523 Town Hall - (12) Mats	5/15/2024	Vendor#: 1758	\$50.52	\$0.00	\$0.00	58
A00-1620-0400-0000	BUILDINGS- CONTR	Cintas 4191763919 Town Hall - (12) Mats	5/15/2024	Vendor#: 1758	\$182.52	\$0.00	\$0.00	26
A00-1620-0402-0000	BUILDING- CONTR-REC CENTER	A Village Locksmith 15741 Boys & Girls Club - Door Closer & Adjust hinges on front entry	5/15/2024	Vendor#: 1617	\$400.00	\$0.00	\$0.00	13
A00-1620-0402-0000	BUILDING- CONTR-REC CENTER	Certified Pest Solutions 40541 (7752) Annual Barrier Treatment for Boys and Girls Club	5/15/2024	Vendor#: 1811	\$150.00	\$0.00	\$0.00	56
A00-1620-0402-0000	BUILDING- CONTR-REC CENTER	NATIONAL FUEL 05/2024 - Acct. #6897553 08 Acct. #6897553 08 - Boys & Girls Club - May 2024 (159 CCF)	5/15/2024	Vendor#: 726	\$139.27	\$0.00	\$0.00	50
A00-1620-0404-0000	BUILDING- CONTR- TROOPER BARRACKS	Certified Pest Solutions 40540 (2400) May 2024 Pest Control Service - Trooper Barracks	5/15/2024	Vendor#: 1811	\$55.00	\$0.00	\$0.00	54
A00-1620-0404-0000	BUILDING- CONTR- TROOPER BARRACKS	RUCKER LUMBER INC. BLDG Acct. - April 2024 BLDG Acct. #1475 - Invoice #182929	5/15/2024	Vendor#: 24	\$5.49	\$0.00	\$0.00	35
A00-1650-0400-0000	CENT COMMUNICATIONS- CONTR	Vaspian, LLC INV-015912 May 2024 Billing - VOIP Phone Systems (20 Extensions)	5/15/2024	Vendor#: 1947	\$408.00	\$0.00	\$0.00	14
A00-3620-0400-0000	SAFETY INSPECT- CONTR	Thomas Murphy 2024 WNY Stormwater Conference Parking Reimb. - WNY Stormwater Conference (3/26/24)	5/15/2024	Vendor#: 2028	\$16.48	\$0.00	\$0.00	8
A00-3620-0400-0000	SAFETY INSPECT- CONTR	Thomas Murphy 2024 AOT 2024 Association of Towns Conference Reimbursement - Hotel and Transportation	5/15/2024	Vendor#: 2028	\$924.00	\$0.00	\$0.00	9
A00-3620-0400-0000	SAFETY INSPECT- CONTR	Thomas Murphy 2024 AOT 2024 Association of Towns Conference Reimbursement - Hotel and Transportation	5/15/2024	Vendor#: 2028	\$162.00	\$0.00	\$0.00	10
A00-5132-0400-0000	GARAGE-CONTR	Cintas 4190579455 Highway - Uniforms	5/15/2024	Vendor#: 1758	\$65.05	\$0.00	\$0.00	2
A00-5132-0400-0000	GARAGE-CONTR	Cintas 4191279105 Highway - Uniforms	5/15/2024	Vendor#: 1758	\$65.05	\$0.00	\$0.00	4
A00-5132-0400-0000	GARAGE-CONTR	Cintas 4191763921 Highway - (7) Mats, (660) Shop Towels	5/15/2024	Vendor#: 1758	\$93.99	\$0.00	\$0.00	27
A00-5132-0400-0000	GARAGE-CONTR	Cintas 4191763921 Highway - (7) Mats, (660) Shop Towels	5/15/2024	Vendor#: 1758	\$106.20	\$0.00	\$0.00	28
A00-5182-0400-0000	STREET LIGHTING-CONTR	NYSEG 4/24 - Acct. #1001-3627-434 Acct. #1001-3627-434 - St. Light, Entire R3 (2565 kwh)	5/15/2024	Vendor#: 37	\$1,972.72	\$0.00	\$0.00	29

**Town of Boston
Journal Proof Report
Fiscal Year: 2024**

Created By: epericak

Journal Number: AP - 4411		Journal Desc: AP Batch 13		Journal Date: 5/15/2024	Account Period: 5 - May	Status: Currently Active		
Account#	Account Description	Trans Description	Date	Reference	Debit	Credit	ENCLIQ	Seq #
A00-5182-0400-0000	STREET LIGHTING-CONTR	NYSEG 4/24 - Acct. #1001-3627-426 Acct. #1001-3627-426 - St. Light Entire R2 (1070 kwh)	5/15/2024	Vendor#: 37	\$322.35	\$0.00	\$0.00	30
A00-5182-0400-0000	STREET LIGHTING-CONTR	NYSEG 4/24 - Acct. #1005-2715-660 Acct. #1005-2715-660 - 219 Lights (203 kwh)	5/15/2024	Vendor#: 37	\$43.64	\$0.00	\$0.00	33
A00-6410-0400-0000	PUBLICITY-CONTR	Visa 2622 - April 2024 April 2024 Visa Bill - Publicity - Jotform Fee for Collection of WIIA Support Letters	5/15/2024	Vendor#: 1863	\$42.41	\$0.00	\$0.00	39
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 208215 Help Wanted - HWY MEO (4/4/24)	5/15/2024	Vendor#: 1869	\$96.00	\$0.00	\$0.00	62
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 208216 Help Wanted - Code Enforcement (4/4/24)	5/15/2024	Vendor#: 1869	\$96.00	\$0.00	\$0.00	63
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 208217 Volunteers Needed - BAR (4/4/24)	5/15/2024	Vendor#: 1869	\$96.00	\$0.00	\$0.00	64
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 208977 PH Notice - Fill Permit 7008 Omphalius Rd. (4/25/24) + Affidavit Fee	5/15/2024	Vendor#: 1869	\$45.64	\$0.00	\$0.00	65
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 208978 PH Notice - Fill Permit 7631 Zimmmerman Rd. (4/25/24) + Affidavit Fee	5/15/2024	Vendor#: 1869	\$45.64	\$0.00	\$0.00	66
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 208979 Legal - RFQ Engineering Services (4/25/24) + Affidavit Fee	5/15/2024	Vendor#: 1869	\$169.52	\$0.00	\$0.00	67
A00-6410-0400-0000	PUBLICITY-CONTR	Springville Journal 206008 Legal Affidavit Shortage from January	5/15/2024	Vendor#: 1869	\$2.00	\$0.00	\$0.00	68
A00-6772-0400-0000	PROGRAMS FOR AGING-CONTR	McCullagh Coffee 110746 Coffee for Nutrition Program	5/15/2024	Vendor#: 1768	\$93.90	\$0.00	\$0.00	6
A00-7110-0400-0000	PARKS- CONTR	BOSTON HIGHWAY DEPT. April 2024 - Parks April 2024 - Parks Gas (27.2 gallons) and Diesel (24.6 gallons)	5/15/2024	Vendor#: 90	\$158.84	\$0.00	\$0.00	16
A00-7110-0400-0000	PARKS- CONTR	RUCKER LUMBER INC. REC Dept. - April 2024 REC Dept. #1465 - Invoice #182827	5/15/2024	Vendor#: 24	\$24.98	\$0.00	\$0.00	34
A00-7550-0400-0000	CELEBRATIONS- CONTR	Amazon Capital Services 11H9-NHY9-J3MX Celebrations - Flags & Flagpoles for Memorial Day	5/15/2024	Vendor#: 2003	\$1,496.43	\$0.00	\$0.00	11
A00-7620-0400-0000	ADULT REC- BOSTON SRS.	BEDORE TOURS 6/18/24 Trip Boston Seniors - Buffalo Boat Tour & Anchor Bar (6/18/24)	5/15/2024	Vendor#: 1383	\$1,095.00	\$0.00	\$0.00	7
A00-8010-0400-0000	ZONING-CONTR	Springville Journal 207953 ZBA Petitions #620 & #621 (3/28/24) + Affidavit Fee	5/15/2024	Vendor#: 1869	\$47.17	\$0.00	\$0.00	61
DB0-0600-0000-0000	ACCOUNTS PAYABLE	Fund DB0 AP Account	5/15/2024	Fund DB0 AP Account	\$0.00	\$24,385.88	\$0.00	69
DB0-5110-0400-0000	GENERAL REPAIRS-CONTR	COUNTY LINE STONE CO, INC. 159426 Washed #1A Stone for Roadwork (632.44 Tons)	5/15/2024	Vendor#: 579	\$16,443.44	\$0.00	\$0.00	18

**Town of Boston
Journal Proof Report
Fiscal Year: 2024**

Created By: epericak

Journal Number: AP - 4411		Journal Desc: AP Batch 13		Journal Date: 5/15/2024		Account Period: 5 - May		Status: Currently Active	
Account#	Account Description	Trans Description	Date	Reference	Debit	Credit	ENCLIQ	Seq #	
DB0-5130-0400-0000	MACHINERY- CONTRACTUAL	Amazon Capital Services 1LNC01NH9-TNCK Highway - Valve Core, LED Light, Safety Glasses, AAA Batteries, Rust- Oleum, Compressed Air	5/15/2024	Vendor#: 2003	\$241.54	\$0.00	\$0.00	1	
DB0-5130-0400-0000	MACHINERY- CONTRACTUAL	REGIONAL INTERNAT'L CORP. 033285958P O-Ring Seal; Spring Washer	5/15/2024	Vendor#: 842	\$12.00	\$0.00	\$0.00	5	
DB0-5130-0400-0000	MACHINERY- CONTRACTUAL	REGIONAL INTERNAT'L CORP. 033285265P Chamber Break Piggy Back	5/15/2024	Vendor#: 842	\$263.15	\$0.00	\$0.00	3	
DB0-5142-0400-0000	SNOW REMOVAL- CONTRACTUAL	AMERICAN ROCK SALT CO LLC 0764340 Salt (40.75 Tons) - Ticket 1154859	5/15/2024	Vendor#: 135	\$1,843.13	\$0.00	\$0.00	15	
DB0-5142-0400-0000	SNOW REMOVAL- CONTRACTUAL	AMERICAN ROCK SALT CO LLC 0764373 Salt (41.29 Tons) - Ticket 50125421	5/15/2024	Vendor#: 135	\$1,867.96	\$0.00	\$0.00	19	
DB0-5142-0400-0000	SNOW REMOVAL- CONTRACTUAL	AMERICAN ROCK SALT CO LLC 0764388 Salt (41 Tons) - Ticket 1154886	5/15/2024	Vendor#: 135	\$1,854.84	\$0.00	\$0.00	20	
DB0-5142-0400-0000	SNOW REMOVAL- CONTRACTUAL	AMERICAN ROCK SALT CO LLC 0764361 Salt (41.11 Tons) - Ticket 50125375	5/15/2024	Vendor#: 135	\$1,859.82	\$0.00	\$0.00	21	
H03-0600-0000-0000	ACCOUNTS PAYABLE	Fund H03 AP Account	5/15/2024	Fund H03 AP Account	\$0.00	\$210,670.00	\$0.00	76	
H03-8340-0200-0000	WATER TANK REHAB	ERIE COUNTY WATER AUTHORITY 202302 Water Tank Refurbishment - Crestwood Storage Tank - Final Bill	5/15/2024	Vendor#: 96	\$200,970.00	\$0.00	\$0.00	46	
H03-8340-0200-0000	WATER TANK REHAB	ERIE COUNTY WATER AUTHORITY 202301 Water Tank Refurbishment - Rice Hill Storage Tank - Final Bill	5/15/2024	Vendor#: 96	\$9,700.00	\$0.00	\$0.00	47	
L30-0600-0000-0000	ACCOUNTS PAYABLE	Fund L30 AP Account	5/15/2024	Fund L30 AP Account	\$0.00	\$1,437.63	\$0.00	73	
L30-5182-0401-0000	CONTRACTS	NYSEG 4/24 - Acct. #1001-3627- 418 Acct. #1001-3627-418 - St. Light Dist. 1, R3 (1666 kwh)	5/15/2024	Vendor#: 37	\$1,328.70	\$0.00	\$0.00	31	
L30-5182-0401-0000	CONTRACTS	NYSEG 4/24 - Acct. #1001-3627- 400 Acct. #1001-3627-400 - St. Light Dist. 1, R2 (333 kwh)	5/15/2024	Vendor#: 37	\$108.93	\$0.00	\$0.00	32	
SF0-0600-0000-0000	ACCOUNTS PAYABLE	Fund SF0 AP Account	5/15/2024	Fund SF0 AP Account	\$0.00	\$141,984.00	\$0.00	74	
SF0-3410-0401-0000	CONTRACTS	PROVIDENT AGENCY, INC. 83944 Boston Fire Company Service Award Program Life Insurance Policy #G-30175-10408 (7/10/2024 - 7/9/2025)	5/15/2024	Vendor#: 287	\$4,960.00	\$0.00	\$0.00	41	
SF0-3410-0401-0000	CONTRACTS	Pinsky Law Group, PLLC 2023 Review - Pymt 1 of 2 Fire LOSAP Point Audit of 2023 - Payment 1 of 2(Res. 2024-33)	5/15/2024	Vendor#: 1998	\$2,400.00	\$0.00	\$0.00	42	

**Town of Boston
Journal Proof Report
Fiscal Year: 2024**

Created By: epericak

Journal Number: AP - 4411		Journal Desc: AP Batch 13		Journal Date: 5/15/2024	Account Period: 5 - May	Status: Currently Active		
Account#	Account Description	Trans Description	Date	Reference	Debit	Credit	ENC LIQ	Seq #
SF0-9025-0800-0000	SERVICE AWARDS PROGRAM	Nationwide Retirement Plans Excess Sales Tax from 2023 Additional Contribution for Town of Boston Fireman's Fund LOSAP (Res. 2024-32)	5/15/2024	Vendor#: 1655	\$134,624.00	\$0.00	\$0.00	40
SG0-0600-0000-0000	ACCOUNTS PAYABLE	Fund SG0 AP Account	5/15/2024	Fund SG0 AP Account	\$0.00	\$73,050.18	\$0.00	72
SG0-8160-0401-0000	GARBAGE CONTRACTUAL BFI	WASTE MANAGEMENT 0021982-1342-9 April 2024 Curb Service & Hazardous Waste Collection / March 2024 Recycling (37.32 tons)	5/15/2024	Vendor#: 432	\$64,084.02	\$0.00	\$0.00	22
SG0-8160-0401-0000	GARBAGE CONTRACTUAL BFI	WASTE MANAGEMENT 0021982-1342-9 April 2024 Curb Service & Hazardous Waste Collection / March 2024 Recycling (37.32 tons)	5/15/2024	Vendor#: 432	\$1,623.05	\$0.00	\$0.00	23
SG0-8160-0401-0000	GARBAGE CONTRACTUAL BFI	WASTE MANAGEMENT 0021982-1342-9 April 2024 Curb Service & Hazardous Waste Collection / March 2024 Recycling (37.32 tons)	5/15/2024	Vendor#: 432	\$7,330.18	\$0.00	\$0.00	24
SG0-8160-0401-0000	GARBAGE CONTRACTUAL BFI	WASTE MANAGEMENT 0021982-1342-9 April 2024 Curb Service & Hazardous Waste Collection / March 2024 Recycling (37.32 tons)	5/15/2024	Vendor#: 432	\$12.93	\$0.00	\$0.00	25
SM0-0600-0000-0000	ACCOUNTS PAYABLE	Fund SM0 AP Account	5/15/2024	Fund SM0 AP Account	\$0.00	\$718.38	\$0.00	71
SM0-4540-0400-0000	CONTRACTUAL	NATIONAL FUEL 05/2024 - Acct. #3237466 06 Acct. #3237466 06 - EMS Building - May 2024 (238 CCF)	5/15/2024	Vendor#: 726	\$208.75	\$0.00	\$0.00	52
SM0-4540-0400-0000	CONTRACTUAL	BOSTON HIGHWAY DEPT. April 2024 - EMS April 2024 - EMS Gas (76.7 gallons) and Diesel (90.3 gallons)	5/15/2024	Vendor#: 90	\$509.63	\$0.00	\$0.00	17
TA0-0600-0000-0000	ACCOUNTS PAYABLE	Fund TA0 AP Account	5/15/2024	Fund TA0 AP Account	\$0.00	\$4,935.00	\$0.00	75
TA0-1000-0031-0000	SOLAR ESCROW	Knauf Shaw LLP 00121 Delaware Solar Project Review - January 2024 - April 2024 (19.2 hr)	5/15/2024	Vendor#: 2083	\$4,935.00	\$0.00	\$0.00	44
Total Number of 76 Transactions			No Errors		\$477,593.25	\$477,593.25	\$0.00	

AP - 4411 Summary By Fund Number

Fund	Debit	Credit	ENC LIQ
A00	\$20,412.18	\$20,412.18	\$0.00
DB0	\$24,385.88	\$24,385.88	\$0.00
H03	\$210,670.00	\$210,670.00	\$0.00
L30	\$1,437.63	\$1,437.63	\$0.00

May 15, 2024 - ABSTRACT

Town of Boston
Journal Proof Report
Fiscal Year: 2024

Created By: epericak

Account#	Account Description	Trans Description	Date	Reference	Debit	Credit	ENCLIQ	Seq #
SF0	\$141,984.00	\$141,984.00	\$0.00					
SG0	\$73,050.18	\$73,050.18	\$0.00					
SM0	\$718.38	\$718.38	\$0.00					
TA0	\$4,935.00	\$4,935.00	\$0.00					
Total	\$477,593.25	\$477,593.25	\$0.00					

AUDITED & APPROVED BY TOWN BOARD, RECORDED BY TOWN CLERK _____ DATE _____

TOWN CLERK'S MONTHLY REPORT

TOWN OF BOSTON, NEW YORK

APRIL, 2024

TO THE SUPERVISOR:

PAGE 1

Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A1255

<u>8</u>	DECALS	<u>12.42</u>
<u>3</u>	MARRIAGE LICENSES NO. 24002 TO 24004	<u>52.50</u>
<u>27</u>	PHOTOCOPIES	<u>6.75</u>
<u>44</u>	DEATH CERTIFICATES	<u>440.00</u>
<u>5</u>	MARRIAGE CERTIFICATES	<u>50.00</u>
<u>82</u>	FAXES	<u>20.50</u>

TOTAL TOWN CLERK FEES 582.17

A1550

<u>2</u>	DISPOSITION OF DOG	<u>50.00</u>
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TOTAL A1550 50.00

A2544

<u>27</u>	DOG LICENSES	<u>226.00</u>
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TOTAL A2544 226.00

A2555

<u>12</u>	BUILDING PERMITS	<u>2,560.00</u>
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TOTAL A2555 2,560.00

A2590

<u>2</u>	SPECIAL PERMIT	<u>300.00</u>
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TOTAL A2590 300.00

SR2130

<u>43</u>	WM BAG STICKER	<u>129.00</u>
<u>4</u>	PRO ANNUAL FEE ADD. TOTE	<u>356.61</u>

TOTAL SR2130 485.61

TOWN CLERK'S MONTHLY REPORT

APRIL, 2024

page 2

DISBURSEMENTS

PAID TO SUPERVISOR FOR GENERAL FUND	<u>3,717.17</u>
PAID TO SUPERVISOR FOR REFUSE & GARBAGE	<u>485.61</u>
PAID TO NYSDEC FOR DECALS	<u>212.58</u>
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	<u>41.00</u>
PAID TO NYS HEALTH DEPT FOR MARRIAGE LICENSES	<u>67.50</u>
TOTAL DISBURSEMENTS	<u>4,523.86</u>

MAY 1, 2024


_____, SUPERVISOR
JASON KEDING *MAY 7 2024*

STATE OF NEW YORK, COUNTY OF ERIE, TOWN OF BOSTON


I, SANDRA QUINLAN, being duly sworn, says that I am the Clerk of the TOWN OF BOSTON that the foregoing is a full and true statement of all Fees and moneys received by me during the month above stated, excepting only such Fees the application and payment of which are otherwise provided for by law.

Subscribed and sworn to before me this



Town Clerk

6th day of *May* 20*24*




Notary Public

KAREN M. MILLER
Notary Public, State of New York
Reg. No. 01MI6385215
Qualified in Erie County
Commission Expires 12-21-20*26*

TOWN OF BOSTON DOG CONTROL OFFICER REPORT

Month of: April 2024

<u>Dates of Month</u>	1st Week 1st - 7th	2nd Week 8th - 14th	3rd Week 15th - 21st	4th Week 22nd - 31st	TOTALS
Phone Calls Received	1	1	4	3	9
Phone Calls Returned	1	1	4	3	9
# of alive dogs picked up	0	1	0	1	2
# of dead dogs picked up	0	0	0	0	0
# of dogs released to owner	0	1	0	1	2
# of dogs euthenized	0	0	0	0	0
# of dogs adopted	0	0	0	0	0
# of dogs impounded	0	0	0	0	0

Signature of Dog Control Officer:  _____

Date Submitted: 5-17-2024



MAY 7 2024 AM 9:42

May 1st, 2024

Town of Boston
8500 Boston State Road
Boston, NY 14025

Re: National Fuel Gas Supply Corporation
Town of Boston, Erie County, New York
SBL: 258.00-2-7.1

To Whom It May Concern:

This letter is to inform you that in the very near future contracted crews representing National Fuel Gas Supply Corporation ("National Fuel") will be on or near your property. The crews will be in the vicinity of National Fuel's existing natural gas pipeline conducting a survey of our existing pipeline. As part of this process, survey flags and/or stakes may be installed.

The surveys may involve some minor, generally inconspicuous, disturbance to the surface of your property. We are advising you for informational purposes and expect little, if any, inconvenience to be caused by this activity.

If you have any questions, please contact me at (716) 857-7275. Thank you for your cooperation.

Sincerely,

A handwritten signature in blue ink, appearing to read "Matthew R. Hoenes", is written over a faint, light blue horizontal line. The signature is fluid and cursive.

Matthew R. Hoenes
Supervisor
Land Department

Supervisor's Roundtable Association of Towns May 2024

Agenda

- **Proposed changes to OSHA / negative impact on fire providing entities** – Jason Keding, Boston, Bill Wenzel, Duanesburg
 - OSHA revealed proposed rule in February 2024 to “modernize” protections for fire and emergency workers, including training and certification requirements, increased document and administrative burdens, and costly equipment, infrastructure and facility upgrades
 - Proposed rule can be found [here](#)
 - [Comments are due June 21, 2024](#)
- **Renewable energy and its impact on towns** - Jason Keding, Boston, Bill Federice, Conesville
 - In 2019, the state established the New York Climate Leadership and Community Protection Act (CLCPA) and created the Office of Renewable Energy Siting (ORES)
 - ORES has exclusive jurisdiction over siting renewable energy projects of at least 25 megawatts and has the ability to override local laws that are deemed unreasonably burdensome as they relate to CLCPA targets
 - RAPID Act – streamlined siting of major renewable energy facilities and major electric transmission facilities adopted as part of 2024-2025 state budget (TED Part O)
- **Even year election changes** – Matt Stanley, Town of Jay
 - In December 2023, the even-year election legislation became law. Elected officials with a two-year term of office up for election in 2025 will run for a one-year term of office in 2025. The elected official will run in 2026 for a two-year term of office, with the next election occurring in 2028
 - Elected officials with a four-year term of office up for election in 2025 will run for a three-year term of office in 2025. The elected official will run in 2028 for a four-year term of office, with the next election occurring in 2032
 - Elected officials with a four-year term of office up for election in 2027 will run for a three-year term of office in 2030. The elected official will run in 2030 for a four-year term of office, with the next election occurring in 2034
 - Association of Towns involvement:
 - The Association of Towns opposed this legislation
 - AOT resolutions committee recommended adopting a resolution opposing the even-year election changes to put before the membership at the 2024 annual meeting
 - Signed into law December 2023- resolution become moot
 - Supervisor / member feedback

- County lawsuits:
 - [Onondaga County](#)
 - [Rockland County](#)
 - Rensselaer County: filed suit on April 15, 2024
 - Association of Towns can file *amicus curiae* “friend of the court” briefs in support at appellate level upon approval from Executive Committee

NYSEG and RG&E Warn of Ongoing Scams

Staying alert and staying informed is the most effective way to combat scammers

BINGHAMTON, N.Y. — April 30, 2024 — New York State Electric & Gas (NYSEG) and Rochester Gas and Electric (RG&E), are reminding customers to be aware and informed about potential scammers, and to never give personal information to callers or individuals they cannot authenticate as a NYSEG or RG&E representative. While scams are ongoing throughout the year, the company has noted more aggressive tactics being used this spring.

“The best way to combat these types of scams is to stay alert and informed,” said Christine Alexander, vice president of Customer Service at NYSEG and RG&E. “If you’re uncertain of the identity of the caller or a visitor to your door, contact our customer service team immediately. We are always here to help you.”

NYSEG: call [800.572.1111](tel:800.572.1111)

RG&E: call [800.743.2110](tel:800.743.2110)

As a reminder, NYSEG and RG&E will never:

- Send an employee inside your personal residence to use a computer or other device.
- Have an employee take a photo of your electric bill.
- Send an employee to your home to offer a discount, offer a cost-saving program, or encourage you to sign up for a service.
- Ask customers to make a payment with a pre-paid debit card or other non-refundable methods.

Customers should also be aware of some known scammer tactics:

- **Fraudulent phone numbers:** Caller ID may show the call is coming from the utility. In some cases, the perpetrators pretend to have a specific knowledge about the customers they’re calling and may even provide a callback number with a recorded greeting similar to NYSEG and RG&E’s customer service line.
- **Fraudulent emails and texts:** Scammers are using digital correspondence to portray themselves as the utility.
- **Door-to-door imposters:** Scammers have posed as NYSEG and RG&E employees, claiming they are responding to reports that scammers are in the neighborhood.

Types of scams that customers should look out for include:

- Disconnection threat: Someone posing as a utility representative, aggressively telling a customer their account is past due and a crew is on the way to shut off service unless an immediate payment is made – typically using a prepaid debit or another non-refundable form of payment.
- Meter payment: The caller or in-person scammer instructs the customer to pay with cash or a prepaid debit card to cover the costs of a new meter or meter upgrade.
- Information request: The caller insists that a recent payment encountered a system glitch and was not completed, or that the company had not received the payment at all. The perpetrator then asks the customer to make a false payment using a prepaid debit card or by providing personal bank account information.

Safety tips for customers:

- There is little NYSEG and RG&E can do once a victim has been scammed. Customers who suspect that they have been victims of fraud or who feel threatened during contact with a scammer should notify local law enforcement authorities, and the Federal Trade Commission (<http://www.ftc.gov/>). This will help authorities shut down scams and prosecute the scammers.
- Know the available payment methods: NYSEG and RG&E will never ask customers to purchase debit cards to make payments. We do accept a variety of payment methods and customer care representatives will work with individual customers to help them pay down outstanding balances and maintain service.
- If you're unsure of the identity of a caller, hang up and call the utility directly using the information on a utility bill or the company's website. Never give out personal or account information to a caller you're not sure of.
- Check ID: NYSEG and RG&E employees and contractors carry company-issued photo ID with a unique employee number. Ask for ID before providing personal or account information or granting access to your property. If you are not certain, call to confirm using the number on your bill or the company's website.
- Think twice before clicking links in emails that ask for payments. If you're uncertain the link is from the utility, you can make payments, check balances and find other information directly on the company's website.
- Enroll in AutoPay: The amount due is automatically deducted from a bank account each month, so you will have no concerns about an outstanding balance. More information on this payment option is available on the company's website.

#

New York. It also operates more than 8,150 miles of natural gas distribution pipelines and 20 miles of gas transmission pipelines. It serves approximately 894,000 electricity customers and 266,000 natural gas customers. For more information, visit www.nyseg.com.

About RG&E: Rochester Gas and Electric Corporation (RG&E) is a subsidiary of Avangrid, Inc. Established in 1848, RG&E operates approximately 8,800 miles of electric distribution lines and 1,100 miles of electric transmission lines. It also operates approximately 10,600 miles of natural gas distribution pipelines and 105 miles of gas transmission pipelines. It serves approximately 378,500 electricity customers and 313,000 natural gas customers in a nine-county region in New York surrounding the City of Rochester. For more information, visit www.rge.com.

About Avangrid: Avangrid, Inc. (NYSE: AGR) aspires to be the leading sustainable energy company in the United States. Headquartered in Orange, CT with approximately \$45 billion in assets and operations in 24 U.S. states, Avangrid has two primary lines of business: networks and renewables. Through its networks business, Avangrid owns and operates eight electric and natural gas utilities, serving more than 3.3 million customers in New York and New England. Through its renewables business, Avangrid owns and operates a portfolio of renewable energy generation facilities across the United States. Avangrid employs approximately 8,000 people and has been recognized by JUST Capital as one of the JUST 100 companies – a ranking of America’s best corporate citizens – in 2024 for the fourth consecutive year. In 2024, Avangrid ranked first among utilities and 12 overall. The company supports the U.N.’s Sustainable Development Goals and was named among the World’s Most Ethical Companies in 2024 for the sixth consecutive year by the Ethisphere Institute. Avangrid is a member of the group of companies controlled by Iberdrola, S.A. For more information, visit www.avangrid.com.



#1 IN UTILITIES

CNBC 2024

Media Contact:

Shelby Cohen

Shelby.cohen@avangrid.com

607-788-6785



Family Justice Center

You're Safe Here

The Family Justice Center provides free and confidential services to anyone experiencing domestic violence (relationship or familial abuse) at one secure, comfortable location.

Potential clients can meet with an advocate in person at our downtown office and by appointment at our satellite locations. Many services can be accessed remotely by phone or email.

Services and information can be provided to anyone who feels unsafe in their **intimate or familial relationship(s)** regardless of age, gender, sexual orientation, socioeconomic status, religion, citizenship, etc.

Origins of the Family Justice Center

2002

San Diego Family Justice Center opened, acting as the first ever “one stop shop” for people experiencing domestic violence.

OCTOBER 2003

United States Department of Justice announced the allocation of more than \$20 million to establish 15 Family Justice Centers throughout the country.

MAY 2, 2006

Family Justice Center of Erie County celebrated its grand opening.

LOCATIONS



Buffalo



Amherst



Grand Island



Orchard Park

Our Free & Confidential Services

SAFETY
PLANNING

CRISIS
INTERVENTION
and
SHORT-TERM
EMOTIONAL
SUPPORT

ASSISTANCE
WITH
ORDERS OF
PROTECTION &
FILING CHARGES

LINKS TO
ON-SITE &
OFF-SITE
PARTNERS
(CCTI)

COURT
ADVOCACY &
ACCOMPANIMENT

COMMUNITY
OUTREACH &
EDUCATION

RISK
ASSESSMENTS

FORENSIC
MEDICAL UNIT

Why are our services so important?

1 in 3 teens, 1 in 4 women, and 1 in 7 men will experience domestic violence.

In 2023:

- Over 6,000 SafeLine calls answered
- Completed intakes for 1,542 New Clients and 313 Clients from previous years
- Over 500 Family Offense Petitions drafted or assisted by FJC advocates
- Documented and assessed 438 strangulations
 - Of those that reported strangulation in the most recent incident, 318 reported that they had been strangled in previous incidents
 - 512 new clients reported that they had been previously strangled by their partner

Why are our services so important?

To date in 2024:

- Over **1,700 SafeLine** calls answered
- Completed intakes for **311 New Clients** and **174 Clients** from previous years
- Over **120 Family Offense Petitions** drafted or assisted by FJC advocates
- Documented and assessed **105 strangulations**
 - Of those that reported strangulation in the most recent incident, **73 reported that they had been strangled in previous incidents**
 - **114 new clients** reported that they had been previously strangled by their partner

All Clients	1618	Percentage of Total
14215	167	10.32%
14211	122	7.54%
14207	97	6.00%
14213	81	5.01%
14216	69	4.26%
14210	69	4.26%
14206	67	4.14%
14220	61	3.77%
14204	52	3.21%
14214	51	3.15%
14212	48	2.97%
14208	44	2.72%
14201	42	2.60%
14150	39	2.41%
14221	36	2.22%
14225	35	2.16%
14224	35	2.16%
14226	33	2.04%
14209	33	2.04%
14217	30	1.85%
14227	28	1.73%
14075	25	1.55%
14127	24	1.48%
14228	20	1.24%
14222	19	1.17%
14202	19	1.17%
14223	18	1.11%

Advocates meet with Clients in our Living Rooms



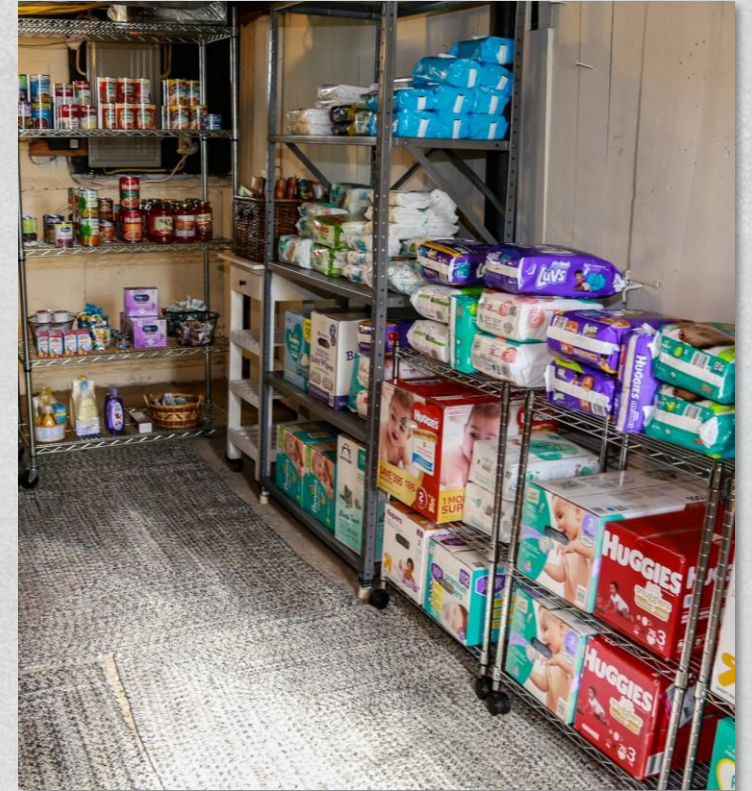
Advocates meet with Clients in our Living Rooms



Children's Playroom & Teen Room



Cooking for Clients & Essential Needs Pantries



Forensic Medical Unit



Forensic Medical Unit (FMU)

The Family Justice Center has the only Forensic Medical Unit in New York State dedicated *solely* to Domestic Violence

June Barbera, Registered Nurse

- Photographic documentation of physical injuries and body mapping
- Strangulation assessment and documentation
- Documentation of sexual assault and traumatic brain injuries
- Referrals to hospitals, urgent care, primary care, pre- and post-natal care, etc.
- Forensic Medical Assessment findings can be provided directly to attorneys and/or law enforcement
- Testifying as an expert witness

Strangulation: Assessment and Documentation

Why is strangulation so dangerous?

FJC has seen an **alarming increase** in the number of reported strangulations

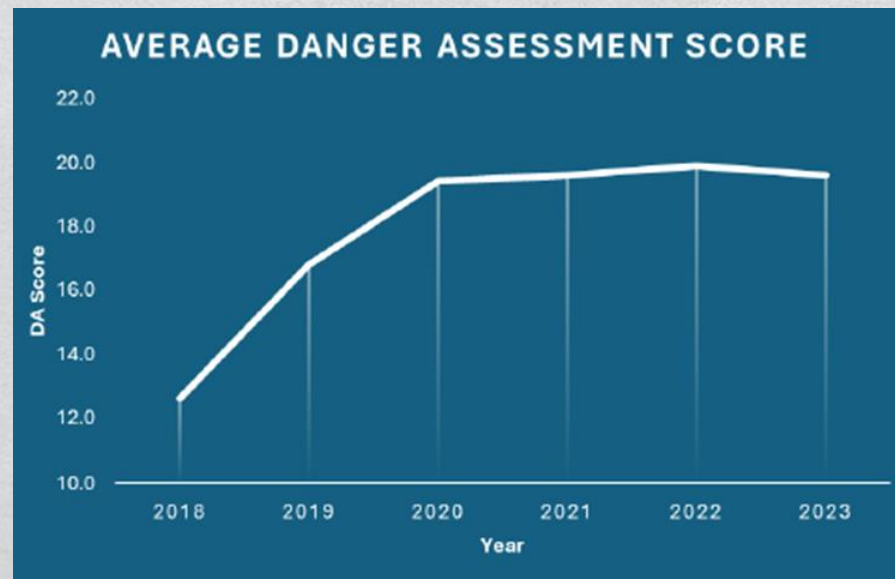
- In 2021, **174** clients reported they had experienced strangulation
- In 2023, that number increased to almost **500**

Strangulation: Assessment and Documentation

Why is strangulation so dangerous?

In 2023, the Family Justice Center completed a total of 860 Danger Assessments.

- 53% of clients reported that they had **experienced strangulation**.
- 60% of clients scored in the **highest danger category**, indicating extreme risk for lethality.
- There has been a significant increase in high danger cases over the past 5 years.



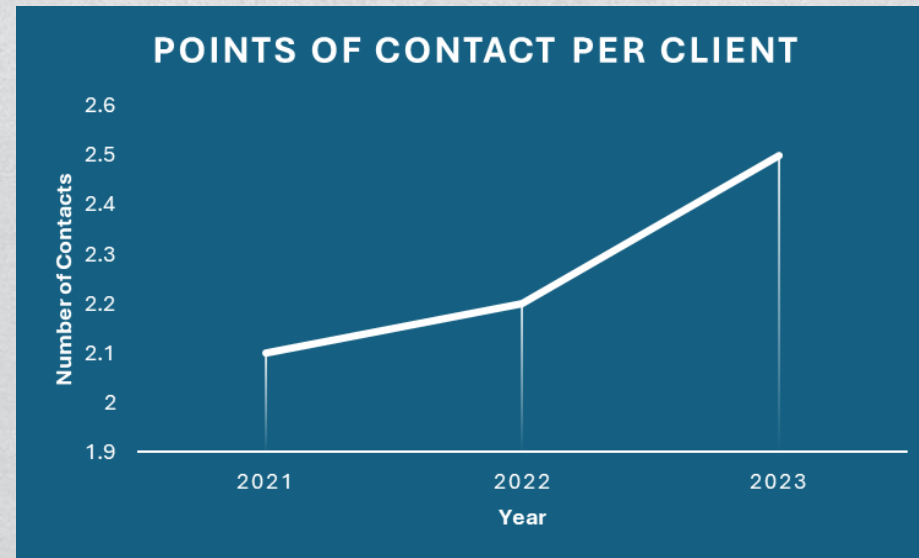
Strangulation: Assessment and Documentation

Why is strangulation so dangerous?

In 2023, the Family Justice Center completed

- intakes for **1,855 clients**,
- recorded a total of **2,395 domestic violence incident reports**, and
- recorded a total of **4,958 points of contact**.

This represents a **9% increase** in incidents per client and a **14% increase** in points of contact over the past year.



Strangulation: Assessment and Documentation

Why is strangulation so dangerous?

- Between 68-80% of high-risk survivors will experience near-fatal strangulation by their partner.
- Strangulation increases risk of homicide by 750% when compared to survivors who have never been strangled.
- Strangulation is among the most lethal forms of domestic violence. Loss of consciousness can occur within 5-10 seconds, and death within minutes.

Strangulation: Assessment and Documentation

The Importance of FMU Services and Documentation

- On average, only 50% of strangulation victims have visible injuries. Of these,
 - 35% were too minor to be visible in photographs
 - 15% were visible enough to be photographed
- It is possible to show no symptoms at first, but invisible or internal injuries can result in lasting complications, or death, days to weeks, even years later.
- Due to the lack of visible, external injuries, many people do not understand the danger of strangulation.

Choking vs. Strangulation

Medical professionals and strangulation experts have sought to clarify the difference between the two, especially when used in reference to acts of domestic violence.

Choking occurs **internally** when something gets lodged in the throat, blocking the airway and impeding breathing.

Strangulation occurs **externally** when pressure to or on the throat impedes breathing and/or the circulation of blood.

When a victim incorrectly identifies strangulation as choking, it could be to the advantage of the abuser whose attorney may use the incorrect wording to discredit witnesses on the stand in court.

Signs of Strangulation

Loss of consciousness can occur within 5-10 seconds, death can occur within minutes, and brain damage somewhere in between.

*“Strangulation is not normal.
Strangulation is not self-defense.
Strangulation is attempted murder...”*

*- Detective Tim Brown, Gilbert, AZ
Police Department*

SIGNS AND SYMPTOMS OF STRANGULATION v2.26.19

Based on: Strangulation in Intimate Partner Violence, Chapter 16, Intimate Partner Violence, Oxford University Press, Inc. 2009

NEUROLOGICAL

- Loss of Memory
- Loss of consciousness
- Behavioral changes
- Loss of sensation
- Extremity weakness
- Difficulty speaking
- Fainting
- Urination
- Defecation
- Vomiting
- Dizziness
- Headaches

SCALP

- Petechiae
- Bald spots (from hair being pulled)
- Bump to the head (from blunt force trauma or falling to the ground)

EYES & EYELIDS

- Petechiae to eyeball
- Petechiae to eyelid
- Bloody red eyeball(s)
- Vision changes
- Droopy eyelid

EARS

- Ringing in ears
- Petechiae on earlobe(s)
- Bruising behind the ear
- Bleeding in the ear

FACE

- Petechiae (tiny red spots slightly red or florid)
- Scratch marks
- Facial drooping
- Swelling

MOUTH

- Bruising
- Swollen tongue
- Swollen lips
- Cuts/abrasions
- Internal Petechiae

CHEST

- Chest pain
- Redness
- Scratch marks
- Bruising
- Abrasions

NECK

- Redness
- Scratch marks
- Finger nail impressions
- Bruising (thumb or fingers)
- Swelling
- Ligature Marks

VOICE & THROAT CHANGES

- Raspy or hoarse voice
- Unable to speak
- Trouble swallowing
- Painful to swallow
- Clearing the throat
- Coughing
- Nausea
- Drooling
- Sore throat
- Stridor

BREATHING CHANGES

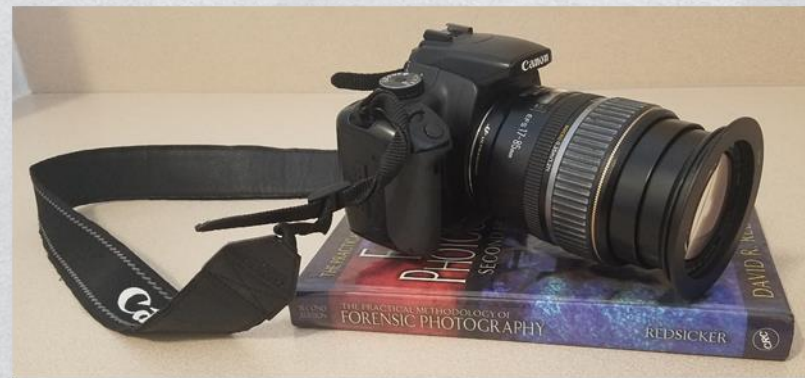
- Difficulty breathing
- Respiratory distress
- Unable to breathe

Original artwork and graphics by Yesenia Aceves

Strangulation: Assessment and Documentation

Forensic Technology

- Using Secure Digital Forensic Imaging (SDFI)
 - High resolution photographs
 - Lighting and filters capture injuries not visible by the naked eye, and can capture and convey the true extent of injuries for people with medium to dark complexions



CONTENT CAUTION

The next three slides contain photographs of actual injuries.

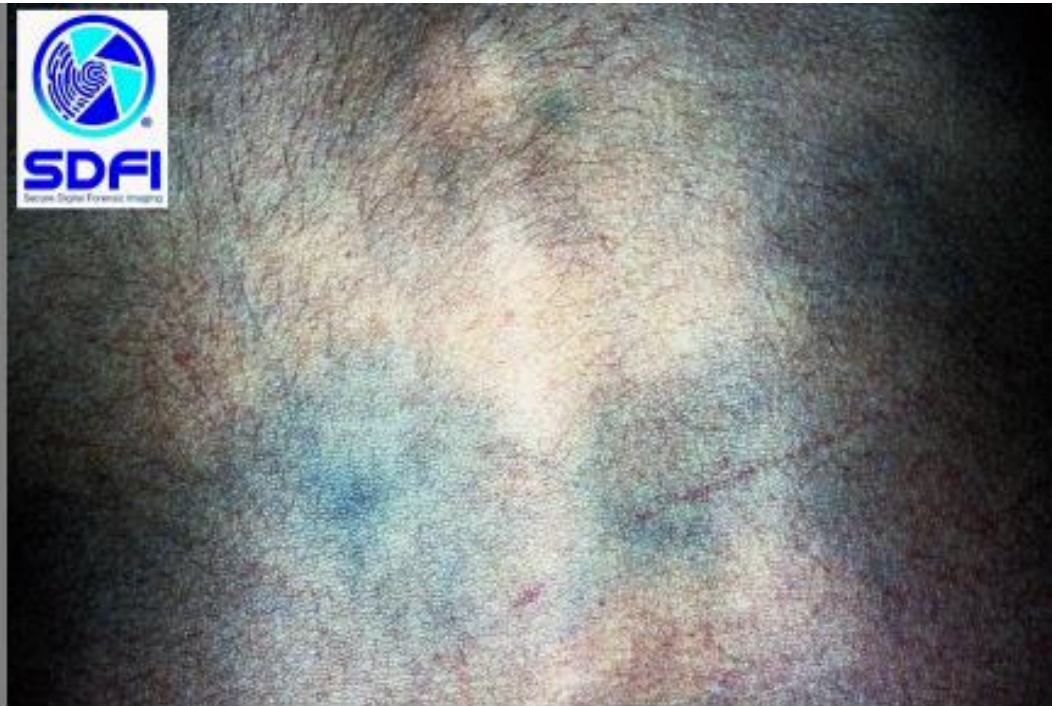
You are welcome to step away at any point.

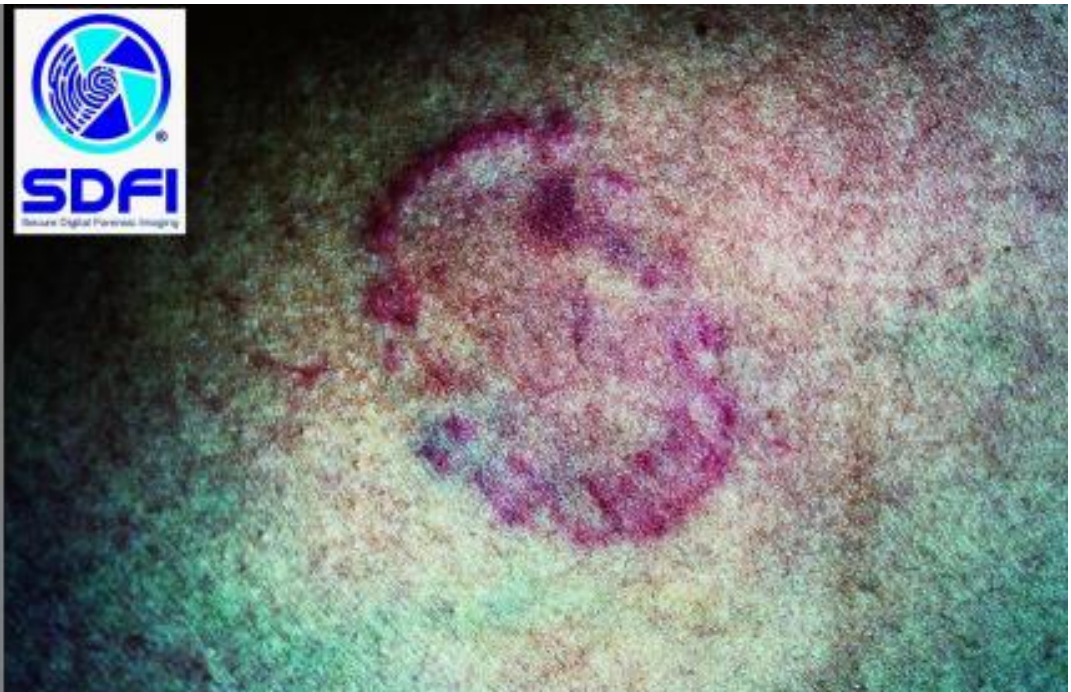


SDFI JPG Image



Viewed Through SDFI's Negative Invert Filter







**End of CONTENT
CAUTION**

In an effort to increase Client safety and meet the demands of these high-risk, high danger cases we can provide

- Gift cards and Uber Rides



- Ring Doorbells



- Driveway Alarms



- Safety Keychains



- Tracfone Cell phones



- To go bags



- Invisawear



- Window/Door Alarms

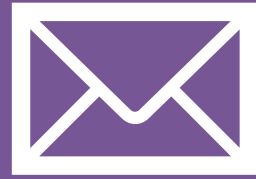


Client Quotes

- *"I was so worried about what this was going to be like. I never dreamed I would step into what feels like a spa with soothing music, comfy blankets, and really good food. I felt so safe and supported. You have changed my life forever. I am finally free."*
- *"Everyone was so kind and helpful. I have been a nervous wreck but now I feel like I can do this and I know now that I deserve better."*
- *"I came here without any diapers or shoes on my one-year-old. I was so ashamed but here I am leaving with a pack of diapers, wipes, toys, shoes for both of us, a phone, and groceries. My heart is so full. You are all angels. God bless you all"*



(716) 558-7233 (SAFE)



safe@fjcsafe.org



www.fjcsafe.org

ReachOutWNY.org

For more information on FJC services and supports or if you would like to make a donation please call, email or visit our website.

Thank you!



Family Justice Center

Return of Organization Exempt From Income Tax

Department of the Treasury Internal Revenue Service

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations) Do not enter social security numbers on this form as it may be made public. Go to www.irs.gov/Form990 for instructions and the latest information.

Open to Public Inspection

Form header section containing organization name (PATCHIN FIRE COMPANY), address (8333 BOSTON STATE RD, BOSTON NY 14025), and financial data (Gross receipts \$ 386,927).

Part I Summary

Summary table with columns for Revenue, Expenses, and Net Assets or Fund Balances. Includes rows for mission statement, revenue breakdown, and expense breakdown.

Part II Signature Block

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete.

Signature block containing officer signature (NATHALIE COLLINS, TREASURER) and preparer information (GREGORY PARKES, HRB TAX GROUP INC).

May the IRS discuss this return with the preparer shown above? See instructions. [X] Yes [] No

may 2024

et cetera

A member-focused, digital round-up
of breaking news and timely updates

Calendar of Events

2024 Town Finance Schools

- **May 7-8, 2024 | Geneva, NY**
- **May 14-15, 2024 | Albany, NY**
- **Member \$200 | \$225 on-site**

Co-sponsored with the Office of the State Comptroller. Registration includes all-conference access, including admittance to all presentations, as well as our exhibitor hallway, and breakfast, lunch, refreshment breaks and materials. Click [here](#) for the full agenda and registration form.

- **41 Lakefront Hotel**, 41 Lake Front Drive, Geneva, NY 14456 • \$107/night • 315-789-0400 (mention Association of Towns) • Cut-off is April 16.
- **Albany Marriott**, 189 Wolf Road, Albany, NY 12205 • \$114/night • 518-458-8444 (mention Association of Towns) • Cut-off is May 1.

2024 Highway School

- **June 3 - 5, 2024 • Ithaca College**

Sponsored by the Association of Towns and the NYS LTAP Center - Cornell Local Roads Program

Early registration fee on or before May 17: \$125.

After May 17, attendees must register on-site at a rate of \$165.

2024 Highway School Topics

Legal Panel • Budget, Inflation, & Purchase Lead Time • Highway Materials • CDL Training • Electric Vehicles • Signs and Markings • A Year in the Life of a Highway Superintendent • Reasonable Suspicion

On-Site Registration and early check-in is available between 3 and 5 p.m. on Sunday June 2 in the Glazer Arena of the Ithaca College Athletics and Events Center on the Ithaca College Campus. Conference check-in will resume Monday June 3 at 8 a.m.

ONLINE REGISTRATION IS OPEN NOW!

[Click here to register online today.](#)

Call to Action!

Proposed Changes to OSHA Fire Brigade Requirements Will Have Chilling Effect on Fire-Providing Entities

In February, OSHA revealed its proposed rule to modernize protections for fire and emergency workers. The proposed rule addresses training and certification requirements, increased document and administrative burdens, and costly equipment, infrastructure and facility upgrades to fire-providing entities. If enacted, these changes could very likely further hamper the already-struggling recruitment and retention efforts of fire departments in New York. Information on the most impactful components of the proposed rule can be found [here](#). Comments on the proposed rule are due June 21, 2024 and can be submitted [here](#). The Association of Towns will submit comments – if you have information on how the proposed regulations would impact fire protection in your town to include in our comments, please contact Katie Hodgdon at khodgdon@nytowns.org.

EFC ACCEPTING APPLICATIONS FOR \$60 MILLION IN GREEN RESILIENCY GRANTS

- **Applications Due by August 16**

President & CEO Maureen A. Coleman announced that the New York State Environmental Facilities Corporation (NYSEFC) is now accepting applications for the inaugural round of the new Green Resiliency Grant (GRG) program. Gov. Kathy Hochul has made at least \$60 million available for green infrastructure projects such as green roofs, green streets, and permeable pavement. The new program will prioritize grants to flood-prone communities for projects that help protect New Yorkers from extreme weather events.

Applications and eligibility guidelines are available on EFC's website at www.efc.ny.gov/grg. Applications are due by 5 p.m. on August 16. A competitive grant program, GRG may fund up to 90 percent of eligible project costs with a maximum grant of \$10 million. Eligible projects must have a minimum total project cost of \$1 million and positively impact a minimum of 100,000 cubic feet of stormwater runoff annually. Eligible projects include those that address combined and/or sanitary sewer overflow during extreme weather events and those that combine green infrastructure and nature-based features to ensure infrastructure is climate resilient.

Association Update

On Wednesday, May 1, Christopher A. Koetzle officially stepped into his new role as Executive Director of the Association of Towns of the State of New York. Mr. Koetzle begins this statewide role after serving 15 years as the Town Supervisor in the Town of Glenville in Schenectady County.

Mr. Koetzle began his public service career in 2007 when he was elected to the Glenville Town Board and has served as town supervisor since winning his 2009 election, becoming the longest-serving supervisor in the history of the town of nearly 30,000 residents. Mr. Koetzle also previously served the Association of Towns on both its Resolutions Committee, which is tasked with developing the Association's legislative platform that is voted on every year, and its Executive Committee, which is the governing board of the Association.

A natural collaborator and problem-solver, Mr. Koetzle will call on his strong financial and communications backgrounds to lead the Association in its daily operations and advocacy at the state and federal levels on behalf of the 933 towns in New York State that are home to more than 9 million total residents.

A graduate of St. John Fisher College (B.A.) in Rochester and SUNY-Brockport (M.A.), Mr. Koetzle has served in many volunteer organizations and service organizations and has received numerous professional distinctions. He is married and has three children.



Also on May 1, Town of Potsdam Town Clerk Cindy Goliber began her term as AOT President. Members of AOT's legal and professional staff were on hand as Ms. Goliber was surprised at the New York State Town Clerks Association annual dinner and gala by being named NYSTCA's Town Clerk of the Year.

Ms. Goliber was nominated by a lengthy list of colleagues and state leaders and then ultimately chosen to receive the honor by a committee of her peers. Congratulations Cindy!

HOT TOPIC

Assessor's Corner

It is that time of year – the flowers are blooming, pollen is in the air, and property owners are ready to grieve their taxes!

Q: Can the town change its Grievance Day?

A: Generally, speaking, grievance day – where taxpayers appear before the board of assessment review to challenge the proposed assessed value of their property on the tentative roll – occurs on the fourth Tuesday in May (see Real Property Tax Law section 512). A number of assessors serve as the assessor for multiple towns. As the assessor is required to be present at grievance day and assessors have not yet figured out how to be in two places at one time (if they have in fact figured this out please reach out), the law authorizes the town to adopt a local law establishing a different date for grievance day to accommodate these assessors. The new date must be no earlier than the fourth Tuesday in May and no later than the second Tuesday in June (see Real Property Tax Law section 512 1-a]). Should the town wish to change its grievance day to accommodate the assessor, it should work with the assessor and the other assessing units involved to ensure that

the new date works for all involved parties.

Q: Is the Assessor Required to Reinspect or Reappraise All Properties When Conducting a Revaluation?

A: The valuing and revaluing of real property situated within the town's jurisdiction falls to the assessor. Real Property Tax Law section 102 (12-a) defines a revaluation as a systematic review of all real property situated within the town in order to comply with the assessment standards set forth in the law (see Real Property Tax Law section 305). This suggests that an assessor must revalue all property in the town – instead of, say, only revaluing the residential properties in the town and not the commercial properties. However, this is not the case, as there is case law (see *Parisi v Town of Southampton*, 54 AD3d 320 [2008]) that says the assessor does not need to reinspect all properties in the locality, as long as a “systematic review” was conducted. In the aforementioned case, the assessor reviewed and evaluated the petitions made by owners of commercial properties and determined that their values

had not appreciated. The court found that this review of commercial properties met the requirement that all property be assessed at a uniform percentage of value. In short, it is possible to conduct a revaluation without changing the value of all properties, so long as the assessor can demonstrate why those properties remained unchanged.

LAST CALL

Let us know what - if anything - you would change about our Annual Meeting!

We know you've got opinions about our annual meeting, and we'd like you to share them with us! Whether you were able to join us this year or not, we are asking for your help by participating in a 5-minute survey so we can better plan our future flagship event. **Please take some time to complete this brief survey by May 15** and let us know your thoughts by clicking [here](#) or scanning the QR code below. Thanks for your help!



SAFETY CORNER

Hazard Communication Strategies

With facility chemical explosions occurring around the country over the past few months, it's a good idea to have your town highway department review its hazardous chemical exposure policies. Three elements are necessary for a solid safety plan in working with and storing hazardous chemicals.



- **Training for all staff.** Annual training to improve knowledge and awareness of the proper use and storage of hazardous chemicals.
 - **Proper labeling.** All hazardous chemicals must be labeled following either the older Hazardous Materials Identification System (HMIS) or the newer Global Harmonization labeling criteria. These labels make it easy to identify risks inherent in the chemicals used in the garage.
 - **Safety Data Sheets (SDS).** Once known as Material Safety Data Sheets (MSDS), the new SDS identify first aid measures, personal protective equipment (PPE), firefighting measures, proper storage requirements, and much more information on each hazardous chemical stored at the garage. Be sure SDS are available for staff in a public place, and do not keep them locked away.
- For all new chemicals on the town site, train your staff on proper use, provide applicable PPE, confirm proper labeling, and review the SDS for things like firefighting measures, spill cleanup, and safe storage.

Legislative Update (ICYMI)

In case you missed it, AOT's initial summary of how the final executive budget impacts towns is up on our website at www.nytowns.org. Of particular note to AOT and its members is the additional \$50 million in unrestricted aid for towns, cities, and villages. Click [here](#) to see the enacted AIM funds for your town.

General purpose funding is something AOT strongly advocates for, and we are grateful to the Governor, Assembly, and Senate for listening to us and showing their support of local government.





COUNTY OF ERIE

WILLIAM E. GEARY, JR.

COMMISSIONER

DEPARTMENT OF PUBLIC WORKS

May 7, 2024

CERTIFICATE AND NOTICE OF CLOSURE

STATE OF NEW YORK:

COUNTY OF ERIE: }SS

This is to certify that the Commissioner – Highways has jurisdiction of the highways of the County of Erie and does hereby close that portion of the highway in the Town of Boston, said County, known as Erie, and described as follows:

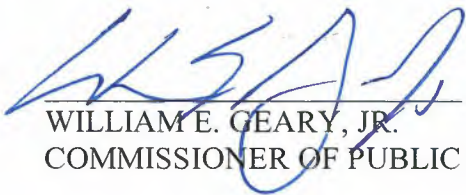
Closure:

The portion of Back Creek Road (CR-438) from Zimmerman Road to Mill Street will have a closure. This closure will begin May 20, with an anticipated completion of June 28. A signed detour will be posted. This closure is for the purpose of restoration of topsoil and seeding in the snow storage/greenspace adjacent to roadway gutter. Union Concrete and Construction will be performing the work.

A closure is executed under Article V, Section 104A of the Highway Law in order to permit a proper completion of work of improvement thereon.

IN WITNESS WHEREOF: The undersigned has, on this 29th day of April, 2024, set his hand in Buffalo, New York.

Very truly yours,



WILLIAM E. GEARY, JR.
COMMISSIONER OF PUBLIC WORKS

WEG/JMS

cc: See Attached List

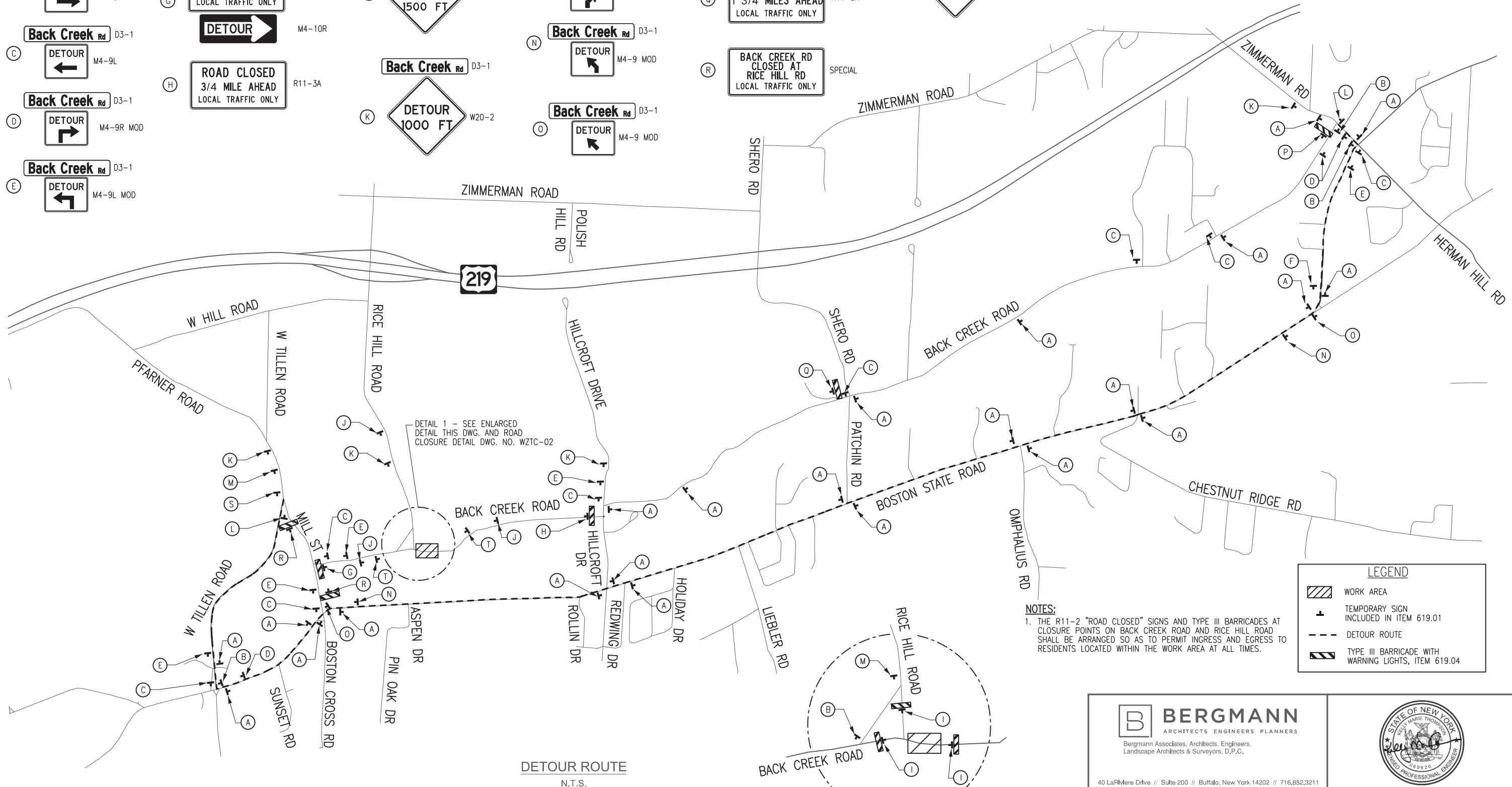
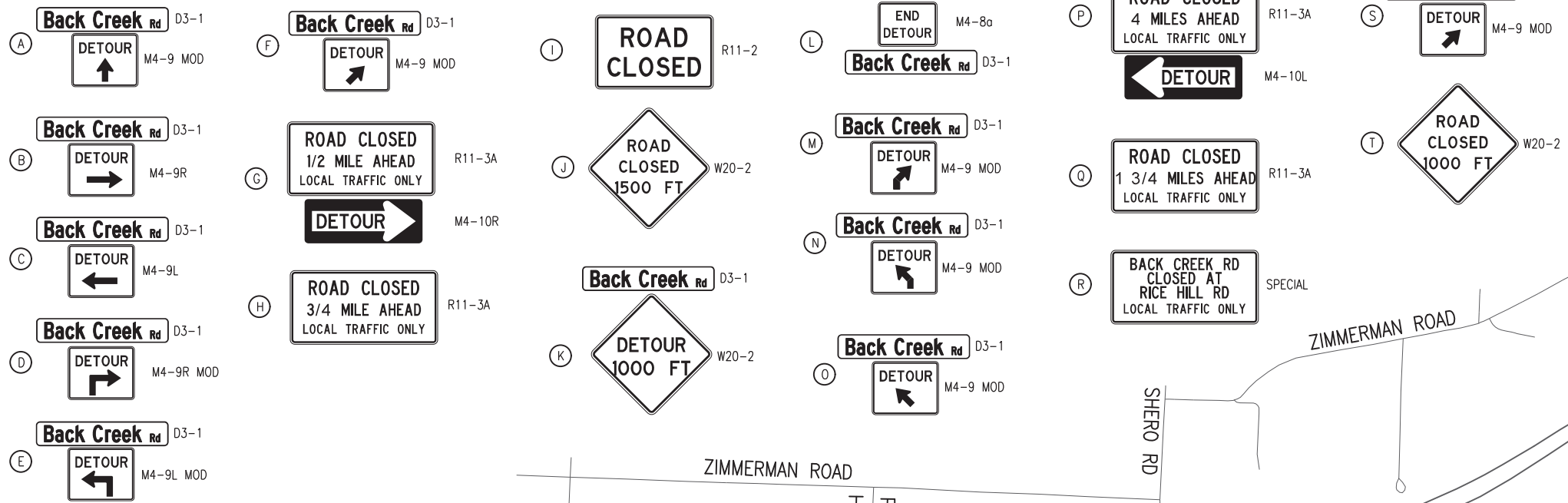
May 7, 2024
Back Creek Road Closure

Page 2

cc: William E Geary Jr., Commissioner of Public Works
Karen Hoak, Deputy Commissioner of Highways
Catherine C. Walsh, Special Assistant to the Commissioner
Garrett Hacker, P.E.
Darlene Svilokos, P.E.
Jonathan DePlanche, P.E.
Gina Wilkolaski, P.E.
Karl Rohde, P.E.
Rick Nendza
Kaitlin Costello
Kara Nicotra
Lisa Chimera, Deputy County Executive
Benjamin Swanekamp, Chief of Staff – Erie County Executive’s Office
Jordan Zyglis, Legislative Liaison
Jonathan McNulty, Legislative Liaison
Daniel Meyer, Deputy Press Secretary for Erie County
Daniel Neaverth, Dept. of Emergency Services
Gregory Butcher, Dept. of Emergency Services
Hon. John J. Mills, Legislator, District 11
Jason Keding, Town of Boston Supervisor- supervisoroffice@townofboston.com
Robert J. Telaak, Town of Boston Superintendent of Highways –
hwysuper@townofboston.com
Michael R. Cornell, Hamburg Central Schools Superintendent - mcornell@hcsdk12.org-
Tammy Hummel – Business Administration/Transportation- Thummel@hcsdk12.org
Anthony Scolese Erie County, Hamburg District Engineer- Hamburg@erie.gov
Operators@NITTEC.org

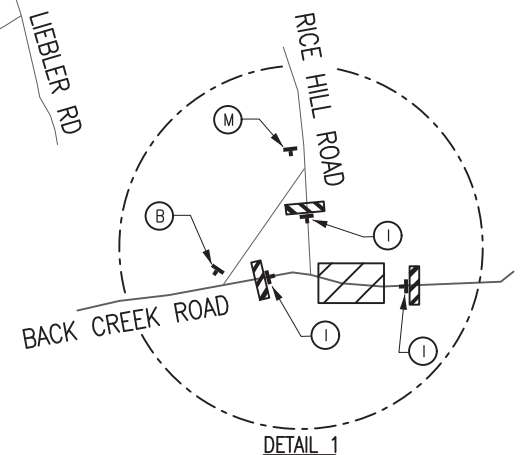
(Sent via e-mail)

DETOUR SIGN SCHEDULE



DETAIL 1 - SEE ENLARGED
 DETAIL THIS DWG. AND ROAD
 CLOSURE DETAIL DWG. NO. WZTC-02

DETOUR ROUTE
 N.T.S.



NOTES:
 1. THE R11-2 "ROAD CLOSED" SIGNS AND TYPE III BARRICADES AT CLOSURE POINTS ON BACK CREEK ROAD AND RICE HILL ROAD SHALL BE ARRANGED SO AS TO PERMIT INGRESS AND EGRESS TO RESIDENTS LOCATED WITHIN THE WORK AREA AT ALL TIMES.

LEGEND

- WORK AREA
- TEMPORARY SIGN INCLUDED IN ITEM 619.01
- DETOUR ROUTE
- TYPE III BARRICADE WITH WARNING LIGHTS, ITEM 619.04

BERGMANN
 ARCHITECTS ENGINEERS PLANNERS
 Bergmann Associates, Architects, Engineers,
 Landscape Architects & Surveyors, D.P.C.

40 LaRovere Drive // Suite 200 // Buffalo, New York 14202 // 716.852.3211

DRAWN BY: E.F.H.	ERIE COUNTY DEPT. OF PUBLIC WORKS DIVISION OF HIGHWAYS	SHEET NO. 4 of 31
CHECKED BY: K.M.T.	95 FRANKLIN ST BUFFALO, N.Y.	DATE: November 2022
APPROVED BY: K.M.T.	BACK CREEK ROAD CR 438	SCALE: NONE
DATE COMPLETED:	WORK ZONE TRAFFIC CONTROL - DETOUR ROUTE	WZTC-1

MAPLEWOOD CEMETERY ASSOCIATION, INC.

May 4, 2024

The annual meeting of the Maplewood Cemetery Association was held on May 4, 2024 at the North Boston Fire Hall and was called to order at 10:00 am by President Vanessa Miller.

Roll call in attendance: President Vanessa Miller, Vice President Tom Eddington, Secretary Kelly Martin and Treasurer Karla Mead.

Secretaries Report: the minutes of annual meeting held May 6, 2023 were read by Secretary Kelly Martin and were approved unanimously as read.

Communications: We received a shrub donation from Gerry Faulring. Monetary donations from Mary Ann Kreuder and Larry Steward.

Treasurers Report: Treasurer Karla Mead submitted the 2022 Financial report as follows

Checking account (509140000)	\$6,464.92
General Fund/Money market (509140020)	\$37,804.80
Permanent Maintenance/Money market (509140021)	\$43,867.79
Tree Fund	\$3,762.00

Approved unanimously as read; Treasurer Mead also thanked the board for approving the patriot software to streamline the financial reports for the cemetery.

Presidents Report: President Vanessa Miller reported that in 2023 we had 5 full burials, 5 cremation burials and sold 2 lots. It was a quieter year financially. Irrigation of the trees to strengthen the roots and fertilization of the grass is an ongoing project.

A suggestion of the yearly \$50 donation to the New York State Cemetery Association and donating \$150 to the Berean Church was suggested and approved unanimously.

The following thank you letters were requested of the secretary to send:

Boston Highway superintendent and crew – for help whenever they are called upon, plowing, picking up leaves, and use of the dumpster.

Berean Church – use of their water and driveway

Jennifer Warren – continued advice on insurance matters

AS every year, spring clean up will be held May 17th from 8:30 am – 2PM with a raindate of June 2nd. Please attend if you can.

Directors: Donna Lenau and Joyce Carr volunteered to fill the two spots that ended this year and were unanimously elected for a three year term.

Salaries:

President Miller motioned to pay Vice President Tom Eddington a salary of \$300 and was unanimously approved.

All other salaries were unanimously approved as current amounts.

Old Business: Secretary Martin reported on a small columbarium cost starting at \$25,000, not including delivery, foundation or setting. After President Miller reported that the cemetery will be viable for the next one hundred years with seven hundred graves still available, it was decided that the further research and need for a columbarium will be tabled. We will suggest further if more interest is shown by the public as a need.

New Business: Treasurer Mead reported that we may want to consider moving some money from the general fund into a six month CD that is currently at 5%.

Joe Mead made a motion to approve moving \$40,000 from the permanent maintenance fund to a six month CD. The motion was struck down by President Miller. She explained that money cannot be moved out of that fund.

Mary Ann Kreuder made a motion to move \$25,000 from the general fund to a six month CD. The motion was unanimously approved.

Next Maplewood Cemetery Association meeting will be held May 3rd, 2025 at the North Boston Fire Hall at 10 AM.

President Miller made a motion at 10:46 AM to adjourn the meeting and the motion was unanimously approved.

MAY 7 2024 AM 11:49

5/7/24

To whom it concerns,

The Boston Fire Co has a 4wheeler raffle planned to start 5-15-24.

5 prizes

1st 2024 Honda ATV 4x4, 2nd 2024 Honda ATV4x4, 3rd \$1000 cash, 4th \$500 cash, 5th \$250 cash.

1000 tickets

\$25 each

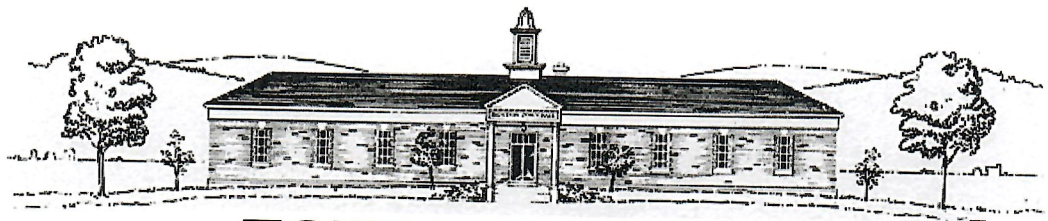
Drawing 11-6 2024 at our general meeting.

committee-

Shawn Cramer-chairperson, Steven Meyer, Jill Pitcher, Cory Askew, Keith Heary.

Questions, contact Steven Meyer, president 716-474-6031

A handwritten signature in black ink, appearing to read "Steven Meyer". The signature is written in a cursive style with a large initial "S" and "M".



TOWN OF BOSTON

JASON A. KEDING
Supervisor

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

SANDRA L. QUINLAN
Town Clerk - Tax Collector

ROBERT J. TELAAK
Highway Supt.

DEBRA K. BENDER
KELLY A. VACCO
Town Justice

SEAN W. COSTELLO
Town Attorney

KYLE W. CALABRESE
Prosecutor

SUE FITZNER
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

TO: Supervisor Keding

FROM: Bob Telaak

RE: New Hire MEO

DATE: May 8, 2024

Since the posting of the Machine Equipment Operator posting has expired, I wish to hire

Ryan L. Baker, who resides at 5924 Old Orchard Drive, Boston, NY 14025. I wish to hire

him effective May 20, 2024.

Thank you.

Bob Telaak

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518
Fax (716) 941-9264

TOWN COURT
(716) 941-6115
Fax (716) 941-5169

HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

NUTRITION PROGRAM
(716) 941-5773

8500 Boston State Road Boston, New York 14025-9848

The Town of Boston 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 1-866-632-9992 to request the form. You may also write a letter containing all 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 or fax 202-690-7442 or e-mail at program.intake@usda.gov.

**TOWN OF BOSTON
APPLICATION FOR
USE OF TOWN MEETING FACILITY**

Name/Organization BOSTON SENIORS CLUB Date 4/3/2024
~~6/21/2024~~

Name of person responsible for facilities WILLIAM A. DAVIS
Title CLUB PRESIDENT

Applicant Address _____

Applicant Daytime Phone # 716-957-8318 # Of Attendees: 50+

Date(s) Requested* 6/21/2024 Time 1pm - 4pm Type of Event SOCIAL

I, THE UNDERSIGNED, REQUEST PERMISSION TO USE THE FOLLOWING: (check all that apply)

- Town Hall Community Room w/o Kitchen IN THE LIONS SHELTER BECAUSE
- _____ Planning Board Room OF EARLY VOTING IN THE
- _____ Court Room COMMUNITY ROOM

I agree that all facilities used will be properly cleaned to the best of my ability upon completion of the event and that I will be responsible for any damages caused to any of the facilities or grounds .

SIGNATURE OF APPLICANT: William A. Davis

Upon Completion, please submit to Town Clerk

APPROVED / DENIED : 5/9/2024
(date)

INSPECTION: _____
(date)

**PUBLIC HEARING
TOWN OF BOSTON**

PLEASE TAKE NOTICE that the Boston Town Board has scheduled a Public Hearing for 7:40 p.m. on May 15th, 2024 at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 400 cubic yards of fill at 7008 Omphalius Road, Town of Boston. All persons interested in the matter shall be heard for or against at such time and place or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15, 2024.

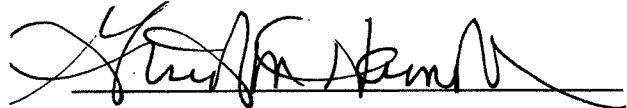
Dated: April 17, 2024
Published: April 25, 2024
BY ORDER OF THE
TOWN BOARD
Sandra L. Quinlan
Town Clerk

State of New York } SS.
County of Wyoming

**PUBLIC HEARING
TOWN OF BOSTON**
PLEASE TAKE NOTICE that the Boston Town Board has scheduled a Public Hearing for 7:40 p.m. on May 15th, 2024 at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 400 cubic yards of fill at 7008 Omphalius Road, Town of Boston. All persons interested in the matter shall be heard for or against at such time and place or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15, 2024:

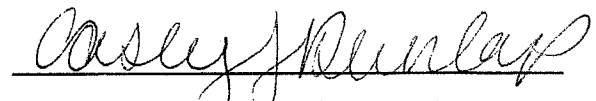
Dated: April 17, 2024
Published: April 25, 2024
BY ORDER OF THE
TOWN BOARD
Sandra L. Quinlan
Town Clerk
#10

Grant M. Hamilton, of the Village of Springville, New York, being duly sworn, deposes and says that he is the publisher of the Springville Journal, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein 1 weeks, commencing on the 25th day of April 2024 and ending on the 25th day of April 2024 making 1 insertions.



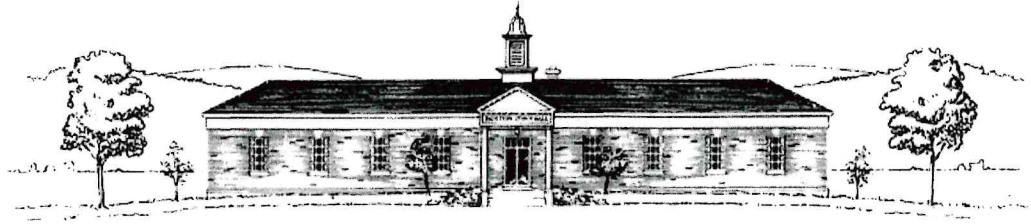
Sworn before me this

25th day of April 2024



Notary Public in and for Erie County

CASEY J DUNLAP
Notary Public, State of New York
No. 01DU6356625
Qualified in Wyoming County
Commission Expires 03-31-2025



TOWN OF BOSTON

JASON A. KEDING
Supervisor

March 21, 2024

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

Mr. Matthew Kolodziejczak
7008 Omphalius Road
Colden, NY 14033

COPY

SANDRA L. QUINLAN
Town Clerk - Tax Collector

Dear Mr. Kolodziejczak,

ROBERT J. TELAAK
Highway Supt.

At the Town Board meeting of March 20, 2024, a motion was made by Supervisor Keding and seconded by Councilwoman Lucachik to table scheduling the public hearing for your fill permit application for 7008 Omphalius Road and table scheduling the public hearing for your fill permit application for 7631 Zimmerman Road.

DEBRA K. BENDER
KYLE W. CALABRESE
Town Justice

SEAN W. COSTELLO
Town Attorney

LAURIE A. BAKER
Prosecutor

Supervisor Keding stated that the applications were not filled out in their entirety, completed applications are needed to schedule these public hearings.

THELMA HORNBERGER
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

Vote was taken by roll call to table the public hearings:

	Yes	No	Abstain	Absent
Councilmember Cartechine	[X]	[]	[]	[]
Councilmember Lucachik	[X]	[]	[]	[]
Councilmember Martin	[X]	[]	[]	[]
Councilmember Selby	[X]	[]	[]	[]
Supervisor Keding	[X]	[]	[]	[]

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518

TOWN COURT
(716) 941-6115
Fax (716) 796-6170

HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

NUTRITION PROGRAM
(716) 941-5773

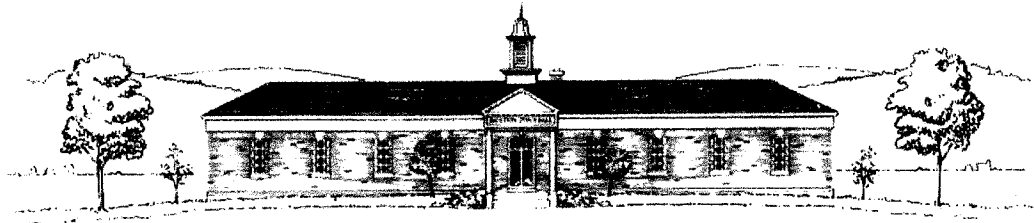
Sincerely,

Sandra Quinlan
Town Clerk

8500 Boston State Road Boston, New York 14025-9848

The Town of Boston 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 1-866-632-9992 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 or fax 202-696-7442 or e-mail at program.intake@usda.gov.



TOWN OF BOSTON

JASON A. KEDING
Supervisor

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

SANDRA L. QUINLAN
Town Clerk -Tax Collector

ROBERT J. TELAAK
Highway Supt.

DEBRA K. BENDER
KYLE W. CALABRESE
Town Justice

SEAN W. COSTELLO
Town Attorney

LAURIE A. BAKER
Prosecutor

THELMA HORNBERGER
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

April 22, 2024

Mr. Matthew Kolodziejczak
7008 Omphalius Road
Colden, NY 14033

Dear Mr. Kolodziejczak:

The Boston Town Board has scheduled a Public Hearing for **7:40 p.m. on May 15, 2024** at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 400 cubic yards of fill at 7008 Omphalius Road, Town of Boston. All persons interested in the matter shall be heard for or against at such time and place or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15, 2024.

The property owners in the vicinity of your 7631 Zimmerman Road property will be notified of the Public Hearing.

If you have any questions or concerns, please contact the Town of Boston at 716-941-6113.

Sincerely,

Sandra L. Quinlan
Boston Town Clerk

Enclosures

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518

TOWN COURT
(716) 941-6115
Fax (716) 796-6170

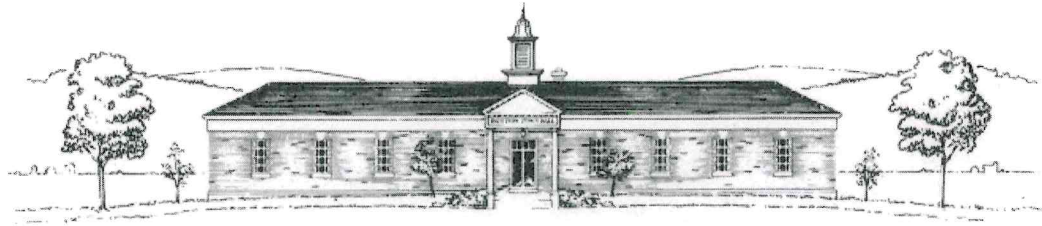
HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

NUTRITION PROGRAM
(716) 941-5773

8500 Boston State Road Boston, New York 14025-9848

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TOWN OF BOSTON

JASON A. KEDING
Supervisor

April 22, 2024

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

To: Property owners in the vicinity of
7008 Omphalius Road
Colden, NY 14033

SANDRA L. QUINLAN
Town Clerk -Tax Collector

ROBERT J. TELAAK
Highway Supt.

The Boston Town Board will act on a Fill Permit Application submitted by Matthew Kolodziejczak, 7008 Omphalius Road Road, Town of Boston on **Wednesday, May 15, 2024** after a Public Hearing.

DEBRA K. BENDER
KYLE W. CALABRESE
Town Justice

The Boston Town Board has scheduled a Public Hearing for **7:40 p.m. on May 15, 2024** at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 400 cubic yards of fill at 7008 Omphalius Road, Town of Boston.

SEAN W. COSTELLO
Town Attorney

LAURIE A. BAKER
Prosecutor

THELMA HORNBERGER
Assessor

All persons interested in the matter shall be heard for or against at such time and place, or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15th, 2024.

At the time and place noted, all interested persons will be given up to three (3) minutes to be heard on said application.

If you have any questions or concerns, please contact the Town of Boston at 716-941-6113.

Sincerely,

Sandra L. Quinlan
Boston Town Clerk

Enclosures

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518

TOWN COURT
(716) 941-6115
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NUTRITION PROGRAM
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Town of Boston Fill Permit Application

The completed Fill Permit Application must be submitted to the Town of Boston Town Clerk, Sandra Quinlan by e-mail townclerk@townofboston.com or by mail 8500 Boston State Road, Boston, New York 14025. An application is not complete until the permit fee is paid.

Applications for fill permits shall be acted on by the Town Board after a public hearing. Notice of such public hearing shall be published in the official newspaper of the Town of Boston at least five days prior to the date thereof, and the Town Clerk shall mail a letter to adjacent property owners advising them of the application and giving them notice of the hearing and the deadline to file an objection or comment regarding the application with the Town Clerk.

The only type of fill that will be allowed is brick, stone, concrete, asphalt, and clean soil. Property owner is responsible for cleaning the road after fill is brought in. No overweight trucks are permitted on road for fill delivery.

All fill permits expire on December 31 of the calendar year in which they are issued. Renewal of permits shall require re-application.

If you have any questions, please contact the Code Enforcement Office at the Boston Town Hall, (716) 941-6113 ext. 111.

Date: 3/4/24

Instructions

APPLICATION IS HEREBY MADE to the Town of Boston for the issuance of a permit to dump fill pursuant to the Ordinance Laws of the Town of Boston, Erie County, New York, prohibiting and/or regulating the use of lands within the Town of Boston as a sanitary land fill or dumping grounds which regulate the excavation, removal or storage of earth, sand, gravel, rock, topsoil, minerals or other similar material. The applicant agrees to abide with all applicable laws, ordinances, regulations, and terms of this application if granted.

1. Name of Applicant: Nat Kolodziejczak Phone #: (716) 260-0039

Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

Rev: Jul-21



Town of Boston Fill
Permit Application

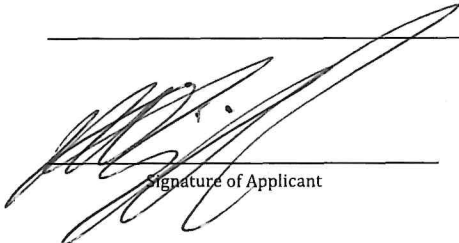
2. Address: 7008 Omphalius Rd Colden
3. Name of owner of property
(if different from applicant): _____
4. Address of owner of property: 7008 Omphalius Rd Colden
5. Location of property, including tax parcel number where fill is desired to be placed:
7008 Omphalius Rd Colden NY 14033 1762326
6. Where is the fill coming from? LOCAL TOWNS SURROUNDING BOSTON
7. The location of all roads, streets, highways, waterways, streams, and ponds within 100 feet
of the place where the fill is desired to be placed:
Pond south of fill area - fill is up against
south end of pond
8. The names and addresses of abutting property owners
Carol Brownschidle 6878 Omphalius Rd
Linda O'Connor 7021 Omphalius Rd
Debra Lucile 7091 Omphalius Rd
Jaspal Walia 7900 Eddy Rd
9. The purpose for which the fill is desired:
ENHANCE PROPERTY FOR RECREATIONAL USE
10. The approximate amount of fill required (cubic yards): 400

Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com



Town of Boston Fill Permit Application

- 11. The approximate average depth of the area to be filled: 3-4ft
- 12. Enumerate with particularity the type of fill to be used: CLAY
- 13. The length of time required to place said fill on the property: yearly
- 14. The Time when said fill operations are intended to commence: NOW
- 15. The time when said fill operations are intended to be completed: _____
- 16. If the fill exceeds 2,500 cubic yards, detail the drainage systems to be installed to ensure proper surface drainage during and after completion of the work:

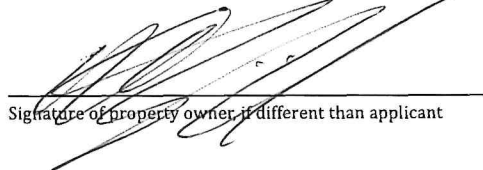


 Signature of Applicant

3/4/24

 Date

I hereby consent to the placement of fill on my property in accordance with the above application.



 Signature of property owner, if different than applicant

 Date

DATE: 3/15/2024 ch#1156 \$150

Received by Town Clerk

DATE: _____

Received by Highway Department

Site Plan

- | | | |
|--|-----|----|
| 1. Has fill/dirt material been brought to the property? | YES | NO |
| 2. Has the fill/dirt material been spread or fill work done? | YES | NO |
| 3. Have you received a violation notice? | YES | NO |

Town of Boston
 8500 Boston State Road
 Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

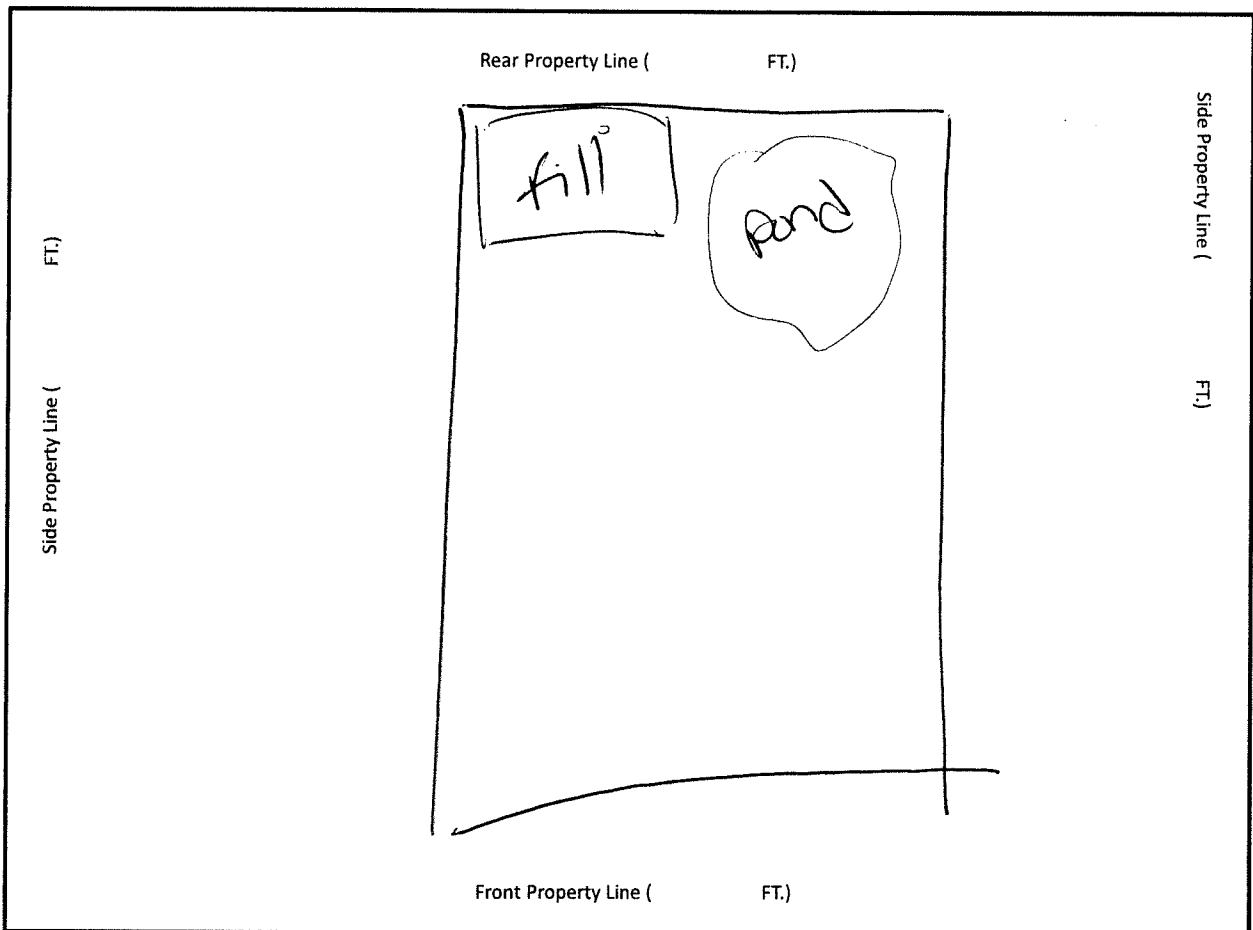


Town of Boston Fill Permit Application

To be completed by Applicant. Use separate site plan or survey if drawing area is not sufficient. Approved site plan must be posted at job site location.

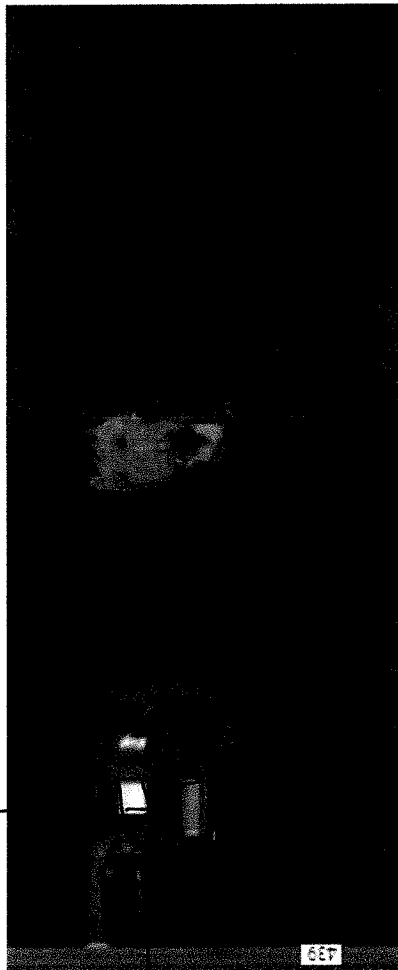
Site Plan must show the following:

1. AREA & DEPTH OF PROPOSED FILL
2. ANY PROPOSED DRAINAGE IMPROVEMENTS (POND, PIPE, SWALE, ETC.)
3. EXISTING STRUCTURES, WITH DIMENSIONS & PROPERTY LINE SETBACKS
4. STREETS & ROADWAYS
5. EASEMENTS (DO NOT ENCROACH INTO DRAINAGE EASEMENTS WITH NEW FILL)
6. BODIES OF WATER
7. TREES WITHIN FILL AREA
8. ARROWS TO SHOW DIRECTION OF EXISTING AND/OR PROPOSED DRAINAGE FLOW
9. NORTH ARROW



Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

Rev: Jul-21



Shop

House

Barn

fill 3ft-4ft

Pond

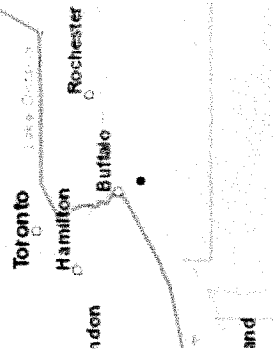


Erie County On-Line Mapping Application



Legend

Parcels



0 0.07 0.1 Miles

WGS - 1984 Web_Mercator Auxiliary_Sphere
THIS MAP IS NOT TO BE USED FOR NAVIGATION

ERIE COUNTY
DEPARTMENT OF ENVIRONMENT & PLANNING
OFFICE OF GIS

This map is a user generated static output from an internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

1: 4,514



TOWN OF BOSTON
8500 BOSTON STATE RD
BOSTON NY 14025
(716) 941-6113

Date: 04/18/2024
Receipt #: **023386**

Received From: M. KOLO EXCAVATING, LLC

For:	1 - SPECIAL PERMIT / FILL PERMIT APP,7008 OMPHALIUS	150.00

Cash
 Check/CC 1156

Total received: 150.00
Margaret M. [Signature]



Town of Boston Fill
Permit Application

EMPHASIS

COPY

The completed Fill Permit Application must be submitted to the Town of Boston Town Clerk, Sandra Quinlan by e-mail townclerk@townofboston.com or by mail 8500 Boston State Road, Boston, New York 14025. An application is not complete until the permit fee is paid.

Applications for fill permits shall be acted upon at a public hearing. Notice of such public hearing shall be published in a newspaper of the Town of Boston at least 10 days before the hearing and the Town Clerk shall mail a letter to each applicant of the application and giving them notice of the hearing to file an objection or comment regarding the application to the Town Clerk.

REVIEWED BY
BUILDING DEPT.
W/COMMENTS
T. MURPHY

The only type of fill that will be allowed is clean soil. Property owner is responsible for bringing in clean soil. No overweight trucks are permitted.

All fill permits expire on December 31 of the year issued. Renewal of permits shall require re-approval.

If you have any questions, please contact the Code Enforcement Office at the Boston Town Hall, (716) 941-6113 ext. 111.

Date: 3/4/24

Instructions

APPLICATION IS HEREBY MADE to the Town of Boston for the issuance of a permit to dump fill pursuant to the Ordinance Laws of the Town of Boston, Erie County, New York, prohibiting and/or regulating the use of lands within the Town of Boston as a sanitary land fill or dumping grounds which regulate the excavation, removal or storage of earth, sand, gravel, rock, topsoil, minerals or other similar material. The applicant agrees to abide with all applicable laws, ordinances, regulations, and terms of this application if granted.

1. Name of Applicant: Matt Koldziejczak Phone #: (716) 260-0039

Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com



Town of Boston Fill Permit Application

2. Address: 7008 Omphalius Rd Colden

3. Name of owner of property
(if different from applicant): _____

4. Address of owner of property: 7008 Omphalius Rd Colden

5. Location of property, including tax parcel number where fill is desired to be placed:

7008 Omphalius Rd Colden NY 14033 12e2326

6. Where is the fill coming from? LOCAL TOWNS SURROUNDING BOSTON

7. The location of all roads, streets, highways, waterways, streams, and ponds within 100 feet of the place where the fill is desired to be placed:

Pond south of fill area - fill is up against
South end of pond NEIGHBOR TO THE SOUTH HAS A POND
230' DOWNHILL

8. The names and addresses of abutting property owners

Carol Brownschidle 6878 Omphalius Rd
Linda O'Connor 7021 Omphalius Rd
Debra Lucile 7091 Omphalius Rd
Jaspal Walia 7900 Eddy Rd

9. The purpose for which the fill is desired:

ENHANCE PROPERTY FOR RECREATIONAL USE

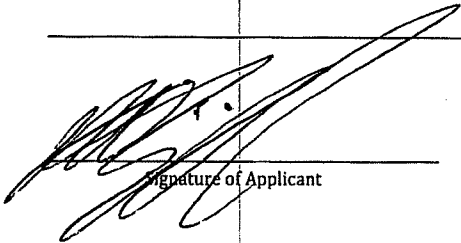
10. The approximate amount of fill required (cubic yards):

400 1800 yds³
TH



Town of Boston Fill Permit Application

- 11. The approximate average depth of the area to be filled: 3-4ft
- 12. Enumerate with particularity the type of fill to be used: CLAY - PIPES & CONCRETE PRE
- 13. The length of time required to place said fill on the property: YEARLY NO - EXPIRES
- 14. The Time when said fill operations are intended to commence: NOW - ALREADY PLACED
- 15. The time when said fill operations are intended to be completed: _____
- 16. If the fill exceeds 2,500 cubic yards, detail the drainage systems to be installed to ensure proper surface drainage during and after completion of the work:

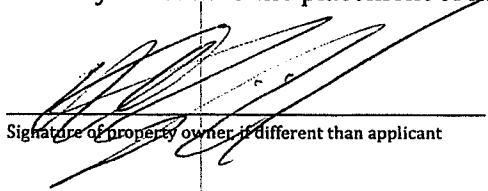


 Signature of Applicant

3/4/24

 Date

I hereby consent to the placement of fill on my property in accordance with the above application.



 Signature of property owner, if different than applicant

 Date

DATE: 3/15/2024 ch#1156 \$150

Received by Town Clerk

DATE: _____

Received by Highway Department

Site Plan

- | | | |
|--|-----|----|
| 1. Has fill/dirt material been brought to the property? | YES | NO |
| 2. Has the fill/dirt material been spread or fill work done? | YES | NO |
| 3. Have you received a violation notice? | YES | NO |

Town of Boston
 8500 Boston State Road
 Phone (716) 941-6113 • Fax (716) 941-6116
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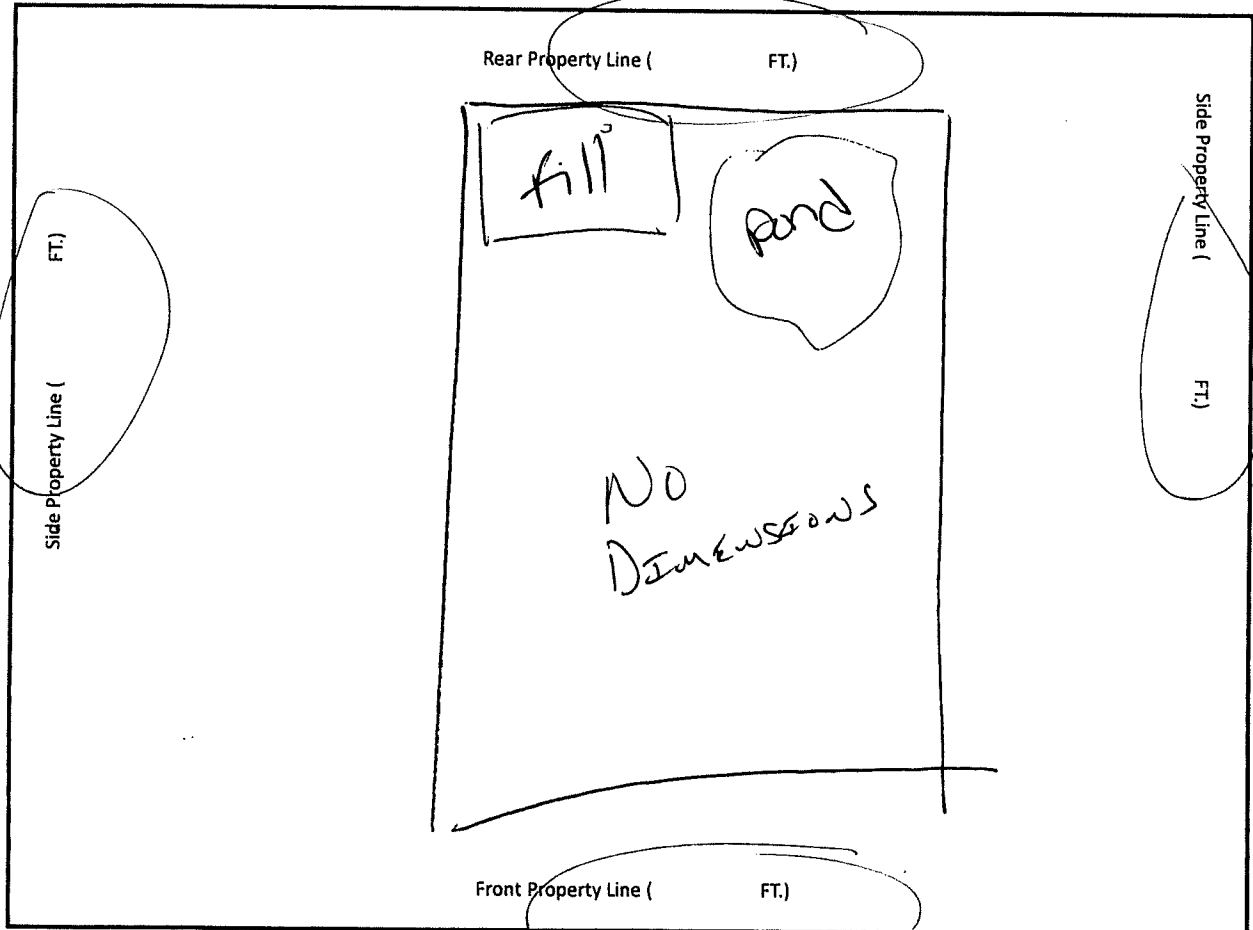


Town of Boston Fill Permit Application

To be completed by Applicant. Use separate site plan or survey if drawing area is not sufficient. Approved site plan must be posted at job site location.

Site Plan must show the following:

1. AREA & DEPTH OF PROPOSED FILL
2. ANY PROPOSED DRAINAGE IMPROVEMENTS (POND, PIPE, SWALE, ETC.)
3. EXISTING STRUCTURES, WITH DIMENSIONS & PROPERTY LINE SETBACKS
4. STREETS & ROADWAYS
5. EASEMENTS (DO NOT ENCROACH INTO DRAINAGE EASEMENTS WITH NEW FILL)
6. BODIES OF WATER
7. TREES WITHIN FILL AREA
8. ARROWS TO SHOW DIRECTION OF EXISTING AND/OR PROPOSED DRAINAGE FLOW 9. NORTH ARROW



Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com



shop

House

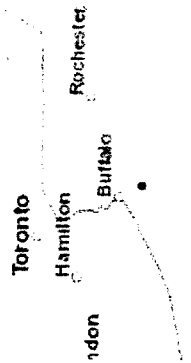
Barn

Pond

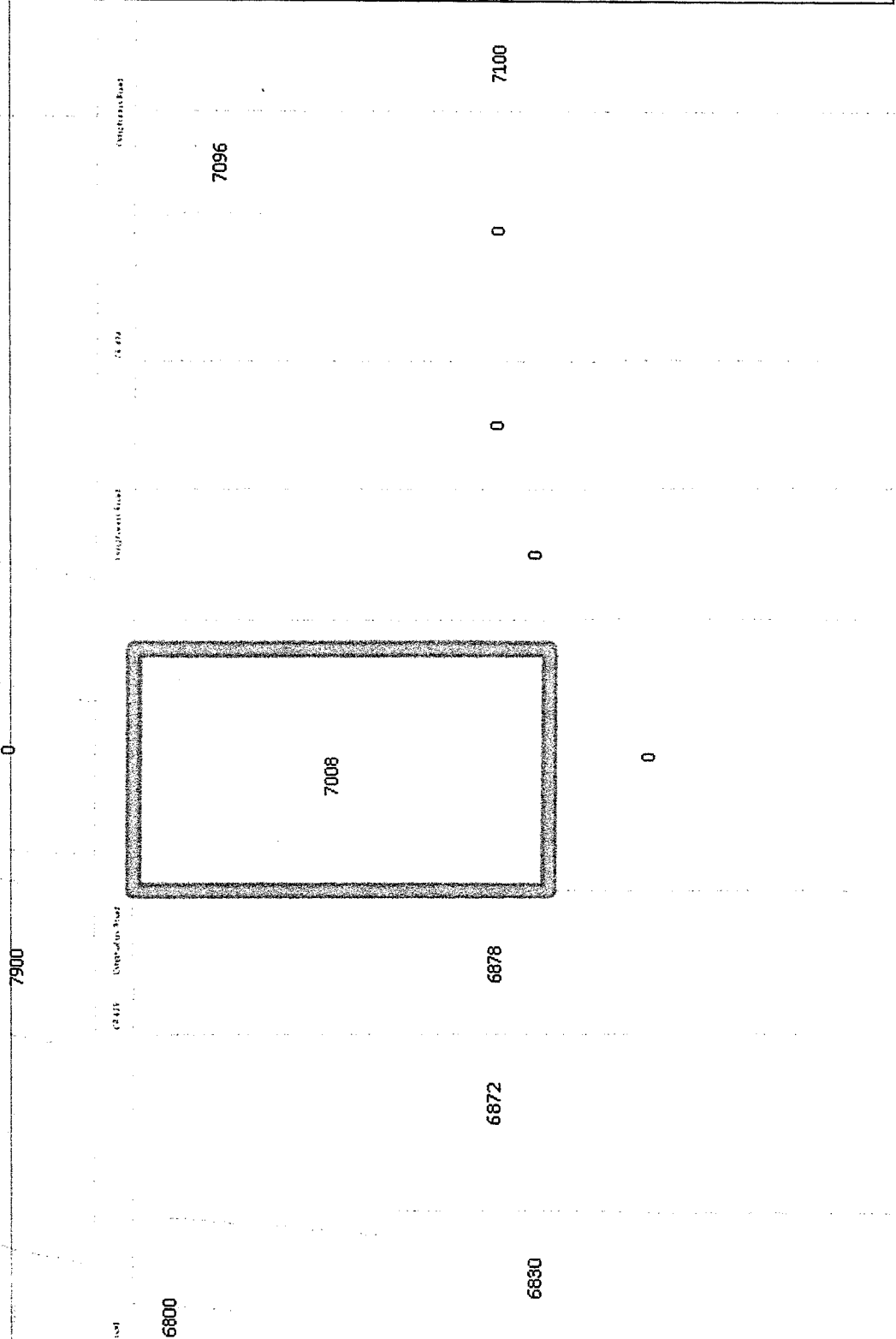
fill 3ft-4ft



Erie County On-Line Mapping Application



6811 6841 7886 7897 7900 7879 7021 7091 7115 and



Legend

Parcels

0 0.07 0.1 Miles

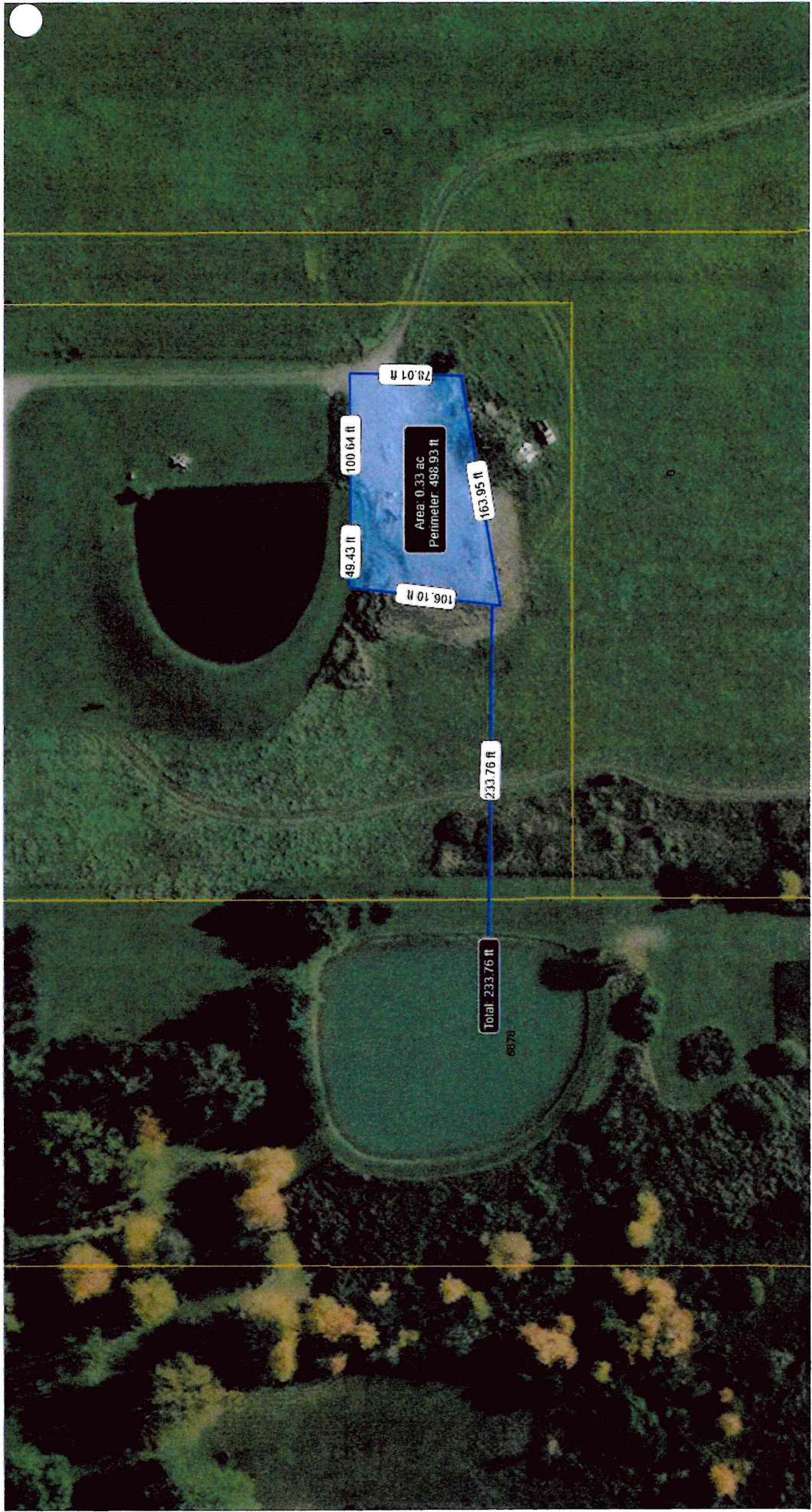
WGS_1984_Web_Mercator_Auxiliary_Sphere
THIS MAP IS NOT TO BE USED FOR NAVIGATION

ERIE COUNTY
DEPARTMENT OF ENVIRONMENT & PLANNING
OFFICE OF GIS

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1: 4,514





AT 3.5' Deep The fill would amount to 1882 yd³.
FILL WAS REPORTED TO BE 3'-4' Deep



TOWN OF BOSTON

April 17, 2024

JASON A. KEDING
Supervisor

Hon. Supervisor Keding,
Esteemed Members of the Town Board of Boston,

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

The Code Enforcement Department has no objection to your scheduling the public hearing for 7631 Zimmerman Road, Matt Kolodziejczak regarding his fill permit nor a similar permit requested for 7008 Omphalius Road. Please know the following:

SANDRA L. QUINLAN
Town Clerk -Tax Collector

- The zoning district of his Zimmerman Road parcel is currently unknown.
- The fill permits will be retroactive as the fill has already been placed.
- The permit applications were submitted without dimensions.
- The volumes reported to be placed during 2023 appear inordinately low.
- Property owner has access to unlimited amounts of unverifiable fill.
- This department is owed a building permit for a detached accessory structure.
- A sign was installed on Zimmerman Road without a permit.
- A residential alteration permit issued in 2021 as well as a front porch permit issued in 2019 do not have final inspections.

ROBERT J. TELAAK
Highway Supt.

DEBRA K. BENDER
KYLE CALABRESE
Town Justice

SEAN W. COSTELLO
Town Attorney

LAURIE BAKER
Prosecutor

Thelma Hornberger
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

Thomas C. Murphy
Code Enforcement Officer
Town of Boston
State of New York
NY0360547

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518
Fax (716) 941-9264

TOWN COURT
(716) 941-6115
Fax (716) 941-5169

HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

NUTRITION PROGRAM
(716) 941-5773

8500 Boston State Road Boston, New York 14025-9848

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RECEIVED
BOSTON TOWN CLERK

7008 MAY -7 AM 10:24

May 6, 2024

Lindsay Lipinski
Vincent Beltrami
6754 Omphalius Road
Colden, NY 14033

Members of the Boston Town Board,

We received notice of the scheduled Public Hearing for 7:40 p.m. on May 15th, 2024 on the application of Matthew Kolodziejczak for a permit to store approximately 400 cubic yards of fill at 7008 Omphalius Road, Town of Boston. We are unable to attend in person, and would like to submit written comments on the application.

We moved to a 17 acre property on Omphalius Road in the fall of 2019 after falling in love with the bucolic and peaceful surroundings in the Boston Hills. We feel very fortunate to be able to enjoy the company of our pets, grow fruits and vegetables, and experience the beauty of the changing of each season without leaving our home. We have found our neighbors to each have their own dreams consistent with how they have established their homes and adjoining land. While each of our desires are different, our neighbors have been conscientious about how their plans may affect those living nearby. We have done our best to do so as well in an effort to be good neighbors and community members.

We appreciate the chance to address our concerns about how we think we may be affected by the Fill Permit Application.

We are concerned about the noise resulting from the dump trucks used to transport the fill. Omphalius Road runs up a steep hill and the trucks really have to work hard to get up and down the hill. The extra effort from the trucks is audible to us even though we are set back from the road, and must be even more disruptive to those who are positioned closer. We are also concerned about when the trucks will be working. If they will be coming and going during evenings and weekends, that might intrude on peaceful enjoyment of the outdoors.

We are located downhill from 7008 Omphalius Road, and have concerns about what may be in the fill. Our presumption is that this fill is the result of commercial excavation. If it is not clean fill, the runoff from future rain may affect our animals, our pond ecosystem, and our vegetable garden and fruit trees.

After having the chance to review the application documents, we have questions about whether more fill had been stored than was noted on the application. We would be concerned if this intended to be an ongoing practice year after year. Both the increased truck traffic and the potentially large quantities of fill could negatively affect the perception of our neighborhood.

We do not wish to unnecessarily stand in the way of Matthew Kolodziejczak using his property to advance his business, as long as the impact on his neighbors is continually considered.

Thank you for including our input into your review.

Sincerely,

Lindsay Lipinski and Vincent Beltrami

5/6/2024

2024 MAY -6 PM 12:59

Town of Boston – Code Enforcement

We are writing this letter in lieu of attending the 5/15/24 town board meeting as we will be out of town on that date. We would like to express our extraordinarily strong opposition to allow Matthew Kolodziejczak a permit to store approximately 400 cubic yards of fill at 7008 Omphalius Rd in the town of Boston, NY.

First, as residents/property owners who have lived on this road for almost 50 years, we have experienced more disturbing truck traffic since Mr. Kolodziejczak has moved into the 7008 Omphalius Rd residence. We are aware that he has a “business” location on Zimmerman Road. We are thankful that some of his business equipment is secured at that location. However, there are still some trucks we believe are owned by Mr. Kolodziejczak that run up and down Omphalius road. The speed and the noise impact have been extremely disconcerting for a rural road that previously was far quieter with less heavy truck traffic. In our attempt to deflect some traffic noise from our home, two years ago we spent thousands of dollars to have the most visually attractive fence installed and stained as we could manage. Unfortunately, this did little to buffer the noise. We understand time moves on but feel this is unacceptable.

Secondly, we have only just heard of this permit application by word of mouth from our neighbors. Shouldn't all residents living on Omphalius Rd who will be impacted if this permit is approved have been formally notified? That would be all residents living on Omphalius Rd, not just the few surrounding homes, as the traffic noise is a detriment for all residents. For those of us that value the tranquility and stability of what we have had in the past without additional truck traffic pollution, feel that it is wrong to approve such a request.

Next, what exactly does “fill” mean? What does this fill consist of, how are the contents determined, and who regulates it? Is it something that could be potentially hazardous to people or the environment? Would it possibly be stored by the creek that runs all the way down the south side of Omphalius Rd? Will the fill be spread out to fill in where Mr. Kolodziejczak may have a void and where he would perhaps like to put up a building? Will this be an ongoing fill site, or will it be one time only? If not, what length of time and how many truckloads will be running up and down Omphalius Rd creating more truck noise? What is the purpose of storing the fill at Mr. Kolodziejczak's residential location? Why couldn't it be stored at his Zimmerman Rd business location? Is this fill to mitigate a problem? What is its purpose? Will this fill and the “approximate” 400 cubic yards be monitored by the town if the permit is granted? Even if this fill meets all environmental requirements, the objection of heavy truck traffic, noise pollution impact, and disregard for the surrounding neighbors is not acceptable. Would this 400 cubic yard capacity be a constant move that once depleted will be refilled repeatedly? It does not sound like it would be a one-time request.

The Natural Resources Conservation Service, US Dept of Agriculture speaks of, and we quote;
“Backyard Conservation, shows you how conservation practices that help conserve and improve natural

resources on agricultural land across the country can be adapted for use around your home. These practices help the environment and can make your yard more attractive and enjoyable. Whether you have rural acreage, a suburban yard, or a city lot, you can help protect the environment and add beauty and interest to your surroundings.”

We have not had the pleasure of meeting Mr. Kolodziejczak in person but have heard good things about him and the work he does. He has also done an exemplary job of beautifying his residential property at 7008 Omphalius Rd. We were delighted to see all the improvements he has made to his residence. Our objection to the fill permit only helps to keep Mr. Kolodziejczak’s property looking as distinctive and clean as it presently is. No matter where he plans to store this fill, the transport of the fill is what is most objectionable. We believe that the majority of Omphalius Rd is residential. In the case that Mr. Kolodziejczak’s property is zoned agricultural, an excavating company should not be allowed to store equipment, fill or anything related to a business that is not agricultural.

Finally, we thank you for your consideration in denying the request for Mr. Kolodziejczak’s permit to store approximately 400 cubic yards of fill on his property. If the board feels otherwise and they do allow Mr. Kolodziejczak this permit, please indicate that this will be a conditional one-time only allowance with a reasonable time element dictated; and not to be a routine occurrence. Please register our concerns for this upcoming vote.

Respectfully submitted,

Deborah and Paul Werner
6716 Omphalius Rd
Colden, NY 14033

**PUBLIC HEARING
TOWN OF BOSTON**

PLEASE TAKE NOTICE that the Boston Town Board has scheduled a Public Hearing for 7:40 p.m. on May 15th, 2024, at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 675 cubic yards of fill at 7631 Zimmerman Road, Town of Boston. All persons interested in the matter shall be heard for or against at such time and place, or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15th, 2024.

Dated: April 17, 2024

Published: April 25, 2024

BY ORDER OF THE

TOWN BOARD

Sandra L. Quinlan

Town Clerk

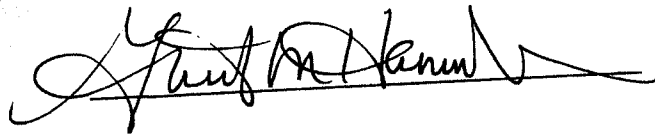
State of New York } SS.
County of Wyoming

**PUBLIC HEARING
TOWN OF BOSTON**

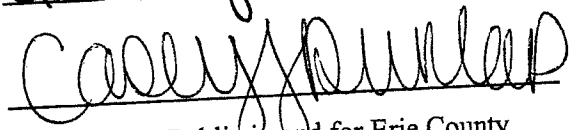
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Dated: April 17, 2024
Published: April 25, 2024
BY ORDER OF THE
TOWN BOARD
Sandra L. Quinlan
Town Clerk
#10

Grant M. Hamilton, of the Village of Springville, New York, being duly sworn, deposes and says that he is the publisher of the Springville Journal, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein 1 weeks, commencing on the 25th day of April 2024 and ending on the 25th day of April 2024 making 1 insertions.

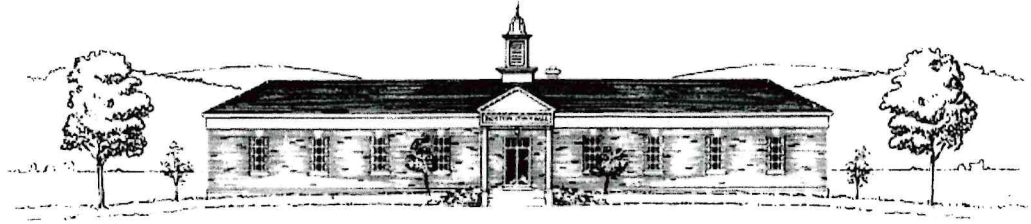


Sworn before me this
25th day of April 2024



Notary Public in and for Erie County

CASEY J. DUNLAP
Notary Public, State of New York
No. 6232100045
Commission Expires 03/31/25



TOWN OF BOSTON

JASON A. KEDING
Supervisor

March 21, 2024

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

Mr. Matthew Kolodziejczak
7008 Omphalius Road
Colden, NY 14033

COPY

SANDRA L. QUINLAN
Town Clerk - Tax Collector

Dear Mr. Kolodziejczak,

ROBERT J. TELAAK
Highway Supt.

At the Town Board meeting of March 20, 2024, a motion was made by Supervisor Keding and seconded by Councilwoman Lucachik to table scheduling the public hearing for your fill permit application for 7008 Omphalius Road and table scheduling the public hearing for your fill permit application for 7631 Zimmerman Road.

DEBRA K. BENDER
KYLE W. CALABRESE
Town Justice

Supervisor Keding stated that the applications were not filled out in their entirety, completed applications are needed to schedule these public hearings.

SEAN W. COSTELLO
Town Attorney

Vote was taken by roll call to table the public hearings:

LAURIE A. BAKER
Prosecutor

	Yes	No	Abstain	Absent
Councilmember Cartechine	[X]	[]	[]	[]
Councilmember Lucachik	[X]	[]	[]	[]
Councilmember Martin	[X]	[]	[]	[]
Councilmember Selby	[X]	[]	[]	[]
Supervisor Keding	[X]	[]	[]	[]

THELMA HORNBERGER
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518

Sincerely,

TOWN COURT
(716) 941-6115
Fax (716) 796-6170

Sandra Quinlan
Town Clerk

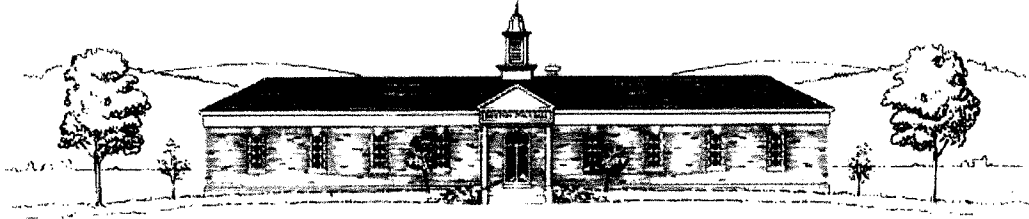
HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

NUTRITION PROGRAM
(716) 941-5773

8500 Boston State Road Boston, New York 14025-9848

The Town of Boston 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 1-866-632-9992 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 or fax 202-696-7442 or e-mail at program.intake@usda.gov.



TOWN OF BOSTON

JASON A. KEDING
Supervisor

April 22, 2024

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

Mr. Matthew Kolodziejczak
7008 Omphalius Road
Colden, NY 14033

SANDRA L. QUINLAN
Town Clerk - Tax Collector

ROBERT J. TELAAK
Highway Supt.

Dear Mr. Kolodziejczak:

DEBRA K. BENDER
KYLE W. CALABRESE
Town Justice

The Boston Town Board has scheduled a Public Hearing for **7:40 p.m. on May 15, 2024** at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 675 cubic yards of fill at 7631 Zimmerman Road, Town of Boston. All persons interested in the matter shall be heard for or against at such time and place, or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15th, 2024.

SEAN W. COSTELLO
Town Attorney

LAURIE A. BAKER
Prosecutor

THELMA HORNBERGER
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

The property owners in the vicinity of your 7631 Zimmerman Road property will be notified of the Public Hearing.

If you have any questions or concerns, please contact the Town of Boston at 716-941-6113.

Sincerely,

Sandra L. Quinlan
Boston Town Clerk

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518

Enclosures

TOWN COURT
(716) 941-6115
Fax (716) 796-6170

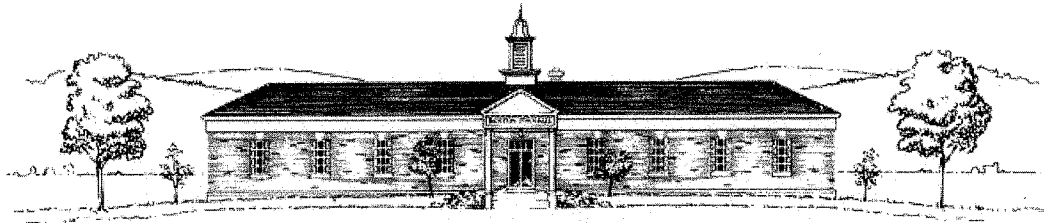
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TOWN OF BOSTON

JASON A. KEDING
Supervisor

April 22, 2024

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

To: Property owners in the vicinity of
7631 Zimmerman Road
Hamburg, NY 14075

SANDRA L. QUINLAN
Town Clerk - Tax Collector

ROBERT J. TELAAK
Highway Supt.

The Boston Town Board will act on a Fill Permit Application submitted by Matthew Kolodziejczak, 7631 Zimmerman Road, Town of Boston on **Wednesday, May 15, 2024** after a Public Hearing.

DEBRA K. BENDER
KYLE W. CALABRESE
Town Justice

The Boston Town Board has scheduled a Public Hearing for **7:40 p.m. on May 15, 2024** at Boston Town Hall, 8500 Boston State Road, Boston, NY, on the application of Matthew Kolodziejczak for a permit to store approximately 675 cubic yards of fill at 7631 Zimmerman Road, Town of Boston.

SEAN W. COSTELLO
Town Attorney

LAURIE A. BAKER
Prosecutor

THELMA HORNBERGER
Assessor

All persons interested in the matter shall be heard for or against at such time and place, or may file written comments or objections with the Town Clerk until 4:00 p.m. on May 15th, 2024.

THOMAS C. MURPHY
Code Enforcement Officer

At the time and place noted, all interested persons will be given up to three (3) minutes to be heard on said application.

If you have any questions or concerns, please contact the Town of Boston at 716-941-6113.

Sincerely,

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518

Sandra L. Quinlan
Boston Town Clerk

TOWN COURT
(716) 941-6115
Fax (716) 796-6170

Enclosures

HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

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(716) 941-5773

8500 Boston State Road Boston, New York 14025-9848

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Town of Boston Fill Permit Application

The completed Fill Permit Application must be submitted to the Town of Boston Town Clerk, Sandra Quinlan by e-mail townclerk@townofboston.com or by mail 8500 Boston State Road, Boston, New York 14025. An application is not complete until the permit fee is paid.

Applications for fill permits shall be acted on by the Town Board after a public hearing. Notice of such public hearing shall be published in the official newspaper of the Town of Boston at least five days prior to the date thereof, and the Town Clerk shall mail a letter to adjacent property owners advising them of the application and giving them notice of the hearing and the deadline to file an objection or comment regarding the application with the Town Clerk.

The only type of fill that will be allowed is brick, stone, concrete, asphalt, and clean soil. Property owner is responsible for cleaning the road after fill is brought in. No overweight trucks are permitted on road for fill delivery.

All fill permits expire on December 31 of the calendar year in which they are issued. Renewal of permits shall require re-application.

If you have any questions, please contact the Code Enforcement Office at the Boston Town Hall, (716) 941-6113 ext. 111.

Date: 3/4/24

Instructions

APPLICATION IS HEREBY MADE to the Town of Boston for the issuance of a permit to dump fill pursuant to the Ordinance Laws of the Town of Boston, Erie County, New York, prohibiting and/or regulating the use of lands within the Town of Boston as a sanitary land fill or dumping grounds which regulate the excavation, removal or storage of earth, sand, gravel, rock, topsoil, minerals or other similar material. The applicant agrees to abide with all applicable laws, ordinances, regulations, and terms of this application if granted.

1. Name of Applicant: Matthew Kobziczak Phone #: (716) 800-0039

Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

Rev: Jul-21



Town of Boston Fill
Permit Application

2. Address: 7631 Zimmerman Rd Hamburg NY
3. Name of owner of property
(if different from applicant): _____
4. Address of owner of property: 7008 Omphalios Rd Cobden NY
5. Location of property, including tax parcel number where fill is desired to be placed:
7631 Zimmerman Rd Hamburg NY
6. Where is the fill coming from? WesStaus
7. The location of all roads, streets, highways, waterways, streams, and ponds within 100 feet of the place where the fill is desired to be placed:

8. The names and addresses of abutting property owners
Bonnie Smith 7629 Zimmerman Rd
Jamie Davis 7601 Zimmerman Rd
Kelly Thompson 7598 Zimmerman Rd

9. The purpose for which the fill is desired:
CREATE PROPER DRAINAGE
10. The approximate amount of fill required (cubic yards): 675

Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com



Town of Boston Fill Permit Application

11. The approximate average depth of the area to be filled: 2'
12. Enumerate with particularity the type of fill to be used: CLAY/STONE
13. The length of time required to place said fill on the property: LAST YEAR (PROJECT COMPLETE)
14. The Time when said fill operations are intended to commence: 2023
15. The time when said fill operations are intended to be completed: 2023
16. If the fill exceeds 2,500 cubic yards, detail the drainage systems to be installed to ensure proper surface drainage during and after completion of the work:

[Signature]

 Signature of Applicant

3/4/24

 Date

I hereby consent to the placement of fill on my property in accordance with the above application.

[Signature]

 Signature of property owner, if different than applicant

 Date

DATE: 3/15/2024 21157 \$150

Received by Town Clerk

DATE: _____

Received by Highway Department

Site Plan

- | | | |
|--|-----|----|
| 1. Has fill/dirt material been brought to the property? | YES | NO |
| 2. Has the fill/dirt material been spread or fill work done? | YES | NO |
| 3. Have you received a violation notice? | YES | NO |

Town of Boston
 8500 Boston State Road
 Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

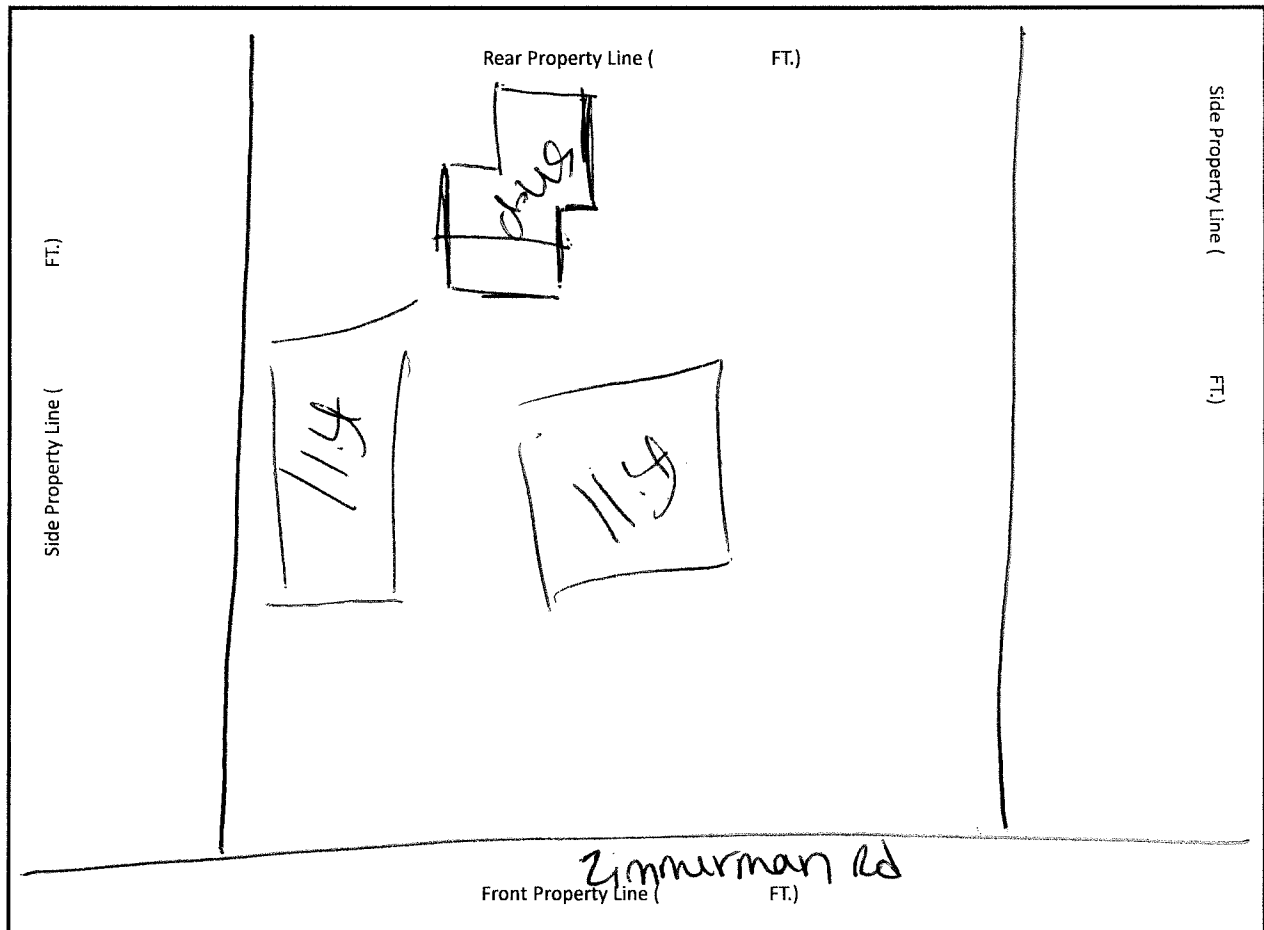


Town of Boston Fill Permit Application

To be completed by Applicant. Use separate site plan or survey if drawing area is not sufficient. Approved site plan must be posted at job site location.

Site Plan must show the following:

1. AREA & DEPTH OF PROPOSED FILL
2. ANY PROPOSED DRAINAGE IMPROVEMENTS (POND, PIPE, SWALE, ETC.)
3. EXISTING STRUCTURES, WITH DIMENSIONS & PROPERTY LINE SETBACKS
4. STREETS & ROADWAYS
5. EASEMENTS (DO NOT ENCROACH INTO DRAINAGE EASEMENTS WITH NEW FILL)
6. BODIES OF WATER
7. TREES WITHIN FILL AREA
8. ARROWS TO SHOW DIRECTION OF EXISTING AND/OR PROPOSED DRAINAGE FLOW
9. NORTH ARROW



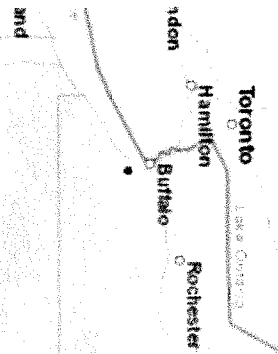
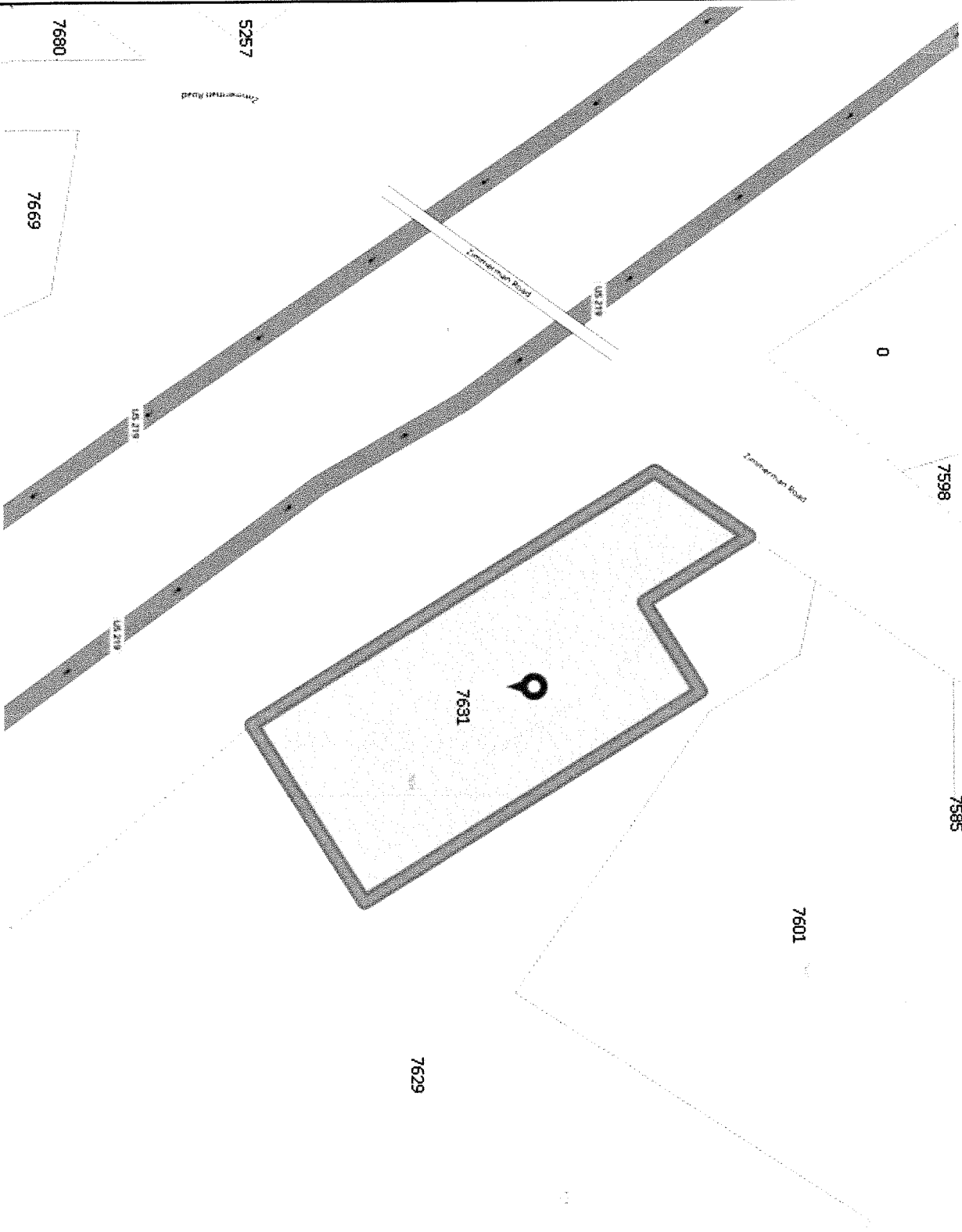
Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

Rev: Jul-21





Erie County On-Line Mapping Application



Legend
 Parcels

ERIE COUNTY
DEPARTMENT OF ENVIRONMENT & PLANNING
OFFICE OF GIS

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

1 : 2,257



TOWN OF BOSTON
8500 BOSTON STATE RD
BOSTON NY 14025
(716) 941-6113

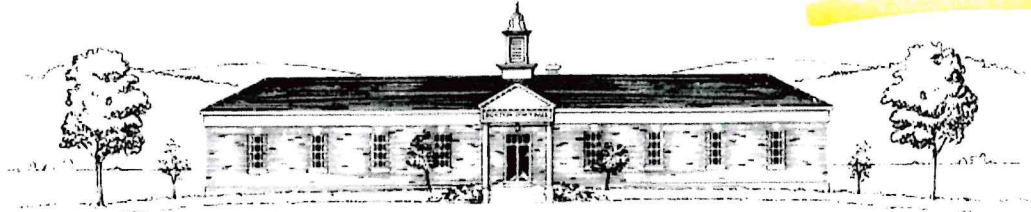
Date: 04/18/2024
Receipt #: **023387**

Received From: M. KOLO EXCAVATING, LLC

For:	1 - SPECIAL PERMIT / FILL PERMIT APP,7631 ZIMMERMAN	150.00

Cash
 Check/CC 1157

Total received: 150.00
Margaret Dea



Sawst

TOWN OF BOSTON

JASON A. KEDING
Supervisor

MICHAEL A. CARTECHINE
JENNIFER L. LUCACHIK
KELLY L. MARTIN
KATHLEEN SELBY
Town Board

SANDRA L. QUINLAN
Town Clerk -Tax Collector

ROBERT J. TELAAK
Highway Supt.

DEBRA K. BENDER
KYLE CALABRESE
Town Justice

SEAN W. COSTELLO
Town Attorney

LAURIE BAKER
Prosecutor

Thelma Hornberger
Assessor

THOMAS C. MURPHY
Code Enforcement Officer

March 20, 2024

Honorable Town Board of Boston,

Re: 7631 Zimmerman Road; Matthew R. Kolodziejczak

I recently was visited in my department by a contractor who sought a building permit for the above address to erect a third structure on the above property. My short answer to him was that it was not permitted, in the C-1 zoning district in which this parcel lies, according to the department map created by LaBella Engineering Group in May of 2020, the maximum permitted building possible was 3000 square feet and that only one principal building was permitted.

The parcel currently holds a building of 2400 square feet as well as an addition of 1232 square feet for a total of 3632 square feet. Building permits do not exist in our system for either of these structures, although we do show permits for an attached garage and two covered porches on the home at 7629 Zimmerman (originally 7631) from 1991.

I am owed a permit for a detached accessory structure, used to hold a slide-in road salt spreader, which the owner refused to obtain saying the structure was 'movable' and, therefore, did not require a permit.

As the attached satellite photos show, the property owner has been filling the Property since acquiring it on April 29, 2021.

Mr. Kolodziejczak proceeded to visit my office to inquire why he could not build another structure. I reiterated the above explanation and added that he had illegally filled the property and had installed a wall sign on the building, both actions requiring permits. This although I had created a folder in my office for him which contains everything he needs to pull permits for both of his Boston properties less the required fee.

Mr. Kolodziejczak was also issued a stop work order for bringing fill to his residential property at 7008 Omphalius Road, which he illegally removed and discarded, as well as ignored.

Sincerely,

Thomas C. Murphy
Your Code Enforcement Officer

TOWN HALL
(716) 941-6113
Fax (716) 941-6116

TOWN SUPERVISOR
(716) 941-6518
Fax (716) 941-9264

TOWN COURT
(716) 941-6115
Fax (716) 941-5169

HIGHWAY GARAGE
(716) 941-5869
Fax (716) 941-3677

NUTRITION PROGRAM
(716) 941-5773

8500 Boston State Road Boston, New York 14025-9848

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Chapter 123. ZONING

Article XIV. C-1 Local Retail Business District

§ 123-71. Permitted uses and structures.

Uses and structures permitted in the C-1 District are as follows:

A. Principal uses and structures:

- (1) Permitted uses and structures permitted in an R-C District, except that no residential single-family, two-family or three-or-more-family dwellings, cluster housing, private horse stable or accessory apartments shall be permitted.
[Amended 7-16-1997 by L.L. No. 5-1997]
- (2) The following uses, when conducted entirely within an enclosed building.
 - (a) Retail sales, but not including any use first permitted in the C-2, M-1 or M-2 District.
 - (b) Personal service establishments, including but not limited to barbershops, beauty parlors and shoe or hat cleaning or repair and martial arts or related physical fitness facilities.
 - (c) Hand laundries, laundromats and dry cleaning or laundry pickup stations.
 - (d) Dry-cleaning and pressing establishments limited to 2,000 square feet of floor area per establishment, provided that only solvents with a flash point of not less than 138.2° F. shall be used and the total aggregate dry load of machines shall not exceed 60 pounds.
 - (e) Theaters.
 - (f) Eating or drinking establishments, provided that any entertainment shall be limited to television, radio or music, and further provided that no sale of alcoholic beverages for consumption on the premises shall be permitted on any lot where the principal building is less than 100 feet from a side or rear lot line that abuts any R District boundary.
- (3) Hotels or motels, subject to the above restrictions on eating and drinking establishments.
- (4) Drive-in banks, provided that at least five reservoir spaces are provided on the lot for each drive-in teller's window. Such reservoir space shall be exclusive of required parking spaces.

B. Uses subject to special permit:

- (1) Filling stations and/or gasoline stations, subject to Article **XXIII**, and provided that all servicing of vehicles and storage of parts and materials at gasoline stations except fueling and minor emergency repairs, will be conducted in an enclosed building.
- (2) Radio or television transmission facilities and/or receive-only antennas and mountings having a combined weight exceeding or equal to 50 pounds, subject to the conditions and limitations of § 123-48B(1).^[1]
[Added 4-17-1991 by L.L. No. 1-1991]

[1] *Editor's Note: Former Subsection B(2), which provided for certain two-family dwellings to be uses subject to special permit, was repealed 7-16-1997 by L.L. No. 5-1997. Said local law also redesignated former Subsections B(3) and (4) as Subsections **B(2)** and **(3)**, respectively.*

(3) Buildings constructed for the storage of tools and materials for use in a business not situated on the same lot, subject to the following conditions and limitations:

[Added 10-7-1992 by L.L. No. 2-1992]

(a) The total area of any building or buildings, including all accessory buildings, shall not exceed the lesser of 3,000 square feet or 15% of the lot area.

(b) No more than one principal building shall be permitted on any lot pursuant to this section.

(c) The construction of accessory buildings shall be subject to special permit procedure of this section.

(d) No vehicles shall be parked on the premises except inside a permitted principal or accessory building.

(e) All buildings or structures permitted by this section shall be used in the operation of a single business except where two businesses have identical owners; then and in that event, no more than two businesses shall use the buildings or structures permitted by this section.

(f) Property principally improved by buildings or structures, permitted by this section, shall not be considered as making goods or services available for sale, hire or use on the premises for the purposes of § 95-5F of the Boston Town Code.

(4) Retail sales as permitted by § 123-128 of this Code.

[Added 5-10-1998 by L.L. No. 2-1998]

(5) Topsoil.

[Added 4-5-2000 by L.L. No. 1-2000]

(a) Screening of topsoil, provided that:

[1] All machinery, or other devices, shall remain mobile and shall not be permanently affixed to the property.

[2] Screening activity shall be limited to the hours of 9:00 a.m. to 7:00 p.m., weekdays only.

[3] No screening activity shall exceed three hours in any one day.

[4] No more than 200 cubic yards shall be processed on the site in any one calendar month.

[5] Importation of any soil or fill into the Town of Boston for the purpose of processing same (without regard to the location of its intended use) shall be subject to the provisions of the Boston Town Code.

[6] No more than 60 cubic yards of processed soil and 60 cubic yards of unprocessed soil shall be stored on the premises.

[7] All screening operations shall be conducted in such a fashion as to minimize noise, dust, odor, or any other condition interfering with the use and enjoyment of adjacent property.

[8] All soil stored on the property shall be so arranged or enclosed as to prevent erosion thereof and to further prevent same from otherwise unreasonably interfering with the use of adjacent property.

[9] Any application for a permit shall be subject to site plan approval.

7631 Zimmerman

May 2022

Legend

📍 7631 Zimmerman Rd

📍 7631 Zimmerman Rd

Google Earth


300 ft



7631 Zimmerman

March 2022

Legend

 7631 Zimmerman Rd


 7631 Zimmerman Rd



7631 Zimmerman

November 2021

Legend

 7631 Zimmerman Rd


 7631 Zimmerman Rd



7631 Zimmerman

October 2021

Legend

 7631 Zimmerman Rd

 7631 Zimmerman Rd




7631 Zimmerman

October 2020

Legend

 7631 Zimmerman Rd

 7631 Zimmerman Rd

Google Earth



200 ft

Image © 2024 CNES / Airbus

Sandra Quinlan

From: Thomas Murphy
Sent: Tuesday, April 16, 2024 12:54 PM
To: supervisorokeding@gmail.com; Sandra Quinlan
Cc: Costello, Sean W.; councilwomanlucachik@gmail.com; Kelly Martin; Michael Cartechine; kselby4boston@gmail.com
Subject: RE: Fill Permit Applications from KOLO

I reviewed the commercial fill permit (7631 Zimmerman Road). It was submitted without dimensions and wholly fabricated. Off the top of my head, I would say that he may have brought in up to 10X the amount reported. Perhaps you can gain some perspective by referring to the satellite imagery provided at the last meeting.

I will try and review the request for his residence this afternoon. I know that he reports clean fill brought in, but I have a very concerned neighbor to the west of his property who has me on speed dial. I have encouraged her to keep me informed and she has reported fill placed with broken pipes and concrete protruding from it. This does not fit my definition of 'clean'. She, Carol Brownschidle, has a pond due west from where the fill is being placed and is rightfully concerned what may be leaching down the hill into it. She enjoys swimming and eating the occasional fish from it.

I feel the only way we can limit the amount of fill he acquires, he has an unlimited supply of fill from every township in Western New York, is to limit the time he is allowed to place it.

I know both applications are for fill already transported to the Town of Boston in 2023. For future permits this department cannot police his activities for an entire year and he has shown a willingness to be disingenuous.

Where does the town stand on the zoning question? The best thing for that road is for the wrongs of past administrations to be righted. Spot zoning, especially spot zoning to such an extravagant degree, does not work and every class that I have attended warns to avoid it at any cost.

Sincerely,
Thomas C. Murphy
Town of Boston, N.Y.
Code Enforcement/Building Inspection
NY0360547



Phone: (716) 941-6113 ext. 111
8500 Boston State Road
Boston, New York 14025
www.townofboston.com
codeenforcement@townofboston.com

From: Jason Keding <supervisorokeding@gmail.com>
Sent: Friday, April 12, 2024 4:26 PM
To: Sandra Quinlan <townclerk@townofboston.com>
Cc: Thomas Murphy <codeenforcement@townofboston.com>; Costello, Sean W. <costello@rupppfalzgraf.com>
Subject: Re: Fill Permit Applications from KOLO

Tom,

Please advise Sandy if these are completed to your satisfaction, if so, they will be added to next week's board meeting agenda for consideration.

Regards-
Jason

On Thu, Apr 11, 2024 at 5:31 PM Sandra Quinlan <townclerk@townofboston.com> wrote:

Good afternoon,

Please see attached fill permit applications from Matt Kolo.

The applications were picked up after the last Town Board meeting, Matt added additional information and returned to my office for the Code Enforcement Officer and Town Board review.

Not sure if this meets the requirements now to be added back on the Town Board agenda.

Thank you,

Sandy

Sandra Quinlan

Boston Town Clerk

8500 Boston State Road

Boston, NY 14025

(716) 941-6113

(716) 941-6116 (Fax)

townclerk@townofboston.com



Town of Boston Fill
Permit Application

ALL PAGES PRESENT ✓
CHECK HAS BEEN REC'D

COPY

received
REVIEWED 4-11-24

ZIMMERMAN

COPY

The completed Fill Permit Application must be submitted to the Town of Boston Town Clerk, Sandra Quinlan by e-mail townclerk@townofboston.com or by mail 8500 Boston State Road, Boston, New York 14025. An application is not complete until the permit fee is paid.

Applications for fill permits shall be acted on at a public hearing. Notice of such public hearing shall be published in a newspaper of the Town of Boston at least five days before the hearing and the Town Clerk shall mail a letter to advise each applicant of the application and giving them notice of the hearing to file an objection or comment regarding the application to the Town Clerk.

REVIEWED BY
BUILDING DEPT.
W/COMMENTS

T. MURPHY

The only type of fill that will be allowed is clean soil. Property owner is responsible for the fill brought in. No overweight trucks are permitted.

All fill permits expire on December 31 of the calendar year in which they are issued. Renewal of permits shall require re-application.

If you have any questions, please contact the Code Enforcement Office at the Boston Town Hall, (716) 941-6113 ext. 111.

Date: 3/4/24

Instructions

APPLICATION IS HEREBY MADE to the Town of Boston for the issuance of a permit to dump fill pursuant to the Ordinance Laws of the Town of Boston, Erie County, New York, prohibiting and/or regulating the use of lands within the Town of Boston as a sanitary land fill or dumping grounds which regulate the excavation, removal or storage of earth, sand, gravel, rock, topsoil, minerals or other similar material. The applicant agrees to abide with all applicable laws, ordinances, regulations, and terms of this application if granted.

1. Name of Applicant: Matthew Kobziczak Phone #: (716) 840 - 0039

Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com



Town of Boston Fill Permit Application

2. Address: 7631 Zimmerman Rd Hamburg NY

3. Name of owner of property
(if different from applicant): _____

4. Address of owner of property: 7008 Omphalius Rd Cobden NY

5. Location of property, including tax parcel number where fill is desired to be placed:

7631 Zimmerman Rd Hamburg NY

6. Where is the fill coming from? West Gas

7. The location of all roads, streets, highways, waterways, streams, and ponds within 100 feet of the place where the fill is desired to be placed:

8. The names and addresses of abutting property owners

✓ Bonnie Smith 7629 Zimmerman Rd

✓ Jamie Davis 7601 Zimmerman Rd

✓ Kelly Thompson 7598 Zimmerman Rd

LEANN GUZZETTA 7585 ZIMMERMAN

GARY & ANNE BECKER 7592 ZIMMERMAN

NELSON R LOCHER 7580 ZIMMERMAN

} DOWN HILL / ACROSS ROAD

9. The purpose for which the fill is desired:
CREATE PROPER DRAINAGE

10. The approximate amount of fill required (cubic yards): 6075 yd³ @ 3' deep
yields 225 yd²
or 2025 FT²



Town of Boston Fill Permit Application

- 11. The approximate average depth of the area to be filled: 2'
- 12. Enumerate with particularity the type of fill to be used: CLAY/STONE
- 13. The length of time required to place said fill on the property: LAST YEAR (PROJECT COMPLETED)
- 14. The Time when said fill operations are intended to commence: 2023
- 15. The time when said fill operations are intended to be completed: 2023
- 16. If the fill exceeds 2,500 cubic yards, detail the drainage systems to be installed to ensure proper surface drainage during and after completion of the work:

[Signature]
 Signature of Applicant

3/4/24
 Date

I hereby consent to the placement of fill on my property in accordance with the above application.

[Signature]
 Signature of property owner, if different than applicant

 Date

DATE: 3/15/2024 21157 \$150

Received by Town Clerk

DATE: _____

Received by Highway Department ?

Site Plan

- 1. Has fill/dirt material been brought to the property? YES NO
- 2. Has the fill/dirt material been spread or fill work done? YES NO
- 3. Have you received a violation notice? YES NO

Town of Boston
 8500 Boston State Road
 Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com



A BETTER VERSION OF
THIS AERIAL SHOULD
BE SUBMITTED. GOOGLE
EARTH HAS MANY SUPERIOR
PRESENTATIONS



Erie County On-Line Mapping Application

0

7598

7585

7601

7631

7629

5257

7680

7669

and

rdon

Toronto
Hamilton
Buttara
Roxilester

Legend

Parcels



WGS, 1984, Web_Mercator_Auxiliary_Sphere
THIS MAP IS NOT TO BE USED FOR NAVIGATION

ERIE COUNTY
DEPARTMENT OF ENVIRONMENT & PLANNING
OFFICE OF GIS

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

1: 2,257



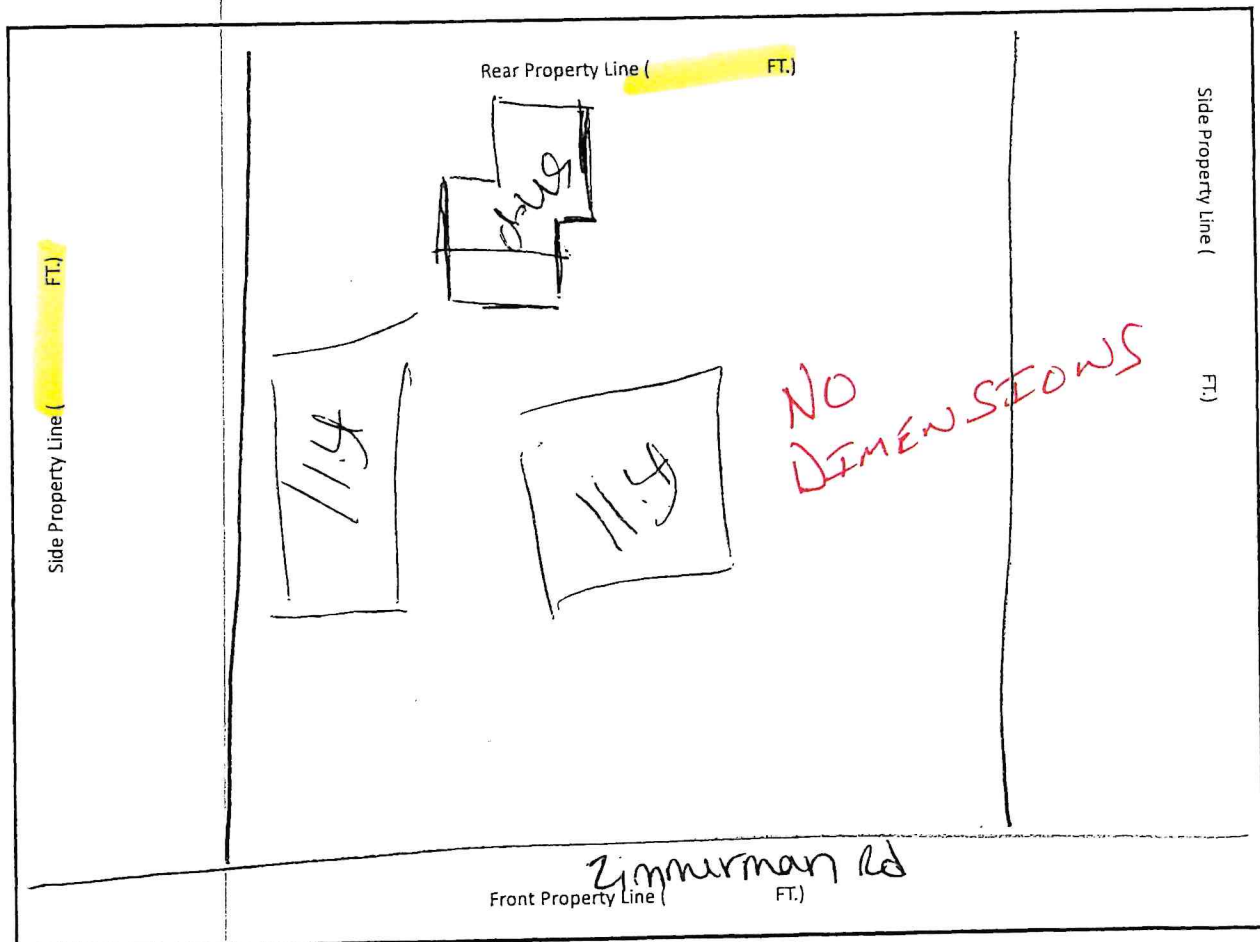


Town of Boston Fill Permit Application

To be completed by Applicant. Use separate site plan or survey if drawing area is not sufficient.
Approved site plan must be posted at job site location.

Site Plan must show the following:

1. AREA & DEPTH OF PROPOSED FILL
2. ANY PROPOSED DRAINAGE IMPROVEMENTS (POND, PIPE, SWALE, ETC.)
3. EXISTING STRUCTURES, WITH DIMENSIONS & PROPERTY LINE SETBACKS
4. STREETS & ROADWAYS
5. EASEMENTS (DO NOT ENCROACH INTO DRAINAGE EASEMENTS WITH NEW FILL)
6. BODIES OF WATER
7. TREES WITHIN FILL AREA
8. ARROWS TO SHOW DIRECTION OF EXISTING AND/OR PROPOSED DRAINAGE FLOW
9. NORTH ARROW



Town of Boston
8500 Boston State Road
Phone (716) 941-6113 • Fax (716) 941-6116
www.townofboston.com

Rev: Jul-21



43,560 FT²/ACRE FILLED AREA .91 ACRE 39,640 FT²

	<u>DEPTH OF FILL</u>	<u>FT³</u>	<u>YD³</u>	<u># of TANDEM DUMP</u>
A)	2'	79,280	2936	196
B)	3'	118,920	4404	294
C)	4'	158,560	5873	391

TOWN OF BOSTON – RESOLUTION NO. 2024 - 34

NYS WATER INFRASTRUCTURE IMPROVEMENT ACT – 2024 NYS WATER GRANT

WHEREAS, the Town of Boston, after thorough consideration of the various aspects of the existing conditions, problems and review of available data for the Boston water system, has hereby determined that certain work, as described in the Town of Boston Water System Improvements Phase 2 & 3 map, plan and report, is required to address the repair and maintenance of the Boston water system’s water main and pump station infrastructure in Water Districts 1 & 2. The Town of Boston Water System Improvements Phase 2 & 3, herein called the “Project”, is desirable, is in the public interest, and is required in order to implement the Project and address said compliance requirements; and

WHEREAS, the NYS Environmental Facilities Corporation (EFC) authorizes State assistance to municipalities for drinking water quality improvement projects by means of a contract, and the Town of Boston deems it to be in the public interest and benefit under this law to enter into a contract therewith.

NOW, THEREFORE, BE IT RESOLVED

1. Supervisor Jason Keding, or his representative or successor in office, is the representative authorized to act on behalf of the Boston Town Board in all matters related to State assistance under the New York State Environmental Facilities Corporation (EFC) and/or any applicable State grant provisions.
2. The Supervisor, or his representative, is authorized to submit a 2024 NYS WIIA grant application in the amount of \$10,090,000 of which the Town is requesting \$5,000,000 in grant funding;
3. The Town of Boston Town Board agrees to fund its portion of the cost of the Project by way of a General Obligation Bond or a series of Bond Anticipation Notes, and that funds will be made available to initiate the Project efforts within 12 months of written approval of its application by the NYS Department of Health and the New York State Environmental Facilities Corporation authority;
4. The one certified copy of this Resolution be prepared and submitted with the electronic WIIA grant application to the NYS Environmental Facilities Corporation; and
5. This Resolution takes effect immediately.

On May 15, 2024, the question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yes	No	Abstain	Absent
Councilmember Cartechine	[]	[]	[]	[]
Councilmember Lucachik	[]	[]	[]	[]
Councilmember Martin	[]	[]	[]	[]
Councilmember Selby	[]	[]	[]	[]
Supervisor Keding	[]	[]	[]	[]

Sandra L. Quinlan, Town Clerk

CERTIFICATION OF RECORDING OFFICER

That the attached Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the Boston Town Board duly held on the ___ day of May, 2024; and further, that such Resolution has been fully recorded in the _____ in my office.

In Witness thereof, I have hereunto set my hand this _____ day of May, 2024

Signature of Recording
Officer _____

Title of Recording
Officer _____

TOWN OF BOSTON – RESOLUTION NO. 2024-35

ADOPTING REVISED SCHEDULE OF FEES

At a Regular Meeting of the Boston Town Board Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the 15th day of May, 2024 at 7:30 pm Eastern Prevailing Time there were:

Present: Supervisor Jason A. Keding, Councilman Michael Cartechine, Councilwoman Jennifer Lucachik, Councilwoman Kelly Martin, and Councilwoman Kathleen Selby.

NOW THEREFORE BE IT RESOLVED, that the Schedule of Fees for the Town of Boston, as attached hereto, be adopted, and to continue thereafter unless otherwise amended; and

BE IT FURTHER RESOLVED, that the Schedule of Fees, attached hereto, shall supercede the existing Schedule of Fees to the extent that it expressly alters the same.

On May 15, 2024, the question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yes	No	Abstain	Absent
Councilmember Cartechine	[]	[]	[]	[]
Councilmember Lucachik	[]	[]	[]	[]
Councilmember Martin	[]	[]	[]	[]
Councilmember Selby	[]	[]	[]	[]
Supervisor Keding	[]	[]	[]	[]

Sandra L. Quinlan, Town Clerk

Construction	Fee
Residential New	
Application and Architectural Plan Review One, Two & Multiple Family Dwellings NOTE: Floor area shall not include cellar, non-habitable basement, non-habitable attic or carport, but shall include attached garage	\$250 \$0.25 Sq. Ft.
Plumbing Electric	\$50 + \$10/fixture \$50 Flat/Includes Generators
Amended Building Permit Minor Change Major Change (requires Planning Board review)	No Charge \$25
Renewal of Building Permit	6 months: ½ cost of original permit 2nd year: cost of original permit 3rd year: New Permit
Construction Inspections covered by Permit Fee After 2nd failure Non-Residential Buildings (Commercial)	\$50 \$0.25 Sq. Ft.
NOTE: The Permit Fee for a Building Occupied in Part for Residential use and in Part for Non-Residential use Shall be the Sum of the Two Occupancy Fees Calculated Separately.	
Additions (Residential)	
Up to 100 Square Feet	\$50
Each additional Square Foot	\$0.20 Sq. Ft.
NOTE: Floor Area Same As For New Residential	
Additions (Non Residential/Commercial)	
Up to 100 Square feet	\$150
Each additional square foot	\$0.30 Sq. Ft.
Accessory Buildings	
Square feet	
under 100	no fee
over 100 up to 400	\$50
over 400 up to 700	\$90
over 700 up to 1000	\$120
over 1000	\$125 plus \$5 for each additional 100 sq. ft. or part thereof
Decks	
Square feet	
Up to 100	\$50
over 100	\$75
Alterations/Repair/Renovations	
Up to 200 Square feet	\$50

Each additional square foot	\$0.15 Sq. Ft.
Late Fee For Building Permit	
(not subject to Site Plan Approval)	\$250
Swimming Pools	
In-Ground	\$250
Above-Ground	\$75
Demolition Permits	
Up to 500 sq. ft.	\$50
Over 500 to 1000 sq. ft.	\$75
Over 1000 sq. ft.	\$100

Subject	Fee
Special Permits	
Initial Application-General Special Permits	\$150
Renewal-Terminable Special Permit	\$25
Modification of Special Permit	\$150
Initial Application - Live Entertainment	\$100
Renewal Application - Live Entertainment	\$100
Unified Solar Permit	\$100
Fill Permit	\$150
Short Term Rental Permit	
Initial application for 2-year registration (includes initial safety and building code Inspection)	\$350
Reinspection for corrections and or failure to show for appointment	\$75
Transfer of ownership during permit term (i.e., New agent)	\$50
Overtime Renewal of permit (30 days prior to expiration)	\$200
Renewal of expired permit	\$350
Telecommunications Facility	
Facility-Special Permit	\$5,000
Co-location Permit	\$1,000
Building Permit	\$250
Refuse Removal	
Annual License	\$100
Junkyard	
Initial Application	\$1,000
Renewal Application	\$250
Mobile Home Courts	
Initial Application	\$200 + \$10 per acre for each acre over 10 acres
Annual License Fee	\$15 per unit
New Site Inspection Fee	\$50 per unit
In lieu Recreation Fee	\$150 per unit
Peddling & Soliciting Permit	
Per Person	\$10
Per Vehicle	\$10

Public Improvement Permit	
Per Permit	\$25
Signs	
Not-for-Profit Organizations	\$10
Real Estate Developments-- R-1, R-2, R-3, R-4 Districts	\$25 per year; renewable annually
Temporary Political Signs, Banners business promotion, etc.	No fee
Temporary announcement signs for special events of non-profit organizations in the Town of Boston	No fee
Wall identification signs	\$50
Ground Signs	\$100
Entrance or exit traffic control signs without advertising; max 12'h x 18"l	No fee
Soil Removal	
Annual Permit	\$100
FOIL	
Copies up to 8.5" x 14"	\$0.25
Copies over 8.5" x 14"	Actual Cost
Computer Disc	\$10.00
Dog Licenses	Including Local Fee & NYS Surcharge
Spayed/Neutered	1 Year \$10 / 2 Year \$20 / 3 Year \$30
Unspayed/Unneutered	1 Year \$18 / 2 Year \$36 / 3 Year \$54
Spayed/Neutered discount (Senior 65+)	1 Year \$8 / 2 Year \$16 / 3 Year \$24
Unspayed/Unneutered discount (Senior 65+)	1 Year \$16 / 2 Year \$32 / 3 Year \$48
Late Renewal Fee	\$5 per month (30-day grace period)
Unlicensed Dog Fee	\$10
Purebred up to 10 dogs	\$25 + \$1 for each spayed/neutered Dog
Purebred up to 25 dogs	\$50 + \$1 for each unspayed/unneutered Dog
Town Impoundment/Transport Fees	(1 st) \$25, (2 nd) \$50, (3 rd) \$75, and continue in additional \$25 increments for subsequent impoundments
Boarding Fees	\$30 per day
Civil Fines, NYS Minimum	(1 st) \$25, (2 nd) \$50, (3 rd) \$75
Woodburning Fireplaces/Stoves	
Permit	\$50
Certificate of Occupancy	\$50
Certificate of Compliance	\$50
Temporary Certificate of Occupancy	\$25
Certificate of Zoning Compliance	\$200
Operating Permit	\$100
Amending Operating Permit	Same as Amended Building Permit
Reissue or Renewal of Operating Permit	\$100
Fire Safety and property maintenance inspections	\$50 - \$200

Zoning Board of Appeals	
Application for Variance	\$200
Appeal	\$150
Public Hearing Fee	\$100
Planning Board-Subdivision Development	
Minor Sub Preliminary Plat Approval	\$200 per lot
Minor Sub Final Plat	\$75
Major Sub Preliminary Plat Approval	\$750 + \$300/lots>4
Major Sub Final Plat	\$500
Public Hearing Fee	\$100
Special Use Permit	\$ 200
Public Hearing Fee	\$100
Rezoning Application	
< 1 acre	\$250
1.0 acres up to 5.0 acres	\$500
5.0 acres up to 10.0 acres	\$1000
10.0 acres up to 50.0 acres	\$2500
> 50 acres	\$5000
Public Hearing Fee	\$100
Application – Site Plan Review	
up to 1.0 acre	\$250
over 1.0 up to 2.0 acres	\$500
over 2.0 acres up to 5.0 acres	\$500 + \$250 for any acre or fraction over 2.0 acres
over 5.0 acres up to 10 acres	\$1000 + \$250 for any acre or fraction over 5.0 acres
over 10 acres	\$2500 + \$250 for any acre or fraction over 10 acres
Site Plan Approval, Minor Add'ns/Site Improvements	\$250
Sitework Permit	
	\$500
	\$10/acre
Cobble Hill Cemetery	
Grave Site - Purchase Price	\$400
Grave Opening - Full Grave	\$400
Grave Opening - Infant Grave (up to 3 feet)	\$250
Cremation	\$150
Foundation - per foot	\$50
Foundation – Minimum	\$100
Books and Maps	
Code Books	\$200
Zoning Map	\$75
Code Book – Leaving Town Official	\$50
Late Fee For Any App. Arising out of Zoning Law	\$250
Adult Use Registration	
Processing Fee	\$500
Use of Facility	
Maintenance Fee	\$75
Sporting Field Reservations	\$30 per 3-hour block of time
Youth Sporting Leagues sponsored by not-for-profit organizations based in the Town of Boston which offer recreational opportunities to Town youth may make seasonal reservations.	\$250

Marriage License Application	\$40.00
Certified & Genealogical Copies of Vital Records	\$10
Application for One Day Marriage Officiant License	\$25
Waste Management Bag Sticker	\$3 each
Permits For Which There Is No Established Fee	\$50

TOWN OF BOSTON – RESOLUTION NO. 2024 - 36

APPROVAL OF HVAC MAINTENANCE AGREEMENT

WHEREAS, the Town of Boston recognizes the importance of maintaining the functionality and efficiency of its HVAC systems to ensure the comfort and safety of its employees and residents; and

WHEREAS, the Town has solicited proposals for HVAC maintenance services by contacting three reputable vendors; and

WHEREAS, the contacted vendors submitted the following pricing proposals for the maintenance services requested by the Town:

Company	Quote
JW Danforth	\$4,280.00
Mollenberg-Betz Inc.	\$4,480.00
McAllister Plumbing, Heating & Cooling	Did not submit quote by deadline

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Boston hereby authorizes the Town Supervisor to contract with JW Danforth in the amount of \$4,280.00 for the maintenance of the HVAC systems of Town buildings.

On May 15th, 2024, the question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yes	No	Abstain	Absent
Councilmember Cartechine	[]	[]	[]	[]
Councilmember Lucachik	[]	[]	[]	[]
Councilmember Martin	[]	[]	[]	[]
Councilmember Selby	[]	[]	[]	[]
Supervisor Keding	[]	[]	[]	[]

Sandra L. Quinlan, Town Clerk



TOWN OF BOSTON

Date Submitted: May 15, 2024

Project Description:

Bi-annual preventive maintenance of the HVAC systems in Town Buildings.

	Company/Contact Info	Price
Quote 1	JW Danforth 716-832-1940	\$4,280.00
Quote 2	Mollenberg -Betz Inc. 716-614-7450 x 213	\$4,480.00
Quote 3	McAllister Plumbing, Heating & Cooling 716-649-6377	Did not submit quote by deadline.
Quote 4 (Optional)		
Quote 5 (Optional)		

Lowest Bid: JW Danforth

Amount: \$4,280.00

FOR OFFICE USE ONLY

Approval Date: _____

P.O. #: _____

Resolution (if applicable): _____



Town of Boston

Renewal
Danforth Silver Protection

This Agreement is made by and between:

Contractor:

John W. Danforth Company
300 Colvin Woods Parkway
Tonawanda, NY, 14150
Herein after known as "Contractor"

Customer:

Town of Boston
8500 Boston State Road
Boston, NY 14025
Herein after known as "Customer"

The Contractor is providing a system of maintenance for the equipment type contained within the schedules, terms and conditions on the pages attached and listed below.

Attachment "A": Describes the level of service being provided by the Agreement.
Attachment "B": Describes the limit of liability and the terms and conditions.

The service agreement price is four thousand two hundred eighty dollars (\$4,280.00) per year, payable in equal semi-annual payment of \$2,140.00.

The first invoice is produced on the day coverage begins, 05-01-2024. Coverage shall continue for 1 year.

The schedules attached to the Service Agreement constitute the entire Agreement between the Contractor and the Customer. The Service Agreement remains the property of Contractor and is provided for the Customer's use only. Any waiver, change or modification of any terms or conditions shall not be binding on Contractor unless made in writing and signed by authorized management of Contractor. Danforth reserves its right for an adjustment in contract time, price, or both, due to changing conditions relating to COVID-19, or any pandemic, epidemic, or disease outbreak.

By: 
Austin Smith
Customer Service & Service
Administrator

By: _____

Name: _____

Date: 03/29/24

Title: _____

Date: _____

Attachment A

Professional Management: This includes our administration of your custom-designed maintenance program. You will receive detailed reporting from our service technicians following each visit. You stay well informed without having to be directly involved in the upkeep of your equipment investment.

Features

- Local Supervision
- Maintenance Performance Monitoring
- Performance Feedback
- Inventory Control of Parts and Materials

Benefits

- Reduced Resource Strain on Administration
- Lower Operating Cost
- Reduced Equipment Downtime
- Increased Efficiency

Test & Inspect Labor: Includes a professional inspection of all components listed in the inventory of equipment (Attachment C). This inspection ensures that the equipment is operating to specifications and identifies any doubtful or broken parts.

Features

- Equipment Inspection
- Identification of Improper Operations
- Professional Assessment and Recommendations

Benefits

- Improved System Reliability
- Reduced Operating Issues
- Minimized Equipment Downtime
- Peace of Mind



Maintenance Supplies: This includes all required maintenance supplies to effectively implement our maintenance program.

Features

- Lubricants for Maintenance Tasks (Bearings, Motors)
- Chemicals
- Cleaning Supplies
- Filter Inspection, Cleaning, Replacement

Benefits

- Minimize Administrative Involvement
- Eliminates Inventory Costs
- Prevents Breakdowns, Failures, and Unexpected Bills
- Extended Equipment Life
- Reduced Energy Consumption
- Provides a Cleaner, Healthier Environment
- Reduced Owning and Operating Costs

Capital Budgeting Assistance: We can assist in prioritizing your building needs by analyzing problem areas and making expert recommendations. Our vast experience in building systems allows us to take a holistic view of your facilities and help you achieve your operational goals.

Quality Assurance Program: Our quality assurance program ensures that the services being provided are at or above the level of services purchased. Danforth strives to exceed your expectations by providing quality, professional mechanical services with ongoing communication.

Features

- Adherence to a Strict Code of Ethics and Standards
- Proactive Feedback
- Procedural Approach
- Ongoing Evaluation and Assessment
- Open Communication

Benefits

- Ensures Customer Satisfaction
- Improves Communication
- Provides Peace of Mind
- Ensures Accountability of Services

Preventative Maintenance Labor: This includes job labor, travel labor, and travel and living expenses required to clean, align, calibrate, tighten, adjust, and lubricate equipment. These activities are intended to extend equipment life and assure proper operating condition and efficiency.

- **Cleaning** – Coil Surfaces, Fan Impellers and Blades, Electrical Contacts,
 - Burner Orifices, Passages and Nozzles, Pilot and Igniter , Condensers, and Boiler Tubes
- **Aligning** – Belt Drives, Drive Couplings, Air Fins
- **Calibrating** – Safety Controls, Temperature and Pressure Controls
- **Tightening** – Electrical Connections, Mounting Bolts, Pipe Clamps, Refrigerant Piping fittings, Damper Sections
- **Adjusting** – Belt Tension, Refrigerant Charge, Super Heat, Fan RPM, Water Chemical Feed and Feed Rate, Burner Fuel/Air Ratios, Gas Pressure, Set Point of Controls and Limits, Compressor Cylinder Unloaders, Damper Close-off
- **Lubricating** – Motors, Fan and Damper Bearings, Valve Stems, Damper Linkages, Fan Vane Linkages

Attachment B

Terms and Conditions

1. Contractor agrees to perform all work professionally and to furnish only materials of good quality.
2. The customer provides reasonable access to all areas and equipment, and allows Contractor to stop and start equipment as necessary to fulfill the terms of the Agreement.
3. All maintenance tasks and non-emergency repair or replacement will be performed during the Contractor's normal working hours.
4. The customer agrees to inform the Contractor immediately of problems found in the operation of the equipment.
5. The Contractor may charge the customer for emergency calls made at the customer's request where no defect is found.
6. The customer agrees to pay and be responsible for any additional gross amount of any present or future sales, use, excise, value-added, or other similar tax, however designated, applicable to the price, sale or delivery of any products, services or the work furnished hereunder or for their use by Contractor on behalf of the customer whether such tax shall be local, state, or federal in nature. **This will include but not be limited to the recovery, recycling, reclamation, handling and disposal of all refrigerants, and the additional costs incurred for refrigerant tax and/or increased costs due to shortages.**
7. The Contractor assumes all equipment covered is in maintainable condition, by accepting the Agreement. For repairs found necessary during the initial inspection or the initial seasonal start-up, a repair proposal is submitted for Customer's approval. If the repair proposal is declined, the non-maintainable items will be eliminated from the maintenance Agreement and the Agreement price adjusted accordingly or the Agreement may be canceled or otherwise revised.
8. Repair or replacement of non-maintainable parts of the system(s) such as, but not limited to, coils, heat exchangers, duct work, piping, shell and tube, unit cabinets, boiler refractory material, insulating material, electrical wiring, hydronic and pneumatic piping, structural supports and other non-moving parts, are not included in this Agreement.
9. If the equipment covered is altered, modified, changed or moved this Agreement may be adjusted accordingly or terminated.

Limitations of Liability and Indemnities

1. The Contractor is not liable for damage or loss caused by delay in installation or interrupted service due to a fire, flood, corrosive substance in the air, strike lockout, dispute with workmen, inability to obtain material or services, commotion, war, act of nature, or any other cause beyond Contractor reasonable control.
2. In no event, whether as a result of breach of contract, or any tort including negligence or otherwise is the Contractor or its suppliers, employees or agents liable for any special, consequential, incidental, or penal damage including, but not limited to loss of profit or revenues, loss of use of any products, machinery, equipment, damage to associated equipment, cost of capital, cost of substitute products, facilities, services or replacement power, down time costs, lost profits, or claims of Buyer's customers for such damages.
3. **No other warranty expressed or other liability is given and no other affirmation of Contractor, by word or action, shall constitute a warranty. This warranty is expressly in lieu of any other express or implied warranty including any implied warranty of merchantability of fitness, and any other obligation on the part of Contractor.**
4. The Contractor's liability, if any, upon any warranty, either expressed or implied, is limited to the replacement of defective materials and correction of faulty workmanship which is in violation of local, state, or federal building codes at the time of performance of the work by the Contractor.

Equipment List

Type	Manuf.	Model	Serial	Location
Split System	Trane	TTA090A300BA	Z151212AH	Town Hall
RTU	Trane	TCD090D30CBC	Z16100886D	Town Hall
RTU	Trane	TDC636C10CBC	Z16103994D	Town Hall
RTU	Trane	TDC036C10CBC	Z16103885	Town Hall
Split	Daikin	RK09NMVJU	G007381	Town Hall
Ductless Split	Daikin	RXTQ60TAVJUX	E004530	Community Room
Ductless Split	Daikin	RXTQ60TAVJUA	E004415	Community Room
Split AHU	ADP	BCRVB243052N3	7109H10751	Trooper Barracks
Split AHU	ADP	BCRVB243052N3	7109H10750	Trooper Barracks
Split AHU	ADP	BCRVB944853N3	7109H10754	Trooper Barracks
Split AHU	ADP	BCRVB944853N3	7109H10753	Trooper Barracks
Split Condenser	Trane	2TTB303A1000AA	9343L4M3F	Trooper Barracks
Split Condenser	Trane	2TTB303A1000AA	9343L143F	Trooper Barracks
Split Condenser	Trane	2TTB3048A1000AA	93420LR4F	Trooper Barracks
Split Condenser	Trane	2TTB3048A1000AA	93445F84F	Trooper Barracks
Unit Heater	Trane	FFEB0401KABDOF50	T09H16198	Trooper Barracks
Unit Heater	Trane	FFEB0401KABDOF50	T09H16200	Trooper Barracks
Unit Heater	Trane	FFEB0401KABDOF50	verify	Trooper Barracks
Gas Boiler	Raypak	H3-0502B	711274536	Trooper Barracks
Split System	Kelvinator	DS3BA-042KA	OSD050700169	Rec Center
Split System	Kelvinator	CKL42-1A	303429367	Rec Center
Split System	Trane	TUC1C100A9481AD	10154PCC7E	Emergency Squad
Shop Heater	Sterling	GG	Verify	Emergency Squad
Shop Heater	Lennox	LF25-45A	Verify	Emergency Squad
Split System	Heil	HAC024AKA5	EO32231554	Highway
Shop Heater	Lennox	LF25-45A	Verify	Parks
Shop Heater	Sterling	GG	Verify	Parks



Seasonal Scope of Services

- Comprehensive semi-annual planned maintenance on listed equipment.
- Furnish and replace pleated air filters each maintenance visit.
- Furnish and replace drive belts annually.
- Provide a report upon completion of each planned maintenance along with recommendations if any.



MOLLENBERG-BETZ INC

RON KOLASINSKI
HVAC PROJECT MANAGER
300 SCOTT STREET
BUFFALO, NY 14204
rkolasinski@mollenbergbetz.com



P: (716) 614-7450 x213
F: (716) 614-7467
C: (716) 289-1437
www.mollenbergbetz.com

To:	Town of Boston	Email:	supervisorsoffice@townofboston.com
Attn:	Jason Keding	Date:	March 18, 2024
From:	Ron Kolasinski	Pages:	3
Re:	Semi-Annual HVAC Maintenance Valid 5/1/24 – 4/30/25 Visits May and October	Quote #	KR2024-033

Urgent For Review Please Comment Please Reply Please Recycle

Dear Jason:

Mollenberg-Betz, Inc. is pleased to submit the following proposal for the above referenced project per the Scope of Work, Pricing, and the following Notes and Exceptions.

Scope of Work

- ▶ Semi-annual HVAC preventive maintenance on equipment as per attached sheet.
- ▶ Filters and belts included in cost.
- ▶ We will provide and fill out a log book to be kept on site. All work will be documented.

Pricing **\$4,480.00**

Note: You will be invoiced \$2,240.00 upon completion of each inspection for Innsbruck

Notes and Exceptions

1. Sales or use taxes are not included in our pricing. If applicable they will be added to the quoted price. If the project is treated as a capital improvement, the quoted price will increase by the cost of the use tax incurred by Mollenberg-Betz.
2. Freight and overtime are not included in the above pricing.
3. The quote is for the scope as described. Any additional parts or materials which may be required beyond this scope would be billed extra. We would discuss any additions with you before proceeding.
4. Due to the volatility of the commodity markets, quotes for steel (all alloys) from our vendors are subject to change daily. Quotes for stock copper tube, steel pipe (all alloys), and plastic pipe are valid for up to three days from date of quotation. Non-stock/special order pipe material shall be valid for 24 hours from date of quotation. All pricing for orders beyond these periods may be subject to review/requote. Thereafter, Mollenberg-Betz may in good faith adjust such prices to reflect increases in the costs or availabilities of such price components.
5. For a period of one year from the date of (equipment start-up), Mollenberg-Betz warrants its work will be free and clear of defects in workmanship. If found, defects will be repaired at no cost to the Customer. Warranty for installed parts and materials installed will be provided by the manufacturer of each specific product provided, which is acknowledged and agreed to by Customer.



MOLLENBERG-BETZ INC
MECHANICAL CONTRACTORS

300 Scott Street
Buffalo, NY 14204
P: 716-614-7473
F: 716-614-7465
www.mollenbergbetz.com

If you have any questions/comments, please do not hesitate to call me.

Sincerely,

MOLLENBERG-BETZ, INC.
Ron Kolasinski
Service Project Manager
716.289.1437

MOLLENBERG-BETZ, INC.

Please sign and return one copy to Mollenberg-Betz, Inc.

Acceptance of Quote, Conditions, Qualifications, & Exclusions
Agreed to and Accepted By: _____
Signature: _____
Title: _____
Date: _____
(Signor posses authority to bind the company)



300 Scott Street
Buffalo, NY 14204
P: 716-614-7473
F: 716-614-7465
www.mollenbergbetz.com

EQUIPMENT COVERED UNDER THIS AGREEMENT

Boston Town Hall

- (3) Trane Rooftop Units

- (1) Raypak Boiler

- (2) Split System (Trane)
- (3) Split System Daikin Splits (Community Room Room)

Trooper Barracks

- (8) Split systems (ADP and Trane)
- (1) Raypak Boiler
- (2) Unit Heaters

Rec Center

- (2) Split Systems (Goodman and Kelvinator)

Emergency Squad

- (1) Split system (Trane)

Highway

- (1) Split system (Heil)

Appointment of Assistant to Code Enforcement



BOSTON NEW YORK FIRE COMPANY

Boston Fire Company
PO Box 357 Boston NY,
14025

Dear Boston Town Board,

On April 3rd the Boston Fire Company voted Joshua Michael Tartick of 6547 Wagner Road into membership. Josh passed his required Arson and Sex offender background checks.

Sincerely,

Norm Queeno
Chief
Boston Fire Company



BOSTON NEW YORK FIRE COMPANY

Boston Fire Company
PO Box 357 Boston NY,
14025

Dear Boston Town Board,

On May 1st the Boston Fire Company voted Brian Teagarden of 6746 Wagner Road into membership. Brian passed his required Arson and Sex offender background checks.

Sincerely,

Norm Queeno
Chief
Boston Fire Company

RECEIVED
BOSTON TOWN CLERK
MAY -8 AM 2:25

TOWN OF BOSTON
APPLICATION FOR USE OF FACILITY

This Application is subject to Approval by the Town Board and MUST be received at least 1 week prior to Town Board meeting

*****Application, fees, plans, layouts and any additional proof from other agencies must be completed and submitted at time of application. Must be a Boston Resident to request use.*****

Name/Organization Boys and Girls Club Date 5/8/2024

Name of person responsible for facilities Kim Estes
Title Unit Director

Applicant Address 8950 Boston State Rd.

Applicant Daytime Phone # 716-226-4165 # Of Attendees: 90

Date(s) Requested* July 10, 2024 Time 10:30am Type of Event Inauguration of Rain
Set Up _____ Take Down 2:30pm

Sporting Leagues — Please attach Schedule

****Certificate of Insurance from your organization must be submitted at least 1 week before your 1st sporting event****

*****Please confirm that your dates do not conflict with any Sporting Leagues*****

Baseball—Josh Haeick	716-649-6170	Football—Nick Jagow	716-725-9680
Southtown Slammers/	716-225-7936	Soccer—Jessica Blesy	716-809-0121
Mike Bellagamba			

I, THE UNDERSIGNED, REQUEST PERMISSION TO USE THE FOLLOWING: (check all that apply)

- | | |
|---|--|
| <input type="checkbox"/> South Boston Park Shelter | <input checked="" type="checkbox"/> Boston Town Park
Lions Shelter
And Bathroom Facilities |
| <input type="checkbox"/> Town Hall Community Room w/ Kitchen
And Bathroom Facilities | <input type="checkbox"/> Small Shelter |
| <input type="checkbox"/> North Boston Park Fields | <input type="checkbox"/> Town Fields |

WILL YOUR EVENT HAVE ANY OF THE FOLLOWING: (Check all that apply)

- Parade - Who will provide traffic control? _____
(Submit proof in writing from that agency at time of application)
- Parking (over 50) - Please submit parking Plan: _____ (This must be approved by Park's Superintendent before submittal to Town Clerk with application)
- Rides (Certificate of Insurance from your insurance company must be submitted 1 week before use begins)
- Fireworks (Certificate of Insurance from Firework Vendor must be submitted 1 week before your event)
- Who will provide Fire Stand By? _____
(Submit proof in writing from that agency at time of application)
- Vendors (over 5) - Please submit Layout (This must be approved by Park's Superintendent before submittal to Town Clerk with application)

Alcoholic Beverages:
(IF SERVING ALCOHOL, CHECK ALL
THAT APPLY)

Are you serving alcohol?
Are you having a Private Party?
Are you having a Public Special Event?

Yes No
 Yes No
 Yes No

PLEASE NOTE: ALL parties must submit a Certificate of Insurance 1 week before your event.
Public Special Events serving alcohol must also submit a copy of your NYS Liquor License 1 week before your event.

Certificates of Insurance: You must list the Town of Boston as additionally insured and the dates of the event must be on the Certificate of Insurance. Your insurance agent can help you with this. The following is a list of Liability amounts needed:

Private Party (Host Liquor)	\$ 500,000
Public Special Event (Liquor Legal)	\$1,000,000
Ride Vendor	\$1,000,000
Fireworks	\$1,000,000
Sporting Leagues	\$1,000,000

FEE: A **\$75 Maintenance Fee** must be included with this application. These funds will be utilized to cover the cost of bathroom supplies, final clean up and administrative costs.

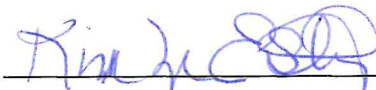
KEYS: Keys may be picked up on the business day before the scheduled event and should be returned the first business day immediately following.

TOWN OF BOSTON PROPERTIES ARE SMOKE FREE

COMMUNITY EVENTS SIGN: If your organization needs to use the Community Announcement sign near the Emergency Squad Bldg, the "Request to use Coming Events Sign" application must be completed and submitted to the Highway/Parks Dept. This form can be obtained from the Town Clerk's Office or at www.townofboston.com.

Requests may be submitted after September 1st the year before your event.

I agree that all facilities used will be properly cleaned to the best of my ability upon completion of the event and that I will be responsible for any damages caused to any of the facilities or grounds. I will submit to the Town Clerk all Certificates of Insurance and NYS Liquor License if necessary at least 1 week prior to my event. I have contacted the above mentioned sporting leagues and there are no conflicts with dates.

SIGNATURE OF APPLICANT:  _____

Upon Completion, please submit to Town Clerk

FEE REC'D _____ APPROVED/DENIED : _____
(date) (date)

TOWN OF BOSTON
APPLICATION FOR USE OF FACILITY

RECEIVED
TOWN CLERK

This Application is subject to Approval by the Town Board and MUST be received at least 1 week prior to Town Board meeting

*****Application, fees, plans, layouts and any additional proof from other agencies must be completed and submitted at time of application. Must be a Boston Resident to request use.*****

Name/Organization Boys and Girls Club Date 5 / 8 / 2024

Name of person responsible for facilities Kim Estes
Title Unit Director

Applicant Address 8550 Boston State Rd

Applicant Daytime Phone # 716 226 4165 # Of Attendees: 90

Date(s) Requested* July 31, 2024 Time 10:30 Type of Event In case of rain
Set Up _____ Take Down 2:30

Sporting Leagues — Please attach Schedule

****Certificate of Insurance from your organization must be submitted at least 1 week before your 1st sporting event****

*****Please confirm that your dates do not conflict with any Sporting Leagues*****

Baseball—Josh Haeick	716-649-6170	Football—Nick Jagow	716-725-9680
Southtown Slammers/ Mike Bellagamba	716-225-7936	Soccer—Jessica Blesy	716-809-0121

I, THE UNDERSIGNED, REQUEST PERMISSION TO USE THE FOLLOWING: (check all that apply)

- | | |
|---|--|
| <input type="checkbox"/> South Boston Park Shelter | <input type="checkbox"/> Boston Town Park |
| <input type="checkbox"/> Town Hall Community Room w/ Kitchen
And Bathroom Facilities | <input checked="" type="checkbox"/> Lions Shelter
And Bathroom Facilities |
| <input type="checkbox"/> North Boston Park Fields | <input type="checkbox"/> Small Shelter |
| | <input type="checkbox"/> Town Fields |

WILL YOUR EVENT HAVE ANY OF THE FOLLOWING: (Check all that apply)

- Parade - Who will provide traffic control? _____
(Submit proof in writing from that agency at time of application)
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- Rides (Certificate of Insurance from your insurance company must be submitted 1 week before use begins)
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-Who will provide Fire Stand By? _____
(Submit proof in writing from that agency at time of application)
- Vendors (over 5) - Please submit Layout _____
(This must be approved by Park's Superintendent before submittal to Town Clerk with application)

Alcoholic Beverages:
(IF SERVING ALCOHOL, CHECK ALL
THAT APPLY)

Are you serving alcohol?
Are you having a Private Party?
Are you having a Public Special Event?

Yes No
 Yes No
 Yes No

PLEASE NOTE: ALL parties must submit a Certificate of Insurance 1 week before your event.
Public Special Events serving alcohol must also submit a copy of your NYS Liquor License 1 week before your event.

Certificates of Insurance: You must list the Town of Boston as additionally insured and the dates of the event must be on the Certificate of Insurance. Your insurance agent can help you with this. The following is a list of Liability amounts needed:

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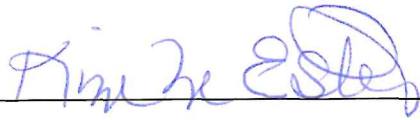
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TOWN OF BOSTON PROPERTIES ARE SMOKE FREE

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SIGNATURE OF APPLICANT: 

Upon Completion, please submit to Town Clerk

FEE REC'D _____ APPROVED/DENIED : _____
(date) (date)

TOWN OF BOSTON
APPLICATION FOR USE OF FACILITY

RECEIVED
TOWN CLERK

This Application is subject to Approval by the Town Board and MUST be received at least 1 week prior to Town Board meeting

MAY -8 PM 12:36

*****Application, fees, plans, layouts and any additional proof from other agencies must be completed and submitted at time of application. Must be a Boston Resident to request use.*****

Name/Organization JENNIFER BULLER Date 5/8/24

Name of person responsible for facilities JENNIFER BULLER
Title _____

Applicant Address _____

Applicant Daytime Phone # _____ # Of Attendees: 75

Date(s) Requested* 6/8/24 Time 11am-3pm Type of Event Memorial
Set Up 10:00am Take Down 4:00pm Gathering

Sporting Leagues — Please attach Schedule

****Certificate of Insurance from your organization must be submitted at least 1 week before your 1st sporting event****

*****Please confirm that your dates do not conflict with any Sporting Leagues*****

- | | | | |
|--|--------------|-------------------------|--------------|
| Baseball—Josh Haeick | 716-649-6170 | Football—Bill Frascella | 716-548-8111 |
| Southtown Slammers/
Mike Bellagamba | 716-225-7936 | Soccer—Jessica Blesy | 716-809-0121 |

I, THE UNDERSIGNED, REQUEST PERMISSION TO USE THE FOLLOWING: (check all that apply)

- | | |
|--|---|
| <input type="checkbox"/> South Boston Park Shelter | <input type="checkbox"/> Boston Town Park |
| <input checked="" type="checkbox"/> Town Hall Community Room w/ Kitchen
And Bathroom Facilities | <input type="checkbox"/> Lions Shelter
And Bathroom Facilities |
| <input type="checkbox"/> North Boston Park Fields | <input type="checkbox"/> Small Shelter |
| | <input type="checkbox"/> Town Fields |

WILL YOUR EVENT HAVE ANY OF THE FOLLOWING: (Check all that apply)

- | | |
|---|---|
| <input type="checkbox"/> Parade | - Who will provide traffic control? _____
(Submit proof in writing from that agency at time of application) |
| <input type="checkbox"/> Parking
(over 50) | - Please submit parking Plan: _____
(This must be approved by Park's Superintendent before submittal to Town Clerk with application) |
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| <input type="checkbox"/> Fireworks | (Certificate of Insurance from Firework Vendor must be submitted 1 week before your event) |
| | -Who will provide Fire Stand By? _____
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FEES: A **\$75 Maintenance Fee** must be included with this application. These funds will be utilized to cover the cost of bathroom supplies, final clean up and administrative costs.

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SIGNATURE OF APPLICANT: *Jennifer Bulger*

Upon Completion, please submit to Town Clerk

FEE REC'D _____ APPROVED/DENIED : _____
(date) (date)

TOWN OF BOSTON – RESOLUTION NO. 2024-37

ADOPTION OF VEHICLE USAGE POLICY

At a Regular Meeting of the Boston Town Board Erie County, New York, on the 15th day of May, 2024 at 7:30 pm Eastern Prevailing Time there were:

Present: Supervisor Jason A. Keding, Councilman Michael Cartechine, Councilwoman Jennifer Lucachik, Councilwoman Kelly Martin, and Councilwoman Kathleen Selby.

At the Town Board meeting of April 17, 2024, motion failed, Resolution No. 2024-26, Adoption of Vehicle Usage Policy.

WHEREAS, the attached policy has been compiled regarding the usage of town-owned vehicles;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Boston does hereby adopt the attached Vehicle Usage Policies and procedures.

On May 15, 2024, the question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yes	No	Abstain	Absent
Councilmember Cartechine	[]	[]	[]	[]
Councilmember Lucachik	[]	[]	[]	[]
Councilmember Martin	[]	[]	[]	[]
Councilmember Selby	[]	[]	[]	[]
Supervisor Keding	[]	[]	[]	[]

Sandra L. Quinlan, Town Clerk

Policy on Usage of Town-Owned Vehicles (aka Vehicle Usage Policy)

Policy Statement – All vehicles and related equipment of the Town of Boston are owned and maintained for the purpose of conducting official business of the Town. Said vehicles and equipment may not be used for the personal use or private gain of any official or employee, nor for any other purpose which is not in the general public interest.

Scope – This policy applies to all elected officials and appointed employees who are provided access to Town-owned or leased vehicles, regardless of their position within the town.

Standards – For the purpose of compliance with this policy, the following standards must be met at all times:

- Town vehicles and related equipment must remain under the general administrative jurisdiction and direction of the Department Head to which it is assigned;
- Town vehicles must be assigned to specific Town officials and employees for specific purposes and tasks. Said vehicles may not be used for any unauthorized purpose nor to conduct personal, private, or non-Town related business;
- Town vehicles must be maintained in good working order at all times. Vehicles are not to be operated unless in a safe operating condition. Before operating any town vehicle, the operator is required to conduct an interior and exterior inspection to ensure the vehicle is safe and operational. If the walkthrough shows any damage, maintenance concerns, or safety issues, the operator shall notify the appropriate supervisor or designated personnel addressing vehicle issues. The identified issue must be documented and rectified before the vehicle resumes ordinary operations;
- Drivers and occupants must wear seat belts at all times when the vehicle is in motion; Cargo must be secured and doors locked while en route and when parked.
- Town vehicles must always be operated in a safe and responsible manner, and in compliance with all applicable motor vehicle and traffic laws in effect. Drivers must be physically and mentally able to drive safely and conform to all traffic laws and during adverse weather and traffic conditions.
- Drivers may not use drugs or alcohol, or be under the influence of drugs or alcohol, while operating the vehicle.
- Distracted Driving & Mobile Devices – Best practice to significantly reduce an accident when performing a distracting activity is to pull over in a safe location to when you need to take a call or perform these activities:
 - Sending or reading text messages
 - Using a hand-held mobile device for either outgoing or incoming calls
 - Using a hands-free device for either outgoing or incoming calls
 - Using cell phones and other devices for social media and other forms of entertainment
 - Adjusting or programming controls of audio or navigation systems
 - Searching for and/or reaching for items in the vehicle

- Eating or drinking beverages
 - Reading maps or other printed material
- All incidents involving a Town vehicle or damage to a Town vehicle must be immediately reported to the applicable Department Head and/or Town Supervisor by any employee involved in or witnessing an accident/damage, regardless of severity. A written accident report must be filed with the Town Clerk's Office, by the applicable Department Head and the employee(s) involved in/witnessing the accident/damage within twenty-four hours;
 - Town vehicles may not be used to transport persons who are not officials or employees of the Town of Boston, nor material not related to the conduct of official Town business, without direct authorization by the Town Board;
 - Town vehicles must always be maintained in a safe and secure condition when not in use, including being locked and/or under direct observation; and all keys maintained under controlled and authorized jurisdiction of the appropriate Department Head;
 - In the event a Town vehicle must travel outside the limits of Erie County, the Department Head or supervisor must receive prior approval from the Town Board, either on a case-by-case basis or as a comprehensive approval for specified purposes. Except as may be restricted in the future, travel outside the County for the purpose picking up and/or delivering materials in furtherance of town business is approved provided the Town Supervisor is notified prior to the travel.
 - All Town-owned vehicles, including those purchased out of the highway fund, are to display the Town seal. No advertisements, signs, bumper stickers or other markings of a political or commercial nature may be displayed on Town vehicles at any time, except those of a limited community service nature which have been authorized by the Town Board.
 - Pursuant to IRS regulations, commuting to and from work on a regular basis using a town-owned vehicle is considered a fringe benefit and thus taxable. Any person who takes a town vehicle home on a routine basis needs to track mileage starting as soon as they leave either town property or the jobsite at which they are working. For vehicles that have patrol duties, such as for dog control or checking snow conditions, mileage for these duties should be differentiated from commuting mileage. Mileage can be tracked using the attached Mileage Worksheet or by submitting a printout from a reputable mileage tracking app such as MileIQ. Mileage tracking starts effective April 1, 2024 and needs to be submitted to the Bookkeeper monthly, no later than the 10th day of the following month. If this mileage tracking requirement is not adhered to, the lease value of the vehicle will be applied to the employee's paycheck as specified in the Fringe Benefit Calculation section of this policy.

Return of Town Vehicles – Upon termination or when no longer authorized to use a Town-owned vehicle, employees must return the vehicle, keys, and all related equipment promptly. The condition of the vehicle will be assessed and any damages beyond normal wear and tear may result in charges to the employee.

Compliance with Policy – Violations of this policy may result in disciplinary action, up to and including termination of employment. Employees are responsible for familiarizing themselves with and abiding by this policy.

Fringe Benefit Calculation – Reference IRS Publication 5137 – Vehicles used exclusively for business purposes where the substantiation requirements are met have no tax consequences or reporting requirements and the use is treated as a working condition fringe benefit. Business use does not include commuting. Employees should maintain records to substantiate that all vehicle use was for business. Should personal use occur of a town-owned vehicle, this would be taxable to the employee as wages.

Personal use includes, but is not limited to, commuting between residence and work station, vacation and weekend use, use by spouse or dependents, and use for personal errands. An exception to the limitation on personal use applies for use that qualifies as de minimis. Examples include small personal detour while on business such as stopping for lunch, or infrequent commuting in town-owned vehicle required in accordance with the job. If the personal detours or infrequent commuting become a frequent or routine occurrence, this returns to a taxable usage.

Substantiation requirements listed under IRC Section 280F, states that vehicles are considered “listed property” and therefore, to support an exclusion or deduction under IRC Section 274(d), separate records for business and personal mileage are required. Under Treasury Regulation Section 1.132-5(b) if the employee does not provide records documenting business and personal mileage separately, the value of all use of the vehicle is considered wages to the employee. If the employee provides records documenting business and personal use separately, only the personal use of the automobile is considered wages to the employee.

Policy Review – This Vehicle Usage Policy is subject to periodic review and may be updated as needed. Employees will be notified of any policy changes.