Amherst Town Board

Regular Meeting of the Town Board

Minutes

5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Monday, June 22, 2026 | **7:00 PM** | **Amherst Municipal Building**

I. IN MEMORY

Allen Seifert and U.S. Army Specialist Adrian Bonsey

II. INVOCATION

Supervisor Lavin

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on June 22, 2026 at Amherst Municipal Building, 5583 Main Street, Williamsville, NY.

Attendee Name	Organization	Title	Status	Arrived
Shawn Lavin	Town of Amherst	Supervisor	Present	
Angela Marinucci	Town of Amherst	Deputy Supervisor	Present	
Michael Szukala	Town of Amherst	Councilmember	Present	
John B. Davis	Town of Amherst	Councilmember	Present	
Jack Kavanaugh	Town of Amherst	Councilmember	Present	
Francina J. Spoth	Town of Amherst	Town Clerk	Present	
Timothy Koller	Town of Amherst	Deputy Town Clerk	Present	
Steven B. Bengart	Town of Amherst	Town Attorney	Present	
Dan Howard	Town of Amherst	Planning Director	Present	
Lynda Juul	Town of Amherst	Director of Finance	Present	
Jeffrey S. Burroughs	Town of Amherst	Town Engineer	Present	
Steven E. Floss	Town of Amherst	Highway Superintendent	Present	
Kim Amplement	Town of Amherst	Planner	Present	

V. MINUTES APPROVAL

1. Monday, June 08, 2026

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Michael Szukala, Councilmember
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

VI. PROCLAMATIONS AND ANNOUNCEMENTS

Recognition of Local Musician, Sarah Patti – Longtime Supporter of Amherst Veterans

Recognition of LGBTQ+ Leader – Mel LeMay

VII. COUNCILMEMBER RESOLUTIONS

A. SUPERVISOR LAVIN:

B. DEPUTY SUPERVISOR MARINUCCI:

1. Resolution 2026-468

Historical Preservation Commission Appointment

WHEREAS, the Town of Amherst created a Historic Preservation Commission to address and tend to matters related to preservation of the historic, architectural, and cultural landmarks, sites and districts within the Town of Amherst while working with the Building Commissioner, Planning Board and Zoning Board of Appeals; and

WHEREAS, appointments to this committee are voted on by the Amherst Town Board after resumes are reviewed by the committee chairperson and Commission Liaison to the Amherst Town Board; and

WHEREAS, Kayla Clark has expressed interest in serving on the HPC;

NOW, THEREFORE, BE IT RESOLVED that the Amherst Town Board appoints Kayla Clark to serve as Historian to the Amherst Historic Preservation Commission, for a term ending December 31, 2027.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

C. COUNCILMEMBER SZUKALA:

D. COUNCILMEMBER DAVIS:

E. COUNCILMEMBER KAVANAUGH:

1. Resolution 2026-469

Emergency Fire Radio Repair

WHEREAS, the Amherst Central Fire Alarm Office utilizes a two-way radio system for emergency dispatching and operational radio communications; and

WHEREAS, the Amherst Central Fire Alarm Office has identified the need for immediate repairs to critical radio equipment due to ongoing audio and communication deficiencies impacting system reliability and user communications; and

WHEREAS, timely repair of this equipment is necessary to maintain effective emergency communications and ensure continuity of operations for fire dispatch personnel and emergency responders;

NOW, THEREFORE, BE IT RESOLVED, that the Amherst Town Board hereby authorizes a budget transfer in an amount not to exceed $13,000.00 from Avoidable Alarm Fund Account T-2999.4002 to Account A3020.4110 for the emergency repair of fire radio communication equipment.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jack Kavanaugh, Councilmember
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-470

Request to Schedule Public Hearing - Demolition of 790 Dodge Rd.

WHEREAS, the property at 790 Dodge Road has been deteriorating for a significant period of time; and

WHEREAS, the Commissioner of Building has determined that in accordance with Section 151-56A of the Property Maintenance Code of the Town of Amherst, the dwellings have become so out of repair as to be dangerous, unsafe, insanitary, or otherwise unfit for human habitation or occupancy, and that it is unreasonable to repair the structures, that the dwellings should be demolished; and

WHEREAS, the Commissioner of Building further recommends that in accordance with Section 151-53 of the Property Maintenance Code, the appropriate persons and entities should be put on notice that the dwelling and accessory structures must be either demolished or brought into compliance with all applicable codes by the Town Board meeting held on September 14, 2026, otherwise the Town of Amherst will proceed with demolition and place the attendant costs on the property owner;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby schedules a public hearing for the Town board meeting held on September 14, 2026, for the purpose of considering the demolition of the dwelling at 790 Dodge Road, Getzville, New York 14068.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jack Kavanaugh, Councilmember
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-471

Professional GIS Development Services

WHEREAS, the Building Department, through its Fire Safety Division, has been working collaboratively with a Town Consultant (Geocove) on a Geographic Information System (GIS) project designed to enhance operational efficiency, data management, and resource utilization; and

WHEREAS, the continued development of this GIS initiative requires specialized technical support and professional services; and

WHEREAS, in order to maintain progress on this project, the Building Department has utilized professional services funding that was originally allocated to the Information Technology Department; and

WHEREAS, the Building Department seeks to ensure the sustained advancement and successful implementation of this GIS project for the benefit of Town operations;

NOW, THEREFORE, BE IT RESOLVED, that the Amherst Town Board hereby authorizes a budget transfer in an amount not to exceed $5,000 from the Avoidable Alarm Fund Account T-2999.4002 to Account A1681.4090 for the replenishment of the professional services funds previously allocated by the Information Technology Department and utilized by the Building Department for the GIS project in coordination with Geocove; and

BE IT FURTHER RESOLVED, that the Town Supervisor and all appropriate Town officials are authorized and directed to take any and all necessary actions to carry out the intent of this resolution.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jack Kavanaugh, Councilmember
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

VIII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2026-472

2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000)

AGENDA ITEM : JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **2026 Storm Sewer Pipe Lining**
2026-2031 C.I.P. - Project No. H-7
Bond Resolution - $750,000

The above-referenced matter is scheduled for a Public Hearing this evening at 7:00 p.m. In this regard, kindly adopt a resolution (1) Adopting the attached SEQR determination for the above project as determined by the Town of Amherst Planning Department **prior to the Public Hearing being deemed closed**; and
(2) Adopting the attached bond documents **once the Public Hearing has been deemed closed**.

For ease of reference and to provide detailed information regarding the bond action, also attached is the Map Plan and Report for the project.

Thank you.

SBB:nmb
Attachments
c: Tim Koller, Deputy Town Clerk
(w/attachment, **Agenda Item – June 22, 2026**)
Michael R. Grela, Town Comptroller (*w/attachments)*
Lynda Juul, Director of Finance *(w/attachment)*
Dan Howard, Director of Planning *(w/attachment)*

Dan Ulatowski, AICP, Assistant Planning Director/ZEO (*w/attachment*)
Steven Floss, Superintendent of Highways (*w/attachment*)

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was opened at 7:09 PM.

Steve Floss, Highway Superintendent, presented.

There were no speakers from the public, therefore Supervisor Lavin moved to close the hearing, seconded by Councilmember Szukala and unanimously approved 5-0. The public hearing was closed at 7:12 PM.

A motion to approve the SEQR determination was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0.

Supervisor Lavin made a motion to approve the Bond Resolution, seconded by Deputy Supervisor Marinucci and unanimously approved via Roll Call 5-0.

RESULT:	**ROLL CALL VOTE (ADOPTED) [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-473

2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,190,000)

AGENDA ITEM – JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **2026 Parallel Peanut Line Sanitary Interceptor**
2026-2031 C.I.P. - Project No. S-11
Bond Resolution - $1,040,000

Plant Mechanical/Electrical/Plumbing Study
2026-2031 C.I.P. – Project S-6
Bond Resolution - $150,000

Total Bond Resolution - $1,190,000

The above-referenced matter is scheduled for a Public Hearing this evening at 7:00 p.m. In this regard, kindly adopt a resolution (1) Adopting the attached SEQR determination for the above project as determined by the Town of Clarence Planning Department as Lead Agency **prior to the Public Hearing being deemed closed**; and (2) Adopting the attached bond documents **once the Public Hearing has been deemed closed**.

For ease of reference and to provide detailed information regarding the bond action, also attached is the Map Plan and Report for the project.

Thank you.

SBB:nmb
Attachments
c: Tim Koller, Deputy Town Clerk *(w/attachments*, **Agenda Item – June 22, 2026**)
Michael R. Grela, Town Comptroller (*w/attachments)*
Lynda Juul, Director of Finance *(w/attachments)*
Dan Howard, Director of Planning *(w/attachments)*
Dan Ulatowski, AICP, Assistant Planning Director/ZEO (*w/attachments*)
Jeffrey S. Burroughs, PE, Town Engineer (*w/attachments*)
Vaishali Reberholt, PE, Assistant Town Engineer (*w/attachments*)
Michael Poslinski, Senior Engineer Assistant (*w/attachments*)

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Councilmember Davis and unanimously approved 5-0. The public hearing was opened at 7:13 PM.

Jeff Burroughs, Town Engineer, presented.

There were no speakers from the public, therefore Supervisor Lavin moved to close the hearing, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was closed at 7:21 PM.

A motion to approve the SEQR determination was made by Supervisor Lavin, seconded by Councilmember Szukala and unanimously approved 5-0.

Supervisor Lavin made a motion to approve the Bond Resolution, seconded by Deputy Supervisor Marinucci and unanimously approved via Roll Call 5-0.

RESULT:	**ROLL CALL VOTE (ADOPTED) [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-474

The Hamlet and Cricket Lane - Extension to Consolidated Lighting District

AGENDA ITEM : JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq. Town Attorney**

DATE: **June 16, 2026**

RE: **The Hamlet and Cricket Lane Extension to the Consolidated Lighting District**

The above matter is scheduled for a Public Hearing on June 22, 2026 at 7:00 p.m. In this regard, kindly adopt a resolution (1) Adopting the attached SEQR determination and draft SEQR Negative Declaration Notice of Determination of Non-Significance issued by the Town of Amherst Planning Department and authorizing the Supervisor to execute the same **prior to the Public Hearing being deemed closed**; and (2) Adopting the attached Certified Resolution and Order subject to a thirty-day permissive referendum period **once the Public Hearing has been deemed closed**.

For ease of reference and to provide detailed information regarding this action, also attached is information regarding this project.

Thank you.

SBB:nmb
Attachments
c: Tim Koller, Deputy Town Clerk (*w/attachments)* **(Agenda Item : June 22, 2026)**
Michael R. Grela, Town Comptroller (*w/attachments)*
Lynda Juul, Director of Finance (*w/attachments)*
Brian J. Armstrong, Director of Engineering Services (w/attachments)
Jessica Boudreau, PE, Project Manager (*w/attachments)*
Asher Pontikos, Senior GIS Analyst (*w/attachments)*
Steve Floss, Highway Superintendent (*w/attachments)*
Al Spoth, General Crew Chief - Sign/Signal/Streetlighting (*w/attachments)*

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was opened at 7:25 PM.

Steven Bengart, Town Attorney, presented.

The following residents spoke:
Carole Rotando, 51 Cricket Ln
Dari Girage, 61 Cricket Ln

Tom Weisbeck, 48 Drawbridge Ct

There were no further speakers from the public, therefore Supervisor Lavin moved to close the hearing, seconded by Councilmember Davis and unanimously approved 5-0. The public hearing was closed at 7:41 PM.

A motion to approve the SEQR determination was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0.

Supervisor Lavin made a motion to approve, seconded by Councilmember Davis and approved via Roll Call 4-1 (nay, Marinucci).

RESULT:	**ROLL CALL VOTE (ADOPTED) [4 TO 1]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	John B. Davis, Councilmember
AYES:	Lavin, Szukala, Davis, Kavanaugh
NAYS:	Marinucci

4. Resolution 2026-475

Boulevard Central District Supplemental Draft Generic Environmental Impact Statement

A public hearing on the Boulevard Central District (BCD) Supplemental Draft Generic Environmental Impact Statement (SDGEIS).

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was opened at 7:43 PM.

Kim Amplement, Senior Planner, presented.

There were no speakers from the public, therefore Supervisor Lavin moved to adjourn and keep the hearing open, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was adjourned at 7:53 PM.

RESULT:	**ADJOURNED [UNANIMOUS]**	**Next: 7/6/2026 3:00 PM**
MOVER:	Shawn Lavin, Supervisor	
SECONDER:	Angela Marinucci, Deputy Supervisor	
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh	

5. Resolution 2026-476

2559, 2535, 2529 & 2493 North Forest Road Reclassification

Request to reclassify 2559, 2535, 2529 & 2493 North Forest Road from NCD-SA to NCD-GC.

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Councilmember Szukala and unanimously approved 5-0. The public hearing was opened at 7:53 PM.

Rob Savarino of RAS Development I, LLC, presented.

The following resident spoke:
Jim Lalime, 2480 N Forest Rd

There were no further speakers from the public, therefore Supervisor Lavin moved to adjourn the hearing, seconded by Councilmember Szukala and unanimously approved 5-0. The public hearing was adjourned at 8:14 PM.

RESULT:	**ADJOURNED [UNANIMOUS]**	**Next: 7/6/2026 3:00 PM**
MOVER:	Shawn Lavin, Supervisor	
SECONDER:	Michael Szukala, Councilmember	
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh	

IX. DEVELOPMENT REVIEW ACTIONS

X. PERSONAL APPOINTMENTS TO BOARDS & COMMITTEES

Board Appointments - Amherst Conservation Advisory Council, Board of Ethics, Historic Preservation, IDA, Planning, Recreation, Recycling & Waste, Traffic Safety and the Zoning Board of Appeals.

NOTE - The number of vacancies is listed after the Committee name.

1. 9/11 Commemoration Committee

Membership is unlimited.

2. Amherst Committee on Disabilities

3. Amherst Community Diversity Commission

4. Amherst Conservation Advisory Council

5. **Amherst Government Financial Advisory Board**

6. **Amherst Industrial Development Agency**
   Membership is full.

7. **Amherst Veterans Committee**

8. **Arts & Culture in Public Places Board**

9. **Board of Assessment Review**
   Membership is full.

10. **Board of Electrician Examiners**
    Membership is full.

11. **Board of Ethics**
    Membership is full.

12. **Board of Plumbing and Drainage Examiners**
    Membership is full.

13. **Design Advisory Board**

14. **Employee Suggestion Program Merit Award Board**
    Membership is full.

15. **Employee Suggestion Review Committee**

16. **Energy Conservation Citizens Advisory Committee**

17. **Freedom of Information Law (FOIL) Board**

18. **Glen Park Joint Board**

19. **Historic Preservation Commission**
    Membership is full.

20. **Information Technology Advisory Committee**

21. **Library Board of Trustees**
    Membership is full.

22. **Minority / Woman Owned Business**

23. **Open Government Advisory Board**

24. Planning Board

Membership is full.

25. Recreation Commission

26. Recycling and Waste Committee

27. Senior Services Advisory Board

28. Traffic Safety Board

Membership is full.

29. Youth Board

Adult vacancies (6), Youth vacancies (0)

30. Zoning Board of Appeals

Membership is full.

XI. PUBLIC EXPRESSION

This is an opportunity for residents to comment on matters involving Amherst other than those pertinent to Public Hearings that day. Speakers will be limited to 3 minutes.

A motion to open Public Expression was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. Public Expression was opened at 8:14 PM.

The following speakers addressed the Town Board:
James Vitale, 83 Brookedge Dr – E-bikes
Jane Cox, 4584 Harlem Rd - Gambling at Senior Center
Barbara Hayes, 118 Harbridge Manor - Following up on concerns
Paul Wolf, 9 Guinevere Ct – Term limits
Tom Weisbeck, 48 Drawbridge Ct - UB Construction project
Tom Frank, 5403 Main St - Resolution 2026-468

There were no further speakers from the public, therefore Supervisor Lavin moved to close Public Expression, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. Public Expression was closed at 8:36 PM.

XII. CONSENT AGENDA

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS

A. TOWN ATTORNEY:

1. Resolution 2026-477

Request for Public Hearing - Term Limits Local Law

AGENDA ITEM : JUNE 22ND, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **Request For Public Hearing**
A Local Law To Amend Chapter 55 of the Code of the Town of Amherst, Term Limits

Kindly adopt a resolution to set a Public Hearing for July 27, 2026 at 7:00 p.m. to adopt the attached Local Law.

The final version of this Local Law will be distributed to the Town Board at least ten (10) days before the public hearing as required by law and will also be made part of the July 27, 2026 Town Board agenda.

Thank you.
SBB:nmb
Attachment
c: Tim Koller, Deputy Town Clerk (*w/attachment,* **Agenda Item : June 22, 2026**)

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-478

Settlement of Litigation Matter

AGENDA ITEM : JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **Settlement of Litigation Matter**
Demarais v. Town of Amherst, et al.

Kindly adopt the following resolution with respect to the above matter:

WHEREAS, the above matter settled in the full amount of $475,000.00; and

WHEREAS, the Town of Amherst's portion of this settlement is $200,000.00;

THEREFORE BE IT RESOLVED that the Town Board hereby authorizes the settlement of the above matter in the amount of $200,000.00 and authorizes the Supervisor to execute any and all settlement documents associated with the full and final settlement of such matter.

SBB:nmb
c: Tim Koller, Deputy Town Clerk (**Agenda Item – June 22, 2026**)
Michael R. Grela, Town Comptroller
Lynda Juul, Director of Finance

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

B. TOWN CLERK:

C. ASSESSOR:

D. BUILDING/BUILDING MAINTENANCE:

1. Resolution 2026-479

Vehicle Auction Request

The Facilities Department requests authorization to dispose of the following Town vehicle, which recently removed from service and will be sold through Auctions International;

BD-09 2011 Ford F350 Dump Truck

The cost of repairing the vehicle would exceed its value, and it is likely to experience further mechanical failures.

Monies received from the sale of this vehicle (BD-09) are to be deposited into account A1620-02617.

Thank you for considering this request.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-480

Senior Center - HVAC Replacements, Change Order 1 CRS #6332

We are requesting the Town Board consider approval of this resolution authorizing the Supervisor to sign the above referenced Change Order, which increases the overall contract by $8,037.00.

This Change Order incorporates additional work included in the Senior Center HVAC Replacements. Please see Attachment 1 for more information.

The overall project cost shall increases funds used from account KP2505.

Thank you for considering this request.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-481

Emergency Purchase - Senior Center Parking Lot Repairs CRS #6350

We are requesting the Town Board consider approval of this resolution authorizing the expenditure of funds for the referenced emergency purchase.

This emergency purchase authorizes repairs to the Amherst Senior Center parking lot, including a new concrete pad, flush curb, bollards, and four (4) ADA-compliant parking lot grates. Additional project details are provided in the attached emergency purchase documentation.

The overall project cost is $31,485.00.

Thank you for considering this request.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

E. CENTRAL ALARM:

F. COMPTROLLER:

1. Resolution 2026-482

Budget Transfers and Amendments

For June 22, 2026 Town Board Agenda

To: Town Board

From: Office of Town Comptroller
Date: 6/17/2026
Re: Various Department Budget Transfers / Amendments

I have received the following request(s) requiring budget transfers and / or amendments. Based on my review, I ask that the Town Board approve the following list;

BUDGET TRANSFERS – 2026

DECREASE:	***INCREASE***

BUDGET AMENDMENTS – 2026

INCREASE:	***INCREASE***
G9000.05001 Plant 16- Refund CY Exp $17,383.45	G9000.1000 Personal Svcs $16,148.11 G9000.8030 FICA $1,235.34

To recognize revenue from capital projects to reimburse expenditures incurred by the sewer maintenance division, mistakenly recorded as the plant on 4/13/2026 agenda.

N2544.02785 CHEEK HOME- PI $6,750.00	N2544.4000 Contractual $6,750.00
N2549.02785 CHEEK HOME Admin- PI $750.00	N2549.4003 10% Admin $750.00

To recognize Community Development program income from 233 Shanley, Cheektowaga.

N2550.02785 TON HOME-PI $14,277.28	N2550.4000 Contractual $14,277.28
N2553.02785 TON HOME ADMIN- PI $1,586.36	N2553.4003 10% Admin $1,586.36

To recognize Community Development program income from 33 Commodore, Tonawanda.

N2555.02785 AMH HOME- PI $16,168.50	N2555.4000 Contractual $16,168.50
N2554.02785 AMH HOME ADMIN- PI $1,796.50	N2554.4003 10% Admin $1,796.50

To recognize Community Development program income from 183 Bucyrus, Amherst.

N2540.02785 AMH HOME- PI $170.00	N2540.4000 Contractual $170.00

To recognize Community Development program income from 169 Hillcrest, Amherst.

BUDGET AMENDMENTS – 2026

DECREASE:	***DECREASE***
G9916.05001 Plant 16- Refund CY Exp $17,383.45	G9916.1000 Personal Svcs $16,148.11 G9916.8030 FICA $1,235.34

To fix item on 4/13/2026 agenda, organization code should have been G9000.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

G. CONTRACT COMPLIANCE:

1. Resolution 2026-483

Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351

WHEREAS, the Contract Compliance and Administration Department received responses to RFQ #202507 Town of Amherst Comprehensive Plan on September 18, 2025; and

WHEREAS, the RFQ process resulted in responses from eight (8) consultants, with interviews being conducted with each one, as per the attached scoring sheet; and

WHEREAS, the Planning Department negotiated the terms of the attached Agreement, Scope of Services and Cost Proposal with Interface Studio LLC;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Contract Compliance and Administration Department to award the RFQ to Interface Studio LLC; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Supervisor to sign the Agreement for Professional Design Services with Interface Studio LLC; and

BE IT FURTHER RESOLVED, that approval is pending successful completion of the Contract Routing System in order to expedite the start of the project.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-484

Award Bid #2026019 PVC Pipe and Fittings - CRS #6340, 6341 & 6342

WHEREAS, the Contract Compliance and Administration Department received bids on May 14, 2026 for Bid #2026019 for PVC Pipe and Fittings; and

WHEREAS, the bid process resulted in a response from three (3) vendors, as per the attached bid tabulation form;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Contract Compliance and Administration Department to award the bid to Erb Co., Core & Main LP, and Ferguson Enterprises LLC, as per the attached bid tabulation; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Supervisor to sign the contracts with the above referenced vendors.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-485

Extension of Town Wide Building Generator Maintenance Contract - CRS #6346

WHEREAS, Stark Tech Services, LLC (original CRS #4990) has agreed to extend the Town Wide Building Generator Maintenance Contract for an additional two-year term;

NOW, THEREFORE, BE IT RESOLVED, the Town Board approves an extension of the contract with Stark Tech Services LLC through August 4, 2028; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Supervisor to sign the contract extension with Stark Tech Services LLC.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

H. COURT:

1. Resolution 2026-486

Contract Between Amherst Town Court and GP Flooring

Please authorize the Supervisor to sign the contract between Amherst Town Court and GP Flooring Solutions (CRS #6347). This contract is to replace the carpeting throughout the

Court office work space and main walkways. Pending successful completion of CRS.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Jack Kavanaugh
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

I. ECONOMIC DEVELOPMENT:

J. EMERGENCY SERVICES:

K. ENGINEERING SERVICES:

L. FINANCE:

M. HIGHWAY

1. Resolution 2026-487

Sidewalk Snow Plowing Program Funding

Please approve authorization to spend up to $15,000.00 for maintenance and repairs to the sidewalk snow plowing equipment from T4024.4002.

Thank you for your consideration.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-488

Escrow Funds from Agency Account for Tree Planting

Please approve authorization to spend up to $150,000.00 from Agency Account AG2022-0699 for the fall planting 2026 season for various trees planted for new builds.

Thank you for your consideration.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-489

Approve Corrected Price of Bid Awarded

Please approve an adjusted price of $52.09 each for 25 MM rubber manhole rings from EJ USA as their award was originally approved by the board for $32.09 each due to a typo.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

4. Resolution 2026-490

Approval to Spend Funds - Veterans Memorial - 2026

Maintenance and repairs for Veterans Memorial Fountain's filtration system, i.e. to include: filter replacement, repairs, pumps, chlorine, etc.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

N. HUMAN RESOURCES:

1. Resolution 2026-491

Extended Sick Leave of Absence Without Pay/Engineering/Plant #16

Please authorize an Extended Sick Leave of Absence without Pay to an employee at the Engineering Department/Plant #16. Effective June 24, 2026 through September 1, 2026.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-492

Authorize Travel to NYSPELRA Annual Training Conference

Please approve travel to the 2026 NYSPELRA Annual Training Conference from June 28, 2026 through July 1, 2026 for Zachary Garlick, Deputy Director of Human Resources, for a total estimated cost not to exceed $1433.41. The training offered at this conference is not available locally. Funds are available in the Director of Human Resources budget for 2026.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-493

Public Safety Dispatcher/Central Fire Alarm

Please appoint a Public Safety Dispatcher to Central Fire Alarm. Permanent, from list, pending satisfactory completion of a probationary term as set forth in the Civil Service Rule XIII. Effective July 6, 2026 at an hourly rate of $31.67, Step C.

This is a promotion for an employee transferring from another department.
Replacing an employee who resigned.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

4. Resolution 2026-494

Maintenance Worker/Engineering-Sewer Department

Please appoint a Maintenance Worker to the Engineering- Sewer Department. Permanent, pending satisfactory completion of a probationary term as set forth in the Civil Service Rule XIII. Effective June 23, 2026 at an hourly rate of $21.04, Grade II, Step 1.

Contingent upon completing all pre-employment requirements.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

5. Resolution 2026-495

Cook/Senior Services

Please appoint a Cook to the Amherst Center for Senior Services. Permanent, pending satisfactory completion of a probationary term as set forth in the Civil Service Rule XIII. Effective June 23, 2026 at an annual salary of $42,155, Grade 7, Step A.

Contingent upon completing all pre-employment requirements.

Replacing an employee who was separated from service.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

O. INFORMATION TECHNOLOGY:

P. PLANNING:

1. Resolution 2026-496

To Request the Town Board to Declare the Harlem Road Community Center a Blighted Property for Community Development Block Grant Funding (CDBG) Purposes

WHEREAS, the Harlem Road Community Center requires a new front door and significant exterior masonry repairs; and

WHEREAS, to qualify for Community Development Block Grant (CDBG) funding, the project must meet one of the following national objectives: serve a low-to-moderate income area; create jobs; or address conditions of slum and blight; and

WHEREAS, the community center requires extensive repairs and does not meet the criteria for the other national objectives, the appropriate national objective is slum and blight; and

WHEREAS, funding for both activities has already been budgeted and approved by the Town Board through adoption of the 2026 Annual Action Plan for Community Development; now therefore be it

RESOLVED, that the Town Board declares the Harlem Road Community Center as a blighted property.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Q. POLICE:

R. SENIOR SERVICES:

S. SEWER/PLANT 16:

1. Resolution 2026-497

WPCF – Pilot Demonstration of BIO-SCRU Dryer BCR Solid Solutions CRS No. 6345

The Engineering Department, WPCF division is requesting that the Town Board authorize the Supervisor to sign the attached agreement with BCR Solid Solutions. This would allow BCR to run a pilot demonstration using a Mobile Bio-Scru Indirect Dryer for the purpose of determining a potential solution for drying the facility's biosolids. This demonstration will run from July 13, 2026 to July 17, 2026 with a cost of $9,000.

Funds for this request are available in G9916-2600.

This request is pending the successful completion of the contract review process.

Thank you for considering this request.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-498

Procurement Contract PMC Inc. Grit Chamber Buckets and Hardware CRS No. 6336

The Engineering Department, WPCF division is requesting that the Town Board authorize the Supervisor to sign the attached quotation contract agreement with PMC Inc. for a partial replacement of the facility's grit chamber buckets totaling $19,902.00 as per quote 260505-1. The terms of this contract will be effective the date of Town Board Approval and run from May 29, 2026 through December 31, 2026

This request is pending successful completion of the contract review process.

Funds for this request is available in K2518-4972.

Thank you for considering this request.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

T. YOUTH AND RECREATION:

XIV. UNFINISHED BUSINESS

XV. COMMUNICATIONS

1. Communication 2026-57

Petition for Equal Treatment of Amherst Seniors

Please see the attached petition.

6/22/2026
Received & Filed

RESULT:	**RECEIVED & FILED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Communication 2026-58

Notice of Claim: Benjamin M. Cedeno Vs. Town of Amherst

6/22/2026
Referred to Town Attorney

RESULT:	**REFERRED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Communication 2026-59

Notice of Claim: Kevin Taylor Vs. Town of Amherst

6/22/2026
Referred to Town Attorney

RESULT:	**REFERRED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

4. Communication 2026-60

Summons and Second Amended Complaint: Bradley Ensminger Vs. Town of Amherst Et Al.

6/22/2026
Referred to Town Attorney

RESULT:	**REFERRED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

XVI. PUBLIC IMPROVEMENT PERMITS

XVII. SUSPENSION OF RULES

Supervisor Lavin moved to open Suspension of Rules to bring forth 5 unlisted items. The motion was seconded by Councilmember Davis and unanimously approved 5-0. Suspension of Rules was opened at 8:47 PM.

There being no further business requiring Suspension of Rules, Supervisor Lavin moved to close, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. Suspension of Rules was closed at 8:49 PM.

1. Resolution 2026-499

Request to Schedule a Public Hearing Regarding Designation of 1 Cloister Court as a Local Historic Landmark

SUSPENSION AGENDA ITEM: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 18, 2026**

RE: **Request to Schedule a Public Hearing Regarding Designation of 1 Cloister Court as a Local Historic Landmark**

Kindly consider suspending the rules to add a request to schedule a public hearing on July 27, 2026 regarding designation of 1 Cloister Court as a Local Historic Landmark to the agenda.

Thank you for your consideration of this request.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

2. Resolution 2026-500

Request to Schedule a Public Hearing Regarding Designation of 4467 Main Street as a Local Historic Landmark

SUSPENSION AGENDA ITEM: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 18, 2026**

RE: **Request to Schedule a Public Hearing Regarding Designation of 4467 Main Street as a Local Historic Landmark**

Kindly consider suspending the rules to add a request to schedule a public hearing on July 27, 2026 regarding designation of 4467 Main Street as a Local Historic Landmark to the agenda.

Thank you for your consideration of this request.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

3. Resolution 2026-501

Fireworks - Transit Valley Country Club

SUSPENSION AGENDA ITEM #3: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 22, 2026**

RE: **Request for Fireworks Permit - Transit Valley Country Club**

Request for fireworks permit on Saturday, July 4, 2026, at approx. 9:45 pm at Transit Valley Country Club, 8920 Transit Road with the following conditions:

- That the spectators, parking areas and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 350 feet. (maximum shell size - 5 inches)
- That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.
- That the trajectory of shells shall not come within 25 feet of overhead objects.
- The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event. Submitted shooters are Matthew Sims and Scott Pease.
- Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.
- Crowds of over 1,000 people require a crowd manager as per the IFC.
- If you would like to start the display earlier than the time proposed, you must call (716) 689-1212 before starting, and this time shall be approved by our office.
- The Amherst Town Board shall designate a time when the Fireworks display must conclude.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

4. Resolution 2026-502

Fireworks - Park Country Club

SUSPENSION AGENDA ITEM #4: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 22, 2026**

RE: **Request for Fireworks Permit - Park Country Club**

Request for fireworks permit on Saturday, July 4, 2026, at approx. 9:45 pm at Park Country Club, 4949 Sheridan Drive with the following conditions:

- That the spectators, parking areas and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 560 feet. (maximum shell size - 8 inches)
- That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.
- That the trajectory of shells shall not come within 25 feet of overhead objects.
- The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event. Submitted shooters are Milton Surre and Rachel Miller.
- Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.
- Crowds of over 1,000 people require a crowd manager as per the IFC.
- If you would like to start the display earlier than the time proposed, you must call (716) 689-1212 before starting, and this time shall be approved by our office.
- The Amherst Town Board shall designate a time when the Fireworks display must conclude.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

5. Resolution 2026-503

Fireworks - Country Club of Buffalo

SUSPENSION AGENDA ITEM #5: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 22, 2026**

RE: **Request for Fireworks Permit - Country Club of Buffalo**

Request for fireworks permit on Saturday, July 4, 2026, at approx. 9:45 pm at Country Club of Buffalo, 250 Youngs Road with the following conditions:

- That the spectators, parking areas and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 350 feet. (maximum shell size - 5 inches)
- That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.
- That the trajectory of shells shall not come within 25 feet of overhead objects.
- The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event. Submitted shooters are Karl Grohs and Barry Skoney.
- Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.
- Crowds of over 1,000 people require a crowd manager as per the IFC.
- If you would like to start the display earlier than the time proposed, you must call (716) 689-1212 before starting, and this time shall be approved by our office.
- The Amherst Town Board shall designate a time when the Fireworks display must conclude.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

XVIII. ADJOURNMENT

There being no further business to come before the Town Board, Supervisor Lavin moved to adjourn, seconded by Councilmemerber Szukala and unanimously approved 5-0. The Town Board meeting of June 22, 2026 was adjourned at 8:50 PM.

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Councilmembers
Initiated by: **Angela Marinucci**
Co-Sponsored by:

DOC ID: 31960 A **RESOLUTION 2026-468** **ADOPTED**

Historical Preservation Commission Appointment

WHEREAS, the Town of Amherst created a Historic Preservation Commission to address and tend to matters related to preservation of the historic, architectural, and cultural landmarks, sites and districts within the Town of Amherst while working with the Building Commissioner, Planning Board and Zoning Board of Appeals; and

WHEREAS, appointments to this committee are voted on by the Amherst Town Board after resumes are reviewed by the committee chairperson and Commission Liaison to the Amherst Town Board; and

WHEREAS, Kayla Clark has expressed interest in serving on the HPC;

NOW, THEREFORE, BE IT RESOLVED that the Amherst Town Board appoints Kayla Clark to serve as Historian to the Amherst Historic Preservation Commission, for a term ending December 31, 2027.

6/22/2026
Consent

FINANCIAL IMPACT:

None.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Councilmembers
Initiated by: **Jack Kavanaugh**
Co-Sponsored by:

DOC ID: 31962 **RESOLUTION 2026-469** **ADOPTED**

Emergency Fire Radio Repair

WHEREAS, the Amherst Central Fire Alarm Office utilizes a two-way radio system for emergency dispatching and operational radio communications; and

WHEREAS, the Amherst Central Fire Alarm Office has identified the need for immediate repairs to critical radio equipment due to ongoing audio and communication deficiencies impacting system reliability and user communications; and

WHEREAS, timely repair of this equipment is necessary to maintain effective emergency communications and ensure continuity of operations for fire dispatch personnel and emergency responders;

NOW, THEREFORE, BE IT RESOLVED, that the Amherst Town Board hereby authorizes a budget transfer in an amount not to exceed $13,000.00 from Avoidable Alarm Fund Account T-2999.4002 to Account A3020.4110 for the emergency repair of fire radio communication equipment.

6/22/2026
Consent

FINANCIAL IMPACT:

A cost not to exceed $13,000.00.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jack Kavanaugh, Councilmember
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Councilmembers
Initiated by: **Jack Kavanaugh**
Co-Sponsored by:

DOC ID: 31963 **RESOLUTION 2026-470** **ADOPTED**

Request to Schedule Public Hearing - Demolition of 790 Dodge Rd.

WHEREAS, the property at 790 Dodge Road has been deteriorating for a significant period of time; and

WHEREAS, the Commissioner of Building has determined that in accordance with Section 151-56A of the Property Maintenance Code of the Town of Amherst, the dwellings have become so out of repair as to be dangerous, unsafe, insanitary, or otherwise unfit for human habitation or occupancy, and that it is unreasonable to repair the structures, that the dwellings should be demolished; and

WHEREAS, the Commissioner of Building further recommends that in accordance with Section 151-53 of the Property Maintenance Code, the appropriate persons and entities should be put on notice that the dwelling and accessory structures must be either demolished or brought into compliance with all applicable codes by the Town Board meeting held on September 14, 2026, otherwise the Town of Amherst will proceed with demolition and place the attendant costs on the property owner;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby schedules a public hearing for the Town board meeting held on September 14, 2026, for the purpose of considering the demolition of the dwelling at 790 Dodge Road, Getzville, New York 14068.

6/22/2026
Consent

FINANCIAL IMPACT:

None for public hearing.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jack Kavanaugh, Councilmember
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Councilmembers
Initiated by: **Jack Kavanaugh**
Co-Sponsored by:

DOC ID: 31967 **RESOLUTION 2026-471** **ADOPTED**

Professional GIS Development Services

WHEREAS, the Building Department, through its Fire Safety Division, has been working collaboratively with a Town Consultant (Geocove) on a Geographic Information System (GIS) project designed to enhance operational efficiency, data management, and resource utilization; and

WHEREAS, the continued development of this GIS initiative requires specialized technical support and professional services; and

WHEREAS, in order to maintain progress on this project, the Building Department has utilized professional services funding that was originally allocated to the Information Technology Department; and

WHEREAS, the Building Department seeks to ensure the sustained advancement and successful implementation of this GIS project for the benefit of Town operations;

NOW, THEREFORE, BE IT RESOLVED, that the Amherst Town Board hereby authorizes a budget transfer in an amount not to exceed $5,000 from the Avoidable Alarm Fund Account T-2999.4002 to Account A1681.4090 for the replenishment of the professional services funds previously allocated by the Information Technology Department and utilized by the Building Department for the GIS project in coordination with Geocove; and

BE IT FURTHER RESOLVED, that the Town Supervisor and all appropriate Town officials are authorized and directed to take any and all necessary actions to carry out the intent of this resolution.

6/22/2026
Consent

FINANCIAL IMPACT:

A cost not to exceed $5,000.00.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jack Kavanaugh, Councilmember
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Attorney
Initiated by: **Steven B. Bengart**
Co-Sponsored by:

DOC ID: 31950 **RESOLUTION 2026-472** **ROLL CALL VOTE (ADOPTED)**

2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000)

AGENDA ITEM : JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **2026 Storm Sewer Pipe Lining**
2026-2031 C.I.P. - Project No. H-7
Bond Resolution - $750,000

The above-referenced matter is scheduled for a Public Hearing this evening at 7:00 p.m. In this regard, kindly adopt a resolution (1) Adopting the attached SEQR determination for the above project as determined by the Town of Amherst Planning Department **prior to the Public Hearing being deemed closed**; and
(2) Adopting the attached bond documents **once the Public Hearing has been deemed closed**.

For ease of reference and to provide detailed information regarding the bond action, also attached is the Map Plan and Report for the project.

Thank you.

SBB:nmb
Attachments
c: Tim Koller, Deputy Town Clerk
(w/attachment, **Agenda Item – June 22, 2026**)
Michael R. Grela, Town Comptroller (*w/attachments)*
Lynda Juul, Director of Finance *(w/attachment)*
Dan Howard, Director of Planning *(w/attachment)*
Dan Ulatowski, AICP, Assistant Planning Director/ZEO (*w/attachment*)
Steven Floss, Superintendent of Highways (*w/attachment*)

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was opened at 7:09 PM.

Steve Floss, Highway Superintendent, presented.

There were no speakers from the public, therefore Supervisor Lavin moved to close the hearing, seconded by Councilmember Szukala and unanimously approved 5-0. The public hearing was closed at 7:12 PM.

A motion to approve the SEQR determination was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0.

Supervisor Lavin made a motion to approve the Bond Resolution, seconded by Deputy Supervisor Marinucci and unanimously approved via Roll Call 5-0.

FINANCIAL IMPACT:

Bond Resolution - $750,000

RESULT:	**ROLL CALL VOTE (ADOPTED) [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor

Daniel C. Howard, AI
Planning Director

Daniel J. Ulatowski, AI
Assistant Planning Dire

Attachment: SEQR (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

MEMORANDUM May 14, 2026

TO: Steve Floss, Highway Superintendent

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director DJU

RE: SEQR Classification – Storm Sewer Pipe Lining
2026-2031 **C.I.P. Project H-7**

The Planning Department has reviewed the Map, Plan & Report for the subject project and has determined it to be a Type II Action under the provisions of SEQR according to Part 617.5(c)(1)&(2). Therefore, no further environmental review is required.

Please contact our office if you have any questions.

X:\Special_Projects\SEQR_Engineering & Other TOA\Type_II_Actions_(PJ-2015-001)\05_14_2026_H-7_H Storm Sewer Pipe Lining.docx

cc: Steven Bengart, Esq., Town Attorney
Daniel Howard, Planning Director

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Amherst, in the County of Erie, New York

June 22, 2026

A meeting of the Town Board of the Town of Amherst, in the County of Erie, New York, was held at the Town Hall, 5583 Main Street, Williamsville, New York, on June 22, 2026.

There were present: Hon. Shawn A. Lavin, Supervisor; and

Board Members: John Davis, Councilmember
Jack Kavanaugh, Councilmember
Angela Marinucci, Councilmember
Michael Szukala, Councilmember

There were absent:

Also present: Francina J. Spoth, Town Clerk

* * *

The Supervisor stated that a public hearing had been called for this meeting at the Town Hall, 5583 Main Street, Williamsville, New York, at 7:00 P.M. (Prevailing Time) to consider the increase and improvement of facilities of the Town of Amherst Consolidated Storm Water Drainage District, consisting of the relining of approximately 20,000 linear feet of storm sewer pipes of varying diameter, from 8-inch to 24-inch pipe of various material, necessary to preserve the structural integrity and extend the life of existing storm sewer lines (Project H-7), at the estimated maximum cost of $750,000; all as described in the report prepared by the Town Engineering Department dated May 2026, and to hear all persons interested in the subject thereof

Attachment: CertExMins (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Town Clerk presented affidavits showing that the Notice of said public hearing had been duly published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of such increase and improvement of facilities of said District:

The following persons appeared in opposition to such increase and improvement of facilities:

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

Attachment: CertExMins (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

CERTIFICATE

I, FRANCINA J. SPOTH, Town Clerk of the Town of Amherst, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed Extract of Minutes of a meeting of the Town Board of said Town of Amherst duly called and held on June 22, 2026, has been compared by me with the original minutes as officially recorded in my office as Town Clerk, and is a true, complete and correct copy thereof and of the whole of said original minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Amherst this 22nd day of June, 2026.

(SEAL)

_____

Francina J. Spoth, Town Clerk
Town of Amherst

Attachment: CertExMins (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

BOND RESOLUTION OF THE TOWN OF AMHERST, NEW YORK, ADOPTED JUNE 22, 2026, APPROPRIATING $750,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE TOWN OF AMHERST CONSOLIDATED STORM WATER DRAINAGE DISTRICT, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID TOWN IN THE PRINCIPAL AMOUNT OF $750,000 TO FINANCE SAID APPROPRIATION

Offered by: _____

Seconded By: _____

Recital

WHEREAS, following preparation of a map, plan and report and an estimate of cost for the increase and improvement of facilities of the Town of Amherst Consolidated Storm Water Drainage District (herein referred to as the "District"), in the Town of Amherst (herein called the "Town"), in the County of Erie, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF AMHERST, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of $750,000 for the increase and improvement of facilities of the District, consisting of the relining of approximately 20,000 linear feet of storm sewer pipes of varying diameter, from 8-inch to 24-inch pipe of various

Attachment: CertBondReso (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

material, necessary to preserve the structural integrity and extend the life of existing storm sewer lines (Project H-7). The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is $750,000. The plan of financing includes the issuance of $750,000 bonds of the Town to finance said appropriation, and the levy and collection of assessments upon the several lots and parcels of land within the District in accordance with applicable law.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of $750,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed

Attachment: CertBondReso (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and

Attachment: CertBondReso (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, in summary, in the *"Amherst Bee,"* a newspaper having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Attachment: CertBondReso (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Shawn A. Lavin	voting_____
Councilperson John Davis	voting_____
Councilperson Jack Kavanaugh	voting_____
Councilperson Angela Marinucci	voting_____
Councilperson Michael Szukala	voting_____

The Resolution was declared adopted.

Attachment: CertBondReso (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

CERTIFICATE

I, FRANCINA J. SPOTH, Town Clerk of the Town of Amherst, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed resolution of the Town Board of said Town adopted at a meeting duly called and held on June 22, 2026, has been compared by me with the original resolution as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of June, 2026.

(SEAL)

Francina J. Spoth, Town Clerk
Town of Amherst

Attachment: CertBondReso (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

At a meeting of the Town Board of the Town of Amherst, in the County of Erie, New York, held at the Town Hall, 5583 Main Street, Williamsville, New York, on the 22nd day of June, 2026.

PRESENT:

Hon. Shawn A. Lavin, Supervisor
John Davis, Councilmember
Jack Kavanaugh, Councilmember
Angela Marinucci, Councilmember
Michael Szukala, Councilmember

In the Matter

of the

Increase and Improvement of Facilities of the Consolidated Storm Water Drainage District, in the Town of Amherst, in the County of Erie, New York, pursuant to Section 202-b of the Town Law

---

Offered by: _____

Seconded by: _____

RESOLUTION AND
ORDER AFTER PUBLIC
HEARING

WHEREAS, the Town Board of the Town of Amherst (herein called the "Town"), in the County of Erie, New York, on behalf of the Town of Amherst Consolidated Storm Water Drainage District (herein referred to as the "District"), has caused the Town Engineering Department, engineers duly licensed by the State of New York (the "Engineer"), to prepare a map, plan and report for the increase and improvement of facilities of the District, consisting of the relining of approximately 20,000 linear feet of storm sewer pipes of varying diameter, from 8-inch to 24-inch pipe of various material, necessary to preserve the structural integrity and extend the

Attachment: CertROAfterPH (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

life of existing storm sewer lines (Project H-7), at the estimated maximum cost of $750,000; all as described in the Engineer's Report dated May 2026; and

WHEREAS, the Engineer has estimated that the cost of such increase and improvement of facilities shall be $750,000 and said map, plan and report have been filed with the Town Board; and

WHEREAS, the Town Board adopted an Order describing in general terms the proposed increase and improvement of such facilities, specifying the revised estimated cost thereof, and stating the Town Board would meet to hear all persons interested in said increase and improvement of facilities on June 22, 2026 at 7:00 P.M. (Prevailing Time) at the Town Hall, 5583 Main Street, Williamsville, New York; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearing was duly held by the Town Board on the 22nd day of June, 2026 at 7:00 P.M. (Prevailing Time) at the Town Hall, 5583 Main Street, Williamsville, New York, with considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5, the Town Board, as lead agency, has given due consideration to the impact that the project described herein may have on the environment, and has determined that said project is a Type II project for purposes of SEQRA and no further review is required;

Attachment: CertROAfterPH (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

Now, therefore, be it

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of $750,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense of said increase and improvement of such facilities and, with the assistance of the Town Attorney, shall prepare a proposed contract for such increase and improvement of facilities of the District, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED that the cost of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid from the levy and collection of assessments upon the several lots and parcels of land within the District in accordance with applicable law; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Erie County within ten (10) days after adoption thereof.

DATED: June 22, 2026

(SEAL) TOWN BOARD OF THE TOWN OF AMHERST

Attachment: CertROAfterPH (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

Supervisor Shawn A. Lavin	voting_____
Councilperson John Davis	voting_____
Councilperson Jack Kavanaugh	voting_____
Councilperson Angela Marinucci	voting_____
Councilperson Michael Szukala	voting_____

The Resolution and Order were declared adopted.

Attachment: CertROAfterPH (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

CERTIFICATE

I, FRANCINA J. SPOTH, Town Clerk of the Town of Amherst, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed resolution and order of the Town Board of said Town adopted at a meeting duly called and held on June 22, 2026, has been compared by me with the original resolution as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Amherst this 22nd day of June, 2026.

(SEAL)

FRANCINA J. SPOTH, Town Clerk
Town of Amherst

Attachment: CertROAfterPH (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

TOWN OF AMHERST
HIGHWAY DEPARTMENT

2026
STORM SEWER PIPE LINING

2026 CIP PROJECT H-7

MAP, PLAN, & REPORT

May 2026

Contents:

- Existing Conditions / Impacts
- Proposed Scope of Improvements
- Financial Summary
- Taxation Summary
- SEQR

Attachment: MPR 2026 H-7 Storm Pipe Lining (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

Storm Sewer Pipe Lining
2026 CIP Project H-7

Existing Conditions/ Impacts:

The Town has an extensive network of storm sewer systems which includes approximately 547.7 miles of sewer lines and about 9,000 catch basins. Most of the storm sewers to be relined are constructed of corrugated metal pipe, clay pipe, and concrete pipe. These aging storm lines are deteriorating and causing unwanted Inflow and Infiltration (I&I) to enter the storm sewer system. Issues we are facing include storm sewer back-ups, sewer collapses, and obstruction from tree roots.

This inevitable aging of storm infrastructure leads to deteriorated pipes that have insufficient capacity in keeping up with higher flows due to I&I causing sanitary sewer overflows (SSO's) and backups in various neighborhoods. Using infrastructure beyond service life will increase risk of road collapse and major flooding.

Proposed Scope of Improvements and Benefits:

The proposed project will include relining of approximately 20,000 LF of varying diameter from 8-inch to 24-inch pipe and of various material, such as corrugated metal pipe, clay pipe, and concrete pipe. The proposed scope is necessary to preserve the structural integrity and extend the life of existing infrastructure of the Town.

The existing storm sewer lines in these areas were constructed between mid-1930's and late-1980's. The pipe materials used were corrugated metal pipe that, over time, begins to rust and deteriorate creating holes in the pipe for ground materials to enter as well as clay and concrete pipe sections that can become separated or crushed. The reline project inserts a cured-in-place liner inside these pipes making them more water-tight and extending their useful life by 20+ years.

FINANCIAL SUMMARY:

Estimated Costs:

Construction Cost	$746,250.00
Legal & Admin	$3,750.00
Total Bond Amount	$750,000.00

TAXATION SUMMARY:

Total Bond Amount	$750,000.00 (Storm Drainage District)
Bond Term:	15 Years
Annual Tax Impact	$ 0.0033 per $1,000 AV at 99% Equalization
Median Home Annual Tax Impact	$ 1.1364 per $341,000 AV at 99% Equalization

SEQR

Please see attached memo from the Amherst Planning Department.

Attachment: MPR 2026 H-7 Storm Pipe Lining (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor

Daniel C. Howard, AI
Planning Director

Daniel J. Ulatowski, AI
Assistant Planning Dire

MEMORANDUM May 14, 2026

TO: Steve Floss, Highway Superintendent

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director DJU

RE: SEQR Classification – Storm Sewer Pipe Lining
2026-2031 **C.I.P. Project H-7**

The Planning Department has reviewed the Map, Plan & Report for the subject project and has determined it to be a Type II Action under the provisions of SEQR according to Part 617.5(c)(1)&(2). Therefore, no further environmental review is required.

Please contact our office if you have any questions.

X:\Special_Projects\SEQR_Engineering & Other TOA\Type_II_Actions_(PJ-2015-001)\05_14_2026_H-7_H Storm Sewer Pipe Lining.docx

cc: Steven Bengart, Esq., Town Attorney
Daniel Howard, Planning Director

Attachment: MPR 2026 H-7 Storm Pipe Lining (RES-2026-472 : 2026 Storm Sewer Pipe Lining (Bond Resolution - $750,000))

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Attorney
Initiated by: **Steven B. Bengart**
Co-Sponsored by:

DOC ID: 31949 **RESOLUTION 2026-473** **ROLL CALL VOTE (ADOPTED)**

2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,190,000)

AGENDA ITEM – JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **2026 Parallel Peanut Line Sanitary Interceptor**
2026-2031 C.I.P. - Project No. S-11
Bond Resolution - $1,040,000

Plant Mechanical/Electrical/Plumbing Study
2026-2031 C.I.P. – Project S-6
Bond Resolution - $150,000

Total Bond Resolution - $1,190,000

The above-referenced matter is scheduled for a Public Hearing this evening at 7:00 p.m. In this regard, kindly adopt a resolution (1) Adopting the attached SEQR determination for the above project as determined by the Town of Clarence Planning Department as Lead Agency **prior to the Public Hearing being deemed closed**; and (2) Adopting the attached bond documents **once the Public Hearing has been deemed closed**.

For ease of reference and to provide detailed information regarding the bond action, also attached is the Map Plan and Report for the project.

Thank you.

SBB:nmb
Attachments
c: Tim Koller, Deputy Town Clerk *(w/attachments*, **Agenda Item – June 22, 2026**)
Michael R. Grela, Town Comptroller (*w/attachments)*
Lynda Juul, Director of Finance *(w/attachments)*
Dan Howard, Director of Planning *(w/attachments)*
Dan Ulatowski, AICP, Assistant Planning Director/ZEO (*w/attachments*)
Jeffrey S. Burroughs, PE, Town Engineer (*w/attachments*)
Vaishali Reberholt, PE, Assistant Town Engineer (*w/attachments*)

Michael Poslinski, Senior Engineer Assistant (*w/attachments*)

6/22/2026

A motion to open the public hearing was made by Supervisor Lavin, seconded by Councilmember Davis and unanimously approved 5-0. The public hearing was opened at 7:13 PM.

Jeff Burroughs, Town Engineer, presented.

There were no speakers from the public, therefore Supervisor Lavin moved to close the hearing, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was closed at 7:21 PM.

A motion to approve the SEQR determination was made by Supervisor Lavin, seconded by Councilmember Szukala and unanimously approved 5-0.

Supervisor Lavin made a motion to approve the Bond Resolution, seconded by Deputy Supervisor Marinucci and unanimously approved via Roll Call 5-0.

FINANCIAL IMPACT:

Bond Resolution - $1,040,000

Total = $1,190,000

Bond Resolution - $150,000

RESULT:	**ROLL CALL VOTE (ADOPTED) [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 05/26/26 07:00 PM
Department: Planning
Initiated by: **Daniel J. Ulatowski**
Co-Sponsored by:

DOC ID: 31867

RESOLUTION (ID # 31867)

SEQR Determination Parallel Peanut Line Interceptor Sewer Project

DRAFT RESOLUTION
May 26, 2026

WHEREAS, the Town of Amherst, the Town of Clarence and Erie County Sewer District Number 5 have been jointly planning a capital sewer project to alleviate existing wet weather surcharging of the North French/Dodge Road Trunk sewer which serves all three governmental entities, AND

WHEREAS, a proposed Parallel Peanut Line Sanitary Interceptor Sewer project design is being pursued to divert sanitary sewer flows away from the aforementioned trunk-sewer and provide additional sanitary sewer capacity benefiting all three governmental entities, AND

WHEREAS, pursuant to 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA), the Town Board is deemed the Lead Agency for those actions which it has sole discretionary power, however, it was agreed by all three governmental entities that the Town of Clarence should act as the LEAD Agency for the project, for purposes of SEQR and that the Town of Amherst and Erie County Sewer District number 5 would be involved agencies, AND

WHEREAS, the Town of Clarence as the SEQR Lead Agency prepared the attached Negative Declaration as required by the provisions of Part 617 of the SEQR regulations, AND

WHEREAS, the Town of Amherst as an involved agency has reviewed the determination of environmental significance prepared by the Town of Clarence and concurs with its findings, NOW THEREFORE BE IT

RESOLVED, that the requirements of SEQR are now complete therefore this Town Board accepts the attached Negative Declaration as its determination of environmental significance, for the subject action.

FINANCIAL IMPACT:

see proposed bond resolution for financial impact

Attachment: amended draft SEQR resolution_05_15_2026_dju (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution -

Attachment: Peanut Line Parallel Interceptor Sewer Project_Negative Declaration (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies

State Environmental Quality Review
Negative Declaration
Notice of Determination of Non-Significance

Date: October 22, 2025

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Clarence Town Board, acting as the designated Lead Agency in connection with the coordinated environmental review of the action, has determined that the proposed action described below will not have any potentially significant adverse impacts on the environment and as such a Draft Environmental Impact Statement will NOT be prepared.

Project Name: Peanut Line Parallel Interceptor Sewer Project

Project Number: TOC07172025

Location of Project: Between Transit Road and Paradise Road, along the Peanut Line Trail
SBL: 42.04-1-1

Lead Agency: Town of Clarence Town Board

SEQRA Classification: The proposed project is an Unlisted Action. The Town conducted a coordinated environmental review and none of the involved agencies expressed any objection to the Town Board acting as the designated lead agency.

Description of Action: The proposed project provides additional sanitary sewer capacity for pollution abatement of existing unsewered areas, removal of package treatment plants, future commercial development, and surcharge relief in the Dodge Road Interceptor sewer. The project includes construction of approximately 3,750 feet of 24-inch diameter PVC gravity sewer. The proposed infrastructure is anticipated to be primarily within existing Right of Ways, with a crossing of a NYSDOT roadway (Transit Road, SR 78).

The Town Board has thoroughly evaluated the Part 1 of the Environmental Assessment Form, the completed Parts 2 and 3 of the Environmental Assessment Forms, submitted plans, documents, reports, and letters, as well as all supporting documentation and meeting minutes associated with the coordinated environmental review of the action pursuant to SEQRA.

Compared to the criteria listed in Section 617.7 of the SEQR Regulations, the Town Board, acting as the designated lead agency, has determined that all identified areas of environmental concern have been identified and thoroughly evaluated, and that the proposed action will not have any potentially significant adverse impacts on the environment. The Town Board's reasoned elaboration in support of its determination that the proposed project will not result in any potentially significant adverse environmental impacts is provided below.

Attachment: Peanut Line Parallel Interceptor Sewer Project_Negative Declaration (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies

Executive Summary:

The "Proposed "Project" provides additional sanitary sewer capacity for pollution abatement of existing unsewered areas, removal of package treatment plants, future commercial development, and surcharge relief in the Dodge Road Interceptor sewer. The Proposed Project includes construction of approximately 3,750 feet of 24-inch diameter PVC gravity sewer. The proposed infrastructure is anticipated to be primarily within existing Right of Ways, with a crossing of a New York State Department of Transportation ("NYSDOT") roadway (Transit Road, SR 78). After a thorough review with involved and interested agencies, it has been determined that the Proposed Project will not have a potentially significant adverse impact to the environment.

1. Impact on Land:

The Proposed Project involves land disturbances that will be primarily within previously disturbed areas (existing former railroad route), and road rights of way. The average depth to water table is greater than three feet on the Project Site. The Proposed Project does not involve construction on slopes of 15% or greater, and bedrock is not within 5 feet of the existing ground surface on the Project Site. The Project Site is not located within a designated Coastal Erosion hazard area.

Since the Proposed Project will result in disturbance of more than one acre of land, a Stormwater Pollution Prevention Plan ("SWPPP") prepared by a licensed engineering firm will be required. The requirement for the SWPPP is outlined per the letter dated August 19, 2025 from Lisa M. Czechowicz of the New York State Department of Environmental Conservation ("NYSDEC"). The duration of temporary construction impacts (e.g., exposed bare soils) during construction will range from approximately 3 weeks to 2 months. Short-term impacts will be mitigated by implementation of erosion and sediment control (E&SC) measures and post-construction restoration efforts. Mitigation measures will be maintained throughout the construction phase. E&SC measures, as well as implementation of a Stormwater Pollution Prevention Plan (SWPPP) and post-construction restoration efforts, will further reduce any potentially significant impacts.

Construction of the Proposed Project is anticipated to occur for a period of more than one year. However, construction activities in furtherance of the Proposed Project will be intermittent and represent a temporary and unavoidable adverse impact that is not potentially significant. During the construction phases, the Proposed Project will need to comply with the applicable stringent standards for stormwater quality and storm quantity management as well as applicable standards for required infrastructure improvements.

Portions of the proposed relief sewer may be in located in areas where the groundwater is encountered due to the proximity of Gott Creek. Dewatering practices will be utilized during construction. Discharges associated with dewatering activities will be managed with appropriate control measures (e.g., solids removal) and will meet applicable water quality standards.

2. Impact Geological Features:

The Proposed Project will not affect any unique or unusual landforms on the site (e.g., cliffs, dunes, minerals, fossils, caves), as no such geological features are located on the Project Site.

3. Impact on Surface Water:

The Project Site currently consists of previously disturbed natural land. In a letter dated August 19, 2025 from Lisa M. Czechowicz of the NYSDEC, the following was stated:

1. Most activities that involve disturbance within a wetland or its 100-foot adjacent area require an Environmental Conservation Law (ECL) Article 24, Freshwater Wetlands

Attachment: Peanut Line Parallel Interceptor Sewer Project_Negative Declaration (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies

permit from the NYSDEC. Additionally, it was stated that to determine whether the property contains regulated freshwater wetlands, the Project Sponsor must submit a request for a Parcel Jurisdictional Determination ("Parcel JD").

2. The Project Site may include federally regulated wetlands based on a review of the National Wetland Inventory wetland mapping, and the Project Sponsor should consult with the United States Army Corps of Engineers ("USACE") concerning USACE regulatory jurisdiction to determine if the Proposed Project will impact federally regulated wetlands.
3. Gott Creek has a water classification of C and standard of C(T); therefore, any physical alteration to the bed or banks will require an Article 15, Title 5, Protection of Waters Permit from the NYSDEC.
4. Since the Proposed Project will involve land disturbance of 1 acre or more, the Project Sponsor is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity.
5. The Federal Emergency Management Agency's FIRM Map shows the Project Site is located within the designated 100-year floodplain.
6. The Proposed Project is a Sanitary Sewer Extension and therefore requires approval from the Erie County Department of Health. A detailed Downstream Sewer Capacity Analysis must be performed and submitted for the Proposed Project as part of the Project's Engineering Report.

Work may occur within or adjacent to Federal and/or State regulated waterbodies. Sewers will be installed utilizing trenchless methods to bore underneath Gott Creek. A Joint Application for Permit (or Nationwide Permit Preconstruction Notification, PCN) to the USACE to obtain authorization under Section 404 of the Clean Water Act will be submitted. The Joint Application for Permit will also be submitted to the NYSDEC to obtain authorization under Article 15 and Article 24 of the Environmental Conservation Law (Protection of Waters, 6 NYCRR 608 and Freshwater Wetlands,6 NYCRR 663, respectively), and Section 401 of the Clean Water Act (401 Water Quality Certification). Stormwater runoff generated during construction, as well as discharges from dewatering activities, will be managed in accordance with SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-025-001).

The Project alone will not result in increased flow; therefore, it is not anticipated that a Sewer Capacity Analysis will be performed for the construction of the gravity sewer. Any future projects or proposals that may utilize the capacity of the Project will be subject to a thorough Environmental Review, including the potential for a Sewer Capacity Analysis.

4. Impact on Groundwater:

Some construction (e.g., pipe trenching) may occur in areas where the groundwater table is less than 15-feet below ground surface, in poorly to moderately well-drained soils. Dewatering activities will be conducted in accordance with standard construction practices and applicable regulations. As previously indicated, construction-related activities will be conducted in accordance with the SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-25-001).

5. Impact on Flooding:

No new above grade structures are proposed in flood plains. Pipe will be installed via trenchless methods under Gott Creek, with bore pits located outside of the 100-year floodplain. The operation will take no more than one week, at which point pre-existing grades will be restored. Additionally, pre-existing grades will be restored upon completion of all other installation activities.

Attachment: Peanut Line Parallel Interceptor Sewer Project_Negative Declaration (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies

6. Impacts on Air:

The Proposed Project does not involve a State regulated air emission source.

7. Impact on Plants and Animals:

Although the Project Site was previously disturbed, the Proposed Project will result in the further clearing of existing vegetation on the Project Site. The Northern Long-Ear Bat (NLEB) is identified as a federally-listed endangered species and as a threatened species with known or likely occurrences in Erie County. Tree clearing activities are proposed, however will take place during the NLEB's inactive season; therefore, no significant adverse impacts to this species are anticipated.

8. Impact on Agricultural Resources:

The Project Site does not contain agricultural resources and is not located in a County Agricultural District. As such, the Proposed Project will not result in any adverse impacts to agricultural resources.

9. Impact on Aesthetic Resources:

The project is in the Town of Amherst, NY primarily in between Transit Road and Paradise Road. Construction activities will be visible to passers-by during the construction phase. Construction-related impacts will be short term and temporary. The completed project will have no permanent impact to aesthetic resources. There are no officially designated federal, state, or local scenic or aesthetic resources within 5 miles of the Project Site, and the Proposed Project would not eliminate or significantly screen an officially designated scenic view.

10. Impact on Historic and Archeological Resources:

Impacts to historic and archaeological resources were considered by reviewing the New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP) Field Services Bureau's (also known as the State Historic Preservation Office or SHPO) online Cultural Resource Information System (CRIS). Based on a review of CRIS, there are no historic properties, including archaeological and/or historic resources, that will be affected.

In a letter dated May 13, 2025 from Daniel Mackay of SHPO, it was stated that the Proposed Project was reviewed in accordance with the New York State Historic Preservation Act of 1980. Based upon this review, it is the opinion of SHPO that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by this project.

11. Impact on Open Space and Recreation:

The Proposed Project will not result in a loss of recreational opportunities or a reduction of protected open space. This project will be within the Peanut Line Trail running between Transit Road and Paradise Road. The Trail will be restored to preconstruction conditions upon completion of all installation activities.

12. Impact on Critical Environmental Areas:

The Project Site is not located within or adjacent to a designated Critical Environmental Area.

13. Impact on Transportation:

The Proposed Project will not have an adverse impact on existing transportation systems. Traffic may be reduced to one lane or detoured during construction. Contractors will be required to prepare and implement a Maintenance and Protection of Traffic Plan. Pre-existing traffic patterns will be restored after construction is complete in those areas.

Per the lead agency correspondence dated August 19, 2025 from Alyssa Schoenfeldt of the New York State Department of Transportation ("NYSDOT"), a NYSDOT Highway Work Permit

will be required for work located within the State Highway Right-of-Way. Per the letter dated August 11, 2025 from Garrett M. Hacker of the Erie County Department of Public Works ("ECDPW"), no further review from the ECDPW will be needed since the Proposed Project is no on a County Road or within 500' of County Right-of-Way.

14. Impact on Energy:

The Proposed Project is not anticipated to significantly increase energy use.

15. Impact on Noise, Odor, and Light:

The Construction phase activities will generate temporary increases in local background noise. These impacts will be short-term, lasting only during construction phase activities. No noise impacts from operations are anticipated. No significant adverse impacts associated with odor are anticipated. No new lighting is proposed; therefore, no impacts from lighting are anticipated.

16. Impact on Human Health:

The Project Site does not include a known source of regulated hazardous materials detrimental to human health. If regulated hazardous materials exceeding the applicable NYSDEC thresholds are unexpectedly encountered during the construction of the Proposed Project, clean-up activities compliant with Federal, State and Local standards will be completed prior to construction on the relevant portions of the Project Site.

17. Consistency with Community Plans:

Negative impacts on community plans are not anticipated.

18. Consistency with Community Character:

Negative impacts on community character are not anticipated.

Conclusion: A complete and thorough review of the proposed action was completed by the Town Board, the Town's Department of Planning & Zoning, the Town's Engineering Department as well as involved agencies.

The Town Board formally issues a Negative Declaration on the proposed action as of October 22, 2025.

All documentation is on file at the Town of Clarence Planning and Zoning Department, One Town Place, Clarence, New York 14031. These records may be examined by the public between the hours of 8:00 a.m. and 4:30 p.m. Monday through Friday. Written comments may be submitted to the Director of Community Development.

Jonathan Bleuer, Director of Community Development, Department of Planning and Zoning

For further information contact:
Jonathan Bleuer, Director of Community Development
Office of Planning and Zoning
One Town Place
Clarence, NY 14031
Tel: 716.741.8933
E-mail: jbleuer@clarence.ny.us

Attachment: Peanut Line Parallel Interceptor Sewer Project_Negative Declaration (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Amherst, in the County of Erie, New York

June 22, 2026

A meeting of the Town Board of the Town of Amherst, in the County of Erie, New York, was held at the Town Hall, 5583 Main Street, Williamsville, New York, on June 22, 2026.

There were present: Hon. Shawn A. Lavin, Supervisor; and

Board Members: John Davis, Councilmember
Jack Kavanaugh, Councilmember
Angela Marinucci, Councilmember
Michael Szukala, Councilmember

There were absent:

Also present: Francina J. Spoth, Town Clerk

* * *

The Supervisor stated that a public hearing had been called for this meeting at the Town Hall, 5583 Main Street, Williamsville, New York, at 7:00 P.M. (Prevailing Time) to consider the increase and improvement of facilities of the Town of Amherst Consolidated Sanitary Sewer District, consisting of the Parallel Peanut Line Sanitary Sewer Interceptor Line project (Project S-11), at the estimated maximum cost of $5,200,000 (the Town's share of such cost being $1,040,000, with the balance to be paid by the Town of Clarence and Erie County Sewer District No. 5), and the preliminary study of the infrastructure systems at the Water Pollution Control Facility Plant (Project S-6), at the estimated maximum cost of $150,000, and to hear all persons

Attachment: CertExMins (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Town Clerk presented affidavits showing that the Notice of said public hearing had been duly published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of such increase and improvement of facilities of said District:

The following persons appeared in opposition to such increase and improvement of facilities:

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

Attachment: CertExMins (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

CERTIFICATE

I, FRANCINA J. SPOTH, Town Clerk of the Town of Amherst, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed Extract of Minutes of a meeting of the Town Board of said Town of Amherst duly called and held on June 22, 2026, has been compared by me with the original minutes as officially recorded in my office as Town Clerk, and is a true, complete and correct copy thereof and of the whole of said original minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Amherst this 22nd day of June, 2026.

(SEAL)

_____

Francina J. Spoth, Town Clerk
Town of Amherst

Attachment: CertExMins (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

BOND RESOLUTION OF THE TOWN OF AMHERST, NEW YORK, ADOPTED JUNE 22, 2026, APPROPRIATING $1,190,000 TO PAY THE TOWN'S SHARE OF THE COST OF THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE TOWN OF AMHERST CONSOLIDATED SANITARY SEWER DISTRICT, CONSISTING OF: (A) PROJECT S-11 AT THE ESTIMATED MAXIMUM COST OF $5,200,000, WITH THE TOWN'S SHARE OF SAID COST BEING $1,040,000 AND THE $4,160,000 BALANCE TO BE PAID BY THE TOWN OF CLARENCE AND THE ERIE COUNTY SEWER DISTRICT NO. 5; AND (B) PROJECT S-6 AT THE ESTIMATED MAXIMUM COST OF $150,000; AND AUTHORIZING THE ISSUANCE OF $1,190,000 BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

Offered by: _____

Seconded By: _____

Recital

WHEREAS, following the preparation of maps, plans and reports and estimates of cost for the increase and improvement of facilities of the Town of Amherst Consolidated Sanitary Sewer District (herein referred to as the "District"), in the Town of Amherst (herein called the "Town"), in the County of Erie, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

Now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF AMHERST, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1(a). The Town hereby appropriates the amount of $1,040,000 to pay the Town's share of the cost of the increase and improvement of facilities of the District, consisting of the construction of a secondary sanitary interceptor sewer along the Peanut Line, from Transit Road to Paradise Road (Project S-11). The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is $5,200,000. The plan of financing for Project S-11 includes the issuance of $1,040,000 bonds of the Town to finance the Town's share of the cost of the project, and the levy and collection of assessments upon the several lots and parcels of land within the District in accordance with applicable law. The $4,160,000 balance of the cost of Project S-11 is to be paid by the Town of Clarence and the Erie County Sewer District No. 5.

Section 1(b). The Town hereby appropriates the amount of $150,000 for the increase and improvement of facilities of the District, consisting of a preliminary study of the infrastructure systems at the Water Pollution Control Facility Plant (Project S-6), at the estimated maximum cost of $150,000. The plan of financing for Project S-6 includes the issuance of $150,000 bonds of the Town to finance said appropriation, and the levy and collection of assessments upon the several lots and parcels of land within the District in accordance with applicable law.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of $1,190,000 pursuant to the provisions of the Local Finance Law, constituting Chapter

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued for Project S-11, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years. The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued for Project S-6, within the limitations of Section 11.00 a. 62 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and

an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, in summary, in the *"Amherst Bee,"* a newspaper having a general circulation in said Town, which newspaper is

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Shawn A. Lavin	voting_____
Councilperson John Davis	voting_____
Councilperson Jack Kavanaugh	voting_____
Councilperson Angela Marinucci	voting_____
Councilperson Michael Szukala	voting_____

The Resolution was declared adopted.

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

CERTIFICATE

I, FRANCINA J. SPOTH, Town Clerk of the Town of Amherst, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed resolution of the Town Board of said Town adopted at a meeting duly called and held on June 22, 2026, has been compared by me with the original resolution as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of June, 2026.

(SEAL)

Francina J. Spoth, Town Clerk
Town of Amherst

Attachment: CertBondReso (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

At a meeting of the Town Board of the Town of Amherst, in the County of Erie, New York, held at the Town Hall, 5583 Main Street, Williamsville, New York, on the 22nd day of June, 2026.

PRESENT:

Hon. Shawn A. Lavin, Supervisor
John Davis, Councilmember
Jack Kavanaugh, Councilmember
Angela Marinucci, Councilmember
Michael Szukala, Councilmember

In the Matter

of the

Increase and Improvement of Facilities of the Consolidated Sanitary Sewer District, in the Town of Amherst, in the County of Erie, New York, pursuant to Section 202-b of the Town Law

---

Offered by: _____

Seconded by: _____

RESOLUTION AND
ORDER AFTER PUBLIC
HEARING

WHEREAS, the Town Board of the Town of Amherst (herein called the "Town"), in the County of Erie, New York, on behalf of the Town of Amherst Consolidated Sanitary Sewer District (herein referred to as the "District"), has caused the Town Engineering Department, engineers duly licensed by the State of New York (the "Engineer"), to prepare (i) a map, plan and report for the increase and improvement of facilities of the District, consisting of the Parallel Peanut Line Sanitary Sewer Interceptor Line project (Project S-11), at the estimated maximum cost of $5,200,000, all as described in the Engineer's Report dated May 2026, with $4,160,000 of

Attachment: CertROAfterPH (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

the cost of said project to be paid by the Town of Clarence and the Erie County Sewer District No. 5, and the $1,040,000 balance to be financed by the issuance of bonds of the Town and (ii) a map, plan and report for the increase and improvement of facilities of the District, consisting of a preliminary study of the infrastructure systems at the Water Pollution Control Facility Plant (Project S-6), at the estimated maximum cost of $150,000, all as described in the Engineer's Report dated May 2026, all of which shall be financed by the issuance of bonds of the Town; and

WHEREAS, the Engineer has estimated that the aggregate cost of Project S-11 shall be $5,200,000, with $4,160,000 of said cost of Project S-11 to be paid by the Town of Clarence and the Erie County Sewer District No. 5, and the $1,040,000 balance to be financed by the issuance of bonds of the Town; and

WHEREAS, the $150,000 the cost of Project S-6 is to be financed by the issuance of bonds of the Town; and

WHEREAS, said maps, plans and reports have been filed with the Town Board; and

WHEREAS, the Town Board adopted an Order describing in general terms the proposed increase and improvement of such facilities, specifying the aggregate estimated cost thereof, and stating the Town Board would meet to hear all persons interested in said increase and improvement of facilities on June 22, 2026 at 7:00 P.M. (Prevailing Time) at the Town Hall, 5583 Main Street, Williamsville, New York; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

Attachment: CertROAfterPH (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

WHEREAS, such public hearing was duly held by the Town Board on the 22nd day of June, 2026 at 7:00 P.M. (Prevailing Time) at the Town Hall, 5583 Main Street, Williamsville, New York, with considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities; and

WHEREAS, with respect to Project S-11, the three governmental entities have agreed that the Town of Clarence shall act as the lead agency for the project for purposes of the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5; and the Town of Amherst and Erie County Sewer District No. 5 shall be involved agencies; and the Town of Clarence, as lead agency, prepared the determination of significance and Negative Declaration which are made a part of the map, plan and report prepared for Project S-11; and the Town of Amherst, as an involved agency, has reviewed said determination of significance prepared by the Town of Clarence and concurs with its findings and the Negative Declaration; and

WHEREAS, with respect to Project S-6, pursuant to the State Environmental Quality Review Act (SEQRA), the Town Board, as lead agency, has given due consideration to the impact that the project described herein may have on the environment, and has determined that the project is a Type II project for purposes of SEQRA and no further review is required;

Now, therefore, be it

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of $5,200,000 for Project S-11, with $4,160,000 of the cost of Project S-11 to be paid by the Town of Clarence and the Erie

Attachment: CertROAfterPH (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

County Sewer District No. 5, and the $1,040,000 balance of the cost of Project S-11 to be financed by the issuance of bonds of the Town; and be it further

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of $150,000 for Project S-6, with the cost of Project S-6 to be financed by the issuance of bonds of the Town; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense of said increase and improvement of such facilities and, with the assistance of the Town Attorney, shall prepare a proposed contract for such increase and improvement of facilities of the District, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED that the cost of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid from the levy and collection of assessments upon the several lots and parcels of land within the District in accordance with applicable law; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Erie County within ten (10) days after adoption thereof.

DATED: June 22, 2026

(SEAL) TOWN BOARD OF THE TOWN OF AMHERST

Attachment: CertROAfterPH (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

Supervisor Shawn A. Lavin	voting_____
Councilperson John Davis	voting_____
Councilperson Jack Kavanaugh	voting_____
Councilperson Angela Marinucci	voting_____
Councilperson Michael Szukala	voting_____

The Resolution and Order were declared adopted.

Attachment: CertROAfterPH (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

CERTIFICATE

I, FRANCINA J. SPOTH, Town Clerk of the Town of Amherst, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed resolution and order of the Town Board of said Town adopted at a meeting duly called and held on June 22, 2026, has been compared by me with the original resolution as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Amherst this 22nd day of June, 2026.

(SEAL)

FRANCINA J. SPOTH, Town Clerk
Town of Amherst

Attachment: CertROAfterPH (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond Resolution - $1,040,000/$150,000))

TOWN OF AMHERST
ENGINEERING DEPARTMENT

2026
PARALLEL PEANUT LINE SANITARY INTERCEPTOR

2026 CIP PROJECT S-11

TOWN OF AMHERST JOB NO. 2020-025

MAP, PLAN & REPORT

May 2026

Contents:

- Executive Summary
- Location
- Project Descriptions
- Financial / Taxation Summary
- SEQR

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Parallel Peanut Line Sanitary Interceptor
2026 CIP Project S-11

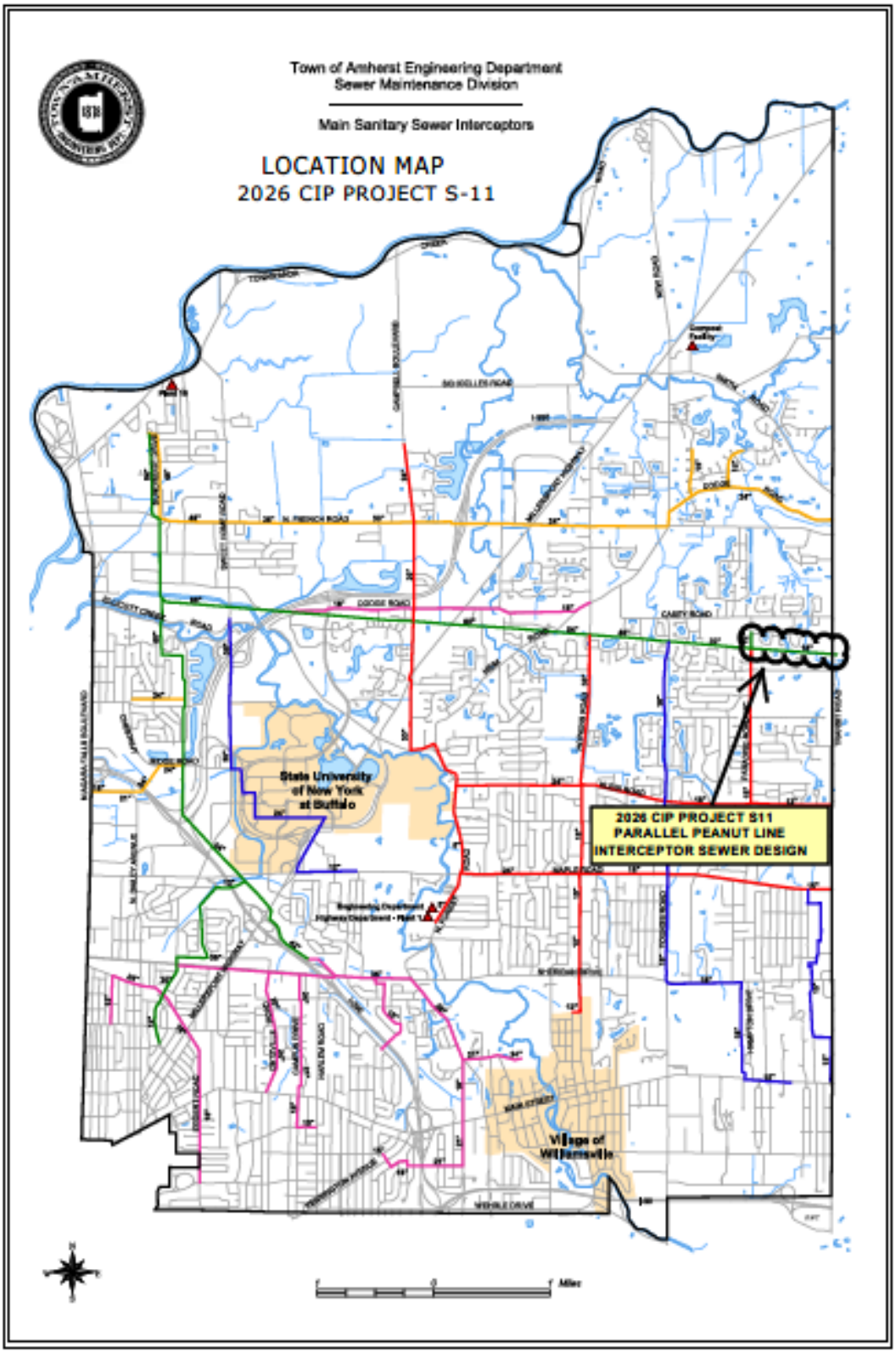
EXECUTIVE SUMMARY:

The Town of Amherst Sewer Maintenance Division is proceeding with the sanitary sewer project in accordance with the 2026 Capital Improvement Project schedule (Project S-11). This project is located within the Consolidated Sanitary Sewer District and includes construction of the Parallel Peanut line Sanitary Interceptor between Transit Rd. and Paradise Rd.

The Town is aware of the challenges that face the community as its sewer infrastructure ages, wastewater flows increase and future demand for sewer capacity remains strong. As the Town matures and developers change their project profiles from green field development to redevelopment, the Town is going to need to adjust and focus its efforts not only on the elimination of the two remaining sanitary sewer overflows (SSOs), but also the reduction of peak wet weather flows. In that, the Town has begun and is committed to completing mini-system studies as part of the renewed SPDES permit over a span of 18 years.

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

LOCATION:



Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

PROJECT DESCRIPTION:

Parallel Peanut Line Sanitary Interceptor Sewer

This project includes the construction of a secondary sanitary interceptor sewer along the Peanut Line, from Transit Road to Paradise Road.

The proposed new interceptor sewer will divert flow from the North French/Dodge Road Trunk sewer to alleviate existing wet-weather surcharging of this trunk sewer and create some reserve capacity. The project also includes approximately 3,650 lineal feet of sewer design and a 100-foot sewer crossing under Transit Road.

This project is beneficial to the Town of Amherst, Town of Clarence and Erie County Sewer District #5 and thus the financial costs are shared between the 3 communities. The Town of Amherst is committed to a 20% share of the construction costs.

FINANCIAL SUMMARY:

Estimated Costs:

Parallel Peanut line Sanitary Interceptor Sewer
Consolidated Sanitary Sewer District
Town of Amherst Job No. 2020.025 2026 CIP Project S-11

Engineering Inspection	$194,000.00
Construction	$5,000,800.00
Contingency	654,800.00
Legal & Administration	$5,200.00
Total Project Cost	$5,2000,000.00

Funding Sources:

Town of Clarence + ECSD #5 Share	$4,160,000.00
Town of Amherst Share to be Bonded:	$1,040,000.00
Total Funding:	$5,200,000.00

Tax Impact Summary:

Total Amount to be Bonded:	$1,040,000.00
Bond Term:	20 years
Annual Tax Impact:	$0.0038 per $1,000 AV @ 99% equalization
Median Property Tax Impact:	$1.3116 per $341,000 AV @ 99% equalization

SEQR

See attached resolution from the Amherst Planning Dept. and SEQR documentation from the Town of Clarence.

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 05/26/26 07:00 PM
Department: Planning
Initiated by: **Daniel J. Ulatowski**
Co-Sponsored by:

DOC ID: 31867 **RESOLUTION (ID # 31867)**

SEQR Determination Parallel Peanut Line Interceptor Sewer Project

DRAFT RESOLUTION
May 26, 2026

WHEREAS, pursuant to 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA), the Town Board is deemed the Lead Agency for those actions which it has sole discretionary power, including but not limited to rezoning decisions and adoptions of local laws, AND

WHEREAS, the Town of Amherst, the Town of Clarence and Erie County Sewer District Number 5 have been jointly planning a capital sewer project to alleviate existing wet weather surcharging of the North French/Dodge Road Trunk sewer which serves all three governmental entities, AND

WHEREAS, a proposed Parallel Peanut Line Sanitary Interceptor Sewer project design is being pursed to divert sanitary sewer flows away from the aforementioned trunk-sewer and provide additional sanitary sewer capacity benefiting all three governmental entities, AND

WHEREAS, it was agreed by all three governmental entities that the Town of Clarence should act as the LEAD Agency for the project, for purposes of SEQR and that the Town of Amherst and Erie County Sewer District number 5 would be involved agencies, AND

WHEREAS, the Town of Clarence as the SEQR Lead Agency prepared the attached Negative Declaration as required by the provisions of Part 617 of the SEQR regulations, AND

WHEREAS, the Town of Amherst as an involved agency has reviewed the determination of environmental significance prepared by the Town of Clarence and concurs with its findings, NOW THEREFORE BE IT

RESOLVED, that the requirements of SEQR are now complete therefore this Town Board accepts the attached Negative Declaration as its determination of environmental significance, for the subject action.

FINANCIAL IMPACT:

see proposed bond resolution for financial impact

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

State Environmental Quality Review
Negative Declaration
Notice of Determination of Non-Significance

Date: October 22, 2025

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Clarence Town Board, acting as the designated Lead Agency in connection with the coordinated environmental review of the action, has determined that the proposed action described below will not have any potentially significant adverse impacts on the environment and as such a Draft Environmental Impact Statement will NOT be prepared.

Project Name: Peanut Line Parallel Interceptor Sewer Project

Project Number: TOC07172025

Location of Project: Between Transit Road and Paradise Road, along the Peanut Line Trail
SBL: 42.04-1-1

Lead Agency: Town of Clarence Town Board

SEQRA Classification: The proposed project is an Unlisted Action. The Town conducted a coordinated environmental review and none of the involved agencies expressed any objection to the Town Board acting as the designated lead agency.

Description of Action: The proposed project provides additional sanitary sewer capacity for pollution abatement of existing unsewered areas, removal of package treatment plants, future commercial development, and surcharge relief in the Dodge Road Interceptor sewer. The project includes construction of approximately 3,750 feet of 24-inch diameter PVC gravity sewer. The proposed infrastructure is anticipated to be primarily within existing Right of Ways, with a crossing of a NYSDOT roadway (Transit Road, SR 78).

The Town Board has thoroughly evaluated the Part 1 of the Environmental Assessment Form, the completed Parts 2 and 3 of the Environmental Assessment Forms, submitted plans, documents, reports, and letters, as well as all supporting documentation and meeting minutes associated with the coordinated environmental review of the action pursuant to SEQRA.

Compared to the criteria listed in Section 617.7 of the SEQR Regulations, the Town Board, acting as the designated lead agency, has determined that all identified areas of environmental concern have been identified and thoroughly evaluated, and that the proposed action will not have any potentially significant adverse impacts on the environment. The Town Board's reasoned elaboration in support of its determination that the proposed project will not result in any potentially significant adverse environmental impacts is provided below.

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Executive Summary:

The "Proposed "Project" provides additional sanitary sewer capacity for pollution abatement of existing unsewered areas, removal of package treatment plants, future commercial development, and surcharge relief in the Dodge Road Interceptor sewer. The Proposed Project includes construction of approximately 3,750 feet of 24-inch diameter PVC gravity sewer. The proposed infrastructure is anticipated to be primarily within existing Right of Ways, with a crossing of a New York State Department of Transportation ("NYSDOT") roadway (Transit Road, SR 78). After a thorough review with involved and interested agencies, it has been determined that the Proposed Project will not have a potentially significant adverse impact to the environment.

1. Impact on Land:

The Proposed Project involves land disturbances that will be primarily within previously disturbed areas (existing former railroad route), and road rights of way. The average depth to water table is greater than three feet on the Project Site. The Proposed Project does not involve construction on slopes of 15% or greater, and bedrock is not within 5 feet of the existing ground surface on the Project Site. The Project Site is not located within a designated Coastal Erosion hazard area.

Since the Proposed Project will result in disturbance of more than one acre of land, a Stormwater Pollution Prevention Plan ("SWPPP") prepared by a licensed engineering firm will be required. The requirement for the SWPPP is outlined per the letter dated August 19, 2025 from Lisa M. Czechowicz of the New York State Department of Environmental Conservation ("NYSDEC"). The duration of temporary construction impacts (e.g., exposed bare soils) during construction will range from approximately 3 weeks to 2 months. Short-term impacts will be mitigated by implementation of erosion and sediment control (E&SC) measures and post-construction restoration efforts. Mitigation measures will be maintained throughout the construction phase. E&SC measures, as well as implementation of a Stormwater Pollution Prevention Plan (SWPPP) and post-construction restoration efforts, will further reduce any potentially significant impacts.

Construction of the Proposed Project is anticipated to occur for a period of more than one year. However, construction activities in furtherance of the Proposed Project will be intermittent and represent a temporary and unavoidable adverse impact that is not potentially significant. During the construction phases, the Proposed Project will need to comply with the applicable stringent standards for stormwater quality and storm quantity management as well as applicable standards for required infrastructure improvements.

Portions of the proposed relief sewer may be in located in areas where the groundwater is encountered due to the proximity of Gott Creek. Dewatering practices will be utilized during construction. Discharges associated with dewatering activities will be managed with appropriate control measures (e.g., solids removal) and will meet applicable water quality standards.

2. Impact Geological Features:

The Proposed Project will not affect any unique or unusual landforms on the site (e.g., cliffs, dunes, minerals, fossils, caves), as no such geological features are located on the Project Site.

3. Impact on Surface Water:

The Project Site currently consists of previously disturbed natural land. In a letter dated August 19, 2025 from Lisa M. Czechowicz of the NYSDEC, the following was stated:

1. Most activities that involve disturbance within a wetland or its 100-foot adjacent area require an Environmental Conservation Law (ECL) Article 24, Freshwater Wetlands

permit from the NYSDEC. Additionally, it was stated that to determine whether the property contains regulated freshwater wetlands, the Project Sponsor must submit a request for a Parcel Jurisdictional Determination ("Parcel JD").

2. The Project Site may include federally regulated wetlands based on a review of the National Wetland Inventory wetland mapping, and the Project Sponsor should consult with the United States Army Corps of Engineers ("USACE") concerning USACE regulatory jurisdiction to determine if the Proposed Project will impact federally regulated wetlands.
3. Gott Creek has a water classification of C and standard of C(T); therefore, any physical alteration to the bed or banks will require an Article 15, Title 5, Protection of Waters Permit from the NYSDEC.
4. Since the Proposed Project will involve land disturbance of 1 acre or more, the Project Sponsor is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity.
5. The Federal Emergency Management Agency's FIRM Map shows the Project Site is located within the designated 100-year floodplain.
6. The Proposed Project is a Sanitary Sewer Extension and therefore requires approval from the Erie County Department of Health. A detailed Downstream Sewer Capacity Analysis must be performed and submitted for the Proposed Project as part of the Project's Engineering Report.

Work may occur within or adjacent to Federal and/or State regulated waterbodies. Sewers will be installed utilizing trenchless methods to bore underneath Gott Creek. A Joint Application for Permit (or Nationwide Permit Preconstruction Notification, PCN) to the USACE to obtain authorization under Section 404 of the Clean Water Act will be submitted. The Joint Application for Permit will also be submitted to the NYSDEC to obtain authorization under Article 15 and Article 24 of the Environmental Conservation Law (Protection of Waters, 6 NYCRR 608 and Freshwater Wetlands,6 NYCRR 663, respectively), and Section 401 of the Clean Water Act (401 Water Quality Certification). Stormwater runoff generated during construction, as well as discharges from dewatering activities, will be managed in accordance with SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-025-001).

The Project alone will not result in increased flow; therefore, it is not anticipated that a Sewer Capacity Analysis will be performed for the construction of the gravity sewer. Any future projects or proposals that may utilize the capacity of the Project will be subject to a thorough Environmental Review, including the potential for a Sewer Capacity Analysis.

4. Impact on Groundwater:

Some construction (e.g., pipe trenching) may occur in areas where the groundwater table is less than 15-feet below ground surface, in poorly to moderately well-drained soils. Dewatering activities will be conducted in accordance with standard construction practices and applicable regulations. As previously indicated, construction-related activities will be conducted in accordance with the SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-25-001).

5. Impact on Flooding:

No new above grade structures are proposed in flood plains. Pipe will be installed via trenchless methods under Gott Creek, with bore pits located outside of the 100-year floodplain. The operation will take no more than one week, at which point pre-existing grades will be restored. Additionally, pre-existing grades will be restored upon completion of all other installation activities.

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

6. Impacts on Air:

The Proposed Project does not involve a State regulated air emission source.

7. Impact on Plants and Animals:

Although the Project Site was previously disturbed, the Proposed Project will result in the further clearing of existing vegetation on the Project Site. The Northern Long-Ear Bat (NLEB) is identified as a federally-listed endangered species and as a threatened species with known or likely occurrences in Erie County. Tree clearing activities are proposed, however will take place during the NLEB's inactive season; therefore, no significant adverse impacts to this species are anticipated.

8. Impact on Agricultural Resources:

The Project Site does not contain agricultural resources and is not located in a County Agricultural District. As such, the Proposed Project will not result in any adverse impacts to agricultural resources.

9. Impact on Aesthetic Resources:

The project is in the Town of Amherst, NY primarily in between Transit Road and Paradise Road. Construction activities will be visible to passers-by during the construction phase. Construction-related impacts will be short term and temporary. The completed project will have no permanent impact to aesthetic resources. There are no officially designated federal, state, or local scenic or aesthetic resources within 5 miles of the Project Site, and the Proposed Project would not eliminate or significantly screen an officially designated scenic view.

10. Impact on Historic and Archeological Resources:

Impacts to historic and archaeological resources were considered by reviewing the New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP) Field Services Bureau's (also known as the State Historic Preservation Office or SHPO) online Cultural Resource Information System (CRIS). Based on a review of CRIS, there are no historic properties, including archaeological and/or historic resources, that will be affected.

In a letter dated May 13, 2025 from Daniel Mackay of SHPO, it was stated that the Proposed Project was reviewed in accordance with the New York State Historic Preservation Act of 1980. Based upon this review, it is the opinion of SHPO that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by this project.

11. Impact on Open Space and Recreation:

The Proposed Project will not result in a loss of recreational opportunities or a reduction of protected open space. This project will be within the Peanut Line Trail running between Transit Road and Paradise Road. The Trail will be restored to preconstruction conditions upon completion of all installation activities.

12. Impact on Critical Environmental Areas:

The Project Site is not located within or adjacent to a designated Critical Environmental Area.

13. Impact on Transportation:

The Proposed Project will not have an adverse impact on existing transportation systems. Traffic may be reduced to one lane or detoured during construction. Contractors will be required to prepare and implement a Maintenance and Protection of Traffic Plan. Pre-existing traffic patterns will be restored after construction is complete in those areas.

Per the lead agency correspondence dated August 19, 2025 from Alyssa Schoenfeldt of the New York State Department of Transportation ("NYSDOT"), a NYSDOT Highway Work Permit

will be required for work located within the State Highway Right-of-Way. Per the letter dated August 11, 2025 from Garrett M. Hacker of the Erie County Department of Public Works ("ECDPW"), no further review from the ECDPW will be needed since the Proposed Project is no on a County Road or within 500' of County Right-of-Way.

14. Impact on Energy:

The Proposed Project is not anticipated to significantly increase energy use.

15. Impact on Noise, Odor, and Light:

The Construction phase activities will generate temporary increases in local background noise. These impacts will be short-term, lasting only during construction phase activities. No noise impacts from operations are anticipated. No significant adverse impacts associated with odor are anticipated. No new lighting is proposed; therefore, no impacts from lighting are anticipated.

16. Impact on Human Health:

The Project Site does not include a known source of regulated hazardous materials detrimental to human health. If regulated hazardous materials exceeding the applicable NYSDEC thresholds are unexpectedly encountered during the construction of the Proposed Project, clean-up activities compliant with Federal, State and Local standards will be completed prior to construction on the relevant portions of the Project Site.

17. Consistency with Community Plans:

Negative impacts on community plans are not anticipated.

18. Consistency with Community Character:

Negative impacts on community character are not anticipated.

Conclusion: A complete and thorough review of the proposed action was completed by the Town Board, the Town's Department of Planning & Zoning, the Town's Engineering Department as well as involved agencies.

The Town Board formally issues a Negative Declaration on the proposed action as of October 22, 2025.

All documentation is on file at the Town of Clarence Planning and Zoning Department, One Town Place, Clarence, New York 14031. These records may be examined by the public between the hours of 8:00 a.m. and 4:30 p.m. Monday through Friday. Written comments may be submitted to the Director of Community Development.

Jonathan Bleuer, Director of Community Development, Department of Planning and Zoning

<u>For further information contact</u>:
Jonathan Bleuer, Director of Community Development
Office of Planning and Zoning
One Town Place
Clarence, NY 14031
Tel: 716.741.8933
E-mail: jbleuer@clarence.ny.us

Attachment: MPR 2026 S-11 Parallel Peanut Line Sanitary Interceptor (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Attachment: MPR 2026 S-6 Plant Mechanical Electrical Plumbing Study (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Town of Amherst

Engineering Department

Water Pollution Control Facility

PLANT MECHANICAL / ELECTRICAL / PLUMBING STUDY

2026 – 2031 Capital Improvement Program
Project S-6

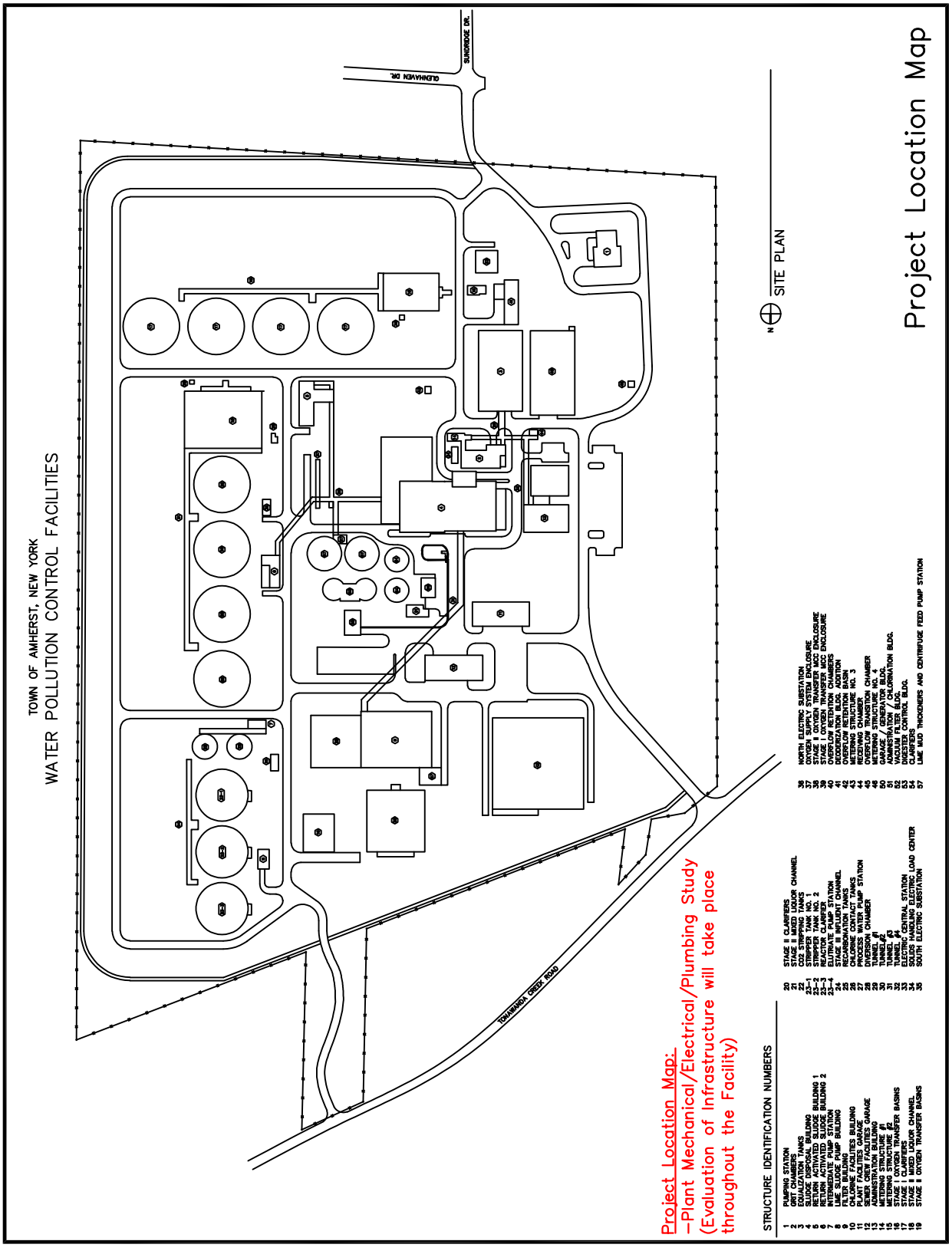
Map, Plan & Report
May 5, 2026

Contents:

- Project Site / Location Plan
- Existing Conditions
- Proposed Scope of Improvements
- Financial / Taxation Summary
- Town of Amherst Planning Department SEQR Determination

Town of Amherst Engineering Department
Water Pollution Control Facility
455 Tonawanda Creek Road
Amherst, NY 14228
(716) 691 - 9771 / Fax: (716) 691 - 4496

WATER POLLUTION CONTROL FACILITIES SITE PLAN:



Attachment: MPR 2026 S-6 Plant Mechanical Electrical Plumbing Study (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

1.0 FACILITY DESCRIPTION

The Town of Amherst (Town) WPCF, located at 455 Tonawanda Creek Road, has been in operation since the 1970s. The WPCF processes wastewater from the Towns of Amherst and Clarence, and the Village of Williamsville. This facility is a pure oxygen activated sludge treatment plant which provides preliminary, primary, and secondary treatment, as well as tertiary filtration. Plant effluent is seasonally disinfected with sodium hypochlorite and dechlorinated prior to discharge into Tonawanda Creek.

The WPCF is rated at a monthly average flow of 48 MGD according to the Town's State Pollution Discharge Elimination System (SPDES) Permit. In addition, the Town's High Flow Management Plan, High Flow Procedures state that Stage I treatment must sustain a minimum peak flow of 85 MGD, while Stage II must be capable of sustaining a minimum peak treatment capacity of 60 MGD.

2.0 WPCF PLANT MECHANICAL / ELECTRICAL / PLUMBING STUDY

2.1 EXISTING CONDITIONS

Over the years, the Town has made upgrades and improvements to some of the outdated and deteriorating infrastructure systems. This work was performed over multiple projects that replaced equipment such as hot water boilers, HVAC units, circulation pumps, motor control centers, and underground electrical feeders.

Mechanical:
The WPCF operates various units for its Heating, Ventilating and Air Conditioning (HVAC) systems. The types of heater systems installed at the facility include hot water (boiler), natural gas or electric type units as well as many air conditioning systems. The purpose of the HVAC systems are to provide for the proper temperature control, exhaust and make-up air for the plant processes, computer control components and related office areas, and provide treatment for the removal of odors or airborne contaminants. The majority of the HVAC systems were originally installed in the late 1970s. The life expectancy of the units are typically 20 years, these units are now approximately 50 years old. Many of the heating, cooling, and scrubber units are located in harsh and corrosive environments throughout the facility and require replacement. The advantages of the project will be to reduce energy consumption, reduce operating and maintenance costs, and provide an additional 20 years of useful life.

Electrical:
The electrical system is an essential part of this facility's operation. Almost all of the processes depend upon some form of electrical power; whether it is used to pump wastewater, sludge, chemicals, drive sludge collecting mechanisms or power sludge dewatering equipment. Power is distributed throughout the treatment plant from the Central Electric Station (Structure No. 33) to the electrical substations. The power distribution to each of the substations is executed with feeder cables. The feeder cables that have not been replaced were all originally installed in the late 1970s. Power from the electrical substations feed thirty-five motor control centers (MCC) that contain motor starters, current transformers, switches, control relays and circuit breakers. The MCCs that have not been replaced were originally installed in the late 1970s. These units operate in a very harsh, corrosive atmosphere and the plant staff has made numerous spot repairs to the units during the past few decades. These units are in need of a replacement, because the units have exceeded their useful life, and further replacement parts are unavailable.

Attachment: MPR 2026 S-6 Plant Mechanical Electrical Plumbing Study (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Attachment: MPR 2026 S-6 Plant Mechanical Electrical Plumbing Study (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Plumbing:
The WPCF utilizes a vast network of piping throughout the plant site which transports potable water, process water, sludge, aeration, and chemicals for dosing. Most of the piping infrastructure was installed in the late 1970s, and are showing signs of deterioration. This piping infrastructure faces significant physical and operational challenges due to decades of exposure to corrosive gases, abrasive slurries, and fluctuating hydraulic loads. Over the years, maintenance has made many repairs to leaks and failures within the piping systems. Replacing the aging piping infrastructure will offer critical long-term benefits for operational stability, environmental safety, and lower maintenance costs.

After nearly 50 years, most mechanical/electrical/plumbing systems that have not been replaced are likely at or well beyond their estimated useful life. The goal of this study is to outline future improvement projects that will replace infrastructure equipment in order to provide reliable equipment that will not interrupt the plant process. The improvements will also extend the life of various structures, improve building efficiency, and reduce safety concerns.

2.1.1 Scope of Improvements

An engineering consultant will be hired by the Town to perform physical inspections and evaluations of the remaining original infrastructure systems (electrical, HVAC, boiler, water) at the facility. The consultant will then provide a report that includes a physical condition assessment with useful life projections and capital cost estimates for either repairing or replacing the near failing infrastructure systems.

3.0 Financial / Taxation Summary

3.1 Financing

The WPCF Plant Mechanical / Electrical / Plumbing Study will be completed during 2026 - 2027. The work described above will be bonded against the Consolidated Sanitary Sewer District at a *total project cost* of $150,000. The above project can be characterized as a replacement-in-kind project.

Financial Summary:

Estimated Construction Costs	$ 0
Engineering Fees	$ 149,250
Legal / Administrative /Interest	$ 750
Contingencies	$ 0
Total Amount to be bonded	**$ 150,000**

3.2 Tax Impacts

Taxation Summary:

• Total Bond Amount:	$ 150,000	(Sewer Fund)
• Bond Term:	5	Years
• Annual Tax Impact:	$0.0017	per $1,000 AV at 99% Equalization
• Median Home Annual Tax Impact:	$0.5758	per $341,000 AV at 99% Equalization

4.0 SEQR DETERMINATION

See attached memo from the Town of Amherst Planning Department.

Attachment: MPR 2026 S-6 Plant Mechanical Electrical Plumbing Study (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor

Daniel C. Howard, AI
Planning Director

Daniel J. Ulatowski, AI
Assistant Planning Dire

MEMORANDUM May 5, 2026

TO: Jefferey Burroughs, P.E. Town Engineer
Michael J. Poslinski, Principal Engineer Assistant

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director DJU

RE: SEQR Classification – Mechanical/ Electrical/ Plumbing Study for the WPCF 2026-2031 C.I.P. Project S-6

The Planning Department has reviewed the Map, Plan & Report for the subject project and has determined it to be a Type II Action under the provisions of SEQR according to Part 617.5(c)(27). Therefore, no further environmental review is required.

Please contact our office if you have any questions.

X:\Special_Projects\SEQR_Engineering & Other TOA\Type_II_Actions_(PJ-2015-001)\01_14_2026_S-3_Misc Sanitary Sewer Repairs.docx

cc: Steven Bengart, Esq., Town Attorney
Daniel Howard, Planning Director

Attachment: MPR 2026 S-6 Plant Mechanical Electrical Plumbing Study (RES-2026-473 : 2026 Parallel Peanut Line and WWTP Studies (Bond

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Attorney
Initiated by: **Steven B. Bengart**
Co-Sponsored by:

DOC ID: 31969 **RESOLUTION 2026-474** **ROLL CALL VOTE (ADOPTED)**

The Hamlet and Cricket Lane - Extension to Consolidated Lighting District

AGENDA ITEM : JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq. Town Attorney**

DATE: **June 16, 2026**

RE: **The Hamlet and Cricket Lane Extension to the Consolidated Lighting District**

The above matter is scheduled for a Public Hearing on June 22, 2026 at 7:00 p.m. In this regard, kindly adopt a resolution (1) Adopting the attached SEQR determination and draft SEQR Negative Declaration Notice of Determination of Non-Significance issued by the Town of Amherst Planning Department and authorizing the Supervisor to execute the same **prior to the Public Hearing being deemed closed**; and (2) Adopting the attached Certified Resolution and Order subject to a thirty-day permissive referendum period **once the Public Hearing has been deemed closed**.

For ease of reference and to provide detailed information regarding this action, also attached is information regarding this project.

Thank you.

SBB:nmb
Attachments
c: Tim Koller, Deputy Town Clerk (*w/attachments)* **(Agenda Item : June 22, 2026)**
Michael R. Grela, Town Comptroller (*w/attachments)*
Lynda Juul, Director of Finance (*w/attachments)*
Brian J. Armstrong, Director of Engineering Services (w/attachments)
Jessica Boudreau, PE, Project Manager (*w/attachments)*
Asher Pontikos, Senior GIS Analyst (*w/attachments)*
Steve Floss, Highway Superintendent (*w/attachments)*
Al Spoth, General Crew Chief - Sign/Signal/Streetlighting (*w/attachments)*

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was opened at 7:25 PM.

Steven Bengart, Town Attorney, presented.

The following residents spoke:
Carole Rotando, 51 Cricket Ln
Dari Girage, 61 Cricket Ln
Tom Weisbeck, 48 Drawbridge Ct

There were no further speakers from the public, therefore Supervisor Lavin moved to close the hearing, seconded by Councilmember Davis and unanimously approved 5-0. The public hearing was closed at 7:41 PM.

A motion to approve the SEQR determination was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0.

Supervisor Lavin made a motion to approve, seconded by Councilmember Davis and approved via Roll Call 4-1 (nay, Marinucci).

FINANCIAL IMPACT:

As detailed in the Final Application for extension.

RESULT:	**ROLL CALL VOTE (ADOPTED) [4 TO 1]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	John B. Davis, Councilmember
AYES:	Lavin, Szukala, Davis, Kavanaugh
NAYS:	Marinucci

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor

Daniel C. Howard, AI
Planning Director

Daniel J. Ulatowski, AI
Assistant Planning Dire

DRAFT
SEQR

NEGATIVE DECLARATION

NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

Lead Agency: Town of Amherst
Town Board

Project: The Hamlet Subdivision Street Lighting District Extension

Address: 5583 Main Street
Williamsville, NY 14221
(716) 631-7051

Date:

This notice is issued pursuant to Part 617 and Local Law #3-82, as amended, of the implementing regulations pertaining to Article 8 (State Environmental Quality Review) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant adverse effect on the environment.

Title of Action: The Hamlet and Cricket Lane Street Lighting District Extension

SEQR Status: Unlisted action

Description of Action:

The project includes the installation of 13 street light poles and LED luminaires benefiting 25 developed residential parcels along The Hamlet, Cricket Lane and 130 Paradise Road.

Location: The Hamlet & Cricket Lane, Town of Amherst, Erie County, New York

Petitioner: Amherst Engineering Department

Attachment: Neg Dec_ The Hamlet & Cricket Lane Street Lighting_04232026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension to

Reasons Supporting This Determination

Based on information submitted by the applicant, including a Map, Plan and Report, a preliminary staff analysis was undertaken. Compared to the criteria listed in Section 617.7, all indications are that the proposed project will not have a significant impact on the environment, as follows:

1. The project is not expected to cause a substantial adverse change in existing air quality, ground or surface water quality or quantity, or noise levels; a substantial increase in solid waste production; or a substantial increase in the potential for erosion, flooding, leaching or drainage problems.

2. The project will not result in the removal or destruction of vegetation or fauna; or in significant adverse impacts to fish or wildlife species, habitats or other natural resources. All disturbances will occur within the developed street right of ways.

3. The project is not expected to create any material conflict with the Town Comprehensive Plan or the regulations of the Town Zoning Ordinance. The project is consistent with Section 9.0 Community Facilities and Services in the Comprehensive Plan which promotes an ongoing system to identify and prioritize community facility and service needs throughout the Town.

4. The project is within an area identified by the State as potentially containing significant cultural or archeological resources, however the project will occur within previously disturbed areas currently improved with roadways. The action will not impair the character or quality of important cultural resources.

5. The project will not impair the character or quality of important aesthetic resources or of existing community or neighborhood character. The improvements will provide street lighting for an existing developed residential subdivision.

6. The proposed project will cause a change in the use of electrical energy, since the current subdivision is not served with street lighting, however, the proposed lighting will be new LED energy efficient technology.

7. The proposed project will not create any hazard to human health.

8. The proposed project will not cause a change in land use.

Attachment: Neg Dec_ The Hamlet & Cricket Lane Street Lighting_04232026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension to

9. The project will not increase the number of people using this site over its current level of use as a residential subdivision.

10. The project will not create a material demand for other actions resulting in a negative impact or consequence.

April 23, 2026
Daniel J. Ulatowski, AICP, Assistant Planning Director — date
Preparer

_____ _____
Shawn A. Lavin, Supervisor — date

DU/ac
X:\Special_Projects\SEQR_Engineering & Other TOA\Type_I_Unlisted__Other_Actions (PJ-2015-001A)\Neg Dec_ Evergreen Landing Street Lighting_020722_H16.docx
cc: Amherst Engineering Department

Attachment: Neg Dec_ The Hamlet & Cricket Lane Street Lighting_04232026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension to

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Amherst,

in the County of Erie, New York

June 22, 2026

* * *

A regular meeting of the Town Board of the Town of Amherst, in the County of Erie, New York, was held at the Town Hall, 5583 Main Street, Williamsville, New York, on June 22, 2026.

There were present:	Hon. Shawn A. Lavin, Supervisor; and
Councilpersons:	John Davis, Councilmember Jack Kavanaugh, Councilmember Angela Marinucci, Councilmember Michael Szukala, Councilmember
There were absent:	
Also present:	Francina J. Spoth, Town Clerk

* * *

The Town Clerk stated that a Public Hearing had been called for this meeting at the Town Hall, in said Town, in the County of Erie, New York, at 7:00 P.M. (Prevailing Time) to consider the proposed establishment of The Hamlet and Cricket Lane Extension to the Amherst Consolidated Lighting District, in said Town. The Town Clerk presented affidavits showing that certified copies of the Order Calling Public Hearing had been published and posted pursuant to the provisions of Article 12 of the Town Law.

Attachment: CertExMins (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

The Supervisor stated that the Public Hearing on the proposed establishment of The Hamlet and Cricket Lane Extension to the Amherst Consolidated Lighting District was open and asked if there was any interested person who desired to be heard.

The following persons appeared in favor of the proposed extension of said District:

The following persons appeared in opposition to the proposed extension of said District:

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the Public Hearing closed.

* * *

Attachment: CertExMins (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

CERTIFICATE

I, Francina J. Spoth, Town Clerk of the Town of Amherst, in the County of Erie, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on June 22, 2026, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of June, 2026.

(SEAL)

_____

Francina J. Spoth, Town Clerk
Town of Amherst

Attachment: CertExMins (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Amherst,

in the County of Erie, New York

June 22, 2026

* * *

A regular meeting of the Town Board of the Town of Amherst, in the County of Erie, New York, was held at the Town Hall, 5583 Main Street, Williamsville, New York, on June 22, 2026.

There were present: Hon. Shawn A. Lavin, Supervisor; and

Councilpersons: John Davis, Councilmember
Jack Kavanaugh, Councilmember
Angela Marinucci, Councilmember
Michael Szukala, Councilmember

There were absent:

Also present: Francina J. Spoth, Town Clerk

* * *

_____ offered the following resolution and moved its adoption:

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

RESOLUTION OF THE TOWN OF AMHERST, NEW YORK, ADOPTED JUNE 22, 2026, APPROVING THE HAMLET AND CRICKET LANE EXTENSION TO THE CONSOLIDATED LIGHTING DISTRICT AND THE CONSTRUCTION OF IMPROVEMENTS THEREIN AT THE ESTIMATED MAXIMUM COST OF $172,000, AND STATING THAT SAID RESOLUTION SHALL BE SUBJECT TO A PERMISSIVE REFERENDUM

Recitals

WHEREAS, the Town Board of the Town of Amherst (herein called the "Town"), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the extension of the Amherst Consolidated Lighting District (the "District"), as described therein and herein; and

WHEREAS, the Town has received and reviewed a map, plan and report prepared by Town Engineering Department, competent engineers duly licensed by the State of New York, for the proposed extension of the District (the "Extension"), and the construction of improvements therein, including preliminary and ancillary costs (referred to herein as the "Lighting Improvement"); and

WHEREAS, pursuant to the Order duly adopted on May 26, 2026, the Town Board determined to consider the proposed Extension of the District and the construction of the Lighting Improvement, and adopted an Order reciting a description of the boundaries of the District, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, the fact that a map, plan and report describing

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

the same are on file in the Town Clerk's office for public inspection and specifying June 22, 2026, at 7:00 P.M. (Prevailing Time) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider the proposed Extension of the District and construction of the Lighting Improvement, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of the Town Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said June 22, 2026, commencing at 7:00 o'clock P.M. (Prevailing Time), at the Town Hall, 5583 Main Street, Williamsville, New York, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed Extension and the construction of the Lighting Improvement; and

WHEREAS, the map, plan and report prepared by the Town Engineering Department has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town, as lead agent, has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law, and has determined that the project is a Type II project and therefore no further review is required under SEQRA;

NOW, THEREFORE, upon the evidence adduced at such Public Hearing, be it

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

RESOLVED BY THE TOWN BOARD OF THE TOWN OF AMHERST, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

(a) the Petition was signed, and acknowledged or proved, or authenticated, as required by law and is otherwise sufficient;

(b) the Notice of Public Hearing was published, posted and filed as required by law, and is otherwise sufficient;

(c) all the property and property owners included within the District, as extended, are benefited thereby;

(d) all the property and property owners benefited are included within the limits of the District, as extended; and

(e) it is in the public interest to establish the Extension and construct the Lighting Improvement at the estimated maximum cost of $172,000.

Section 2. The Town Board has determined to proceed with the Extension of the District upon its motion, as described in the Petition. The Extension of the District and construction of the Lighting Improvement are hereby approved at the estimated maximum cost of $172,000, and said Extension shall be designated and known as the The Hamlet and Cricket Lane Extension, in the Town of Amherst, and shall be bounded and described as follows:

The boundaries of the lighting district extension shall include all properties fronting the following streets:

- The Hamlet: All properties with addresses from 7 through 58 The Hamlet, inclusive.
- Cricket Lane: All properties with addresses from 40 through 111 Cricket Lane, inclusive.
- Paradise Road: 130 Paradise Road.

The lighting district Extension includes the above referenced 25 parcels along the above streets, within the Town of Amherst, Erie County, New York, and shall include all properties to be served by the Lighting Improvement.

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

Section 3. The maximum amount proposed to be expended for the Extension and construction of the Lighting Improvement as hereinabove described, is $172,000, which cost is planned to be financed by the issuance of serial bonds of the Town. The Town Board shall annually apportion and assess upon the several lots and parcels of land located within District, as extended, in accordance with applicable law, an amount sufficient to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 4. The estimated cost of hook-up fees is $-0- and the estimated cost of the Extension of the District and the construction of the Lighting Improvement to the Typical Property (as defined in the Town Law) is $107.45. The Town Board has heretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed.

Section 5. The permission of the State Comptroller is required with respect to the Extension of the District, and the Town Clerk is hereby authorized and directed to file certified copies of this reolution, in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application by said Town Board, in duplicate, for permission to establish the Extension, as herein described, pursuant to the provisions of the Town Law.

Section 6. This resolution is subject to a permissive referendum and the Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of this resolution, to cause to be published at least once in the *"Amherst Bee,"* the official newspaper of the Town, and posted on the sign board of the Town, maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth an abstract of said foregoing resolution which shall be in substantially the following form:

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

TOWN OF AMHERST, NEW YORK

PLEASE TAKE NOTICE that on June 22, 2026, the Town Board of the Town of Amherst, in the County of Erie, New York, adopted a resolution entitled:

> "Resolution of the Town of Amherst, New York, adopted June 22, 2026, approving The Hamlet and Cricket Lane Extension to the Consolidated Lighting District and the construction of improvements therein at the estimated maximum cost of $172,000, and providing that said resolution shall be subject to a permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Amherst (herein called the "Town"), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the extension of the Amherst Consolidated Lighting District (the "District"), as described therein and herein; and that the Town has received and reviewed a map, plan and report prepared by Town Engineering Department, competent engineers duly licensed by the State of New York, for the proposed extension of the District (the "Extension"), and the construction of improvements therein, including preliminary and ancillary costs (referred to herein as the "Lighting Improvement"); and that pursuant to and Order adopted by the Town Board on May 26, 2026 and a notice duly published and posted pursuant to applicable provisions of the Town Law, a public hearing has been held on June 22, 2026 for the purpose of hearing those in favor of and those opposed to the establishment of The Hamlet and Cricket Lane Extension to the District and construction of the Lighting Improvement;

SECOND: RESOLVING AND DETERMINING that (a) the Petition was signed, and acknowledged or proved, or authenticated, as required by law and is otherwise sufficient, (b) the Notice of Public Hearing was published and posted as required by Law and is otherwise sufficient, (c) all the property and property owners within the District, as extended, are benefited thereby, (d) all the property and property owners benefited are included within the limits of the District, as extended, and (e) it is in the public interest to establish the Extension;

THIRD: APPROVING the Extension of the District and the construction of improvements therein at the estimated maximum cost of $172,000; DESIGNATING the Extension as The Hamlet and Cricket Lane Extension; and DESCRIBING Extension in a manner sufficient to identify the lands included therein;

FOURTH: RESOLVING that the amount proposed to be expended for the Extension of the District and the Lighting Improvement is $172,000, which is planned to be financed by the issuance of not to exceed $172,000 bonds of the Town, and that the Town Board

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

shall annually apportion and assess upon the several lots and parcels of land located within District, as extended, in accordance with applicable law, an amount sufficient to pay the principal of and interest on said bonds as the same shall become due and payable; and STATING that the estimated cost of hook-up fees is $-0- and the estimated cost of the Extension of the District and the construction of the Lighting Improvement to the Typical Property (as defined in the Town Law) is $107.45. and that the Town Board has caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed;

FIFTH: STATING that permission of the State Comptroller is required with respect to the Extension of the District; and

SIXTH: STATING that this resolution is subject to a permissive referendum.

By Order of the Town Board of the
Town of Amherst, in the County of
Erie, New York.

Francina J. Spoth
Town Clerk

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

CERTIFICATE

I, Francina J. Spoth, Town Clerk of the Town of Amherst, in the County of Erie, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on June 22, 2026, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on June 22, 2026.

(SEAL)

_____

Francina J. Spoth, Town Clerk
Town of Amherst

Attachment: CertBondReso (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

Exhibit B
Map, Plan and Report

Lighting District Extension: The Hamlet & Cricket Lane
Town of Amherst, Erie County, New York

Number of anticipated streetlights: 13
Number of parcels in district expansion: 25

Project Cost Estimate

Design	$ 16,000
Construction	$ 143,000
Contingency	$ 12,000
Legal/Administrative/Interest	$ 1,000
Total:	$ 172,000

Tax Impact of Bond

Total Bond Amount	$172,000 (Lighting District)
Bond Term	20 Years
Annual Tax Impact	$0.001351 per $1000 AV
Median Home Annual Tax Impact	$0.46 per $341,000 AV

Total Tax Impact to Provide Street Lighting

Annual Tax Impact	$0.315091 per $1,000 AV
Median Home Annual Tax Impact	$107.45 per $341,000 AV

Map – See next page

Attachment: MPR (RES-2026-474 : The Hamlet and Cricket Lane - Extension to Consolidated Lighting District)

TO THE TOWN BOARD OF THE TOWN OF AMHERST
COUNTY OF ERIE, NEW YORK:

The undersigned, being owners of taxable real property situate in the proposed extension of the Consolidated Lighting District (the "District") of the Town of Amherst (the "Town") hereinafter described, aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed extension, as shown upon the latest completed assessment roll of the Town, and including resident owners in said proposed extension owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed extension owned by resident owners, according to the latest completed assessment roll, do hereby petition the Town Board as follows:

1. Petitioners propose, pursuant to Town Law Article 12, that the Town Board extend the District to include the territory and with the boundaries described in Exhibit A.

2. Said territory is located wholly in the Town and is outside of any city or incorporated village.

3. Attached hereto as Exhibit B is a map, plan and report showing the boundaries of the proposed extension and the improvements to be made in connection therein.

4. The map, plan and report hereinabove-referred to were prepared by the Town of Amherst Engineering Department, with offices at 1100 N. Forest Rd., Williamsville, New York.

5. The proposed extension of the District is desirable.

6. The maximum amount proposed to be expended for the construction and acquisition of the extension is $172,000

7. The maximum amount proposed to be expended annually to provide street lighting to the extension is $5,036.73

8. The assessed valuation of all the taxable real property situate in the proposed extension, as such valuations appear upon the latest completed assessment roll of the Town is $15,985,000. The assessed valuation of all the taxable real property situate in the proposed extension, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is $15,985,000. All of the petitioners are owners, including resident owners, of real property situate in the proposed extension, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the names of the petitioners as attached hereto as Exhibit C:

9. Signatures of petitioners are found next to names of the petitioners in the attached Exhibit C.

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension

WHEREFORE, petitioners respectfully request that the Town Board of the Town extend the Town's Consolidated Lighting District hereinabove-proposed and described and that a public hearing thereon be held according to law.

Dated: _____
[Date of petition]

Town of Amherst, New York

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension

Exhibit A

Description of Boundaries

Lighting District Extension: The Hamlet & Cricket Lane

Town of Amherst, Erie County, New York

The boundaries of the lighting district extension shall include all properties fronting the following streets:

- The Hamlet: All properties with addresses from 7 through 58 The Hamlet, inclusive.
- Cricket Lane: All properties with addresses from 40 through 111 Cricket Lane, inclusive.
- Paradise Road: 130 Paradise Road.

The proposed lighting district extension includes the above referenced 25 parcels along the above streets within, Town of Amherst, Erie County, New York, and shall include all properties to be served by street lighting improvements.

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension

Exhibit B
Map, Plan and Report

Lighting District Extension: The Hamlet & Cricket Lane
Town of Amherst, Erie County, New York

Number of anticipated streetlights: 13
Number of parcels in district expansion: 25

Project Cost Estimate

Design	$ 16,000
Construction	$ 143,000
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Legal/Administrative/Interest	$ 1,000
Total:	$ 172,000

Tax Impact of Bond

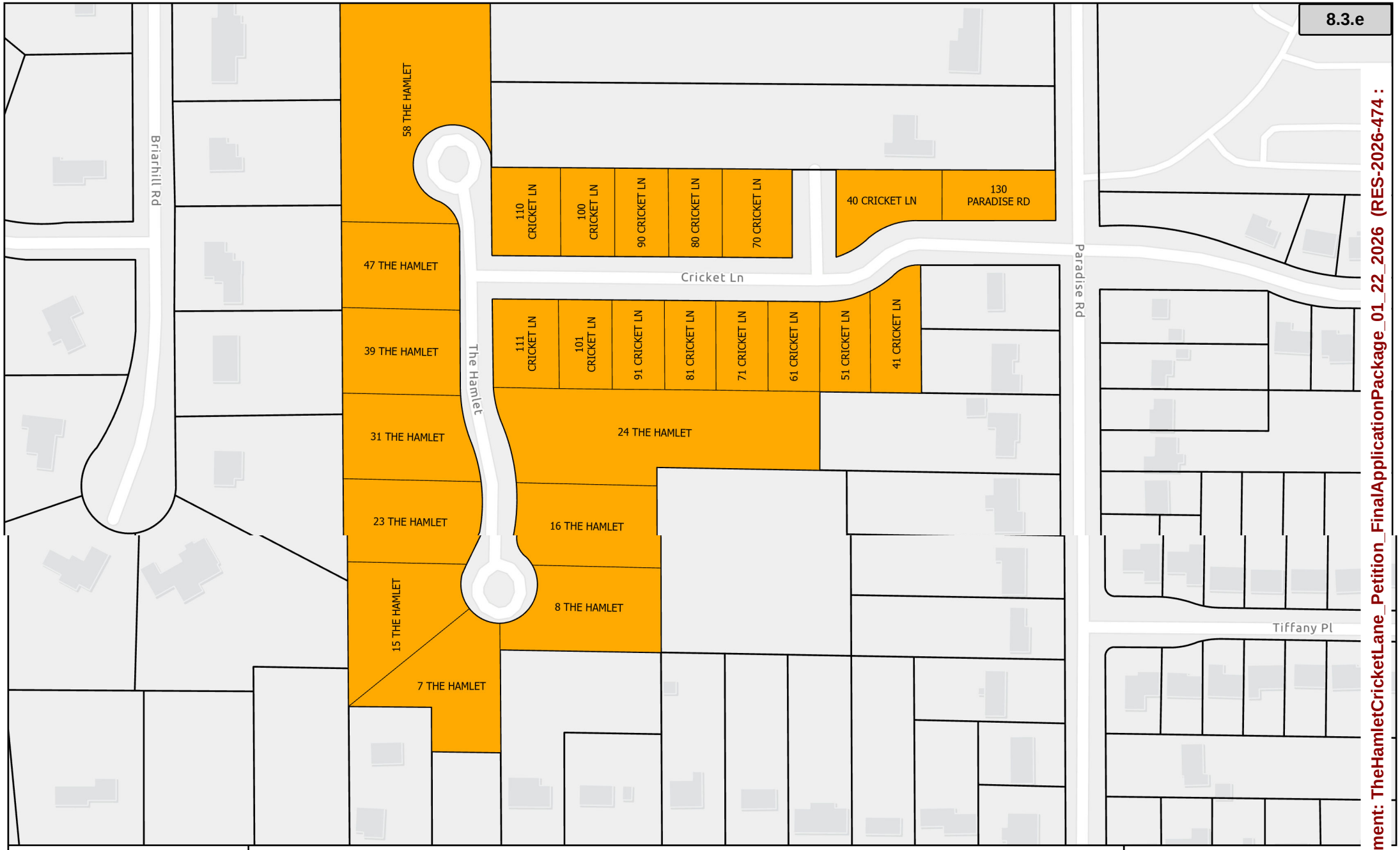
Total Bond Amount	$172,000 (Lighting District)
Bond Term	20 Years
Annual Tax Impact	$0.001351 per $1000 AV
Median Home Annual Tax Impact	$0.46 per $341,000 AV

Total Tax Impact to Provide Street Lighting

Annual Tax Impact	$0.315091 per $1,000 AV
Median Home Annual Tax Impact	$107.45 per $341,000 AV

Map – See next page

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The Hamlet and Cricket Lane - Extension



Potential Lighting District Extension
The Hamlet & Cricket Lane

December 15th, 2025

01.22.2026

N

0 0.2 0.4

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 :

Exhibit C

Petition for the Extension of Lighting District: The Hamlet & Cricket Lane

Section 1: Resident Owners

SBL	Parcel Address	Assessed Value	Owner Mailing Address	Owner Name	Estimated Annual Tax Impact	Signature	Date
56.08-1-10	40 Cricket Ln	$422,000	40 Cricket Ln E Amherst NY 14051	Welton Donna Louise	$ 132.97		
56.11-4-8	41 Cricket Ln	$390,000	41 Cricket Ln E Amherst NY 14051	Moore Thomas	$ 122.89		
56.11-4-7	51 Cricket Ln	$320,000	51 Cricket Ln E Amherst NY 14051	Rotando Carole	$ 100.83		
56.11-4-6	61 Cricket Ln	$345,000	61 Cricket Ln E Amherst NY 14051	Girage Sandra	$ 108.71		
56.08-1-11	70 Cricket Ln	$427,000	70 Cricket Ln E Amherst NY 14051	Qureshi Zahid	$ 134.54		
56.11-4-5	71 Cricket Ln	$520,000	71 Cricket Ln E Amherst NY 14051	Albano Anthony	$ 163.85		
56.08-1-12	80 Cricket Ln	$494,000	80 Cricket Ln E Amherst NY 14051	Buscaglia Joseph	$ 155.65		
56.11-4-4.11	81 Cricket Ln	$499,000	81 Cricket Ln E Amherst NY 14051	Sweeney 2023 Family Trust	$ 157.23		
56.08-1-13	90 Cricket Ln	$479,000	90 Cricket Ln E Amherst NY 14051	Brush Nancy	$ 150.93		
56.11-4-3	91 Cricket Ln	$528,000	91 Cricket Ln E Amherst NY 14051	Lanier Antoine	$ 166.37		
56.08-1-14	100 Cricket Ln	$458,000	100 Cricket Ln E Amherst NY 14051	Stanko Mark	$ 144.31		
56.11-4-2	101 Cricket Ln	$461,000	101 Cricket Ln E Amherst NY 14051	Barberio Victor	$ 145.26		
56.08-1-15	110 Cricket Ln	$538,000	110 Cricket Ln E Amherst NY 14051	Bewley Lorinda	$ 169.52		
56.11-4-1	111 Cricket Ln	$419,000	111 Cricket Ln E Amherst NY 14051	Yarnes William	$ 132.02		
56.11-5-8	7 The Hamlet	$930,000	7 The Hamlet E Amherst NY 14051	James A Brophy Jr	$ 293.03		
56.11-5-11	8 The Hamlet	$850,000	8 The Hamlet E Amherst NY 14051	Nwogu Chukwumere	$ 267.83		

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The

SBL	Parcel Address	Assessed Value	Owner Mailing Address	Owner Name	Estimated Annual Tax Impact	Signature	Date
56.11-5-7	15 The Hamlet	$799,000	15 The Hamlet E Amherst NY 14051	Divan Asha	$ 251.76		
56.11-5-12	16 The Hamlet	$937,000	16 The Hamlet E Amherst NY 14051	Wilber Charles	$ 295.24		
56.11-5-6	23 The Hamlet	$849,000	23 The Hamlet E Amherst NY 14051	Smith Barry	$ 267.51		
56.11-5-13.1	24 The Hamlet	$1,261,000	24 The Hamlet E Amherst NY 14051	Buran Joseph	$ 397.33		
56.11-5-5	31 The Hamlet	$835,000	31 The Hamlet E Amherst NY 14051	Butchart Nicole	$ 263.10		
56.11-5-4	39 The Hamlet	$669,000	39 The Hamlet E Amherst NY 14051	Kist Revocable Trust	$ 210.80		
56.11-5-3	47 The Hamlet	$625,000	47 The Hamlet E Amherst NY 14051	Fahey Robert	$ 196.93		
56.08-10-2.11	58 The Hamlet	$1,540,000	58 The Hamlet E Amherst NY 14051	Banerjee Sarbani	$ 485.24		
56.08-1-10	130 Paradise Rd	$390,000	130 Paradise Rd E Amherst NY 14051	Perello Joseph	$ 122.89		
Total AV of Resident Owners:		**$15,985,000**					

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The

Section 2: Non-Resident Owners

SBL	Parcel Address	Assessed Value	Estimated Tax Impact	Owner Mailing Address	Owner Name	Signature	Date

Total AV of Non - Resident Owners:	$0

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The

Attachment: TheHamletCricketLane_Petition_FinalApplicationPackage_01_22_2026 (RES-2026-474 : The

STATEMENT OF WITNESS

I, _____ (name of witness) state: that I am over the age of eighteen years (18) years and am a duly qualified voter of the State of New York. I now reside at _____ (residence address). Each of the individuals whose names are subscribed to this petition sheet containing _____ (fill in number) signatures, subscribed the same in my presence on the dates above indicated and identified himself to be the individual who signed this sheet. I understand that this statement will be accepted for all purposes as the equivalent of an affidavit and, if it contains a material false statement, shall subject me to the same penalties as if I had been duly sworn.

Date: _____
Signature of Witness: _____
Sworn to before me this ____ day of _____, 2026.

_____
Notary Public

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Timothy Koller**
Co-Sponsored by:

DOC ID: 31971 **RESOLUTION 2026-475** **ADJOURNED**

Boulevard Central District Supplemental Draft Generic Environmental Impact Statement

A public hearing on the Boulevard Central District (BCD) Supplemental Draft Generic Environmental Impact Statement (SDGEIS).

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was opened at 7:43 PM.

Kim Amplement, Senior Planner, presented.

There were no speakers from the public, therefore Supervisor Lavin moved to adjourn and keep the hearing open, seconded by Deputy Supervisor Marinucci and unanimously approved 5-0. The public hearing was adjourned at 7:53 PM.

RESULT:	**ADJOURNED [UNANIMOUS]**	**Next: 7/6/2026 3:00 PM**
MOVER:	Shawn Lavin, Supervisor	
SECONDER:	Angela Marinucci, Deputy Supervisor	
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh	

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor

Daniel C. Howard, A
Planning Directo

Daniel J. Ulatowski, A
Assistant Planning Dir

Town Board Agenda of June 22, 2026

June 17, 2026

The Honorable Town Board
Town of Amherst
5583 Main Street
Williamsville, NY 14221

Subject: Public Hearing for the Boulevard Central District (BCD) Supplemental Draft Generic Environmental Impact Statement (SDGEIS)

Honorable Members:

BACKGROUND

The Town's current Boulevard Central District (BCD) Generic Environmental Impact Statement (GEIS) was prepared under the State Environmental Quality Review (SEQR) process and identified broad environmental impacts and mitigation measures associated with plans and actions in the Boulevard Central District (BCD).

The purpose of the BCD GEIS is to support the redevelopment of one of the Town's larger commercial area in a comprehensive manner by encouraging mixed-use development and increased density, maximizing economic investment and tax revenue, improving vehicular and pedestrian mobility and safety, investing in aged infrastructure systems, and protecting and enhancing surrounding residential neighborhoods. The GEIS is an effective tool to plan for future growth as it addresses impacts on both the natural and built environment, providing the opportunity to mitigate these impacts through good planning, capital improvement planning, and more equitable distribution of costs. The BCD GEIS was prepared in 2019 and adopted in January 2020, over five years ago.

The BCD GEIS Study Area is bounded generally by Niagara Falls Boulevard on the west, the Interstate 290 (I-290) on the north and east, and Sheridan Drive properties immediately south of Sheridan Drive to the south. It includes a mix of commercial, retail, office and residential uses. There are few undeveloped properties and while the residential component consists of established and stable neighborhoods, many of the non-residential properties could benefit from reinvestment and redevelopment.

The GEIS may be supplemented or updated pursuant to 6 NYCRR Part 617.10(d) of SEQR. A variety of changes have occurred over the past several years that signal a need to reevaluate the GEIS and the initial assumptions made to better inform land use and zoning projections of future development, its associated impacts, and corresponding mitigation costs. The Town reviewed the original methodology, factors and assumptions and determined that these have changed to a degree that warrants a Supplemental GEIS (SGEIS).

Attachment: TB Letter - SDGEIS Public Hearing 6-22-26 (RES-2026-475 : Boulevard Central District Supplemental Draft Generic Environmental

Honorable Town Board

Boulevard Central District (BCD)
Supplemental Draft Generic Environmental Impact Statement (SDGEIS)
Agenda of June 22, 2026

RECENT ACTIONS

The Town Board re-established itself as Lead Agency under the New York State Environmental Quality Review Act (SEQRA) for the Boulevard Central District Supplemental Draft Generic Environmental Impact Statement (BCD SDGEIS) at its meeting on May 11, 2026 and directed the Planning Department to prepare the SDGEIS.

The SDGEIS was prepared and at its meeting on May 26, 2026, the Town Board deemed the document complete and adequate for public review and scheduled a public hearing for June 22, 2026. This action initiated the opening of a public review period from May 26 to July 8, 2026 when the public and outside agencies are able to review the document and submit comments to the Town Board. This public hearing also presents an opportunity for the public to provide comments.

NEXT STEPS

Comments from this public hearing, along with comments submitted to the Town via email, mail or in person, will be compiled and responses will be drafted to create a Supplemental Final Generic Environmental Impact Statement (SFGEIS). The SDGEIS will be amended, if necessary, based on these comments. The SFGEIS along with a Statement of Findings will be prepared and are anticipated to be before the Town Board at the meeting of August 10, 2026.

As the document is very large to print, you can access and review it at any time on the Town's website at https://www.amherst.ny.us/pdf/planning/geis/260520_sdgeis.pdf or by using the keyword search: BCD. A physical copy is also available in the Planning Department.

Please reach out if you have any questions or concerns.

Very truly yours,

Daniel C. Howard, AICP
Planning Director

DH/KA/ac

C:\Users\amplementk\Town of Amherst New York\PLN Dept - Common\Special_Projects\Boulevard Central District\GEIS\GEIS Supplemental 2026\Town Board Materials\TB Letter - SDGEIS Public Hearing 6-22-26.docx

Attachment: TB Letter - SDGEIS Public Hearing 6-22-26 (RES-2026-475 : Boulevard Central District Supplemental Draft Generic Environmental

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Timothy Koller**
Co-Sponsored by:

DOC ID: 31940 **RESOLUTION 2026-476** **ADJOURNED**

2559, 2535, 2529 & 2493 North Forest Road Reclassification

Request to reclassify 2559, 2535, 2529 & 2493 North Forest Road from NCD-SA to NCD-GC.

6/22/2026
A motion to open the public hearing was made by Supervisor Lavin, seconded by Councilmember Szukala and unanimously approved 5-0. The public hearing was opened at 7:53 PM.

Rob Savarino of RAS Development I, LLC, presented.

The following resident spoke:
Jim Lalime, 2480 N Forest Rd

There were no further speakers from the public, therefore Supervisor Lavin moved to adjourn the hearing, seconded by Councilmember Szukala and unanimously approved 5-0. The public hearing was adjourned at 8:14 PM.

RESULT:	**ADJOURNED [UNANIMOUS]**	**Next: 7/6/2026 3:00 PM**
MOVER:	Shawn Lavin, Supervisor	
SECONDER:	Michael Szukala, Councilmember	
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh	

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor

Daniel C. Howard, A
Planning Directo

Daniel J. Ulatowski, A
Assistant Planning Dir

Town Board Agenda of June 22, 2026

June 16, 2026

The Honorable Town Board
Town of Amherst
5583 Main Street
Williamsville, NY 14221

Subject: Request to amend the Audubon Development Plan and reclassify 3.27± acres of land from NCD-SA to NCD-GC; property located at 2493, 2529, 2535 & 2559 North Forest Road, Robert Savarino, RAS Development I, LLC Petitioner. Z-2026-01.

Honorable Members:

The subject parcels comprise a 3.27± acre irregular shaped area located on the north side of North Forest Road approximately 505± feet west from the intersection of North Forest Road and John James Audubon Parkway. The area requested to be reclassified has approximately 765± feet of frontage along North Forest Road with a depth of approximately 229± feet.

Three of the subject parcels are occupied by single family homes; the fourth is vacant and landlocked. For information on the surrounding zoning and land use, please refer to the attached sketch.

North Forest Road is an Erie County Highway designated as a collector roadway on Figure 9 of the Town of Amherst Bicentennial Comprehensive Plan. John James Audubon Parkway is a Town of Amherst roadway and designated as a minor arterial roadway.

The purpose of this reclassification request is to allow the inclusion of the four subject parcels along with 151 John James Audubon Parkway in a proposed multifamily residential development. The Concept Plan includes 4.86 acres of land (including 151 John James Audubon Parkway). The potential future development is comprised of 144 units in three 4-story buildings, a 3,000 square foot club house, three garage structures (total 28 spaces) and 218 surface parking spaces along with all required site improvements.

The subject parcels at 2493, 2529, 2535 & 2559 North Forest Road are zoned New Community District (NCD) allowing the uses permitted in the Suburban Agriculture District under the zoning ordinance that was in effect on December 23, 1972, and with the adoption of the Town-wide zoning map and ordinance approved on January 19, 1976.

The Planning Board offers the following findings consistent with Section 8-3 of the Zoning Ordinance.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

A) EXTENT TO WHICH THE PROPOSED AMENDMENT MEETS THE INTENT AND OBJECTIVES OF A NEW COMMUNITY DISTRICT AS EXPRESSED IN SECTION 5-2-2 OF THE ZONING ORDINANCE.

The proposed revision to the development plan addresses the following objectives of the Zoning Ordinance.

Objectives

2-2A A varied choice in the types of environment, occupancy, tenure, types and cost of housing, lot sizes, and community facilities available to existing and potential Town residents.

The proposed reclassification (along with 151 John James Audubon Parkway currently zoned NCD-GC) will facilitate development of 144 units in three 4-story buildings, a 3,000 square foot club house, three garage structures (total 28 spaces) and 218 surface parking spaces along with all required site improvements.

The Assessor's Office, Planning Department and Building Department have no objection with the proposed request for reclassification.

2-2B Extensive usable open space and recreation areas, appropriate in terms of location, size and suitability of intended function.

According to the amended application for reclassification and associated Site Plan Concept, including 151 John James Audubon Parkway, approximately 1.6 acres of greenspace and landscaping are proposed.

2-2C The provision of commercial, office or industrial uses of substantial real property tax productivity intended to support the financing of additional educational, municipal, and other public services required as a result of the development.

There are no new commercial, office, or industrial uses proposed as part of this reclassification. Although not part of the reclassification, the existing office building at 151 John James Audubon Parkway will be razed and replaced with multi-family residential units as part of this project.

Assessor's Office, Planning Department and Building Department have no objection with the proposed request for reclassification.

2-2D Convenience in location of Commercial and Service Areas

The project site is approximately 0.75 mile west of the small commercial strip on Millersport Highway (Getzville Plaza) and 0.25 mile south of the Audubon Library, Town Senior Center and Police/Courts complex.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

2-2E *The preservation of such features as trees, outstanding natural topography and geological features; the prevention of soil erosion; and the comprehensive design of storm water retention and proper drainage systems.*

According to the application and Full EAF Part 1, the majority of the overall site will be developed. Under the current plan, there would be approximately 1.6 acres remaining in greenspace and landscape areas. There are no mapped Town ditches located on the site. According to the NYSDEC Environmental Resources Mapper, there are no Significant Natural Habitats on or near the project site.

The Engineering Department has no comments related to the reclassification action. Proper drainage systems will be developed and ultimately approved during Site Plan Review for the multifamily development. A Stormwater Pollution Prevention Plan (SWPPP) and Notice of Intent (NOI) will be required prior to commencement of the project. Clearance from the NYSOPRHP has been issued in the form of a Letter of No Effect dated April 26, 2026.

2-2F *The creative use of land and related physical development which allows an orderly transition of land from rural to urban uses.*

Not applicable. There is no opportunity for a transition of land use from rural to urban in the immediate area as this portion of the New Community District as the area has previously developed with a mix of single-family, multifamily, office and institutional uses. The proposed project is in keeping with the use and intensity of recent developments along this area of North Forest Road.

Planning Department and Building Department have no objection with the proposed request for reclassification.

2-2G *An efficient use of land resulting in smaller networks of utilities and streets and lessened burden of traffic on streets and highways thereby lowering utility and maintenance costs borne by new development.*

Subsequent to reclassification, the multifamily development of 144 apartment units and 246 parking spaces will generate approximately 89 vehicular trips during the PM peak hour at full development. The Project Site has access to sanitary sewer and water lines as well as necessary public utilities.

The Traffic Safety Board, Engineering Department, and Fire Chiefs have no objection with the proposed request for reclassification. Sidewalks will be required along the public road frontages under a site plan review stage.

2-2H *Creation and preservation of natural and man-made features which will give increased environmental quality, encourage uses which will maintain high environmental quality and provide an attractive community design.*

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

The majority of the overall site (3.86 acres of 4.86 acres) will be developed and therefore, the subsequent multifamily development will not preserve or create significant new amounts of open space in the NCD.

2-2I *Guidance and control of development in Flood Hazard Areas so that life and property both within and outside such areas are protected.*

The project site is located in the 500-Year Floodplain. Future construction is allowed but will have to meet the applicable standards.

2-2J *Increased safety for all modes of travel, including pedestrian and bicycle.*

It is noted that there are no sidewalks along this section of North Forest Road or John James Audubon Parkway. No new public streets are proposed. The Site Plan Concept does not illustrate any on-site pedestrian or bicycle amenities.

The Traffic Safety Board has indicated that sidewalks will be required along the public road frontages.

2-2K *An appropriate balancing or accommodation of the effect of major public or private development elsewhere in the Town or its vicinity.*

The requested reclassification is generally compatible with the character of recent development in the immediate vicinity; shifting from single-family residential and office spaces to multi-family developments. Generally, development in the NCD is a response to the on-going demand for residential development outside of the Audubon area resulting in a balancing of demand throughout the NCD and Town in general.

2-2L *Sufficient civic and community facilities, carefully integrated with adjoining areas.*

While the proposed multifamily development includes some common areas and recreation facilities, it does not provide any new civic or community facilities within the larger NCD. Adequate civic and community facilities are available in the vicinity of the project site at the Town municipal complex, religious institutions, commercial nodes and the Ellicott Creek Bike Path.

2-2M *Provision for the orderly updating of long-term, large-scale development plans to reflect changing circumstances within an overall, Town-approved planning framework.*

The Bicentennial Comprehensive Plan's Conceptual Land Use Plan (Figure 6) indicates Commercial-Office for this section of North Forest Road extending northwest from its intersection with Audubon Parkway. Multi-family development is permitted within the NCD-GC district and use classification. This proposed reclassification will be Amendment #78 to the Audubon Development Plan.

2-2N *A more desirable environment than would be possible through the strict application of other sections of this Zoning Ordinance.*

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Reclassification to NCD-GC allows for the application of development standards that provide flexible design while requiring sound, equitable development to take place in the NCD. The provisions of the NCD are intended to create an equally aesthetically satisfying environment and design as could be achieved under traditional zoning. The proposed concept plan aligns with the general guidelines of the NCD, as it can provide for some green space on the site.

B) EXTENT TO WHICH THE PROPOSED DEVELOPMENT PLAN MEETS ALL THE REQUIREMENTS OF SUBSECTIONS 5-2-4, 5-2-5, and 5-2-6 OF THE ZONING ORDINANCE.

5-2-4 Location of NCD. This subsection is not applicable as the subject properties are already located in the NCD, therefore, the reclassification from NCD-SA to NCD-GC is consistent with the objectives of this section.

5-2-5 Use Regulations.

The Concept Plan shows a multi-family residential use, an allowed use in the "General Commercial" classification. The GC classification includes all uses allowed in lower classifications, including "Neighborhood" where "dwelling units of every type" are permitted.

5-2-5B Use Mixture

The proposed use provides a suitable mix to the surrounding development along the North Forest - John James Audubon Parkway consistent with the proposed "Neighborhood" land use category described in the Audubon Land Use Plan.

5-2-6 Dimensional Standards

5-2-6A The overall residential density of the NCD shall not exceed five (5) dwelling units per gross acre, as applied to the entire New Community District (4,121± acres). Although the proposed Site Plan Concept shows a density of 29.6 units per acre, it would not bring the overall NCD density beyond the threshold of 5 units/acre.

5-2-6B Dwelling Unit Area. The application materials do not include the floor plans for the structures, or floor area of the individual units, however, the minimum applicable standards of the Building Code of NYS, as amended, must be met.

5-2-6C Minimum Area The Site Plan Concept does not show the floor plans for the structures, or floor area of the individual units, however, the minimum applicable standards of the Building Code of NYS, as amended will be met.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

5-2-6D Building Arrangements. The Site Plan Concept depicts three 4-story buildings, each having 48 apartment units. Two buildings front on North Forest Road with the third in the center of the site. The clubhouse and common recreation space front along John James Audubon Parkway. Parking (218 spaces) is located behind the apartment buildings with garage structures (28 spaces) along the perimeter of the property.

C) THE PROPOSED DEVELOPMENT PLAN IS CONCEPTUALLY SOUND IN THAT IT MEETS PRESENT AND FUTURE COMMUNITY NEEDS

The Concept Site Plan provided with the reclassification application serves to meet the present and future demands of the community by increasing the availability of housing in the NCD and northwest Amherst and reduces under-utilized office space.

D) THERE ARE ADEQUATE SERVICES AND UTILITIES AVAILABLE OR PROPOSED TO BE MADE AVAILABLE IN THE CONSTRUCTION OF THE DEVELOPMENT.

Public utilities exist along North Forest Road and John James Audubon Parkway. The Engineering Department has no objection to the reclassification. Detailed engineering for utilities will be developed and ultimately approved during Site Plan Review for the subsequent multifamily development, including an evaluation of downstream sanitary sewer capacity. All services and utilities are or will be made available with this development.

E) THE PROPOSED DEVELOPMENT PLAN IS CONSISTENT WITH THE TOWN COMPREHENSIVE PLAN

The proposed Site Plan Concept shows multifamily residential. The Bicentennial Comprehensive Plan's Conceptual Land Use Plan (Figure 6) indicates Commercial-Office for this section of North Forest Road extending northwest from its intersection with Audubon Parkway. However, on July 25, 2022, the Town Board reclassified lands in the vicinity of the subject parcels from NCD-SA to NCD-GC for a similar multi-family development of 220 apartment units. Figure 9 in the Plan recommends Medium Residential (12-60 units/acre) for the adjoining area to the northwest. This proposal is also consistent with the proposed "Neighborhoods" land use category identified in the Audubon Land Use Plan.

STAFF RECOMMENDATION

SEQR: Full EAF Parts 1, 2 and 3 are complete. This is an Unlisted Action under SEQR. The Town Board is designated as SEQR Lead Agency and will need to make a Determination of Significance (anticipated as a Negative Declaration).

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Honorable Town Board

Rezone land from NCD-SA to NCD-GC;
2493, 2529, 2535 & 2559 North Forest Road,
Agenda of June 22, 2026

The Planning Board at their meeting of April 16, 2026, held a public hearing on the subject rezoning request and recommended that the Town Board find that the requirements of SEQR have been completed and that the subject request will not have a significant adverse effect on the environment. The Planning Board also recommended that the subject rezoning request be approved with the following conditions:

1. That during the Site Plan Review process, sidewalks be added to the Site Plan along the full frontages of North Forest Road and John James Audubon Parkway to be constructed by the applicant.

2. The comments received during the review of the proposed reclassification requested by the reviewing departments and involved agencies (Building Department, Traffic Safety Board, and Planning Department) be addressed to their satisfaction during the Site Plan Review process.

The Planning Department requests that if the Town Board desires to act on the rezoning request, that a decision date be established after the public hearing so that the Planning Department can prepare a Determination of Environmental Significance (FEAF – Part 3) pursuant to SEQR, and prepare a resolution for the Town Board's consideration.

Very truly yours,

Daniel C. Howard, AICP
Planning Director

DH/GP/ac
Att.
https://amherstnyusgcc.sharepoint.com/sites/plndept/Shared Documents/Common/Current_Planning/Files/Rezonings/2026/Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026/Z-2026-01_Town_Board_Letter_06022026-DRAFT.docx
cc: Steven B. Bengart, Town Attorney

Planning Board Approval April 16, 2026
Ayes 5; Noes 0; Absent 2 (O'Rourke, Raffaele)

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

TOWN OF AMHERST
PLANNING BOARD RESOLUTION
AMENDMENT #78 TO THE AUDUBON DEVELOPMENT PLAN
Z-2026-01

PETITIONER

RAS Development I, LLC
Robert Savarino
4758 North French Road
Amherst, New York 14051

PROPERTY LOCATION

2493, 2529, 2535 & 2559 North Forest Road

WHEREAS the Town of Amherst Planning Board on Thursday, April 16, 2026 held a public hearing on Amendment #78 to the Audubon New Community District Development Plan to include the property location for use as 144-unit multi-family residential development, and

WHEREAS the Planning Board has reviewed the Amendment plans and supporting documentation, and

WHEREAS the Amendment has been referred to the various Town review agencies, and

WHEREAS the Planning Board finds that:

A. The proposed Revision to the Development Plan substantially meets the intent and objectives of a New Community District as expressed in Subsection 5-2-2.

B. The proposed Revision to the Development Plan meets all the requirements of Section 5-2-3 through 5-2-6.

C. The proposed Revision to the Development Plan is conceptually sound in that it meets present and future community needs.

D. There are or will be adequate services and utilities available or proposed to be made available in the construction of the development.

E. The proposed Amendment to the Development Plan is substantially consistent with the Town Comprehensive Plan.

Pursuant to Local Law #3-82, as amended, the Planning Board recommends that the Town Board determine that the requirements of SEQR are complete and that the subject proposal is not expected to have a significant adverse effect on the environment.

NOW THEREFORE BE IT RESOLVED in accordance with Chapter 205, Part 4, Section 1A of Town Law the Town Board determines that the subject request is consistent with the policy standards in §205-4-4-1I of the Local Waterfront Revitalization Program, and

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

APR 23 2026 AM7:

TOWN OF AMHERST
PLANNING BOARD RESOLUTION
AMENDMENT #78 TO THE AUDUBON DEVELOPMENT PLAN
Z-2026-01

PETITIONER	PROPERTY LOCATION
RAS Development I, LLC	2493, 2529, 2535 & 2559 North Forest Road

NOW THEREFORE BE IT FURTHER RESOLVED that the Planning Board, in accordance with Section 8-15-2 of the Zoning Ordinance offers a positive report and recommends Town Board approval of Amendment #78 to the Audubon Development Plan with the following conditions:

1. That during the Site Plan Review process, sidewalks be added to the Site Plan along the full frontages of North Forest Road and John James Audubon Parkway to be constructed by the applicant.

2. The comments received during the review of the proposed reclassification requested by the reviewing departments and involved agencies (Building Department, Traffic Safety Board, and Planning Department) be addressed to their satisfaction during the Site Plan Review process.

The foregoing resolution was adopted by the Town of Amherst Planning Board, April 16, 2026; moved by Chmiel; seconded by Kahn; ayes 5; noes 0; absent 2 (O'Rourke, Raffaele).

Michael J. Chmiel, Planning Board Chair

4/22/26
Date

GP/ac
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_resolution_041626.doc
cc: Town Clerk
Commissioner of Building
Town Engineer
Highway Superintendent
Traffic/Safety Coordinator
Sean Hopkins, Hopkins Sorgi & McCarthy, 35 California Drive, Suite 100, Williamsville, NY 14221
Robert Savarino, 4758 North French Rd., East Amherst, NY 14051
Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

APR 23 2026 AM7:

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Application to Reclassify 2493, 2529, 2535 and 2559 North Forest Road from NCD-SA to NCD-GC and and to Amend the Audubon Development Plan
Applicant: RAS Development I, LLC

TOWN OF AMHERST PLANNING DEPARTMENT

Application for Rezoning Review and, if required Comprehensive Plan Amendment

For Official Use

File #: Z-2026-01 **Acreage** 3.2 **Fee $** 1,765.00

Address Verified by Assessor's Office _____
VERIFIED BY DATE

Materials Accepted by Town Clerk & Fee Paid _____
ACCEPTED BY DATE

Materials Checked by Building Dept. _____
RECEIVED BY DATE

Materials Received by Planning Dept. _____
RECEIVED BY DATE

		Fill In Applicable Fees
2 ACRES OR LESS	**$1,250**	$1,250.00
2 – 20 ACRES **$1,250 + $250/acres or fraction thereof over 2 acres**		$500.00
20 – 30 ACRES **$5,700 + $150/acre or fraction thereof over 20 acres**		_____
OVER 30 ACRES **$6,900 +$75/acre or fraction thereof over 30 acres**		_____
Request for Relief of/Change to Conditions of Zoning Approval	**$ 1,200**	_____
AFFIDAVIT FEE FOR PUBLIC HEARING	**$ 15.00**	$15.00
[Fee of $1,515 previously paid by the Applicant]	**TOTAL FEE:**	**$** 1,765.00

[Note: A completed Amended Part 1 of the Full Environmental Assessment Form prepared pursuant to the State Environmental Quality Review Act ("SEQRA") is attached as Exhibit "1" of this Application.]

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

TO BE COMPLETED BY APPLICANT

1. **Petitioner:** Name: RAS Development I LLC

Address: c/o Sean Hopkins, Esq.
35 California Drive, Suite 100
Williamsville, New York 14221
City State Zip Code

Phone: 510-4338 Fax:

E Mail shopkins@hsmlegal.com

2. **The undersigned hereby petitions the Honorable Town Board to rezone the following described property**

From: NCD-SA District

To: NCD-GC District

3. **Street address of land to be rezoned:** (must be verified by Town Assessor's Office)

2493, 2529, 2535 and 2559 North Forest Road

SBL #: 41.03-1-41.1, 41.03-1-42, 41.03-1.43 and 41.-3-1-44

4. **Area of land to be rezoned** (in acres): 3.2

5. **Owner of Land**:

Name: See attached Authorization Letters

Address:

Telephone:

6. **Representative** (Architect, Engineer, Landscape Architect, Surveyor or Attorney):

Name: Sean W. Hopkins, Esq.

Address: 35 California Drive, Suite 100
Williamsville, New York 14221
Tel: 716.510-4338 - E-mail: shopkins@hsmlegal.com
City State Zip Code

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

7. Petitioner's interest in property

_____Option to purchase

_____Owner

__X__Other (explain) Contract Vendee

8. The following are all others having an interest in this application and join herein with the petitioner named above: (describe extent of interest; attach sheets as needed)

Not Applicable.

9. Attach Survey and Legal description of land to be rezoned. The Survey must be prepared by a New York State Licensed Land Surveyor. The legal description of property to be reclassified is attached as Exhibit "2" and copies of the surveys are attached as Exhibit "3". Concept Site Plan attached as Exhibit "4".

10. Said property has the following deed restrictions or Covenants: (attach copy) Not Applicable.

Liber _____ Page _____

11. Information on proposed project:

A. Description of the character of the proposed development:

See Exhibit 5.

B. Rationale for rezoning request:

1. Why was this site chosen?

See Exhibit 5.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

2. Why cannot land be used with the existing zoning?

See Exhibit 5.

3. How will this rezoning impact surrounding properties?

See Exhibit 5.

4. How will this rezoning impact the school system?

See Exhibit 5.

12. Quantitative Data:

A. Total # of dwelling units 144 units

B. Distribution of dwelling units by type Attached residential units for lease

C. Gross Residential Density per acre 29.62 units per acre

D. Total amount of Open Space Approximately 1.2 acres of green space and landscap

E. Proposed Non-Residential Floor Area 3,000 sq. ft. [Clubhouse]

13. Development Schedule:

Start Summer 2027

Finish 2028

Stages (# of) 1

14. If any portion of the proposed development is planned to be sold or leased, please describe:

The attached residential units will be leased to residential tenants.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

15. Open Space ownership and maintenance provisions (if applicable):

Greenspace and landscaping will be privately owned and maintained.

16. Basis for Findings (Sec. 8-3-5 of the Town Zoning Code) (Attach sheets and supplemental materials as necessary.)

A. <u>The proposed zoning and development plan must be generally consistent with the policies of the Comprehensive Plan and the Town Zoning Ordinance.</u>

1. State in detail why the proposed zoning is consistent with the adopted Town of Amherst Bicentennial Comprehensive Plan. Cite specific sections, maps, and/or figures in the plan that support the proposed zoning at this location (The Comprehensive Plan document is available at the Planning Department, Town Clerk's Office, Amherst libraries, or at www.amherst.ny.us). Add sheets as needed.

See Exhibit 6.

2. Pursuant to NYS Town Law Section 272a(11), "all Town land use regulations must be in accordance with a comprehensive plan adopted pursuant to this Section." The Town Board adopted the Comprehensive Plan pursuant to NYS Town Law 272 on January 2, 2007. If the rezoning is approved, the Town Board may require the Plan to be amended, as applicable.

Cite all text, map, and / or figures that must be amended to support the proposed zoning at this location (attach pages as necessary) and provide detailed suggested amendments.

See Exhibit 6.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

3. State why the proposed zoning is consistent with intent and objectives (Sec. 1-2-2) of the Zoning Ordinance:

See Exhibit 6.

B. Adequate Services and Utilities are available or are proposed to be made available with the construction of the development:

1. Sanitary Sewer
   Yes.
2. Storm Sewer/Drainage
   Yes.
3. Water
   Yes.
4. Other Yes.

C. Compatibility with the present zoning and conforming uses of nearby property and with the character of the neighborhood:

See Exhibit 6.

D. Suitability of the subject property for uses permitted by the current versus the proposed district:

See Exhibit 6.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

E. **Whether the proposed change tends to improve the balance of uses, or meets a specific demand in the Town:**

See Exhibit 6.

17. The petitioner encloses herewith the sum of $ 1,765.00 to pay the fee, and consents to the placement of a sign(s) at the described location identifying this request for a period of time to be determined by the Town Clerk.

18. The undersigned certifies that all information required to be disclosed pursuant to Section 809 of the General Municipal Law (see below) is as follows:

The undersigned swears or affirms that all statements made herein are true, that all drawings submitted correctly show the situation involved in this petition.

Signature of Petitioner

Joseph E. Dorobiala
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01DO6386366
Qualified in Erie County
Commission Expires January 22, 2027

Subscribed and sworn to before me this 20th day of March, 20 26

Notary Public, Erie County, New York

N.Y.S. General Municipal Law - Section 809 Disclosure in certain applications:

1. Every application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provision of any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state office or any office or employee of such municipality or of a municipality of which such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

2. For the purpose of this section an officer or employee shall be deemed to have an interest in the applicant when he, his spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them

   (a) is the applicant, or
   (b) is an officer, director, partner or employee of the applicant, or
   (c) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
   (d) is a party to an agreement with such an applicant, express or implied, whereby he may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such applicant, petition or request.

3. In the county of Nassau the provisions of subdivisions one and two of this section shall also apply to a party officer. "Party Officer" shall mean any person holding any position or office, whether by election, appointment or otherwise, in any party as defined by subdivision four or section two of the election law.

4. Ownership of less than five per cent of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.

5. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

P/CurrPlan/Applications2007/Rezoning & Comp Plan Amend App.
10/08

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

AUTHORIZATION

Marc A. Romanowski, as counsel for Jordan M. Tinaglia and Brooke H. Tinaglia, as the owners of real property located at 2535 North Forest Road (S.B.L. No. 41.03-1-43) and 2529 North Forest Road (S.B.L. No. 41.03-1-41.1) (collectively "Real Property") authorizes RAS Development I, LLC to seek the required zoning approvals from the municipal boards of the Town of Amherst for a proposed multifamily project including but not limited to reclassification from NCD-SA to NCD-GC, site plan approval, etc. in connection with the proposed development of the Project Site as a multifamily project.

This authorization does not constitute evidence or acknowledgement of any agreement between the parties, only consent to the submission of zoning applications related to the Real Property.

Date: March 2, 2026

Signature:

Print Name: Marc A. Romanowski, Esq.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

AUTHORIZATION

As the owner of real property located at 2559 North Forest Road (S.B.L. No. 41.03-1-44), I authorize RAS Development I, LLC to seek the required approvals and permits from the municipal boards of the Town of Amherst and involved agencies for a proposed multifamily project including but not limited to reclassification from NCD-SA to NCD-GC, site plan approval, etc. in connection with the proposed development of the Project Site as a multifamily project.

Signature: 2/28/26
Print Name: Nicholas J. Mozg

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

AUTHORIZATION

Laura A. Colca, as counsel for Joan C. Wutz and Paul W Steller, the owners of real property located at 2493 North Forest Road, Getzville, New York 14068 (SBL No. 41.03-1-42) (the "***Real Property***") authorizes RAS Development I, LLC to seek the required zoning approvals from the municipal boards of the Town of Amherst for a proposed multifamily project including but not limited to the reclassification from NCD-SA to NCD-GC, site plan approval, etc. in connection with the proposed development of the Real Property as a multifamily project.

Date: March 10, 2026

Signature: _____
Print Name: Laura A. Colca, Esq.

STATE OF NEW YORK)
ss.:
COUNTY OF ERIE)

On this 10th day of March, 2026, before me, the undersigned, a notary public in and for said state, personally appeared Laura A. Colca, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, that they by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

SARAH A. WEISHEIT
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01WE0013598
Qualified in Chautauqua County
Commission Expires 09/15/2027

_____
Notary Public

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Exhibit 1 – Part 1 of Full Environmental Assessment Form Prepared Pursuant to the State Environmental Quality Review Act ("SEQRA") with Page 5[a]

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Amended Part 1 of Full EAF
Date: March 19, 2026

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Proposed Multifamily Project		
Project Location (describe, and attach a general location map): 151 John James Audubon Parkway & 2493, 2529, 2535 and 2559 North Forest Road - Town of Amherst - Erie County		
Brief Description of Proposed Action (include purpose or need): The project consists of the five parcels listed above as multifamily project consisting of 144 units for lease consisting of three 4-story buildings that is intended to include a 20% workforce housing component along with all related site improvements including but not limited to a clubhouse, parking, landscaping, lighting, a stormwater management system and required utility improvements and connections. The on-site infrastructure will be privately owned and maintained. The parcel at 151 JJ Audubon Parkway is properly zoned NCD-GC and the action includes a request to reclassify the parcels at 2493, 2529, 2535 and 2559 North Forest Road from NCD-SA to NCD-GC. The proposed action has been defined broadly to include all required approvals and permits needed from the Town of Amherst municipal boards and involved governmental agencies. The proposed project is an Unlisted Action pursuant to SEQRA since none of the impacts cross any of the thresholds for a Type I action.		
Name of Applicant/Sponsor: RAS Development I, LLC	Telephone: 716.908-8322 E-Mail: robert.savarino@ccim.net	
Address: 4758 North French Road		
City/PO: Amherst	State: NY	Zip Code: 14051
Project Contact (if not same as sponsor; give name and title/role):	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor): See Attachment 1 for information on the 3 owners of the parcels.	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, or Village Board of Trustees ☑Yes ☐No	Planning Board - Site Plan Approval	To be Determined
b. City, Town or Village Planning Board or Commission ☑Yes ☐No	Town Board - Reclassification of Portion of the Project Site from NCD-SA to NCD-GC	March 2026
c. City, Town or Village Zoning Board of Appeals ☐Yes ☐No		
d. Other local agencies ☑Yes ☐No	Building Dept - Demolition Permits and Building Permit	To be Determined
e. County agencies ☑Yes ☐No	ECWA - Water Approval	To be Determined
f. Regional agencies ☐Yes ☑No		
g. State agencies ☑Yes ☐No	SPDES Permit and DSCA Approval	To be Determined
h. Federal agencies ☐Yes ☑No		

i. Coastal Resources.

i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐Yes ☑No

[The Town has an approved LWRP - EAF Mapper answered as "No"]

ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☑Yes ☐No

iii. Is the project site within a Coastal Erosion Hazard Area? ☐Yes ☑No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☐Yes ☑No

- **If Yes,** complete sections C, F and G.
- **If No,** proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☑Yes ☐No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☑Yes ☐No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☑Yes ☐No

If Yes, identify the plan(s):

NYS Heritage Areas:West Erie Canal Corridor

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes ☑No

If Yes, identify the plan(s):

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☑ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?
NCD-GC - 151 JJ Audubon Parkway and NCD-SA - 2493, 2529, 2531 & 2559 North Forest Road

b. Is the use permitted or allowed by a special or conditional use permit? ☑ Yes ☐ No

c. Is a zoning change requested as part of the proposed action? ☑ Yes ☐ No
If Yes,
i. What is the proposed new zoning for the site? NCD-GC - 2493, 2529, 2531 & 2559 North Forest Road

C.4. Existing community services.

a. In what school district is the project site located? Williamsville Central School District

b. What police or other public protection forces serve the project site?
Amherst Police

c. Which fire protection and emergency medical services serve the project site?
Getzville Fire Company

d. What parks serve the project site?
Walton Woods Park

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Multifamily residential consisting of apartments for lease.

b. a. Total acreage of the site of the proposed action? 4.86 acres
b. Total acreage to be physically disturbed? 4.86 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4.86 acres

c. Is the proposed action an expansion of an existing project or use? ☐ Yes ☑ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☑ No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)
ii. Is a cluster/conservation layout proposed? ☐ Yes ☑ No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? ☐ Yes ☑ No
i. If No, anticipated period of construction: _____ months
ii. If Yes:
- Total number of phases anticipated _____
- Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
- Anticipated completion date of final phase _____ month _____ year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

f. Does the project include new residential uses? ☑ Yes ☐ No

If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase				144
At completion of all phases				144

g. Does the proposed action include new non-residential construction (including expansions)? ☐ Yes ☑ No

If Yes,

i. Total number of structures _____

ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length

iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☑ Yes ☐ No

If Yes,

i. Purpose of the impoundment: Stormwater management

ii. If a water impoundment, the principal source of the water: ☑ Ground water ☐ Surface water streams ☐ Other specify:

iii. If other than water, identify the type of impounded/contained liquids and their source.

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):
Underground stormwater management system.

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) ☐ Yes ☑ No

If Yes:

i .What is the purpose of the excavation or dredging? _____

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.

iv. Will there be onsite dewatering or processing of excavated materials? ☐ Yes ☐ No

If yes, describe. _____

v. What is the total area to be dredged or excavated? _____ acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? ☐ Yes ☐ No

ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☐ Yes ☑ No

If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐Yes ☐No
If Yes, describe:

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐Yes ☐No
If Yes:

- acres of aquatic vegetation proposed to be removed:
- expected acreage of aquatic vegetation remaining after project completion:
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):
- proposed method of plant removal:
- if chemical/herbicide treatment will be used, specify product(s):

v. Describe any proposed reclamation/mitigation following disturbance:

c. Will the proposed action use, or create a new demand for water? ☑Yes ☐No
If Yes:

i. Total anticipated water usage/demand per day: 22,110 gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☑Yes ☐No
If Yes:

- Name of district or service area: ECWA Consolidated Water District
- Does the existing public water supply have capacity to serve the proposal? ☑Yes ☐No
- Is the project site in the existing district? ☑Yes ☐No
- Is expansion of the district needed? ☐Yes ☑No
- Do existing lines serve the project site? ☑Yes ☐No

iii. Will line extension within an existing district be necessary to supply the project? ☐Yes ☑No
If Yes:

- Describe extensions or capacity expansions proposed to serve this project:
- Source(s) of supply for the district:

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐Yes ☐No
If, Yes:

- Applicant/sponsor for new district:
- Date application submitted or anticipated:
- Proposed source(s) of supply for new district:

v. If a public water supply will not be used, describe plans to provide water supply for the project:

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? ☑Yes ☐No
If Yes:

i. Total anticipated liquid waste generation per day: 22,110 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):
Sanitary Sewer

iii. Will the proposed action use any existing public wastewater treatment facilities? ☑Yes ☐No
If Yes:

- Name of wastewater treatment plant to be used: Town of Amherst Waste Water Treatment Plant
- Name of district: Town of Amherst Consolidated Sewer District
- Does the existing wastewater treatment plant have capacity to serve the project? ☑Yes ☐No
- Is the project site in the existing district? ☑Yes ☐No
- Is expansion of the district needed? ☐Yes ☑No

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

- Do existing sewer lines serve the project site? ☑ Yes ☐ No
- Will a line extension within an existing district be necessary to serve the project? ☐ Yes ☑ No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? ☐ Yes ☑ No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? ☑ Yes ☐ No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

_____ Square feet or 4.86 acres (impervious surface)

_____ Square feet or 4.86 acres (parcel size)

ii. Describe types of new point sources. Stormwater runoff from impervious surfaces.

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

On-site stormwater management system.

- If to surface waters, identify receiving water bodies or wetlands: _____
- Will stormwater runoff flow to adjacent properties? ☐ Yes ☑ No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? ☐ Yes ☑ No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? ☐ Yes ☑ No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? ☐ Yes ☑ No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ☐ Yes ☐ No

ii. In addition to emissions as calculated in the application, the project will generate:

- _____ Tons/year (short tons) of Carbon Dioxide (CO_2)
- _____ Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____ Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)
- _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐Yes ☑No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☐Yes ☑No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☐Yes ☑No

If Yes:

i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐Weekend ☐ Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? ☐Yes ☐No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe:

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐Yes ☐No

vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐Yes ☐No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐Yes ☐No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☐Yes ☑No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):

iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐Yes ☐No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 7:00 to 6:00
- Saturday: 8:00 to 5:00
- Sunday: Not Applicable
- Holidays: Not Applicable

ii. During Operations:

- Monday - Friday: Not Applicable [Residential Project
- Saturday: _____
- Sunday: _____
- Holidays: _____

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☑ Yes ☐ No

If yes:

i. Provide details including sources, time of day and duration:

Temporary and unavoidable noise impacts resulting from construction equipment.

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☐ Yes ☑ No

Describe:

n. Will the proposed action have outdoor lighting? ☑ Yes ☐ No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

Residential lighting per the standards set forth in the Town of Amherst Zoning Ordinance

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☐ Yes ☑ No

Describe:

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☑ No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☐ Yes ☑ No

If Yes:

i. Product(s) to be stored

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally, describe the proposed storage facilities:

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☑ No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☐ Yes ☑ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction:
- Operation:

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction:
- Operation:

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☑ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☑ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☑ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☑ Commercial ☑ Residential (suburban) ☐ Rural (non-farm)
☐ Forest ☐ Agriculture ☐ Aquatic ☑ Other (specify): Community Facilities

ii. If mix of uses, generally describe:

Office, commercial, municipal facilities, single family residential and multifamily residential.

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	1.0	3.25	+ 2.25
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: greenspace/landscaping	3.86	1.61	- 2.25

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

c. Is the project site presently used by members of the community for public recreation? ☐ Yes ☑ No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☑ Yes ☐ No
If Yes,
i. Identify Facilities:
Amherst Center for Senior Services

e. Does the project site contain an existing dam? ☐ Yes ☑ No
If Yes:
i. Dimensions of the dam and impoundment:
- Dam height: _____ feet
- Dam length: _____ feet
- Surface area: _____ acres
- Volume impounded: _____ gallons OR acre-feet

ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection:

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? ☐ Yes ☑ No
If Yes:
i. Has the facility been formally closed? ☐ Yes ☐ No
- If yes, cite sources/documentation: _____

ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐ Yes ☑ No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☐ Yes ☑ No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☐ Yes ☐ No
☐ Yes – Spills Incidents database — Provide DEC ID number(s): _____
☐ Yes – Environmental Site Remediation database — Provide DEC ID number(s): _____
☐ Neither database

ii. If site has been subject of RCRA corrective activities, describe control measures: _____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐ Yes ☑ No
If yes, provide DEC ID number(s): _____

iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

v. Is the project site subject to an institutional control limiting property uses? ☐ Yes ☐

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐ Yes ☐ No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? >10 feet

b. Are there bedrock outcroppings on the project site? ☐ Yes ☑ No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____%

c. Predominant soil type(s) present on project site: cosad loamy fine sand 100 %
_____ %
_____ %

d. What is the average depth to the water table on the project site? Average: >5 feet

e. Drainage status of project site soils:
☐ Well Drained: _____% of site
☐ Moderately Well Drained: _____% of site
☑ Poorly Drained 100 % of site

f. Approximate proportion of proposed action site with slopes:
☑ 0-10%: 100 % of site
☐ 10-15%: _____% of site
☐ 15% or greater: _____% of site

g. Are there any unique geologic features on the project site? ☐ Yes ☑ No
If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☐ Yes ☑ No

ii. Do any wetlands or other waterbodies adjoin the project site? **[There are no wetlands or water bodies adjoining the Project Site - EAF Mapper answered as "Yes"]** ☐ Yes ☑ No
If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☐ Yes ☑ No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☑ No
If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐ Yes ☑ No

j. Is the project site in the 100-year Floodplain? ☐ Yes ☑ No

k. Is the project site in the 500-year Floodplain? ☑ Yes ☐ No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☐ Yes ☑ No
If Yes:
i. Name of aquifer: _____

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

m. Identify the predominant wildlife species that occupy or use the project site:

Typical suburban species

n. Does the project site contain a designated significant natural community? ☐ Yes ☑ No

If Yes:

i. Describe the habitat/community (composition, function, and basis for designation):

ii. Source(s) of description or evaluation:

iii. Extent of community/habitat:

- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐ Yes ☑ No

If Yes:

i. Species and listing (endangered or threatened):

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☑ Yes ☐ No

If Yes:

i. Species and listing:

Spiny Softshell

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐ Yes ☑ No

If yes, give a brief description of how the proposed action may affect that use:

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐ Yes ☑ No

If Yes, provide county plus district name/number:

b. Are agricultural lands consisting of highly productive soils present? ☐ Yes ☑ No

i. If Yes: acreage(s) on project site?

ii. Source(s) of soil rating(s):

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐ Yes ☑ No

If Yes:

i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature

ii. Provide brief description of landmark, including values behind designation and approximate size/extent:

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐ Yes ☑ No

If Yes:

i. CEA name:

ii. Basis for designation:

iii. Designating agency and date:

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? ☐ Yes ☑ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based:

_____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? ☑ Yes ☐ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☑ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☐ Yes ☑ No

If Yes:

i. Identify resource: _____

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____

iii. Distance between project and resource: _____ miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☑ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ No

F. Additional Information

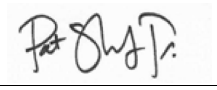
Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

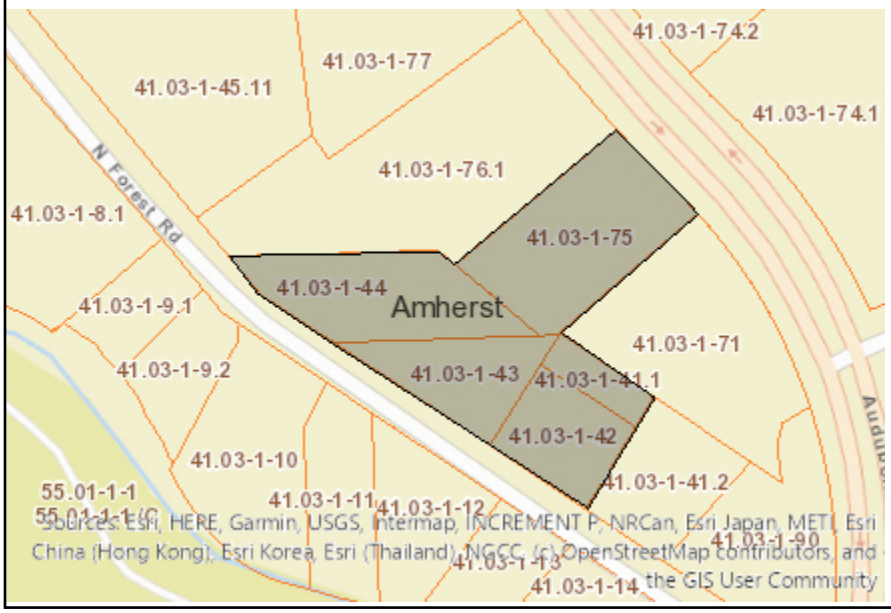
I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name RAS Development I LLC Date March 19, 2026

Signature  Title Project Engineer

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

PRINT FORM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources to confirm data provided by the Mapper or to obtain data not provided by the Mapper.

B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas:West Erie Canal Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.h.ii [Surface Water Features]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	Yes
E.2.l. [Aquifers]	No

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	Yes
E.2.p. [Rare Plants or Animals - Name]	Spiny Softshell
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

TOWN OF AMHERST
State Environmental Quality Review
ENVIRONMENTAL ASSESSMENT FORM
-- ADDENDUM --

1. For each applicable category of proposed new structures, including additions to existing structures, provide the following information for all soil types on the project site (*according to Soil Survey of Erie County, NY; Table 11, Building Site Development, pp 294-305):*

Soil Name	Shallow excavations	Dwellings without basements	Dwellings with basements	Small commercial buildings	Local roads and streets
Cosad loamy fine sand	✔				

2. Is your property located: On Youngs Road between Dodge and Klein Roads? □ Yes ✔ No
   On Wehrle Dr. between Spindrift Dr. and Oakwood Rd? □ Yes ✔ No

   If so, the property may be within an area of the Town that is affected by a moratorium on connections to the sanitary sewer system.

3. Are there alternative locations on the site for this project? □ Yes ✔ No

4. Location and size of real property owned by petitioner within one (1) mile of subject proposal:
   N/A

5. Are you aware of current or future plans or intentions by others in the Town of Amherst to develop property within 1000± ft. of the present project request: ✔ Yes □ No

   Describe 2635 North Forest Road "The Frazier"

   (Potential environmental impacts from adjacent or nearby projects undergoing the approval process will receive a coordinated environmental review to determine cumulative effects on common receivers (e.g. traffic and drainage corridors) and other relevant environmental concerns.)

6. Maximum number of vehicular trips to be generated per peak hour upon completion of project 89
   Source: ITE Trip Generator

7. Will blasting occur during construction? □ Yes ✔ No

8. Does the project propose to connect and be tributary to the public sanitary sewer system? ✔ Yes □ No

9. Proposed net additional gallons per day (gpd) of sanitary sewer discharge upon completion of project:
   22,110 gpd average flow 88,440 gpd peak flow.

   (Average flows of 2,500 gpd or greater will require an Engineer's Report that includes a detailed downstream sewer capacity analysis and the identification of and commitment to required I/I offset work during peak wastewater flow conditions.)

10. Based on the Town's *2011 Reconnaissance Level Survey of Historic Resources,* is your property 'blue-rated' for historic significance? □ Yes ✔ No

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

ATTACHMENT 1 OF AMENDED PART 1 OF THE FULL ENVIRONMENTAL ASSESSMENT FORM - OWNERS OF PARCELS COMPRISING THE PROJECT SITE

2493 North Forest Rod
SBL No. 41.03-1-42
Owners: Joan C. Wutz and Paul W. Steller

2559 North Forest Road
SBL No. 41.03-1-44
Owner: Nicholas J. Mozg

2529 & 2535 North Forest Road
SBL No. 41.03-141.1 & 41.03-1-43
Owners: Jordan M. Tinaglia and Brooke H. Tingalia

151 John James Audubon Parkway
SBL No. 41.03-1-75
Owner: Rebel Realty LLC

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Exhibit 2 – Legal Description of Property to be Reclassified from NCD-SA to NCD-GC

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

EXHIBIT 2

LEGAL DESCRIPTION OF PROPERTY TO BE RECLASSIFIED FROM NCD-SA TO NCD-GD – 2493, 2529, 2535 & 2559 NORTH FOREST ROAD

ALL THOSE TRACTS OR PARCELS OF LAND, situate in the Town of Amherst, County of Erie and State of New York being part of Lots 68, 69 and 75, Township 12, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the intersection of the southwest line of John James Audubon Parkway (160.0 feet wide) with the southeast line of lands conveyed to Rebel Realty II LLC by deed recorded in the Erie County Clerk's Office in Liber 11355 of Deeds at Page 206;

THENCE Radially, S 48°53'16" W, along the said southeast line of Rebel Realty II LLC lands, a distance of 326.08 feet to the northeast line of lands conveyed to Jordan M. Tinaglia and Brook H. Tinaglia by deed recorded in the Erie County Clerk's Office in Liber 11325 of Deeds at Page 2980, Parcel "B";

THENCE Southeasterly, along the said northeast line of Jordan M. Tinaglia and Brook H. Tinaglia lands, a distance of 199.96 feet to an easterly corner of said Jordan M. Tinaglia and Brook H. Tinaglia lands;

THENCE Southwesterly, along a southeast line of said Jordan M. Tinaglia and Brook H. Tinaglia lands, and the southeast line of lands conveyed to Joan C. Wutz and Paul W. Stellar by deed recorded in the Erie County Clerk's Office in Liber 11204 of Deeds at Page 7283, a distance of 258.50 feet to the centerline of North Forest Road (66.0 feet wide);

THENCE Northwesterly, along the said centerline of North Forest Road, a distance of 733.45 feet to an angle point in the centerline of North Forest Road;

THENCE Northwesterly, continuing along the centerline of North Forest Road, forming an interior angle of 161°46'25" with the previous course, a distance of 44.95 feet to the north line of lands conveyed to Nicholas J. Mozg by deed recorded in the Erie County Clerk's Office in Liber 11311 of Deeds at Page 2474;

THENCE Easterly, along the said north line of Nicholas J. Mozg lands, a distance of 400.76 feet to the northeast corner of said Nicholas J. Mozg lands;

THENCE Southeasterly, along the northeast line of said Nicholas J. Mozg lands, a distance of 38.18 feet to the northwest line of said Rebel Realty II LLC lands;

THENCE North 48°53'16" East, along the said northwest line of Rebel Realty II LLC lands, a distance of 390.37 feet to the said southwest line of John James Audubon Parkway;

THENCE Southeasterly, along the said southwest line of John James Audubon Parkway along a curve to the left having a radius of 2,730.00, an arc distance of 132.91 feet to a point of reverse

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

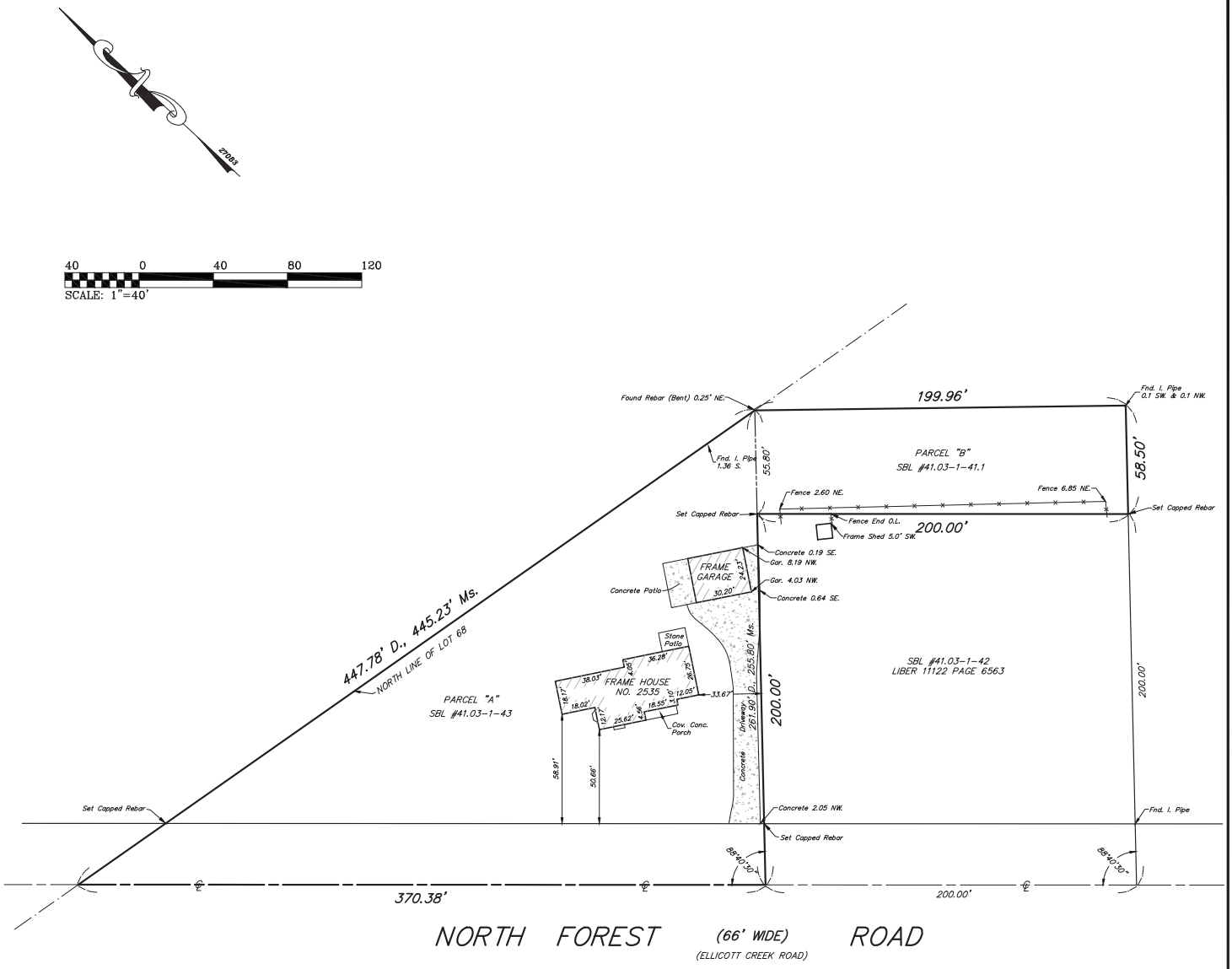
curvature;

THENCE Southeasterly, along the said southwest line of John James Audubon Parkway along a curve to the right having a radius of 920.00, an arc distance of 67.33 feet to the POINT OR PLACE OF BEGINNING;

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Exhibit 3 – Reduced Size Copy of Surveys of 2592 & 2535 North Forest Road, 2559 North Forest Road & 151 John James Audubon Parkway

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)



LEGEND

Ø	UTILITY / SERVICE POLE	R.O.W.	RIGHT OF WAY
WV	WATER LINE VALVE	CONC.	CONCRETE
	FIRE HYDRANT	INV.	INVERT
D	D.I. (DROP INLET – STORM)	M.H.	MANHOLE
D	MANHOLE (STORM)	—G—	GAS LINE
E	MANHOLE (ELECTRIC)	—W—	WATER LINE
TR	MANHOLE (TRAFFIC)	—T—	TELEPHONE LINE
S	MANHOLE (SANITARY)	—E—	ELECTRIC LINE
T	MANHOLE (TELEPHONE)	—P—	UTILITY LINES
G	GASLINE MARKER	—C—	CABLE LINES
GV	GAS LINE VALVE	D.	DEED
	LIGHT STANDARD	M.	MEASURED
	SIGN	L.	LIBER
H.C.	HANDICAP	P.	PAGE

INSTRUMENT(S) UTILIZED IN DETERMINING LOCATION OF BOUNDARY LINES: Liber 6368 Deeds P.329 & Liber 9322 Deeds P.16

THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE OF FACTS THAT MAY BE REVEALED IN SAID ABSTRACT.

THIS SURVEY MAP WAS PREPARED IN ACCORDANCE WITH THE CURRENT STANDARDS FOR LAND SURVEYS ADOPTED BY THE BAR ASSOCIATION OF ERIE COUNTY AT THE REQUEST OF Brooke H. Tinaglia

CHRISTOPHER J. BARR NYSPLS No. 051068

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LAND SURVEYING, PLLC
150 AERO DRIVE
BUFFALO, NEW YORK 14225
(716)631-5140 ~ Truenorthpllc@aol.com

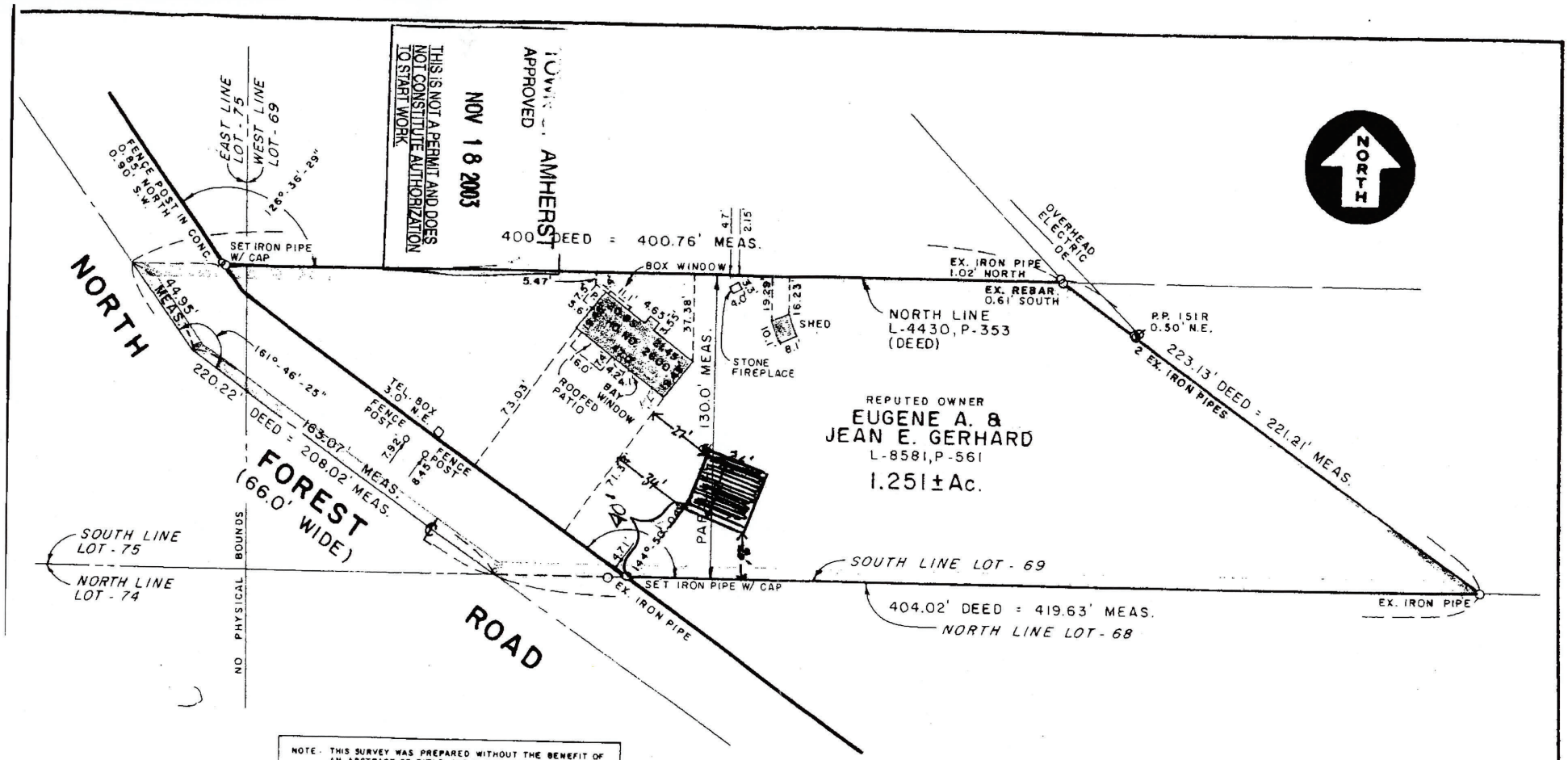
AMEND:
SURVEY DATE: 2-1-23
©DRAWING DATE: 2-14-23
SCALE: 1" = 40'

"ALL RIGHTS RESERVED"
THIS MAP VOID UNLESS EMBOSSED WITH NEW YORK STATE LICENSED LAND SURVEYOR'S SEAL. ALTERING ANY ITEM ON THIS MAP IS A VIOLATION OF THE

PART OF LOT 68 SECTION ____ TOWNSHIP 12 RANGE 7 OF THE: Holland Land Company's SURVEY – Erie COUNTY, N.Y.

SURVEY OF: 2529 & 2535 North Forest Road, Town of Amherst

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)



NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE OF FACTS THAT MAY BE REVEALED BY AN EXAMINATION OF SUCH.

RESURVEYED	REVISION
JUNE 30, 1998	

NOTE: UNAUTHORIZED ALTERATION OR ADDITION TO THIS SURVEY MAP IS A VIOLATION OF SECTION 7209 SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW

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CONSULTING ENGINEERS, LAND SURVEYORS, PLANNERS
LOCKPORT, NEW YORK PHONE 434 9138
BUFFALO, NEW YORK PHONE 625-8360

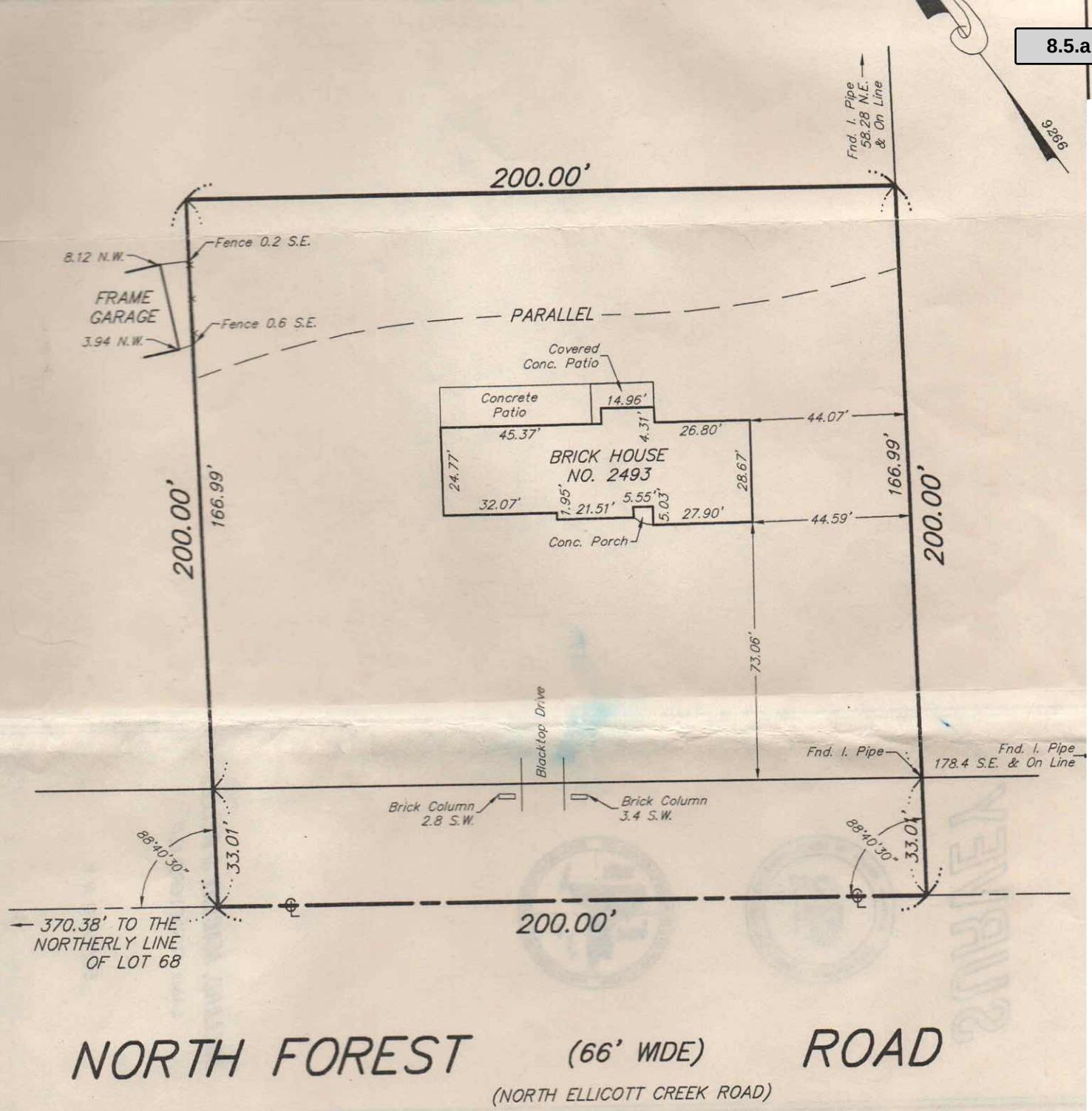
SURVEY OF PART OF LOTS-69 & 75, TWP.-12, R.-7, HOLLAND PURCHASE

LOCATION TOWN OF AMHERST, ERIE COUNTY, NEW YORK

JOB No. 6362 | SCALE: 1" = 50' | DATE JULY 22, 1997

DRAWN
COMP. J. E. M. III
DESC.
CHECKED

8.5.a



INSTRUMENT(S) UTILIZED IN DETERMINING LOCATION OF BOUNDARY LINES: HEAD OF SEARCH

THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE OF FACTS THAT MAY BE REVEALED IN SAID ABSTRA

NOTE: PROPERTY CORNER MONUMENTS WERE NOT PLACED AS PART OF THIS SURVEY. NOTE: THIS SURVEY WAS PERFORMED UNDER SEVERE SNOW AND ICE CONDITIONS

THIS SURVEY MAP WAS PREPARED IN ACCORDANCE WITH THE CURRENT STANDARDS FOR LAND SURVEYS ADOPTED BY THE BAR ASSOCIATION OF ERIE COUNTY AT THE REQUEST OF Nancy Saia, Esq.

FRANCIS C. DELLES NYSPLS No. 050477

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BUFFALO, NEW YORK 14225
PHONE (716) 631-5140 ~ FAX 631-3811

AMEND:

SURVEY DATE: 1-27-10

©DRAWING DATE: 2-2-10

SCALE: 1" = 40'

"ALL RIGH

THIS MAP VOID UNLESS EMBOSSED

FILE No. 41.03-1

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Exhibit 4 – Reduced Size Copy of the Concept Site Plan as Prepared by Carmina Wood Design [Drawing C-100 – Date: 03/03/26] – [Note: Full size copy of the Concept Site Plan also attached to this Application]

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

All Rights Reserved. Reuse of these documents without the expressed written permission of CARMINA WOOD DESIGN is prohibited. Violation is a violation of article 145 section 7209h and 7307 of the New York State Education Law for any person, unless acting under the direction of a registered architect, licensed engineer or land surveyor to alter a drawing. Furthermore each, any, or all such alterations are hereby declared to be unauthorized by and without the consent of the undersigned.

© CARMINA WOOD DESIGN

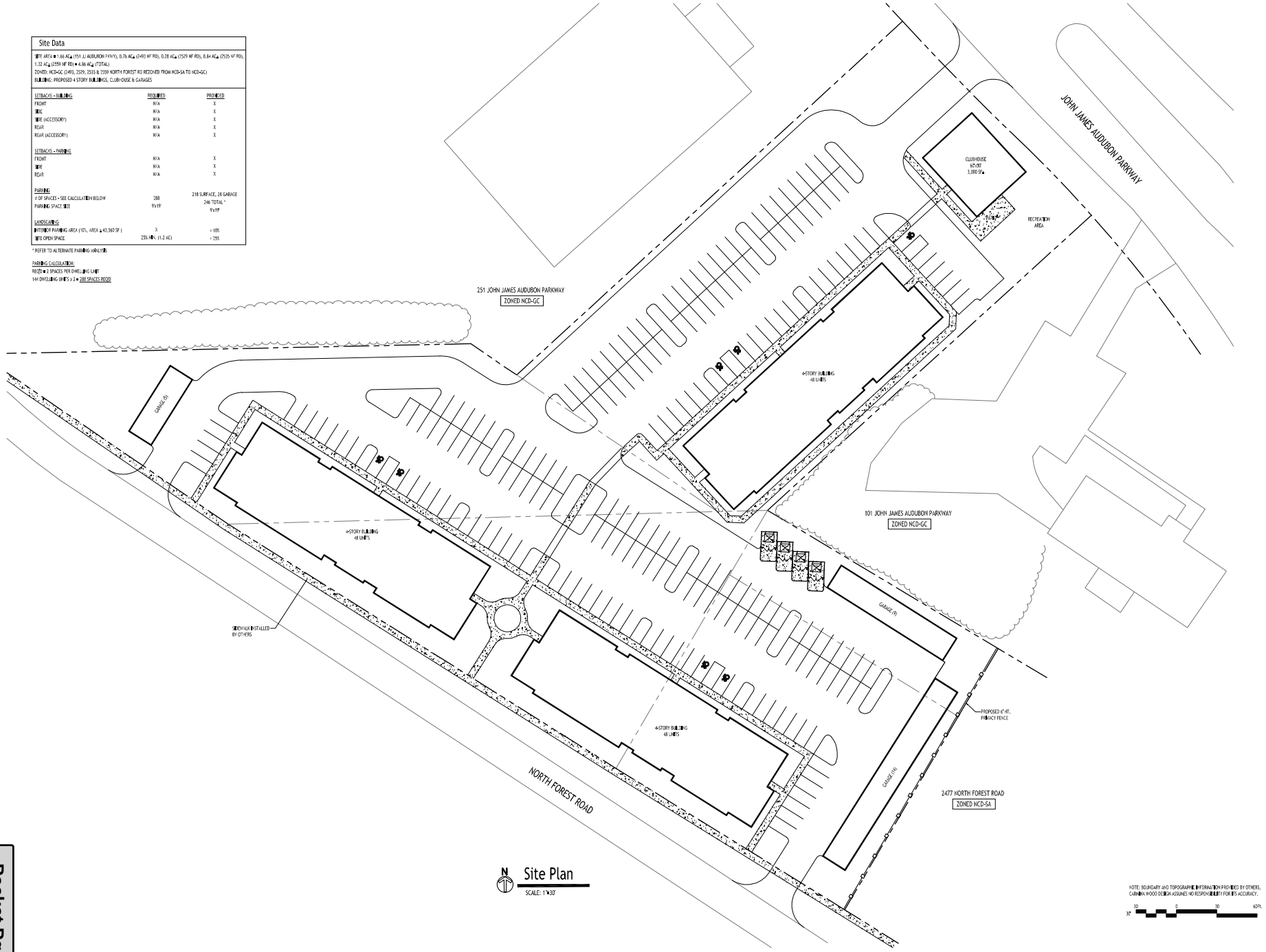
Site Data

SITE AREA = 1.66 AC± (151 JJ AUDUBON PKWY), 0.76 AC± (2493 NF RD), 0.28 AC± (2529 NF RD), 0.84 AC± (2535 NF RD), 1.32 AC± (2559 NF RD) = 4.86 AC± (TOTAL)
ZONED: NCD-GC (2493, 2529, 2535 & 2559 NORTH FOREST RD REZONED FROM NCD-SA TO NCD-GC)
BUILDING: PROPOSED 4 STORY BUILDINGS, CLUBHOUSE & GARAGES

	REQUIRED	PROVIDED
SETBACKS - BUILDING		
FRONT	N/A	X
SIDE	N/A	X
SIDE (ACCESSORY)	N/A	X
REAR	N/A	X
REAR (ACCESSORY)	N/A	X
SETBACKS - PARKING		
FRONT	N/A	X
SIDE	N/A	X
REAR	N/A	X
PARKING		218 SURFACE, 28 GARAGE
# OF SPACES - SEE CALCULATION BELOW	288	246 TOTAL *
PARKING SPACE SIZE	9'x19'	9'x19'
LANDSCAPING		
INTERIOR PARKING AREA (10%, AREA = 43,560 SF)	X	> 10%
SITE OPEN SPACE	2.04 AC± (1.2 AC)	> 25%

* REFER TO ALTERNATE PARKING ANALYSIS

PARKING CALCULATION:
REQ'D = 2 SPACES PER DWELLING UNIT
144 DWELLING UNITS X 2 = 288 SPACES REQ'D



N Site Plan
SCALE: 1"=30'

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS, CARMINA WOOD DESIGN ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.

30' 15 0 30 60Ft.

CARMINA WOOD DESIGN
Buffalo | Utica | Greensboro

Proposed Multi-Family

151 John James Audubon Pkwy, 2529, 2535 & 2559 North Forest Rd
Amherst, NY

REVISIONS:
No. Description Date

PRELIMINARY
NOT FOR CONSTRUCTION

DRAWING NAME:
Site Plan
Concept

Date: 3/19/26
Drawn By: P. Sheedy
Scale: As Noted

DRAWING NO.
C-100

Project No:

Exhibit 5 – Responses to Questions 11A & 11B of the Application

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

EXHIBIT 5

APPLICATION TO RECLASSIFY 2493, 2529, 2535 & 2559 NORTH FOREST ROAD FROM NCD-SA TO NCD-GC

Question 11(A): Description of the character of the proposed development:

Response to Question 11(A): The layout of the proposed multifamily project to be located at 2493, 2529, 2535 and 2559 North Forest Road and 151 John James Audubon Parkway (collectively the "Project Site") is depicted on the Concept Site Plan [Drawing C-100] prepared by Carmina Wood Design. A full size copy of the Concept Site Plan [Drawing C-100] is attached to this Application and a reduced size copy is also provided at Exhibit "4". The layout of the proposed multifamily project consists of three 4-story buildings consisting of 48 units per building [total of 144 units] for lease with related site improvements as depicted on the Concept Site Plan.

It is important to mention that the layout of the proposed multifamily project as depicted on the Concept Site Plan provided is not meant to represent the final layout of the proposed project since modifications may be necessary based on the project review process and the preparation of fully engineered plans in connection with the future Site Plan Application review process.

Question 11(B)(1): Rationale for rezoning request: 1. Why was this site chosen?

Response to Question 11(B)(1): The Project Site is an appropriate location for the proposed multifamily project given its location on John James Audubon Parkway in an area that consist of a mixture of uses on parcels zoned New Community District ("NCD") with various use classifications. The parcel at 151 John James Audubon Parkway is zoned NCD-GC. A color excerpt of the Town's Zoning Map illustrating that the predominant zoning classification of the properties in the vicinity of the Project Site is NCD-GC is attached as Exhibit "7".

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Question 11(B)(2): Why cannot land be used with the existing zoning?

Response to Question 11(B)(2): The parcels at 2493, 2529, 2535 and 2559 North Forest Road are currently zoned NCD-SA. The allowable uses of property zoned NCD-SA are extremely limited given that the NCD-SA zoning classification is outdated classification from more than 50 years ago that was intended for agricultural uses in rural areas.

Question 11(B)(3): How will this rezoning impact surrounding properties?

Response to Question 11(B)(3): The requested reclassification of a portion of the Project Site from NCD-SA to NCD-GC to accommodate the proposed multifamily project will not result in any potentially significant adverse impacts on surrounding properties. A completed Amended Part 1 of the Full Environmental Assessment Form prepared pursuant to the State Environmental Quality Review Act ("SEQRA") is attached as Exhibit "1". The proposed project is an Unlisted Action pursuant to SEQRA.

Question 11(B)(4): How will this rezoning impact the school system?

Response to Question 11(B)(4): The proposed multifamily project will generate substantial annual property taxes to be received by taxing jurisdictions. The proposed multifamily project will not generate a substantial demand for educational services.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Exhibit 6 – Responses to Questions 16A, 16B, 16D & 16E of the Application

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

EXHIBIT 6

APPLICATION TO RECLASSIFY 2493, 2529, 2535 and 2559 NORTH FOREST ROAD FROM NCD-SA TO NCD-GC

Question 16(A)(1): State in detail why the proposed zoning is consistent with the adopted Town of Amherst Bicentennial Comprehensive Plan. Cite specific sections, maps and/or figures in the plan that support the proposed zoning at this location.

Response to Question 16(A)(1): The request to reclassify 2493, 2529, 2535 and 2559 North Forest Road from NCD-SA to NCD-GC to accommodate the proposed multifamily project on the approximately 4.86 acres of property located at 2493, 2529, 2535 and 2559 North Forest Road and 151 John James Audubon Parkway (collectively the "Project Site") consisting of attached units for lease is consistent with the adopted Bicentennial Comprehensive Plan. The parcel at 151 John James Audubon Parkway is properly zoned NCD-GC.

The layout of the proposed multifamily project to be located at 2493, 2529, 2535 and 2559 North Forest Road and 151 John James Audubon Parkway (collectively the "Project Site") is depicted on the Concept Site Plan [Drawing C-100] prepared by Carmina Wood Design. A full size copy of the Concept Site Plan [Drawing C-100] is attached to this Application and a reduced size copy is also provided at Exhibit "4". The layout of the proposed multifamily project consists of three 4-story buildings consisting of 48 units each [total of 144 units] for lease with related site improvements as depicted on the Concept Site Plan.

The Town of Amherst adopted the Bicentennial Comprehensive Plan in January of 2007 after completing a lengthy planning process that included numerous public meetings and public hearings involving the Comprehensive Plan Advisory Committee, the Planning Board and the

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Town Board.[1] In December of 2020, the Town Board most recently adopted amendments to the Bicentennial Comprehensive Plan. The Comprehensive Plan is intended to guide future growth and redevelopment in the Town.

Figure 6 of the Bicentennial Comprehensive Plan is the Conceptual Land Use Plan and it depicts the properties in the vicinity of the Project Site as being appropriate for "Medium Residential" and "Commercial Office" uses. The Conceptual Land Use Plan is intended to communicate the overall direction and concept of future development in the Town of Amherst. The Medium Residential land use category is described on Page 3-32 of Chapter 3 of the Comprehensive Plan as follows:

> **"Medium Residential (12 to 60 units/acre):** Medium Residential comprises the relatively small proportion of the Town's housing stock devoted to multi-family, largely rental apartment housing. Although longstanding policy has tended to favor low-density, single-family residential use, recent development trends have seen a substantial increase in the amount of new multi-family housing. The need for higher density housing will grow along with the component of the population that will increasingly choose smaller housing types, including retirees, empty nesters, singles, and other smaller household types."

The density of the proposed multifamily project that will be accommodated if the relevant portion of the Project Site is reclassified from NCD-SA to NCD-GC is 29.62 units per acre and such is consistent with the allowable density for the Medium Residential category.

[1] A copy of the resolution adopted by the Town Board on January 2, 2007 for the purpose of adopting the Bicentennial Comprehensive Plan pursuant to Town Law Section 272-a is included at the beginning of the Comprehensive Plan. This resolution recites the lengthy planning history that incorporated numerous opportunities for public input as well as a coordinated environmental review pursuant to SEQRA that involved the preparation a Generic EIS and the issuance of a Findings Statement.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Question 16(A)(2): Cite all text, map, and/or figures that must be amended to support the proposed zoning at this location and provide detailed suggested amendments.

Response to Question 16(A)(2): The adopted Comprehensive Plan does not need to be amended to accommodate the requested reclassification of a portion of the Project Site from NCD-SA to NCD-GC.

Question 16(A)(3): State why the proposed zoning is consistent with intent and objectives (Sec. 1-2-2) of the Zoning Ordinance:

Response to Question 16(A)(3): Section 1-2-1 of the Zoning Code is titled "Purpose" and it states as follows:

> *"The purpose of this Zoning Ordinance and the intent of the legislative authority in its adoption is to promote the environment of the town and its public health, safety, convenience, comfort, prosperity and the general welfare by regulating the use of buildings, other structures and land for residences, open space, public facilities, business, services, industry or other purposes; by regulating and restricting the bulk, height, design, building coverage and location of structures; by regulating and limiting population density; and for the aforesaid purposes, to divide the land within the limits of the town into districts of such number and dimensions generally consistent with the policies of the Comprehensive Plan and to provide procedures for the administration and amendment of said Zoning Ordinance."*

The requested reclassification of a portion of the Project Site from NCD-SA to NCD-GC to accommodate the proposed multifamily project is consistent with the "Purpose" of the Zoning Code. Section 1-2-2 of the Zoning Code sets forth the objectives of the Zoning Code. This section of the Zoning Code lists thirteen (13) objectives that are discussed below as follows:

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

A. To protect the character and values of residential, institutional and public uses, business, commercial and manufacturing uses and to insure their orderly and beneficial development;

Response: The proposed project will be consistent with the objective of protecting the character and value of existing land uses and represents orderly and beneficial development.

B. To provide adequate open spaces for light, air and outdoor uses to include public, common and private open space areas;

Response: The proposed project is consistent with this objective.

C. To prevent overcrowding of land;

Response: The proposed project will not result in the overcrowding of land.

D. To prevent excessive concentration of population and to prevent spare and uncoordinated development;

Response: The proposed project will not result in an excessive concentration of population. The proposed project is not an example of uncoordinated development.

E. To regulate and control the location and spacing of buildings on the lot and in relation to the surrounding property generally consistent with the policies of the Comprehensive Plan.

Response: The requested reclassification of a portion of the Project Site from NCD-SA to NCD-GC and the proposed multifamily project are consistent with the policies of the Comprehensive Plan.

F. To protect persons and property from damage and injury due to fire or flood;

Response: The Site Plan review process will trigger the need for an Engineer's Report and SWPPP prepared by a licensed engineer to be prepared for review and approval by the Town's Engineering Department. The project will not increase the likelihood of damage and injury due to fire and flood. The proposed buildings will be

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

constructed per the stringent requirements of the NYS Building Code including the fire safety standards contained therein.

G. To preserve and protect significant natural features and vegetation, thereby preventing ecological damage and visual blight which occur when those features or vegetation are eliminated or substantially altered to serve development purposes only.

Response: The proposed multifamily project will not be inconsistent with this objective.

H. To assure that structure and land use arrangements are aesthetically harmonious with nearby areas and structures.

Response: The development of the Project Site in a manner consistent with the Concept Site Plan will result in a multifamily project that is aesthetically harmonious with nearby areas and structures.

I. To regulate the location of buildings and intensity of uses in relation to streets according to plans so as to cause the least interference with and be damaged least by traffic movements and hence result in lessened street congestion and improved public safety.

Response: The proposed multifamily project will not result in any potentially significant traffic impacts. Driveways connections will be provided onto North Forest Road, which is an Erie County Highway and Audubon Parkway, which is a Town Highway. The potential traffic impacts of the proposed project will be evaluated in connection with the coordinated environmental review of the project pursuant to SEQRA.

J. To establish zoning patterns that insure economical extensions for sewers, water supply waste disposal and other public utilities, as well as development of recreation, schools and other public facilities;

Response: The Project Site has access to sanitary sewer and water lines as well as necessary public utilities.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

K. To guide the future development of the town so as to being the gradual conformity of land, structures and uses generally consistent with the policies of the Comprehensive Plan.

Response: The proposed reclassification of a portion of the Project Site from NCD-SA to NCD-GC is consistent with this objective since the project is generally consistent with the recommended land use category of "Mixed Residential" of parcels in the vicinity of the Project Site as well as the planning objectives and policies in the Comprehensive Plan.

L. To accomplish the specific intents and goals set forth in the introduction to the respective sections.

Response: The proposed multifamily project is consistent with this objective.

M. To protect the community from visual pollution resulting from the unregulated use of signs and other advertising devices.

Response: The proposed multifamily project will not be inconsistent with this objective.

Question 16(C): Compatibility with the present zoning and conforming uses of nearby property and with the character of the neighborhood:

Response to Question 16(C): The proposed project is compatible with the present zoning and conforming uses of nearby properties and the character of the neighborhood as well as recent land use decisions involving reclassification of NCD-SA zoned parcels in the vicinity of the Project Site.

Question 16(D): Suitability of the subject property for uses permitted by the current versus the proposed district:

Response to Question 16(D): The Project Site is not suitable for agricultural uses allowed in the NCD-SA district given its size, location and nearby land uses. There is not demand for the existing office space in the building at 151 John James Audubon Parkway and as such repositioning of this parcel for multifamily purposes will be beneficial to the Town.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Question 16(E): **Whether the proposed change tends to improve the balance of uses, or meets a specific demand in the Town:**

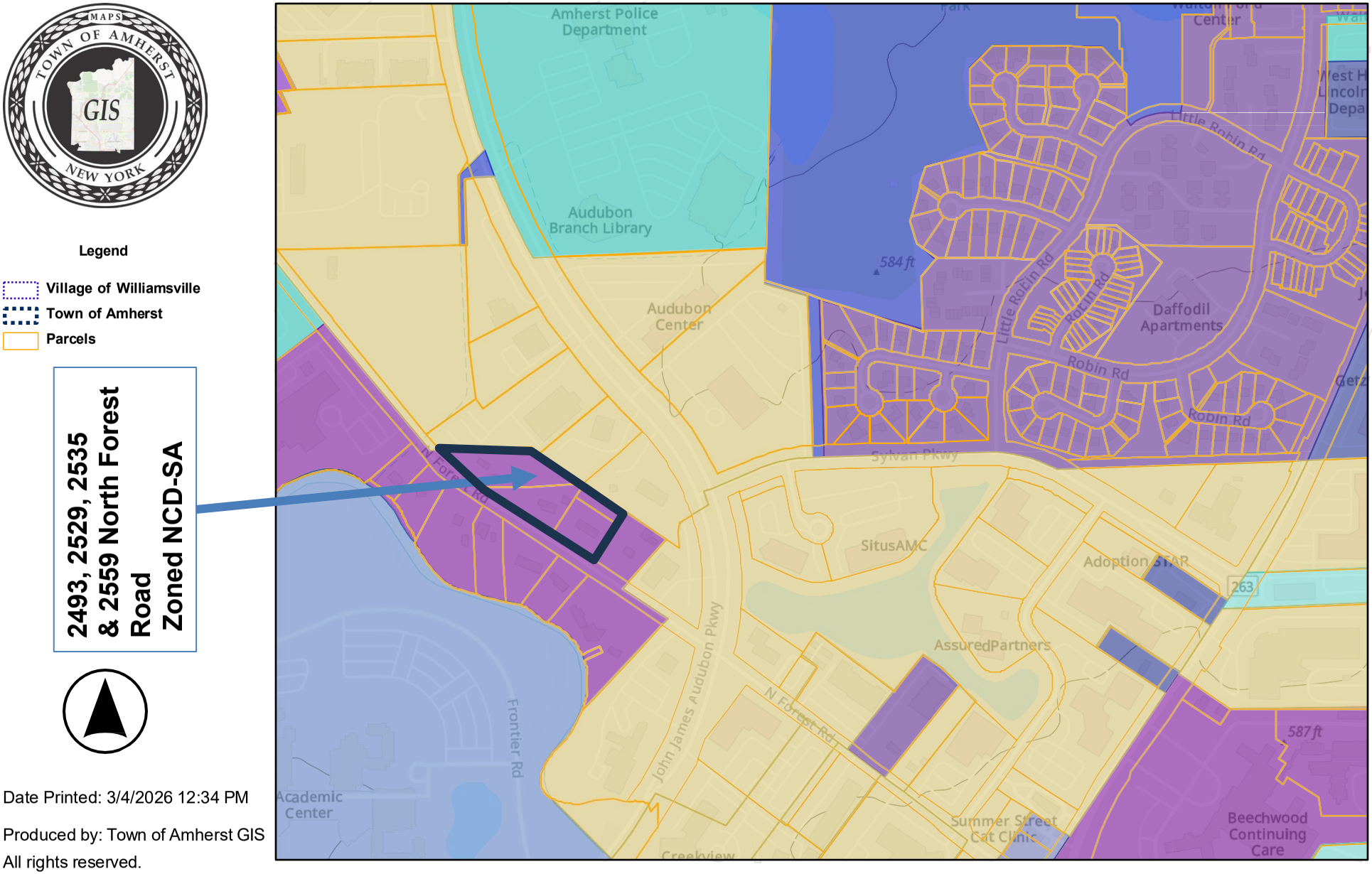
Response to Question 16(D): The requested reclassification of the a portion of Project Site from NCD-SA to NCD-GC to accommodate the proposed multifamily project will have positive impacts on the balance of uses in the Town since there is demand for upscale attached residential units for lease in the Town. There is not currently demand for development on parcels NCD-SA, which is an outdated zoning classification from more than 50 years ago.

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Exhibit 7 – Excerpt of the relevant portion of the Zoning Map

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Town of Amherst Map



Legend

- Village of Williamsville
- Town of Amherst
- Parcels

2493, 2529, 2535 & 2559 North Forest Road Zoned NCD-SA

Date Printed: 3/4/2026 12:34 PM

Produced by: Town of Amherst GIS

All rights reserved.

TOA Planning Department, Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, CNES/Airbus DS, InterMap, NASA/METI, NASA/NGS and the GIS User Community, Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community, NYS ITS, TOA Planning Department

0 0.28 mi

0 0.4 km

Exhibit 8 – Draft Local Law

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

LOCAL LAW NO. __-2026

TOWN OF AMHERST
COUNTY OF ERIE, STATE OF NEW YORK

A LOCAL LAW AMENDING CHAPTER 203 OF THE TOWN OF AMHERST CODE, KNOWN AS THE ZONING ORDINANCE, TO RECLASSIFY 2493. 2529, 2535 and 2559 NORTH FOREST ROAD FROM NCD-SA TO NCD-GC AND TO AMEND THE AUDUBON DEVELOPMENT PLAN AND TO AMEND THE ZONING MAP ACCORDINGLY.

Be it enacted by the Town Board of the Town of Amherst as follows:

Section 1. Title.

This Local Law shall be referred to as, "A Local Law Amending Chapter 203 of Town of Amherst Code, Known As The Zoning Ordinance, to Reclassify 2493, 2529, 2535 and 2559 North Forest Road from NCD-SA to NCD-GC and to Amend The Audubon Development Plan and to Amend The Zoning Map Accordingly".

Section 2. Legislative Findings and Intent.

The Town Board of the Town of Amherst finds that an application to reclassify 2493, 2529, 2535 and 2559 North Forest Road from NCD-SA to NCD-GC and Amend the Audubon Development Plan and to Amend the Zoning Map Accordingly has been filed and is in proper order. The Town Board further finds that the request including the rezoning/reclassification and the amendment of the Audubon Development Plan is consistent with the Comprehensive Plan.

Section 3. Amherst Zoning Map.

The Town Board hereby: 1.) amends its Zoning Map which is incorporated by reference in the Town Zoning Code by reclassifying from NCD-SA to NCD-GC the parcel at 2493, 2529, 2535 and 2559 North Forest Road; and 2.) amending the Audubon Development Plan, both being **subject to any conditions imposed by the authorizing resolution;** legally described as follows:

ALL THOSE TRACTS OR PARCELS OF LAND, situate in the Town of Amherst, County of Erie and State of New York being part of Lots 68, 69 and 75, Township 12, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the intersection of the southwest line of John James Audubon Parkway (160.0 feet wide) with the southeast line of lands conveyed to Rebel Realty II LLC by deed recorded in the Erie County Clerk's Office in Liber 11355 of Deeds at Page 206;

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

THENCE Radially, S 48°53'16" W, along the said southeast line of Rebel Realty II LLC lands, a distance of 326.08 feet to the northeast line of lands conveyed to Jordan M. Tinaglia and Brook H. Tinaglia by deed recorded in the Erie County Clerk's Office in Liber 11325 of Deeds at Page 2980, Parcel "B";

THENCE Southeasterly, along the said northeast line of Jordan M. Tinaglia and Brook H. Tinaglia lands, a distance of 199.96 feet to an easterly corner of said Jordan M. Tinaglia and Brook H. Tinaglia lands;

THENCE Southwesterly, along a southeast line of said Jordan M. Tinaglia and Brook H. Tinaglia lands, and the southeast line of lands conveyed to Joan C. Wutz and Paul W. Stellar by deed recorded in the Erie County Clerk's Office in Liber 11204 of Deeds at Page 7283, a distance of 258.50 feet to the centerline of North Forest Road (66.0 feet wide);

THENCE Northwesterly, along the said centerline of North Forest Road, a distance of 733.45 feet to an angle point in the centerline of North Forest Road;

THENCE Northwesterly, continuing along the centerline of North Forest Road, forming an interior angle of 161°46'25" with the previous course, a distance of 44.95 feet to the north line of lands conveyed to Nicholas J. Mozg by deed recorded in the Erie County Clerk's Office in Liber 11311 of Deeds at Page 2474;

THENCE Easterly, along the said north line of Nicholas J. Mozg lands, a distance of 400.76 feet to the northeast corner of said Nicholas J. Mozg lands;

THENCE Southeasterly, along the northeast line of said Nicholas J. Mozg lands, a distance of 38.18 feet to the northwest line of said Rebel Realty II LLC lands;

THENCE North 48°53'16" East, along the said northwest line of Rebel Realty II LLC lands, a distance of 390.37 feet to the said southwest line of John James Audubon Parkway;

THENCE Southeasterly, along the said southwest line of John James Audubon Parkway along a curve to the left having a radius of 2,730.00, an arc distance of 132.91 feet to a point of reverse curvature;

THENCE Southeasterly, along the said southwest line of John James Audubon Parkway along a curve to the right having a radius of 920.00, an arc distance of 67.33 feet to the POINT OR PLACE OF BEGINNING;

Section 4. Validity.

This Local Law is adopted under the authority granted to the Town Board of the Town of Amherst pursuant to §§10(1)(ii)(a)(12), 20 and 27 of the Municipal Home Rule Law and §265 of the Town Law of the State of New York.

The invalidity of any provision of this Local Law shall not affect the validity of any other provision of this Local Law that can be given effect without such invalid

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

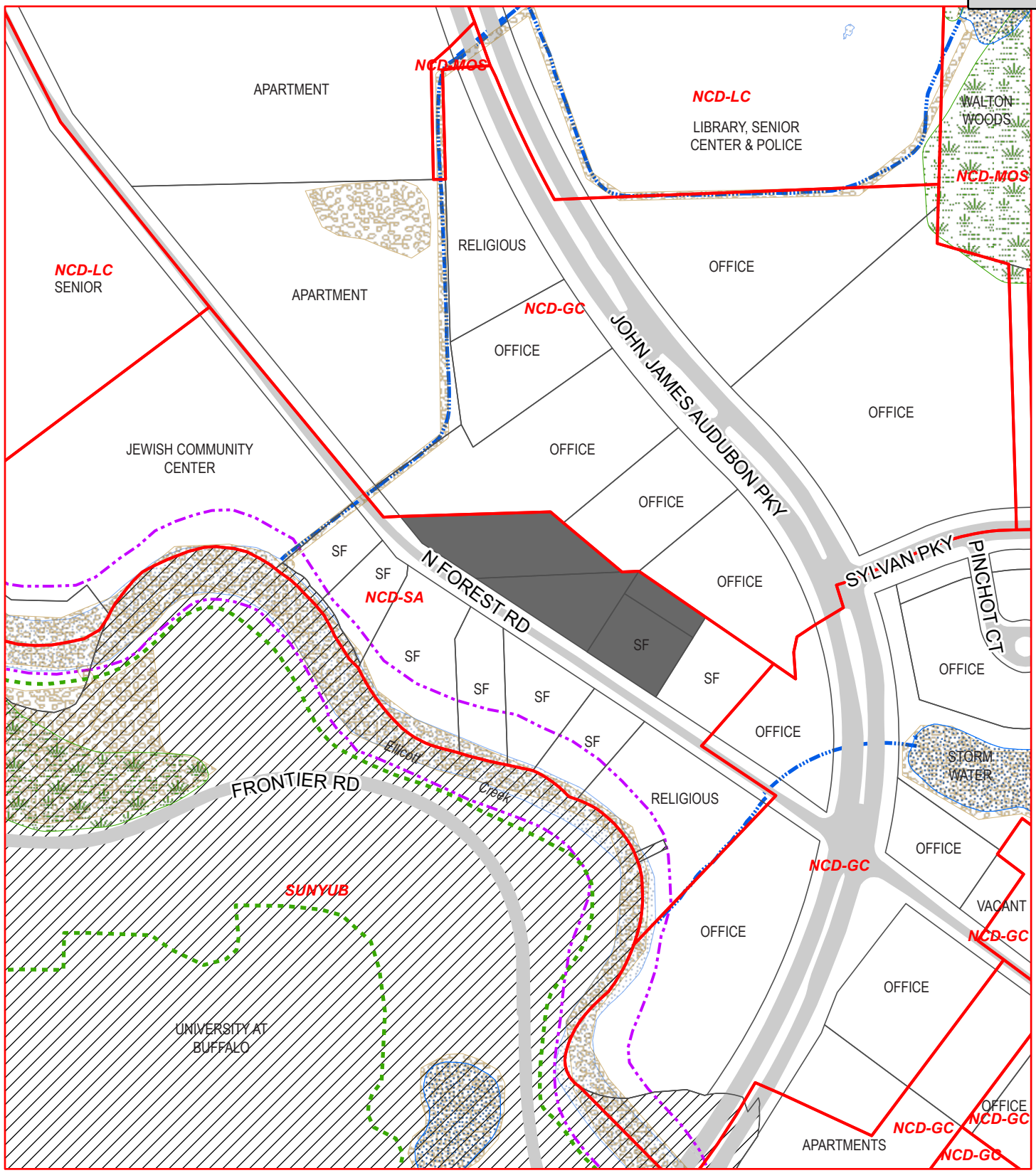
provision.

Section 5. Effective Date.

This Local Law shall take effect immediately when it is filed in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law and published pursuant to Sections 130 & 133 of the Town Law and Chapter 28 of the Code of the Town of Amherst.

Francina J. Spoth
Town Clerk
Town of Amherst
County of Erie, State of New York

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)



Z-2026-01

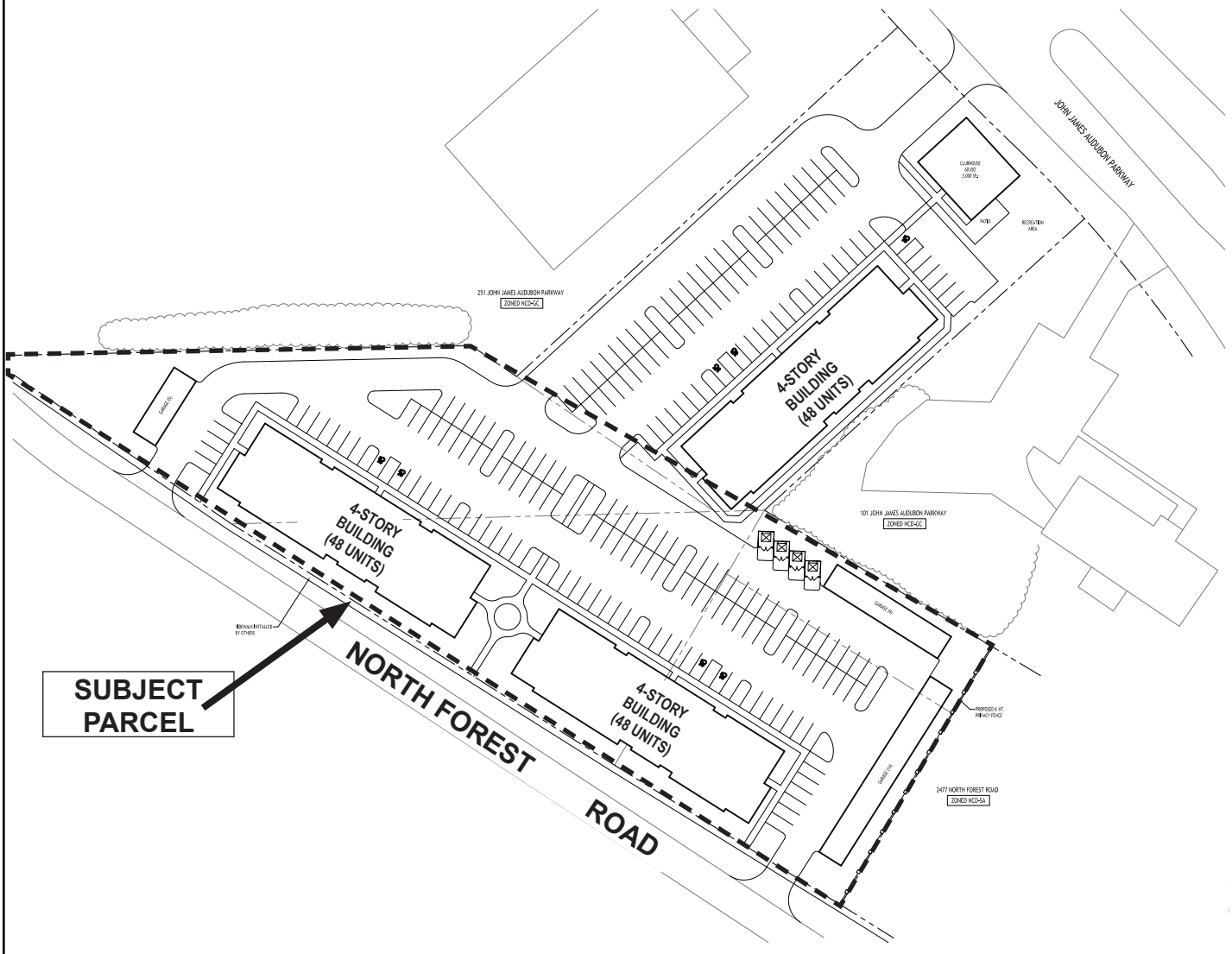
Request to Reclassify 3.27± Acres of Land from NCD-SA to NCD-GC, Audubon Amendment #78
Property Located at 2493, 2529, 2535 & 2559 N. Forest Rd
RAS Development I LLC, Petitioner

April 16, 2026

2493, 2529, 2535 & 2559 North Forest Rd
NYS Informational Freshwater Wetland
NWI Wetland (Federal)
Floodway

Prepared by the Town of Amherst Planning Department

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)



CONCEPT PLAN

Z-2026-01
493, 2529, 2535 & 2559 N. Forest Rd
4/16/26

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Z-2026-01

Request to Reclassify 3.27± Acres of Land from NCD-SA to NCD-GC, Audubon Amendment #78
Property Located at 2493, 2529, 2535 & 2559 N. Forest Rd
RAS Development I LLC, Petitioner

April 16, 2026

2493, 2529, 2535 & 2559 North Forest Rd

NYS Informational Freshwater Wetland

NWI Wetland (Federal)

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor
Daniel C. Howard, AICP
Planning Director
Daniel J. Ulatowski, AICP
Assistant Planning Director

MEMORANDUM March 24, 2026

TO: Tim Koller, Deputy Town Clerk
Daniel Ulatowski, Assistant Planning Director/Zoning Enforcement Officer
Emily Murphy, Town Assessor
Douglas Gesel, Supervising Code Enforcement Officer, Building Department
Vaishali Reberholt, Assistant Town Engineer
Steven Floss, Highway Superintendent/ Eric Blocher, General Crew Chief
Chris Schregel, Traffic/Safety Coordinator (c/o Eng)
Brian Barnes, Senior GIS Analyst (Eng.) (letter only)
Krista Halt, Senior Fire Inspector (c/o Bldg)
Steven Bengart, Town Attorney (Local Law Only)
Right-of-Way Agent
Mary-Diana Pouli, Youth & Recreation

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director

AMENDED APPLICATION
(Now Includes an Additional 0.78± Acres of Land at 2493 North Forest Road)
Received March 23, 2026

SUBJECT: REQUEST TO RECLASSIFY AND TO AMEND THE AUDUBON DEVELOPMENT PLAN FOR ~~2.44±~~ **3.2±** ACRES OF LAND FROM NCD-SA TO NCD-GC, **Z-2026-01**; PROPERTY LOCATED AT **2493, 2529, 2535 & 2559 NORTH FOREST ROAD**. RAS DEVELOPMENT I LLC, PETITIONER.

REVIEW:

Do you agree with all statements made? Yes.

If you do not, briefly state why: _____

General comments relative to your agency interests: DSCA will be required.

If improvements are required involving your agency, please state schedule for completion (sewer construction, road widening, etc.)

Please call the Planning Department if additional information is required (631-7051).

Print Name: Vaishali Reberholt, PE

Signature: _____ **Date:** 4/14/26

DU/SM/bf
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_Amended_Transmittal_032426.doc

cc: Scott Marshall, Principal Planner
Brian Armstrong, Director of Engineering Services
Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
Robert Savarino, 4758 North French Rd., East Amherst, NY 14051
Patrick Sheedy Jr., Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

New York State
Parks, Recreation and
Historic Preservation

KATHY HOCHUL
Governor

KATHY MOSER
Acting Commissioner

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

April 27, 2026

Scott Marshall
Town of Amherst
5583 Main Street
Williamsville, NY 14221

Re: DEC
Proposed Multi-Family
Town of Amherst, Erie County, NY
26PR01399

Dear Scott Marshall:

Thank you for requesting the comments of the Division for Historic Preservation of the Office of Parks, Recreation and Historic Preservation (OPRHP). We have reviewed the submitted materials in accordance with the New York State Historic Preservation Act of 1980 (section 14.09 of the New York Parks, Recreation and Historic Preservation Law). These comments are those of the Division for Historic Preservation and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project.

The OPRHP has reviewed the Phase IA/IB Archaeological Survey Report prepared for this project (April 2026; 26SR00144). No archaeological sites were identified by the survey. Therefore, it is the opinion of the OPRHP that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by this project.

If you have any questions, I can be reached at Sydney.Snyder@parks.ny.gov.

Sincerely,

Sydney Snyder
Scientist - Archaeology

Amherst
Town of Amherst Planning Department — Erie County, New York

Shawn A. Lavin
Supervisor
Daniel C. Howard, AIC
Planning Director
Daniel J. Ulatowski, AI
Assistant Planning Dire

MEMORANDUM March 24, 2026

TO: Tim Koller, Deputy Town Clerk
Daniel Ulatowski, Assistant Planning Director/Zoning Enforcement Officer
Emily Murphy, Town Assessor
Douglas Gesel, Supervising Code Enforcement Officer, Building Department
Vaishali Reberholt, Assistant Town Engineer
Steven Floss, Highway Superintendent/ Eric Blocher, General Crew Chief
Chris Schregel, Traffic/Safety Coordinator (c/o Eng)
Brian Barnes, Senior GIS Analyst (Eng.) (letter only)
Krista Halt, Senior Fire Inspector (c/o Bldg)
Steven Bengart, Town Attorney (Local Law Only)
Right-of-Way Agent
Mary-Diana Pouli, Youth & Recreation

RECEIVED
APR 17 2026
TOWN OF AMHERST
PLANNING DEPT.

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director

AMENDED APPLICATION
(Now Includes an Additional 0.78± Acres of Land at 2493 North Forest Road)
Received March 23, 2026

SUBJECT: REQUEST TO RECLASSIFY AND TO AMEND THE AUDUBON DEVELOPMENT PLAN FOR ~~2.44±~~ **3.2±** ACRES OF LAND FROM NCD-SA TO NCD-GC, **Z-2026-01**; PROPERTY LOCATED AT **2493, 2529, 2535 & 2559 NORTH FOREST ROAD**. RAS DEVELOPMENT I LLC, PETITIONER.

REVIEW:

Do you agree with all statements made? Yes

If you do not, briefly state why: _____

General comments relative to your agency interests: DSCA will be required

If improvements are required involving your agency, please state schedule for completion (sewer construction, road widening, etc.)

Please call the Planning Department if additional information is required (631-7051).

Print Name: Vaishali Reberholt, PE

Signature: _____ **Date:** 4/14/26

DU/SM/bf
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_Amended_Transmittal_032426.doc

cc: Scott Marshall, Principal Planner
Brian Armstrong, Director of Engineering Services
Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
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Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor
Daniel C. Howard, AI
Planning Director
Daniel J. Ulatowski, A
Assistant Planning Dire

RECEIVED
MAR 26 2026
TOWN OF AMHERST
BUILDING DEPT

MEMORANDUM March 24, 2026

TO: Tim Koller, Deputy Town Clerk
Daniel Ulatowski, Assistant Planning Director/Zoning Enforcement Officer
Emily Murphy, Town Assessor
Douglas Gesel, Supervising Code Enforcement Officer, Building Department
Vaishali Reberholt, Assistant Town Engineer
Steven Floss, Highway Superintendent/ Eric Blocher, General Crew Chief
Chris Schregel, Traffic/Safety Coordinator (c/o Eng)
Brian Barnes, Senior GIS Analyst (Eng.) (letter only)
Krista Halt, Senior Fire Inspector (c/o Bldg)
Steven Bengart, Town Attorney (Local Law Only)
Right-of-Way Agent
Mary-Diana Pouli, Youth & Recreation

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director

AMENDED APPLICATION
(Now Includes an Additional 0.78± Acres of Land at 2493 North Forest Road)
Received March 23, 2026

SUBJECT: REQUEST TO RECLASSIFY AND TO AMEND THE AUDUBON DEVELOPMENT PLAN FOR ~~2.44±~~ **3.2±** ACRES OF LAND FROM NCD-SA TO NCD-GC, **Z-2026-01**; PROPERTY LOCATED AT **2493, 2529, 2535 & 2559 NORTH FOREST ROAD**. RAS DEVELOPMENT I LLC, PETITIONER.

REVIEW:

Do you agree with all statements made? Yes.

If you do not, briefly state why: _____.

General comments relative to your agency interests: none at this time.

If improvements are required involving your agency, please state schedule for completion (sewer construction, road widening, etc.)

Please call the Planning Department if additional information is required (631-7051).

Print Name: Doug Gesel

Signature: Doug Gesel **Date:** 4/13/26

DU/SM/bf
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_Amended_Transmittal_032426.doc

cc: Scott Marshall, Principal Planner
Brian Armstrong, Director of Engineering Services
Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
Robert Savarino, 4758 North French Rd., East Amherst, NY 14051
Patrick Sheedy Jr., Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Amherst

Town of Amherst Planning Department *Erie County, New York*

Shawn A. Lavin
Supervisor
Daniel C. Howard, AI
Planning Director
Daniel J. Ulatowski, Al
Assistant Planning Dire

MEMORANDUM

March 24, 2026

TO: Tim Koller, Deputy Town Clerk
Daniel Ulatowski, Assistant Planning Director/Zoning Enforcement Officer
Emily Murphy, Town Assessor
Douglas Gesel, Supervising Code Enforcement Officer, Building Department
Vaishali Reberholt, Assistant Town Engineer
Steven Floss, Highway Superintendent/ Eric Blocher, General Crew Chief
Chris Schregel, Traffic/Safety Coordinator (c/o Eng)
Brian Barnes, Senior GIS Analyst (Eng.) (letter only)
Krista Halt, Senior Fire Inspector (c/o Bldg)
Steven Bengart, Town Attorney (Local Law Only)
Right-of-Way Agent
Mary-Diana Pouli, Youth & Recreation

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director

AMENDED APPLICATION
(Now Includes an Additional 0.78± Acres of Land at 2493 North Forest Road)
Received March 23, 2026

SUBJECT: REQUEST TO RECLASSIFY AND TO AMEND THE AUDUBON DEVELOPMENT PLAN FOR ~~2.44±~~ 3.2± ACRES OF LAND FROM NCD-SA TO NCD-GC, **Z-2026-01**; PROPERTY LOCATED AT 2493, **2529, 2535 & 2559 NORTH FOREST ROAD**. RAS DEVELOPMENT I LLC, PETITIONER.

REVIEW:

Do you agree with all statements made? YES

If you do not, briefly state why: _____

General comments relative to your agency interests: SIDEWALKS WILL BE REQUIRED ON JJ AUDUBON PKWY. AND N. FOREST RD. FRONTAGES.

If improvements are required involving your agency, please state schedule for completion (sewer construction, road widening, etc.)

Please call the Planning Department if additional information is required (631-7051).

Print Name: CHRIS SCHREGEL

Signature: _____ **Date:** 3/30/26

DU/SM/bf
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_Amended_Transmittal_032426.doc

cc: Scott Marshall, Principal Planner
Brian Armstrong, Director of Engineering Services
Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
Robert Savarino, 4758 North French Rd., East Amherst, NY 14051
Patrick Sheedy Jr., Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Amherst
Town of Amherst Planning Department
Erie County, New York

Shawn A. Lavin
Supervisor
Daniel C. Howard, AI(
Planning Director
Daniel J. Ulatowski, AI
Assistant Planning Dire

RECEIVED
MAR 26 2026
TOWN OF AMHERST
BUILDING DEPT

MEMORANDUM

March 24, 2026

TO: Tim Koller, Deputy Town Clerk
Daniel Ulatowski, Assistant Planning Director/Zoning Enforcement Officer
Emily Murphy, Town Assessor
Douglas Gesel, Supervising Code Enforcement Officer, Building Department
Vaishali Reberholt, Assistant Town Engineer
Steven Floss, Highway Superintendent/ Eric Blocher, General Crew Chief
Chris Schregel, Traffic/Safety Coordinator (c/o Eng)
Brian Barnes, Senior GIS Analyst (Eng.) (letter only)
Krista Halt, Senior Fire Inspector (c/o Bldg)
Steven Bengart, Town Attorney (Local Law Only)
Right-of-Way Agent
Mary-Diana Pouli, Youth & Recreation

RECEIVED
MAR 30 2026
TOWN OF AMHERST
PLANNING DEPT.

FROM: Daniel J. Ulatowski, AICP, Assistant Planning Director

AMENDED APPLICATION
(Now Includes an Additional 0.78± Acres of Land at 2493 North Forest Road)
Received March 23, 2026

SUBJECT: REQUEST TO RECLASSIFY AND TO AMEND THE AUDUBON DEVELOPMENT PLAN FOR ~~2.44±~~ 3.2± ACRES OF LAND FROM NCD-SA TO NCD-GC, **Z-2026-01**; PROPERTY LOCATED AT **2493, 2529, 2535 & 2559 NORTH FOREST ROAD**. RAS DEVELOPMENT I LLC, PETITIONER.

REVIEW:

Do you agree with all statements made? No objections.

If you do not, briefly state why: _____

General comments relative to your agency interests: _____

If improvements are required involving your agency, please state schedule for completion (sewer construction, road widening, etc.)

Please call the Planning Department if additional information is required (631-7051).

Print Name: KRISTA HALT

Signature: Krista Halt **Date:** 3/27/26

DU/SM/bf
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_Amended_Transmittal_032426.doc

cc: Scott Marshall, Principal Planner
Brian Armstrong, Director of Engineering Services
Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
Robert Savarino, 4758 North French Rd., East Amherst, NY 14051
Patrick Sheedy Jr., Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

Amherst

Town of Amherst Planning Department *Erie County, New York*

Brian J. Kulpa
Supervisor
Daniel C. Howard, AICP
Planning Director
Daniel J. Ulatowski, AICP
Assistant Planning Director

March 27, 2026

Robert Savarino
RAS Development I, LLC
4758 North French Road
Amherst, New York 14051

SUBJECT:	Reclassification Application Review Request:	**Z-2026-01 (Audubon Amendment #78)** Amend 3.2± acres of land from NCD-SA to NCD-GC
	Property located at:	**2493, 2529, 2535 & 2559 North Forest Road**
	Amended application received:	March 23, 2026
	Representative:	Sean W. Hopkins, Esq. Carmina Wood Design

Dear Mr. Savarino,

Please consider the following comments:

1. The concept plan provided with the application is being used for informational purposes only. This departments review is not to be construed as endorsement or approval of the concept plan or that it complies with the requirements of §203 or §204 of Town Code.
2. The following items on the Town's Addendum to the Environmental Assessment Form should be corrected or completed:
   - Item 1: Correct the response. For the soil type all answers should be severe with the exception of local roads and streets which is moderate.
3. Note that any other SEQR-related issues raised during the review process for this rezoning must be addressed prior to action by the Town Board.
4. The subject site is located within an archaeologically sensitive area. An archaeological assessment will be required prior to the Town Board making a SEQR determination.
5. *The Soil Survey of Erie County* indicates the presence of potentially hydric soils. A wetland delineation must be provided prior to the Town Board making a SEQR determination.
6. Provide an 8½ " x 11" reduction of any revised concept plan **and an electronic version** of any revised plans or information (revised local law in Word format) submitted for review.

This is a review only and does not constitute approval of the Reclassification Request. Should you have questions regarding this correspondence, please contact Scott A. Marshall, Principal Planner at smarshall@amherst.ny.us.

Very truly yours,

Scott Marshall
Principal Planner

DH/SM/bf
X:\Current_Planning\Files\Rezonings\2026\Z-2026-01_(2493_2529_2535_&_2559_N_Forest_Rd)_2026\Z-2026-01_Pln_Dpt_Rvw_03272026.docx

cc: Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
Patrick Sheedy Jr., Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

TOWN OF AMHERST

ASSESSOR'S OFFICE

5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221
PHONE: 716-631-7038

Emily A. Murphy
Assessor
emurphy@amherst.ny.us

MEMORANDUM

TO: Daniel Ulatowski, AICP, Associate Planning Director
Douglas Gesel, Supervising Code Enforcement Officer
Jeff Burroughs, Town Engineer
Scott Marshall, Principle Planner

FROM: Bonnie B. Arnold, Real Property Appraiser

DATE: March 25, 2026

SUBJECT: Request to Reclassify and to amend the AudubonDevelopment Plan for 17.13± acres of land **from NCD-GC, Z-2026-01**
Property Location: **2493**,2529,2535 & 2559 North Forest Rd
Petitioner: RAS Development, LLC

No concerns with request

cc: Sean Hopkins, 35 California Drive, Suite 100, Williamsville, NY 14221
Robert Savarino, 4758 North French Rd., East Amherst, NY 14051
Patrick Sheedy Jr., Carmina Wood Design, 80 Silo City Row, Buffalo, NY 14203

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

New York State
Parks, Recreation and
Historic Preservation

KATHY HOCHUL
Governor

KATHY MOSER
Acting Commissioner

Attachment: Z-2026-01_TB letter packet 062226 (RES-2026-476 : 2559, 2535, 2529 & 2493 North Forest Road Reclassification)

ARCHAEOLOGY COMMENTS

Phase IA/IB Archaeological Survey Recommendation
Project Name: Proposed Multi-Family
PR#: 26PR01399
Date: 02/24/2026

The project is in an archaeologically sensitive location. Therefore, the State Historic Preservation Office/Office of Parks, Recreation and Historic Preservation (SHPO/OPRHP) recommends a Phase IA/IB archaeological survey for components of the project that will involve ground disturbance, unless substantial prior ground disturbance can be documented. A Phase IA/IB survey is designed to determine the presence or absence of archaeological sites or other cultural resources in the project's Area of Potential Effects (APE).

If you consider the entire project area to be disturbed, documentation of the disturbance will need to be reviewed by SHPO/OPRHP. Examples of disturbance include mining activities and multiple episodes of building construction and demolition. Documentation of ground disturbance typically consists of soil bore logs, photos, or previous project plans. Agricultural activity is not considered to be substantial ground disturbance.

Please note that in areas with alluvial soils or fill archaeological deposits may exist below the depth of superficial disturbances such as pavement or even deeper disturbances, depending on the thickness of the alluvium or fill. Evaluation of the possible impact of prior disturbance on archaeological sites must consider the depth of potentially culture-bearing deposits and the depth of planned disturbance by the proposed project.

Our office does not conduct archaeological surveys. A 36 CFR 61 qualified archaeologist should be retained to conduct the Phase IA/IB survey.

If you have any questions concerning archaeology, please contact Sydney Snyder at Sydney.Snyder@parks.ny.gov.

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Attorney
Initiated by: **Steven B. Bengart**
Co-Sponsored by:

DOC ID: 31955 **RESOLUTION 2026-477** **ADOPTED**

Request for Public Hearing - Term Limits Local Law

AGENDA ITEM : JUNE 22ND, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **Request For Public Hearing**
A Local Law To Amend Chapter 55 of the Code of the Town of Amherst, Term Limits

Kindly adopt a resolution to set a Public Hearing for July 27, 2026 at 7:00 p.m. to adopt the attached Local Law.

The final version of this Local Law will be distributed to the Town Board at least ten (10) days before the public hearing as required by law and will also be made part of the July 27, 2026 Town Board agenda.

Thank you.
SBB:nmb
Attachment
c: Tim Koller, Deputy Town Clerk (*w/attachment,* **Agenda Item : June 22, 2026**)

6/22/2026
Consent

FINANCIAL IMPACT:

None for the purposes of this resolution.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

LOCAL LAW NO. ___- 2026

TOWN OF AMHERST
COUNTY OF ERIE, STATE OF NEW YORK

A LOCAL LAW AMENDING CHAPTER 55 OF THE CODE OF THE TOWN OF AMHERST, TERM LIMITS LAW

BE IT ENACTED by the Town Board of the Town of Amherst, as follows:

§ 1. **Title.**
The title of this chapter shall be the "2026 Town of Amherst Term Limits Law."

§ 2. **Legislative intent.**

It is the intent of the Town Board of the Town of Amherst to expand participation in the electoral process and to bring new ideas to governance of the Town of Amherst. ~~To these ends, the Town Board of the Town of Amherst adopts this chapter to limit terms of office for elected officials in the Town of Amherst.~~ The Town Board of the Town of Amherst also recognizes that the Town's previous "Term Limits Law," adopted by the Town Board in Local Law # 10-2006, and codified at Chapter 55 of the Town Code of the Town of Amherst, is subject to challenge and likely unenforceable, because, as counseled by the holdings of the Appellate Division, Second Department, and the New York Court of Appeals in Hoehmann v. Town of Clarkstown, 216 A.D.3d 865 (2d Dep't), aff'd, 40 N.Y.3d 1 (2023), the previous "Term Limits Law" was never approved in a public referendum. In view of these circumstances, the Town Board of the Town of Amherst adopts this chapter to limit terms of office for elected officials in the Town of Amherst.

§ 3. **Term limits established.**

No ~~elective officer of the Town of Amherst~~ Town Supervisor or Town Council Member of the Town of Amherst shall have more than two consecutive terms of four years each in the same public office. No Town Clerk or Town Highway Superintendent of the Town of Amherst shall have more than three consecutive terms of four years each in the same public office. For purposes of this chapter, "same public office" shall mean any and all public offices that are the same as the office that the elective public officer last held, and the elected offices of Town Supervisor, Town Council Member, Town Clerk and Town Highway Superintendent shall constitute different elected public offices. Any terms of office ~~held~~ that began prior to the November 2, 2027, general election shall not be counted for term limitation purposes.

~~Strikethrough~~ = Deleted language; Underline = Added language

Attachment: LocalLaw.TB.RequestPH.TBAgenda6.22.2026 (RES-2026-477 : Request for Public Hearing - Term Limits Local Law)

§ 4. **Partial term of office.**

Nothing contained herein shall prohibit an elective public officer in the Town of Amherst from holding either an elective or appointive partial term in the same elective public office, immediately prior to election to that elective public office for a full term. In that event, the partial term shall not be counted for purposes of the term limitation imposed by this chapter.

§ 5. ~~Other elective office.~~ **State Action.**

Any change in the duration of the term of office imposed by New York State law shall not be considered a partial term and shall count as a full term of office.

§ ~~5.~~ 6. **Other elective office.**

Nothing contained in this chapter shall prohibit an elective public officer from seeking, being elected to, or holding another and different elective public office in the Town of Amherst at the conclusion of a term of public office as required by this chapter.

§ ~~6~~ 7. **Exclusion.**

Nothing contained in this chapter shall apply to the office of Town Justice of the Town of Amherst.

§ ~~7~~ 8. **Authority.**

This chapter is enacted pursuant to § 10(1)(ii)(a) of the Municipal Home Rule Law of the State of New York which authorizes towns to adopt local laws concerning the mode of selection and terms of office of elected officials.

§ 9. **Repealer.**

Inasmuch as Local Law # 10-2006 of the Town of Amherst, adopted by the Town Board of the Town of Amherst on August 21, 2006, has taken effect, this chapter supersedes the provisions of said Local Law # 10-2006, which is hereby repealed.

§ 10. **Referendum Required.**

The provisions of this chapter shall remain inoperative in the Town of Amherst unless and until a proposition therefor submitted at a general or special election in such Town shall be approved by a vote of the majority of the qualified electors in such Town voting thereon. This chapter shall become effective immediately upon certification of the results of said election.

Francina J. Spoth, Town Clerk

~~Strikethrough~~ = Deleted language; Underline = Added language

Attachment: LocalLaw.TB.RequestPH.TBAgenda6.22.2026 (RES-2026-477 : Request for Public Hearing - Term Limits Local Law)

Town of Amherst

Attachment: LocalLaw.TB.RequestPH.TBAgenda6.22.2026 (RES-2026-477 : Request for Public Hearing - Term Limits Local Law)

~~Strikethrough~~ = Deleted language; Underline = Added language

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Attorney
Initiated by: **Steven B. Bengart**
Co-Sponsored by:

DOC ID: 31952 **RESOLUTION 2026-478** **ADOPTED**

Settlement of Litigation Matter

AGENDA ITEM : JUNE 22nd, 2026

TO: **Town Board**

FROM: **Steven B. Bengart, Esq., Town Attorney**

DATE: **June 16, 2026**

RE: **Settlement of Litigation Matter**
Demarais v. Town of Amherst, et al.

Kindly adopt the following resolution with respect to the above matter:

WHEREAS, the above matter settled in the full amount of $475,000.00; and

WHEREAS, the Town of Amherst's portion of this settlement is $200,000.00;

THEREFORE BE IT RESOLVED that the Town Board hereby authorizes the settlement of the above matter in the amount of $200,000.00 and authorizes the Supervisor to execute any and all settlement documents associated with the full and final settlement of such matter.

SBB:nmb
c: Tim Koller, Deputy Town Clerk (**Agenda Item – June 22, 2026**)
Michael R. Grela, Town Comptroller
Lynda Juul, Director of Finance

6/22/2026
Consent

FINANCIAL IMPACT:

P1915.4110 - $200,000

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Building/Building Maintenance
Initiated by: **Daniel Rizzo**
Co-Sponsored by:

DOC ID: 31936 **RESOLUTION 2026-479** **ADOPTED**

Vehicle Auction Request

The Facilities Department requests authorization to dispose of the following Town vehicle, which recently removed from service and will be sold through Auctions International;

BD-09 2011 Ford F350 Dump Truck

The cost of repairing the vehicle would exceed its value, and it is likely to experience further mechanical failures.

Monies received from the sale of this vehicle (BD-09) are to be deposited into account A1620-02617.

Thank you for considering this request.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Building/Building Maintenance
Initiated by: **Daniel Rizzo**
Co-Sponsored by:

DOC ID: 31942 **RESOLUTION 2026-480** **ADOPTED**

Senior Center - HVAC Replacements, Change Order 1 CRS #6332

We are requesting the Town Board consider approval of this resolution authorizing the Supervisor to sign the above referenced Change Order, which increases the overall contract by $8,037.00.

This Change Order incorporates additional work included in the Senior Center HVAC Replacements. Please see Attachment 1 for more information.

The overall project cost shall increases funds used from account KP2505.

Thank you for considering this request.

6/22/2026
Consent

FINANCIAL IMPACT:

KP2502.4972 | $8,037.00

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Town of Amherst
Change Order

PROJECT:	CONTRACT INFORMATION:	CHANGE ORDER INFORMATION:
Senior Center - HVAC Upgrades 2024 F-0.02	Mechanical Contract Date: 3/10/2025, RES 2025-206	Change Order Number: 1
CONTRACTOR:	**ARCHITECT / ENGINEER:**	**OWNER:**
Greater Niagara Mechanical, Inc 7311 Ward Rd North Tonawanda, NY 14120	Buffalo Engineering 4245 Union Rd # 204 Cheektowaga, NY 14225	Town of Amherst 5583 Main St. Williamsville, NY 14221

The Contract is changed as follows:

- New gas pressure regulator, piping, and fittings to reduce elevated meter pressure from National Fuel's upgraded meter (increased pressure) to standard operating pressure for all building appliances and equipment.
- Inspect and verify proper operation of all gas-fired appliances and equipment throughout the building following the pressure system changes.
- Coordinate (re-mobilize) HVAC controls subcontractor to recalibrate rooftop units to the updated gas piping system.

Refer also to backup paperwork for details.

The original Contract Sum was	$	**689,300.00**
The net change by previously authorized Change Orders	$	**-**
The Contract Sum prior to this Change Order was	$	**689,300.00**
The Contract Sum will be **increased** by this Change Order in the amount of	$	**8,037.00**
The new Contract Sum, including this Change Order, will be	$	**697,337.00**

The Contract Time will be changed by (0) days.

The new date of Substantial Completion shall now be: N/A

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Greater Niagara Mechanical, Inc	Buffalo Engineering	Town of Amherst
CONTRACTOR	ARCHITECT/ENGINEER	OWNER
SIGNATURE	SIGNATURE	SIGNATURE
Samuel Preziosi VP	Brian Zonter PE. Principal	
PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
5/20/26	5/20/26	
DATE	DATE	DATE

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

GREATER NIAGARA MECHANICAL, INCORPORATED

7311 WARD ROAD ∞ NORTH TONAWANDA, NEW YORK 14120

PHONE 716.695.3600 ∞ FAX 716.695.3700

CHANGE PROPOSAL REQUEST

CPR #: 1 Date: 5/12/2026

Job Name: Town of Amherst Senior Center

Architect: Buffalo Engineering Job #: 2024-F0.02

RE: Natural Gas Piping - Meter Piping

Description:

Natural Gas piping associated with installation of new elevated pressure meter installation by National Fuel. Proposal includes providing and installing a new gas regulator, piping, and fittings required to reduce the gas pressure being sent from the new meter to all bulidilng appliances/devices to standard gas pressure. Proposal includes verifying all gas fired appliances inside and outside the buildilng are working properly. Proposal includes cost of Stark to come back to calibrate RTU's with new gas piping system. See attached for all T&M Sheets associated with this work.

GREATER NIAGARA MECHANICAL:				
	LABOR COST:	$8,590.50	MATERIAL COST:	$5,746.25
			STARK COST:	$1,700.00

LABOR TOTAL:	$8,590.50	MATERIAL/SUB TOTAL:	$7,446.25

OVERALL PROPOSAL:	$16,037

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

SERVICE WORK ORDER

JOB NAME: Amherst Senior CTR
ADDRESS:

DATE: 8-28 → 8-30
JOB #: 2944
CUST. PO#:
CALL TYPE: T&M ☒ QUOTE ☐ PM ☐

GREATER NIAGARA Mechanical, Inc.
7311 Ward Road ∞ North Tonawanda, NY 14120
Phone: 716.695.3600 ∞ Fax: 716.695.3700

4/29 8-29 DESCRIPTION OF WORK: Tie in existing GAS LINES TO New Meter Set! CLOSE ALL Equipment Valves and Test ALL GAS Lines. * DID NOT HOLD

4/28 ~~8-28~~. Scott stopped out to talk w/ National Fuel and make parts List and get parts from supply house

CODES: TRUCK STOCK (T) SHOP STOCK (S) CUSTOMER (C)

QTY.	CODE/PO#	PART NO.	MATERIAL DESC.	UNIT PRICE		AMOUNT	
1	SG8842		1¼ gas valve			44	88
2	SG8842		1¼ BLK Nips			69	36
2	SG8841		Rolls gas teflon			26	60
2	SG8843		Spray bottles Leak detect			32	12
1	SG8841		Can DOPE			14	63
1	SG8834		4" Mega Press Coup			129	60
2	SG8834		4" Mega 90°			606	18
1	SG8834		4" Mega T			387	80
1	SG8834		4x3 Mega FTG Red			218	40
1	SG8834		4x2 Mega FTG Red			259	80

DATE	HOURS	ST ∞ OT ∞ DT	SERVICE TECHNICIAN				
4 8-28	3	ST	Scott Glinski	124	50	373	50
4 8-29	8	ST	Ben Hasley	124	50	996	00
4 8-29	8	ST	Scott Glinski	124	50	996	00

*SERVICE CHARGE			
SUB TOTAL		4154	87
TAX			
TOTAL			

☐ COMPLETE
☐ INCOMPLETE

CUSTOMER SIGNATURE

*Service charge covers expense of truck, tools, and sundries.

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

SERVICE WORK ORDER

JOB NAME: Amherst Senior Ctr
ADDRESS:

DATE: ~~8-30~~ 4/30/26
JOB #: 2944
CUST. PO#:
CALL TYPE: T&M ☒ QUOTE ☐ PM ☐

GREATER NIAGARA Mechanical, Inc.
7311 Ward Road ∞ North Tonawanda, NY 14120
Phone: 716.695.3600 ∞ Fax: 716.695.3700

4/30
~~8-30~~

DESCRIPTION OF WORK: Test gas Line, spray all Joints. Add valve on Roof for Make up Air unit.

Add Relief T for Future Relief Installation

CODES: TRUCK STOCK (T) SHOP STOCK (S) CUSTOMER (C)

QTY.	CODE/PO#	PART NO.	MATERIAL DESC.	UNIT PRICE		AMOUNT	
2	BF8493		2" Run Blk Nips			128	94
3	BF8493		2" Blk unions			127	86
1	SG8834		3" Thrd Blk T			55	20
1	SG 8834		2" Thrd Bvalve gas cock			209	38
1	SG8834		3" Blk Nip			19	20
1	SG8834		3" Thrd Flange			43	28
1	BF8493		4x2 Mega T			590	40
1	BF 8493		2" Blk Cap			14	64
1	BF 8493		2x6 Blk Nip			6	38
1	SG8834		3" gasket kit			10	12
DATE	HOURS	ST ∞ OT ∞ DT	SERVICE TECHNICIAN				
4/30	8	ST	Scott Gulnski	124	50	996	00
4/30	8	ST	Ben Hasley	124	50	996	00
4/30	8	ST	Brett Foster	124	50	996	00

1205.
1241

*SERVICE CHARGE			
SUB TOTAL		4193	40
TAX			
TOTAL			

☐ COMPLETE
☐ INCOMPLETE

CUSTOMER SIGNATURE

*Service charge covers expense of truck, tools, and sundries.

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

SERVICE WORK ORDER

JOB NAME: Amherst Senior CTR
ADDRESS:

DATE: 5-1
JOB #: 2944
CUST. PO#:
CALL TYPE: T&M ☒ QUOTE ☐ PM ☐

GREATER NIAGARA Mechanical, Inc.
7311 Ward Road ∞ North Tonawanda, NY 14120
Phone: 716.695.3600 ∞ Fax: 716.695.3700

DESCRIPTION OF WORK: Vented new gas Line and started up all gas fired equipment.

* Have to get Back to Put in Releif on gas main.

CODES: TRUCK STOCK (T) SHOP STOCK (S) CUSTOMER (C)

QTY.	CODE/PO#	PART NO.	MATERIAL DESC.	UNIT PRICE		AMOUNT	
1	RS8535		2" Regulator			1080	34
	SG8840		Misc Parts for testing			128	36
			+Leak Check				

DATE	HOURS	ST ∞ OT ∞ DT	SERVICE TECHNICIAN				
5/1	3	ST	GREG HARRIS	124	50	373	50
5/1	5	ST	Andrew Horn	124	50	622	50
5/1	6	ST	Scott Gunski	124	50	747	00

*SERVICE CHARGE				
SUB TOTAL			2951	70
TAX				
TOTAL				

☐ COMPLETE
☒ INCOMPLETE

CUSTOMER SIGNATURE

*Service charge covers expense of truck, tools, and sundries.

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

SERVICE WORK ORDER

JOB NAME: Amherst Senior CTR
ADDRESS:

DATE: 5-11-26
JOB #:
CUST. PO#:
CALL TYPE: T&M ☒ QUOTE ☐ PM ☐

GREATER NIAGARA Mechanical, Inc.
7311 Ward Road ∞ North Tonawanda, NY 14120
Phone: 716.695.3600 ∞ Fax: 716.695.3700

DESCRIPTION OF WORK: Install Automatic Vent on Gas Line After Pressure Regulator up to Roof Line to Protect house Line from over pressurization.

CODES: TRUCK STOCK (T) SHOP STOCK (S) CUSTOMER (C)

QTY.	CODE/PO#	PART NO.	MATERIAL DESC.	UNIT PRICE		AMOUNT	
1	PSF575		Gas Vent			1149	86
1	SG8849		13' 2" Blk Pipe			92	82
4	SG8849		2" Blk 90°			79	68
1	SG8849		2" Blk union			43	20
1	SG8849		2" Mega Press coup			94	32
1	(Shop)		Run 2" Blk Nips			64	30
1	shop		2"x24" Blk Nip			18	60
			STARK RECALIBRATE			1700	00
DATE	HOURS	ST ∞ OT ∞ DT	SERVICE TECHNICIAN				
5-11	6	ST	Scott Glinski	124	50	747	00
5-11	6	ST	Walter Galey	124	50	747	00

1542.
3247
140

*SERVICE CHARGE			
SUB TOTAL		4736	78
TAX			
TOTAL			

☒ COMPLETE
☐ INCOMPLETE

CUSTOMER SIGNATURE

*Service charge covers expense of truck, tools, and sundries.

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

ALLOWANCE DISBURSEMENT AUTHORIZATION

Owner
Architect/Engineer
Contractor
Field
Other
Other

Town of Amherst, Project No. 2024 F0.02
Senior Center - HVAC Replacement (Rooftop Units)

Allowance Disbursement No. **1** Initiation Date: **4/28/2026**

Contract For: **Senior Center HVAC Replacement**
Rooftop Unit Replacement

To Contractor: **Greater Niagara Mechanical, Inc.**
7311 Ward Rd, North Tonawanda NY 14120

Contract Date: **3/10/2025**

Not valid until signed by Owner and Contractor

The Original Contract Allowance	**$ 8,000.00**
Net Allowance Disbursements previously authorized	**0.00**
Charges to Contract Allowance as a result of this authorization	**- 8,000.00**
Current Contract Allowance Balance including this authorization	**$ 0.00**

Owner: Anne Dafchik **Anne Dafchik, Facilities**

Architect/Engineer: Brian Gentile BRIAN ZENTEL, P.E.

Contractor: Samuel Prezioso

Allowance for remobilization and additional work related to gas meter upgrades and pressure relief valve. Cost of work is split up as follows:

- This Allowance Draw 1 = 8,000.00
- Change Order # 1 = 8,037.00

Total $ 16,037.00

Attachment: 6332_revision_14206 (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

TOWN OF AMHERST

Facilities

5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221
(716) 631-7109

May 21, 2026
AGENDA - JUNE 22, 2026

Honorable Town Board
Town of Amherst
5583 Main Street
Williamsville, NY 14221

Re: **Change Order #1, Greater Niagara Mechanical, Inc – Mechanical Contract**
CRS-CMS # 5352-4639 (Change Order as CRS 6332)
Senior Center – HVAC Upgrades, Rooftop Units Replacement
TOA Project No. 2024 F-0.02

Greetings Councilmembers,

We are requesting the Town Board consider approval of this resolution authorizing the Supervisor to sign the above-mentioned Change Order, which **increases** the overall contract by $8,037.00.

As part of the upgrade to new Rooftop HVAC units, the gas meter required replacement to provide higher pressure service. National Fuel was unable to install the new gas meter concurrent with the primary rooftop unit replacement project and scheduled the work for April, requiring Greater Niagara Mechanical to mobilize a second time. This re-mobilization was anticipated as a possibility and was managed through a contract allowance.

Upon National Fuel completing the meter upgrade with increased pressure service, gas leaks were detected within the building, requiring an immediate response from the Owner and Contractor to resolve the issue and keep the building on schedule to reopen.

To bring the system into compliance with the new meter and service agreement, the Contractor supplied and installed a new pressure regulator, piping, and fittings to reduce the elevated meter pressure to standard operating levels within the building; additionally, the HVAC controls subcontractor (Stark) was called out to recalibrate the rooftop units.

This additional work was driven entirely by National Fuel's scheduling constraints and additional requirements for pressure testing beyond the step-down regulator. Conditions discovered following the meter upgrade were not foreseeable at the time the original contract was executed.

Funding for this change order shall be from account **KP 2502.4972**.

Thank you for considering this request,

Anne Dafchik, AIA, NCARB
Facilities Department, Architect

cc: Shawn Lavin – Supervisor

Attachment: Attachment 1_SC HVAC Letter (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

Councilmembers
Stephen Bengart – Attorney
Lynda Juul – Director of Contract Compliance
Michael Grela – Comptroller
Ann E. Fickelscherer – Supervising Accountant
Sean Pellow – Director of Facilities
Melissa Abel – Director of Senior Services

enc: Change Order supporting documentation

https://amherstnyusgcc.sharepoint.com/sites/facdept/shared documents/common/admin/- buildings/senior center/4. capital projects/2024-f-0.02 hvac replacement/ca/7. change orders/co-001 additional gas meter t&m/additional work t&m for gas meter upgrade.docx

Attachment: Attachment 1_SC HVAC Letter (RES-2026-480 : Senior Center - HVAC Replacements, Change Order 1)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Building/Building Maintenance
Initiated by: **Daniel Rizzo**
Co-Sponsored by:

DOC ID: 31947 **RESOLUTION 2026-481** **ADOPTED**

Emergency Purchase - Senior Center Parking Lot Repairs CRS #6350

We are requesting the Town Board consider approval of this resolution authorizing the expenditure of funds for the referenced emergency purchase.

This emergency purchase authorizes repairs to the Amherst Senior Center parking lot, including a new concrete pad, flush curb, bollards, and four (4) ADA-compliant parking lot grates. Additional project details are provided in the attached emergency purchase documentation.

The overall project cost is $31,485.00.

Thank you for considering this request.

6/22/2026
Consent

FINANCIAL IMPACT:

N26-37 | $31,485.00

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Town of Amherst
Emergency Purchase Documentation Form

This form is to be completed for all emergency purchases made that contravene the Town's Purchasing Policy. You must contact the Supervisor (or Deputy Supervisor in the Supervisors absence) to obtain his/her approval prior to making the purchase. This form must be completed and submitted to the Town Board at the first work session following the Emergency purchase. A copy should also be submitted to the Town Attorney and Contract Compliance & Administration Department.

An exception to the competitive bidding requirements exists for emergency situations (GML §103[4]). There are three basic statutory criteria to be met in order to fall within this exception. These are that (1) the situation arises out of an accident or other unforeseen occurrence or condition; (2) the circumstances affect public buildings, public property, or life, health, safety or property of the political subdivision's residents; and (3) the situation requires immediate action which cannot await competitive bidding.

Generally, there must be a present, immediate and existing condition which is creating an imminent threat or danger and which requires such immediate action that a further delay to comply with competitive bidding requirements is so detrimental to the public interest that it overcomes the strong public policy in favor of bidding. Further, because the emergency must arrive out of an accident or unforeseen occurrence, it is doubtful a local government may invoke the emergency exception in a situation which the result of inaction or dilatory behavior on the part of local officials and which, therefore, could have been foreseen in time to advertise for bids.

Even when a governing board passes a resolution that a public emergency exists, the public interest dictates that purchases are made at the lowest possible costs, seeking competition by informal solicitation of quotes or otherwise, to the extent practical under the circumstances.

1. Date of Emergency Purchase: 6/16/2026
2. Date you received approval from the Supervisor: 16 June 26 Supervisor's Initials: SC
3. Date of Town Board work session where Board is notified: 06/22/2026
4. Amount of Emergency Purchase. Please provide a detailed listing of items purchased and the cost of each (attach additional detail if necessary): $31,485.00 Material and labor associated with installation of new concrete pad, flush curb, and two (2) bollards. Four (4) ADA compliant parking lot grates and frames. Please see attachment for more information.
5. Is there adequate funding in your current operating budget to cover this purchase? Y
   Identify budget Org/Object: N26-37
6. Please describe the circumstances that resulted in the need to make an emergency purchase without following the Town's Purchasing Policy: Residents and visitors of the Senior Center have continued to trip and fall over the curb leading to the front entrance of the building, as well as over deteriorating parking lot drainage grates. In several cases, these incidents have resulted in injuries.
7. Please describe what steps were taken to ensure the lowest cost for the Emergency Purchase. If none, please explain why your department was prevented from doing so: Obtained three quotes in compliance with the Town of Amherst's procurement policy.
8. Department Head Signature: [signature] Date: 6.16.26

CC: Town Board, Town Attorney, Contract Compliance & Administration

For Contract Compliance & Administration Use Only
Date of Town Board Resolution: Emergency Purchase Tracking/Res #:

Rev. 1/3/2023

Attachment: Senior Center Emergency Purchase - Parking Lot Repair (RES-2026-481 : Emergency Purchase)

American Paving & Excavating, Inc.
5880 Thompson Road
Clarence Center, New York 14032-9724
(716) 741-2649
Fax: (716) 741-2218

Quote 1: Accepted

June 15, 2026

Town of Amherst
5583 Main Street
Williamsville, NY 14221
ATTN: Sean Pellow
P: 716-631-7000
E: spellow@amherst.ny.us

American Paving & Excavating quotes all labor, material, and equipment to complete the following: Based on Emergency Handicap Ramp Project – Senior Center – 370 John James Audubon Parkway, Buffalo, NY 14228

QUOTE: Remove concrete at front entrance and rework to delete curb and make concrete slope.

Cut Curb – 56'	$4,480.00
Remove and replace 680 SQ FT of concrete sidewalk. Lower grade, remove existing, install new stone, grade, and compact. Pour new 5" concrete, dowel into existing concrete.	$22,205.00
Install blacktop around new curb	$1,500.00
Landscape – Lower bed (No Mulch)	$0.00
ADD two bollards	$1,800.00
Purchase - 3EA 3" Frame 1EA 6" Frame 4EA 26" Grates	$1,465.00
TOTAL:	**$31,485.00**

NOTES:

- When removing pieces of concrete up against other concrete the existing concrete sometimes gets chipped.
- No work is included on the piers
- The 4 frames & grates are cast iron, not reticuline steel

This quote is good for 30 days based on the current asphalt index ($793.00/US TN).

Attachment: Senior Center Emergency Purchase - Parking Lot Repair (RES-2026-481 : Emergency Purchase)

American Paving & Excavating, Inc.
5880 Thompson Road
Clarence Center, New York 14032-9724
(716) 741-2649
Fax: (716) 741-2218

Quote 1: Accepted

This proposal cannot be honored until a signed copy of the proposal is received at our office and may be withdrawn if not accepted within 30 days of the proposal date. This proposal is to become part of any contract awarded to American Paving and Excavating, Inc. Note that all work not specifically described in this proposal is excluded from our scope.

Any cost associated with obtaining permits, bonds, special fees, and licenses are not included unless specifically addressed in the text of this bid. We are not responsible for any penalties for failure to obtain such paperwork.

Any work performed under this contract on a T&M basis will be inclusive of a minimum charge per piece of machinery and equipment, equal to four (4) hours at our normal hourly rate. Additionally, if work is performed at a time when we are not already on site, the appropriate mobilization charge will be applied.

For jobs that require excavation, we will contact Underground Facilities Protective Organization to mark public utility lines. The owner or general contractor is responsible for marking any private lines outside " UFPO's" scope and inform American Paving and Excavating's of their locations.

It is normal for asphalt products in the first year after installation to scuff or divot. This is inherent of the product. The asphalt is still curing It is most notable on hot days and usually occurs from drivers turning tires while in a stationary position. These marks generally smooth out over time.

American Paving and Excavating cannot guarantee against reflective cracking on resurfacing over existing asphalt or concrete. Products such as petro-tac and petro-mat reduce or delay its effects but will not eliminate the problem.

In situations with less than 1.5% pitch, we cannot guarantee that there will not be ponding. Areas that require hand raking will require more pitch.

A capital improvement certificate must be signed and returned, or a tax-exempt certificate must be issued before the start of the project or sales tax must be added at the time of invoicing.

Thank you for the opportunity to provide this quote. Should you have any questions or need additional information, please feel free to contact the office.

Attachment: Senior Center Emergency Purchase - Parking Lot Repair (RES-2026-481 : Emergency Purchase)

American Paving & Excavating, Inc.
5880 Thompson Road
Clarence Center, New York 14032-9724
(716) 741-2649
Fax: (716) 741-2218

Quote 1: Accepted

Sincerely,

Guy R. Berberich

President

GRB/dsb

Acceptance of Quote

Customer Signature _____ Date _____

Contractor Signature _____ Date _____

Guy R. Berberich, President

American Paving & Excavating Inc

Note: Pricing is only valid for 30 days from date above. The price for this project is based on the New York State posted average asphalt index of $793.00/ US ton. If the posted average increases or decreases at the time of paving, our prices will be adjusted accordingly.

Included Are:		Exclusions
Yes	Prevailing Rates Included	No Cleaning Between Lifts
No	Tax is Included	**No Tack Coat Between Lifts Unless Quoted Above**
No	Sealer is Included	No Asphalt Primer on Stone Unless Quoted Above
No	Striping is Included	No Herbicides (Weed Killer) Unless Quoted Above
Yes	Based on One Mobilization	Water on Site Provided by Owner or G.C.
No	Testing	
No	Stakeout/Survey	Any Area with Slope Less than 1.5% Slope May Cause
Yes	Saw Cutting	Ponding. Grade Plan Needs to Be Approved By
No	Milling Included	A.P.E. to Warrant Proper Drainage Guarantee

Any Additional Insurance Other than Normal Coverage is an Extra

Attachment: Senior Center Emergency Purchase - Parking Lot Repair (RES-2026-481 : Emergency Purchase)

Quote 2

Anastasi Trucking, Inc.

4430 Walden Ave.
Lancaster, NY 14086

Phone: (716) 683-5003
Fax: (716) 683-5045

To:	Town Of Amherst	**Contact:**	Sean Pellow
Address:	5583 Main Street	**Phone:**	(716) 631-7045
	Williamsville, NY 14221 USA	**Fax:**	(716) 631-7152
Project Name:	Amherst Senior Center Sidewalk Replacement	**Bid Number:**	4915
Project Location:	370 John James Audubon Pkwy, Buffalo, NY	**Bid Date:**	6/12/2026

Item #	Item Description	Estimated Quantity	Unit	Total Price
1	**Sidewalk Replacement** · Remove And Replace 680 SF Of Sidewalk. · Cut Curb In Front Canopy To Reduce Curb Height; 56 LF. · Form And Pour New 5" Thick Concrete Sidewalk. · Install 2 Bollards With Plastic Sleeves. · Backup Edges Of Work With Topsoil And Hand Seed; Watering And Maintenance Is Excluded. · Expansion Joint Sealant Is Excluded. · The Quantities Of Work Are Per Email From Shawn Pellow Dated 5/26/26.	680.00	SF	$29,920.00
2	**Furnish Castings** - Furnish And Deliver To Town Of Amherst The Following: - 4 EA 26x26 Grates - 3 EA 26x26x3 Frames - 1 EA 26x26x6 Frame	8.00	EACH	$2,120.00

Total Bid Price: $32,040.00

Notes:

- **Qualifications:**
- Includes NYS Prevailing Wage.
- We are not responsible for standing water (bird baths) where the pitch of the finished surface is less than or equal to 1%.
- This Proposal shall be made an attachment to our Contract.
- **********
- **Exclusions:**
- Sales Tax; General Contractor to provide tax exempt certificate upon award of Contract.
- Permits, fees, testing, inspection and bonds.
- Excavation, blasting, and hammering of rock, shale, and boulders.
- Undercut and replacement of unsuitable material.
- Handling of hazardous and contaminated material.
- Concrete joint sealant.

Payment Terms:

Invoices will be issued monthly for work completed and materials supplied during the billing period. Payment is due 30 days from date of invoice.

Interest will be added to all past due invoices as follows: 30-90 days past-due (prime +2%), Over 90 days (prime + 4%) plus all collection and legal fees.

ACCEPTED:

The above prices, specifications and conditions are satisfactory and are hereby accepted.

Buyer: _____

Signature: _____

Date of Acceptance: _____

CONFIRMED:

Anastasi Trucking, Inc.

Authorized Signature: _____

Estimator: Matt Stachowiak
(716) 912-3674 MattS@AnastasiTrucking.com

Attachment: Senior Center Emergency Purchase - Parking Lot Repair (RES-2026-481 : Emergency Purchase)

LOUIS DEL PRINCE & SONS INC.
PAVING CONTRACTORS
Since 1937

"Buffalo's Original Paving Contractor"

580 Cayuga Road
Cheektowaga, NY 14225-1312
Phone (716) 633-6944
Fax (716) 633-1053
office@louisdelprince.com

TO Town Of Amherst
Town Hall-Building Maintenance
30 S. Cayuga Rd.
Williamsville, Ny 14221
Sean Pellow (716) 631-7081
spellow@amherst,ny.us

PROPOSAL

ESTIMATOR	JOB	PAYMENT TERMS	PROPOSAL DATE
Joe Minneci	26-094 LDP Proposal Amherst Senior Center	Net 30 Days	5/29/2026

Site: Amherst Senior Center-370 John James Audobon Pkwy Buffalo, NY 14228

Remove and Replace Concrete Entryway, Ramps & Curbing

- Set up temporary work area fencing
- Remove and relocate bench
- Bust out existing concrete pad and curb
- Excavate concrete and subbase materials and dispose offsite
- Install (680 SF) 5" tk. concrete walkway at entrance w (2) sloped/grooved ramps.
- Patch asphalt at road
- Install (2) bollards with covers (Color of color to be specified by customer)
- Cleaning and restoration of disturbed and landscaped areas

Total: $44,762

Alternate 1:

- Provide (4) ADA compliant drain covers 27 2/4" x 27 ¾" (Give to Town of Amherst at time of install) = Total: $1870

This is a quotation on the goods named, subject to the conditions noted below:

1) Due to uncertainty of asphalt material prices from our suppliers, we cannot guarantee this quote price after 30 days.
2) One (1) mobilization is included for all work accepted. Additional mobilizations if required will be invoiced at $2500.00 each.
3) All work to be completed by October 2026.
4) Tax will be added if not exempt.
5) Does not include permits and bonds.
6) Any excavated material is assumed to be non-contaminated. Any costs arising from testing or disposal of suspected or confirmed contaminated soil will be charged to owner.

Thank you for the opportunity to quote your project.

To accept this quotation, sign here and return: _____

THANK YOU FOR YOUR BUSINESS!

Attachment: Senior Center Emergency Purchase - Parking Lot Repair (RES-2026-481 : Emergency Purchase)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Comptroller
Initiated by: **Jennifer M. Adams**
Co-Sponsored by:

DOC ID: 31956 **RESOLUTION 2026-482** **ADOPTED**

Budget Transfers and Amendments

For June 22, 2026 Town Board Agenda

To: Town Board
From: Office of Town Comptroller
Date: 6/17/2026
Re: Various Department Budget Transfers / Amendments

I have received the following request(s) requiring budget transfers and / or amendments. Based on my review, I ask that the Town Board approve the following list;

BUDGET TRANSFERS – 2026

DECREASE:	***INCREASE***

BUDGET AMENDMENTS – 2026

INCREASE:	***INCREASE***
G9000.05001 Plant 16- Refund CY Exp $17,383.45	G9000.1000 Personal Svcs $16,148.11 G9000.8030 FICA $1,235.34
To recognize revenue from capital projects to reimburse expenditures incurred by the sewer maintenance division, mistakenly recorded as the plant on 4/13/2026 agenda.	
N2544.02785 CHEEK HOME- PI $6,750.00 N2549.02785 CHEEK HOME Admin- PI $750.00	N2544.4000 Contractual $6,750.00 N2549.4003 10% Admin $750.00
To recognize Community Development program income from 233 Shanley, Cheektowaga.	
N2550.02785 TON HOME-PI $14,277.28 N2553.02785 TON HOME ADMIN- PI $1,586.36	N2550.4000 Contractual $14,277.28 N2553.4003 10% Admin $1,586.36
To recognize Community Development program income from 33 Commodore, Tonawanda.	
N2555.02785 AMH HOME- PI $16,168.50 N2554.02785 AMH HOME ADMIN- PI $1,796.50	N2555.4000 Contractual $16,168.50 N2554.4003 10% Admin $1,796.50
To recognize Community Development program income from 183 Bucyrus, Amherst.	
N2540.02785 AMH HOME- PI $170.00	N2540.4000 Contractual $170.00
To recognize Community Development program income from 169 Hillcrest, Amherst.	

BUDGET AMENDMENTS – 2026

DECREASE:	***DECREASE***
G9916.05001 Plant 16- Refund CY Exp $17,383.45	G9916.1000 Personal Svcs $16,148.11 G9916.8030 FICA $1,235.34
To fix item on 4/13/2026 agenda, organization code should have been G9000.	

6/22/2026
Consent

FINANCIAL IMPACT:

See above.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Contract Compliance
Initiated by: **Lynda Juul**
Co-Sponsored by:

DOC ID: 31958 **RESOLUTION 2026-483** **ADOPTED**

Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351

WHEREAS, the Contract Compliance and Administration Department received responses to RFQ #202507 Town of Amherst Comprehensive Plan on September 18, 2025; and

WHEREAS, the RFQ process resulted in responses from eight (8) consultants, with interviews being conducted with each one, as per the attached scoring sheet; and

WHEREAS, the Planning Department negotiated the terms of the attached Agreement, Scope of Services and Cost Proposal with Interface Studio LLC;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Contract Compliance and Administration Department to award the RFQ to Interface Studio LLC; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Supervisor to sign the Agreement for Professional Design Services with Interface Studio LLC; and

BE IT FURTHER RESOLVED, that approval is pending successful completion of the Contract Routing System in order to expedite the start of the project.

6/22/2026
Consent

FINANCIAL IMPACT:

$726,515.00 Total: KP1913-4971 - $25,803.20; KP2016-4971 - $234,275.44; KP2105-4971 - $14,652.09; KP2238-4971 - $149,154.58; KP2322-4971 - $286,652.00; KP2531-4971 - $15,977.69

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

RFP #202507 Comprehensive Plan RFQ
Evaluation Sheet

Comprehensive Plan

		Rated on a Scale of 1 to 10		Evolve Environment & Architecture		czb LLC		Wendel		Fisher Associates		CPL		MKSK		Interface Studio		Houseal Lavigne	
		Evaluation Criteria	*Percentage (Weight)*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*	*Raw Score*	*Weighted Score*
A. Interview Conducted			*NNR*	Y		Y		Y		Y		Y		Y		Y		Y	
B. Qualifications	1	Conflict of Interest	NNR	N		N		N		N		N		N		N		N	
	2	Size of Firm / Capacity	10	6	6	8	8	9	9	10	10	9	9	10	10	7	7	9	9
	3	Location & Travel	10	7	7	9	9	10	10	10	10	9	9	7	7	5	5	5	5
	4	Current Obligations (Effect on Project Described)	5	6	3	7	3	8	4	7	4	8	4	5	3	5	3	7	3
C. Expertise / Experience	1	Understanding of Amherst	10	4	4	9	9	7	7	9	9	6	6	7	7	8	8	8	8
	2	Firm Experience	25	7	18	9	22	7	16	8	20	7	18	9	22	9	22	10	24
	3	Experience of Proposed Staff	35	8	27	9	32	6	22	8	30	7	25	9	31	9	31	9	32
	4	Special Capabilities Proposed for the Project	5	1	0	3	1	1	1	3	1	1	1	2	1	4	2	5	2
	5	MWBE/SDVOB Form	NNR	Y		Y		Y		Y		Y		Y		Y		Y	
	6	Experience with other Town Departments	NNR	Y		Y		Y		Y		Y		N		Y		N	
	7	Past Town Employees	NNR	N		N		Y		Y		N		N		N		N	
D. Proposer Certification	1	Proposer Certification	NNR	Y		Y		Y		Y		Y		Y		Y		Y	
		TOTAL EVALUATION	**100**		**66.05**		**84.05**		**68.73**		**83.14**		**70.82**		**79.91**		**78.18**		**83.95**
		INTERVIEW SCORES			**62.00**		**60.00**		**62.00**		**52.00**		**62.00**		**58.00**		**78.00**		**72.00**
		AVERAGED FINAL SCORE			**64.02**		**72.02**		**65.36**		**67.57**		**66.41**		**68.95**		**78.09**		**77.98**

Attachment: FINAL Evaluation Sheet - Comprehensive Plan RFQ with Interview Scores-22-1286 (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

AGREEMENT FOR PROFESSIONAL DESIGN SERVICES

This AGREEMENT entered into as of the _____ day of _____ 2026, between

Interface Studio LLC (a Pennsylvania limited liability company)
340 N. 12th Street, #419
Philadelphia, Pa 19107

hereinafter referred to as "*Interface Studio*"

and

Town of Amherst
5583 Main Street
Williamsville, NY 14221

hereinafter referred to as "***Client***"

for Town of Amherst Comprehensive Plan
hereinafter referred to as the "***Project***"

WHEREAS, Interface Studios has submitted a response to the Request for Qualifications issued by the Client for services to be provided in connection with the Project; and

WHEREAS, the Client desires to contract with Interface Studio for the provision of certain professional design services as hereinafter set forth; and

WHEREAS, Interface Studio is willing to provide such Scope of Services on the terms and conditions stated herein.

NOW, THEREFORE, for and in consideration of the mutual covenants contained herein, the parties to this Agreement agree as follows:

1.0 SCOPE OF SERVICES, COMPENSATION AND STANDARD OF PERFORMANCE

1.1 Interface Studio shall provide all services as described in **Exhibit "A"** titled "Scope of Services", attached hereto and made a material part hereof.

1.2 The pricing for the planning services described in **Exhibit "B"** is "Not to Exceed Pricing." The maximum total amount payable by the Client to Interface Studio for planning services as set forth in **Exhibit "A"** of this Agreement shall be $726,515.00 ("***Not-to-Exceed Amount***"). Interface Studio shall be paid for actual time and materials incurred in performing the services at the rates set forth in Exhibit B, but the total payment shall not exceed the Not-to-Exceed Amount. Client acknowledges and agrees that the Not-to-Exceed Amount represents the maximum amount payable by Client for the Scope of

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Services set forth in **Exhibit "A"**. Interface Studio assumes full and sole responsibility for all costs, expenses, and labor hours required to complete the Scope of Services sets forth in **Exhibit "A"**. Interface Studios shall not seek, and the Client shall not be obligated to pay any additional compensation, fees, or expense reimbursements that exceed the Not-to-Exceed Amount. All risk of cost overruns, estimating errors, inflation, and inefficiencies in performing the Scope of Work shall be borne exclusively by Interface Studios.

1.3 Interface Studios shall perform all services under this Agreement with the degree of skill, care, and diligence generally observed by competent professionals of the same discipline practicing under similar circumstances. Interface Studios represents and warrants to Client that both Interface Studios and its subconsultants have the technical capability and resources necessary to provide the services on a timely basis and in full compliance with this Agreement.

2.0 CLIENT'S RESPONSIBILITIES

2.1 The Client shall provide information regarding requirements for the Project to Interface Studio. The Client shall furnish required information as expeditiously as necessary for the orderly progress of the Scope of Services. Interface Studio shall be entitled to rely on the accuracy and completeness of the information provided by the Client. The Client shall also schedule meetings as expeditiously as possible to ensure that adequate time is available for the consultant team to schedule trips and complete the required deliverables.

2.2 The Planning Director is the designated representative authorized to act on the Client's behalf with respect to the Project, with the exception of matters requiring approval of the Town Board. The Client shall issue decisions in a timely manner pertaining to documents submitted to Interface Studio in order to avoid unreasonable delay in the orderly and sequential progress of Interface Studio's Scope of Services.

3.0 ADDITIONAL SERVICES

3.1 If authorized in advance in an amendment to this Agreement executed by Client and Interface Studios, additional services requested of Interface Studio by the client that are beyond the Scope of Services set forth in **Exhibit "A"** shall be compensated based on Interface Studio's hourly rates and the hourly rates of its subconsultants as set forth in **Exhibit "B"**. Interface Studio shall not be required to perform any work requested by Client which is beyond the Scope of Services described in **Exhibit "A"** unless the amount of additional fees and the scope of such additional services shall have been agreed to in writing, in advance, by Client. Any additional services to be provided by Interface Studios shall be memorialized via an executed amendment to this Agreement setting forth in detail the scope of such additional services.

4.0 INVOICES AND PAYMENTS

4.1 Interface Studio shall submit detailed monthly invoices to the Client for the previous month's work. The invoices shall include the following information:

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A. The services completed in the previous month based on the categories of Tasks as set forth in **Exhibit "B"** and the overall percentage of completion for each Task;

B. The name of company and the individual(s) who provided services; and

C. The hourly rate of the individuals who completed services and the number of hours spent by each individual based on the categories of Tasks; and

4.2 Payment of invoices shall be due within sixty (60) days of receipt by Client. If the Client disputes any portion of an invoice submitted by the Consultant, the Client shall provide detailed written notice to the Consultant explaining the basis for the dispute within thirty (30) days of receipt. The Client may withhold only the specific amount in dispute. In the event of a good-faith fee dispute, the Consultant shall not suspend or delay its performance of services under this Agreement, and the Client shall not suspend its progress payments for undisputed services, provided both parties are actively pursuing resolution as outlined herein. Neither payment by the Client nor performance by the Consultant shall constitute a waiver of any rights or claims regarding the disputed invoice.

5.0 SCHEDULE

5.1 Interface Studio shall perform Scope of Services in a timely manner. Interface Studio will not be liable for any damages resulting from delays in performance or failure to perform due to causes beyond its control. Such causes beyond the control of Interface Studio shall include but are not limited to acts of God, strikes, governmental actions or inactions, fire, flood, windstorm, unusually severe weather, vandalism or delays or accidents in transportation. Interface Studio shall be required to provide written notice to the Client if any delays in performance will occur for causes outside of its control.

6.0 CONFIDENTIALITY

6.1 All information and data of Client which Client transmits to Interface Studio and which Client desires to be treated as confidential by Interface Studio shall be marked as such and shall not be disclosed to any person by Interface Studio and its subconsultants without the prior written consent of Client. The foregoing covenant regarding confidentiality shall not apply to any information or data which: (a) Interface Studio shall have lawfully possessed before entering into this Agreement; (b) shall be lawfully acquired by Interface Studio not resulting from, or related to, this Agreement or the performance of the Scope of Services; (c) becomes part of the public domain in any manner other than the publication thereof in violation of this Agreement; or (d) is otherwise required by applicable law to be disclosed by Interface Studio.

7.0 TERMINATION

7.1 This Agreement may be terminated immediately:

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

(a) By either party upon breach by the other party of a material provision of this Agreement which breach remains uncured for more than twenty (20) days following receipt of written notice thereof from the non-breaching party ("**Notice of Default**"); or, for a breach which cannot be cured within twenty (20) days, for an additional period, reasonable in length, to allow the breaching party to effect a cure, provided that said party diligently pursues such cure, but in no event more than thirty (30) days following receipt of written Notice of Default from the non-breaching party. A Notice of Default issued by a non-breaching party pursuant to this Section 7.1 of the Agreement shall specify in detail the nature of the alleged default.

(b) By either party upon the insolvency of the other party, or upon the filing of a voluntary petition in bankruptcy by the other party or to have the other party declared as bankrupt, or upon the appointment of a receiver or trustee for the other party, or upon the execution by the other party of an assignment for the benefit of creditors.

7.2 In the event of termination for any reason other than the fault of Interface Studios, Interface Studios shall be paid the amount due to date of termination.

8.0 COMPLIANCE WITH LAWS

8.1 Each party shall comply, at its own cost and expense, with the provisions of all federal, state and local laws, ordinances, regulations and orders pertaining to the performance of the Scope of Services and shall take all measures necessary to promptly remedy any violations of such law, ordinance, rule, regulation or order.

9.0 LIMITATION OF LIABILITY

9.1 Client and Interface Studio agree that other than if re-work obligation stated above, Interface Studio's total liability to client for any claims, losses, expenses or damages whatsoever, arising out of or in any way related to the Scope of Services performed by Interface Studio under this agreement from any cause or causes, is limited to direct damages to the extent caused by Interface Studio's negligent performance of such work or Interface Studio's willful misconduct in an amount not to exceed one hundred percent (100%) of the fees paid to Interface Studio for such Scope of Services (excluding fees attributable to third-party goods or services), and shall not include liability for any (i) special, indirect, incidental or consequential damages, (ii) damages arising out of loss of data, loss of use or loss of profits or (iii) costs associated with the correction of any construction of the Project.

10.0 MISCELLANEOUS PROVISIONS

10.1 Additional Terms and Conditions: The Client acknowledges that it has received and agrees to the terms and conditions set forth in **Exhibit "C"** of this Agreement. The terms and conditions set forth in **Exhibit "C"** are material terms and conditions of this Agreement. In the event there is a conflict between the terms and conditions contained in this Agreement and the terms and conditions set forth in **Exhibit "C"**, the terms and condition contained in **Exhibit "C"** shall be controlling.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

10.2 Complete Agreement. This Agreement represents the entire and integrated Agreement for the Scope of Services for the Project between the Client and Interface Studio and supersedes all prior discussions, negotiations, representations or agreements, either written or oral.

10.3 Amendments and Notices. This Agreement may be amended only by written instrument signed by both the Client and Interface Studio. All notices or other communications required or permitted under this Agreement shall be deemed duly given if in writing and delivered personally or sent by certified mail, return receipt requested, overnight mail or first-class postage prepaid, (A) if to the Client, at Town Supervisor Office, 5583 Main St., Williamsville, NY 14221, with a copies to the following: Town Planning Department, 5583 Main Street, Williamsville, NY 1221 and the Town Attorney Office, 5583 Main Street, Williamsville, NY 14221; and (B) if to Interface Studio, at 340 N. 12TH Street, # 419, Philadelphia, Pennsylvania 19107. Notices will be deemed given on the date of delivery (in the case of personal delivery) or at the time of receipt of mailing (in the case of mail delivery). Either party may change its notice address by giving the other party written notice of such change.

10.4 Final Agreement. This Agreement contains the final and entire agreement between the parties and is intended to be an integration of all prior agreements between them regarding the Scope of Services. The parties hereto shall not be bound by any agreements, conditions, representations or warranties relating to the provision of the Scope of Services, oral or written, express or implied, not expressly contained in this Agreement.

10.5 Severability. If any part or parts of this Agreement is found not to be legally enforceable under a particular circumstance, then that portion shall be deleted for such circumstance, and all other parts shall remain in effect.

10.6 Binding Effect; Assignment. The Client and Interface Studio, respectively, bind themselves, their successors, legal representatives, agents, and assigns to each other to this Agreement. Neither the Client nor Interface Studio shall assign, sublet or transfer their interest in this Agreement without the written consent of the other.

REMAINDER OF PAGE LEFT INTENTIONALLY BLANK
SIGNATURES ON FOLLOWING PAGE

This Agreement is entered into by the parties as of the day and year first written above.

INTERFACE STUDIO LLC

Signature: _____

By: Scott Page

Title: Principal

TOWN OF AMHERST

Signature: _____

By: Shawn A. Lavin

Title: Supervisor

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

EXHIBIT A

Town of Amherst 2026 Comprehensive Plan

DRAFT Scope of Services

Town of Amherst Comprehensive Plan RFQ (#202507)

Project Team and Roles

Interface Studio (Lead Consultant / Urban Planning + Project Management)
Interface Studio will serve as lead consultant, providing overall project leadership and management. Responsibilities include workplan and schedule oversight; coordination with Town staff and the Advisory Committee; development of the land use framework and focus area strategies; preparation of plan content, graphics, and final document production; integration of the implementation toolkit; development of the engagement strategy and inclusive outreach approach; and facilitation and documentation of meetings.

WSP (Transportation, Infrastructure + Local Engagement Support)
WSP will serve as the Transportation and Infrastructure Lead for the Comprehensive Plan. This includes a qualitative assessment of existing roadway and sidewalk network conditions; traffic assessment based on review of existing MPO data, including LOS and traffic volumes; safety assessment based on review of existing data; and alignment of land use and mobility strategies. The infrastructure review will be based on existing sewer, water, and stormwater data and identify areas of system deficiencies and where potential improvements should be prioritized. WSP will also lead development of transportation policy recommendations and implementation actions and will coordinate transportation findings with their infrastructure systems work to work towards an integrated approach to capital planning and system investment.

WSP will also support community engagement efforts, including support at public meetings and Social Pinpoint survey.

Ninigret Partners (Economic & Fiscal Consultants)
Ninigret Partners will analyze economic conditions and trends, employment patterns, and industry dynamics. They will assess fiscal considerations, implementation capacity, and capital improvement program (CIP) alignment, and will help identify funding strategies. Ninigret will also support development of the implementation toolkit, including governance and organizational considerations.

Nelson Nygaard (Micromobility, Station Access + Transit Planning)
Nelson Nygaard will provide specialized transit planning focused on micromobility, station access, TOD, emerging technology, and the Metro rail expansion. This includes review of existing NFTA service; analysis of the Metro Rail expansion; TOD and an equitable TOD strategy; station-area connectivity and access (walk, bike, micromobility, and bus connections); transit network connectivity; and consideration of emerging transit technologies. Nelson Nygaard will play a supporting role in developing transportation policy recommendations and

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implementation actions and will coordinate transit and station access findings with WSP's infrastructure systems work.

High Road (Housing Advisor)
High Road will lead the housing needs assessment, including affordability, market conditions, and demographic trends. They will develop housing policy and strategy recommendations, incorporate fair and equitable housing considerations, and ensure alignment with land use and transportation strategies.

Anthony Townsend (Advisor) will provide strategic guidance on innovation, technology, and future-oriented planning considerations.

Ellen Dunham Jones (Advisor) will advise on retrofitting suburban environments, adaptive reuse, and strategies to support walkable, mixed-use redevelopment.

Guiding Principles for the Process

The Comprehensive Plan will be:

- **Rigorous about data and Innovation,** building on existing conditions, trends, while also being forward looking.
- **Inclusive and engagement-driven**, with transparent feedback loops and clear documentation.
- **User-friendly and graphic-rich**, with ample written policy guidance to ensure it is understandable to the general public.
- **Implementation-focused**, pairing policies with actionable tools, responsibilities, and funding pathways.
- **Compatible with ongoing Town initiatives and plans**, synthesizing existing work into one coherent direction.
- **Efficient and innovation-minded**, looking for ways to improve processes and implement recommendations quickly for residents and businesses.

Scope of Services

Task 0: Project Orientation and Comp Planning 101

Purpose: *Ensure that the consultant team, Town staff, and decision-makers share a common understanding of the project scope, process, and community context before substantive work begins.*

Process: *Interface Studio coordinates a structured information-gathering and orientation sequence, including a Town data and document download, tailored educational sessions for board members and staff, and a guided tour of key areas with local stakeholders and community members.*

Before formal project work begins, Interface Studio will facilitate a structured knowledge transfer and orientation process with Town staff and key stakeholders. This phase ensures the team is

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fully informed before producing deliverables and that decision-makers understand the comprehensive planning process.

0.1 Town Information Download

Interface Studio will work with Town staff to gather, organize, and review all relevant background materials, including:

- All existing plans, studies, and reports cited in the RFP Components Summary and identified by Town staff
- GIS data, mapping, and spatial files (coordinate ESRI Enterprise access — see Task 2.1)
- Development pipeline, capital projects
- Current zoning regulations, Comp Plan amendment history, and SEQRA records
- Town organizational charts and department contacts

Town Studies to Review in Task 0

- Amherst Recovery Plan / Advance Amherst (2022)
- Strategic Economic Development Plan (SEDP) and Opportunity Sites (2023)
- Draft NCD/Audubon Land Use Inventory and Plan (2023)
- Boulevard Central District Action Plan (2022)
- Boulevard Central District GEIS (2020) and SGEIS (ongoing)
- Farmland Protection and Agricultural Development Plan (2021)
- Open Space Assessment (2024)
- Local Waterfront Revitalization Plan (LWRP) (2023)
- AIDA Workforce Housing Policy (2024)
- Peanut Line Trailway Feasibility Study (2025)
- South Campus Intermunicipal Planning Framework (2019)
- Town Facilities Assessment (2022)
- Willow Ridge Parkview Action Plan (2024)

0.2 “Comp Planning 101” Orientation Sessions

Interface Studio will facilitate introductory educational sessions tailored to different audiences to ensure all participants understand the process, products, and their roles.

- Board/Committee Member Session: Overview of the comprehensive planning process, NYS Town Law Section 272-a requirements, the role of the CPAC (Comprehensive Plan Advisory Committee), the relationship between the Comp Plan and zoning, the SEQRA process, and what to expect at key milestones.
- Town Staff Session: Project workflow, data needs, review protocols, and how to give actionable feedback on draft deliverables.

0.3 Town Tour

Our team’s success will hinge on seeing Amherst through the eyes of those who know it best: residents, employees, business owners, and local stakeholders. The Town will recruit 4-5 tour guides and interested parties to give us a tour of key areas in the Town. It is an opportunity for involved stakeholders to spend time with us and help us learn more about Amherst.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Products (Deliverables)

- Background data inventory and compiled document library
- Comp Planning 101 session materials (slides, handouts)
- Session summaries / notes

Task 1 — Project Management and Initiation

Purpose: *Establish the management infrastructure, communication protocols, and engagement framework that will guide the project from initiation to adoption.*

Process: *Interface Studio leads project management, coordination, and setup activities, working with Town staff to develop the schedule, communication plan, graphic standards, and meeting infrastructure that will support all subsequent tasks.*

1.1 Project Management Plan

Interface Studio will develop a detailed project schedule outlining major tasks, deliverables, decision points, engagement milestones, and review cycles. The schedule will be used to manage monthly progress and keep all partners aligned.

At the outset, Interface Studio will facilitate a project kick-off meeting to establish the roles of all team members, clarify the project purpose and goals, as well as regular coordination calls with the internal team to check in on the schedule, milestones, and any upcoming deliverables or public events. The meeting will also be used to determine internal communications protocols and file sharing and communications platform for the internal team members and maintain documentation and reporting, including agendas, meeting notes and engagement summaries.

1.2 Coordination Structure and Meetings

Interface Studio as lead will coordinate regularly with Town project staff as needed. We anticipate:

- **Biweekly project coordination with Town project staff**, and additional coordination as needed with departments. Interface Studio will set agendas and take notes. Up to 50 meetings (assumes ~24-month schedule)

- **Monthly coordination meetings** to maintain quality control - Interface Studio will coordinate closely with project subconsultants and ensure the consistency of all deliverables. Any public-facing materials will be shared with the Town planning team at least one week in advance for review. Interface Studio will set agendas and take notes. Up to 24 meetings.

1.3 Public Participation and Communication Plan

Interface Studio, with support from WSP and the Town, will prepare a Participation and Communication Plan that includes outreach strategy, target audiences, engagement methods and timing, communication channels, roles, and accommodations for inclusive engagement.

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This plan is intended as a **living document** with flexibility built in for course corrections as the process evolves, and will include:

- An outreach strategy for broad participation that includes working with Town staff and the Advisory Committee to identify target populations and stakeholder groups, and explore necessary accommodations for inclusive engagement;
- An outline of the various communication platforms, tactics and messaging needed for target audiences;
- Specific tools, methods and timing for engagement activities;
- Roles of staff, advisory committee and the consultants.

While laying out a clear schedule and activities are important to give the public a sense of how the project will unfold, we recommend that space and flexibility be built into the public process to allow for course corrections and/or re-allocation of time and resources as the process evolves.

1.4 Graphic Standards and Project Identity

Interface Studio will create a logo and establish a consistent visual identity and graphic standards for plan materials, presentations, maps, and engagement products (clear, recognizable, and accessible across formats) in coordination with the Planning Department. (with approval from the Supervisor's Office).

Products (Deliverables)

- Project Management Plan and detailed schedule, including organizational chart
- Participation and Communication Plan (living document)
- Graphic standards / templates / logo
- Meeting agendas, notes, and monthly progress updates

Task 2 — Inventory and Analysis

Purpose: *Develop a rigorous, data-driven portrait of Amherst today, its assets, challenges, and trajectories, to inform visioning and strategy development.*

Process: *The team collects and synthesizes base data, GIS, plans, and studies; conducts a townwide existing conditions assessment across all required topic areas; and produces deeper deep-dive analyses in economy, housing, transportation, and infrastructure, translating findings into accessible maps, infographics, and written summaries.*

Interface Studio will work with the Town to collect GIS files and data within the Town's ESRI Enterprise environment (no separate data transfer needed). Data standards, file formats, and access protocols will be established at project initiation. Interface will manage the GIS data and analysis done by the team.

The team will review all recent reports, plans, proposed development projects, permits, capital expenditures, and zoning changes. The team will engage with the University at Buffalo to assess the potential Townwide impacts of ongoing and planned campus initiatives.

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2.1 Collection & Review of Base Data and Plans

Interface Studio will work with the Town to utilize their GIS files and conduct data analyses for the Town. Interface Studio will manage the GIS data and analysis done by the team and provide these analyses to the Town upon completion in the form of a map package.

The team will review all recent reports, plans, proposed development projects, permits, capital expenditures, and zoning changes. In order to properly integrate University of Buffalo campus planning efforts, we will also engage with the University and assess the potential Townwide impacts of ongoing and planned campus initiatives. All of the strategies and proposed investments will be summarized graphically for discussion purposes to understand the context of the project and help us integrate and build on previous work. This deliverable will be used in discussions with Town departments, committees and boards to review projects, priorities and critical alignments for the comprehensive plan.

2.2 Existing Conditions Assessment (Townwide)

The inventory and analysis will address (at minimum) the topic areas identified by the Town, including:

- Land Use (based on Town data)
    - Land use change and Development Patterns
    - Zoning
    - Relevant regulatory changes
- Natural Resources, Recreation and Open Spaces
    - Parks and recreation
    - Open space, natural resources, and agriculture
    - NYSDEC Endangered Species Regulation Changes (Part 182, 2021)
    - NYSDEC Wetland Regulation Changes (Part 664, 2025) and Offset/Mitigation Strategies
    - Maintaining/Conservation of Farmland indefinitely (beyond current landowners)
    - Demand for and investment in Recreation and Civic Facilities
    - New Designs for Public Spaces (pet services, incorporating environment, new technologies)
- Historical and Cultural Resources;
    - Cultural resources and historic preservation
- Housing;
    - Population and Housing (types, affordability, demographics, needs)
    - Housing trends and evolving housing forms
    - workforce housing
    - generational differences
    - Rising Home Insurance Costs due to increased natural disasters
    - Investor Purchases of Single-Family Homes and neighborhood dynamics
    - Short-Term Rentals
    - Aging in Place / Multigenerational Living / Diverse Households
- Economic Development;
    - Economic conditions and trends
    - Regulatory issues that impact development pace

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

    - AI and data centers
    - Changes in demand and location of physical Office (Work from Home) and Retail (E-Commerce) spaces
    - Changes in demand for Medical/Warehousing/Logistics and Flex Spaces
    - Tariff Impacts on Local Economy/Businesses
    - Expanding Local Tourism; retaining and attracting sports tourism
    - Less Federal Grants — pursuing alternative funding opportunities and incentives
    - Medical Services and Businesses needed for an aging population
    - NYS Marijuana Regulation and Taxation Act (MRTA) and Cannabis Law (2021)
- Town Facilities;
    - Civic Infrastructure
    - Educational resources
    - Proposed uses for public or civic lands
- Transportation and Infrastructure;
    - Traffic volumes and LOS based on the GBNRTC model (WSP)
    - Roadway conditions and corresponding facilities based on screening by date with desktop review of older infrastructure (curbs, sidewalks) (WSP)
    - Mobility, Pedestrians & Bicycle Network (NN)
    - EVs; micromobility (NN)
    - Access and curbside management (NN)
    - Transit needs (NN)
    - NFTA Metro Rail Expansion and LRT/BRT opportunities (NN, WSP)
    - Emerging Technology Policies & Trends (NN - application, Townsend - trends)
    - Mobility-as-a-Service (MaaS) and Mobility Hubs (NN)
    - Microfreight, Last Mile, Ebike, Drones for Delivery and Data Collection (NN)
    - Station Access and Connectivity (NN)
    - Transit-Oriented Development (TOD) and Equitable TOD (eTOD) (NN)
    - TOD Supportive Policies, including Parking (NN)
    - Infrastructure systems, utilization, condition, etc. (sanitary sewer, drainage/stormwater, waterlines, power systems, etc.) (WSP)
    - Energy Needs and Impacts regarding AI Data Centers and Nuclear Power
- Hazard Mitigation and Flood Resilience
    - FEMA Floodplain Updates (2019) and ongoing floodway/floodplain mapping
    - Trends in extreme snow events
    - Climate change/resiliency
    - Renewable energy; green infrastructure
    - Tree Canopy
- Public Health
    - Homelessness and Supportive Services
    - Emphasis on Accessibility / Inclusive Design / Universal Design

2.3 Topic Deep-Dives

The inventory of existing conditions listed above will provide a baseline analysis of the Town today. In addition, the team will provide a deeper analysis of a few key areas to fully understand emerging trends and opportunities. Summaries of these deep dives will be provided to the team and presented to CPAC for consideration.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

- **Economy & fiscal context:** Ninigret Partners will provide sector trends, employment patterns, economic competitiveness, and implementation considerations tied to Town tools and investments.
    - Examine economic trends such as employment, wages, business dynamics, tax receipts and associated revenue base for the town
        - Identify level of self employment and entrepreneurship
    - Evaluate any continuing impact from COVID-19 on town's real estate utilization and commercial sector
    - Estimate the town revenue impacts of different development and property typologies in Amherst including their trends through property tax data
    - Examine the town's and region's commuter shed and workforce distribution across key occupations and age groups
        - Map spatial distribution of STEM fields as it relates to ability to access that talent pool for Amherst's employers
    - Consider the overall state of the commercial markets across Amherst including age, vacancy, price points, available square footage, and product type (mixed use, stand alone office, strip commercial etc.)
        - Use interviews to help assess
            - Current efforts and tools by property managers and the town to back fill space
            - Regulatory factors that may inhibit new mixes of tenants and/or redevelopment
            - Competitive markets / developments that are attracting employers
        - Evaluate propensity to change through screening criteria including land valuations
        - Update as necessary Strategic Economic Development Plan (SEDP) opportunity site analyses including:
        - Audubon market analysis information including potential opportunities that may relate to emerging opportunities related to UB's research in areas such as Quantum, AI, Hard Tech, and potential implications of lower federal funding levels;
        - Medical District: space options, service mix changes to support an aging population, reductions in Medicare and Medicaid and their potential impact
    - Identify potential other drivers of the local economy including:
        - Targets identified in the 2024 Strategic Economic Development Plan
        - The academic institutions in addition to UB including Daemen University at SUNY ECC North Campus particularly entrepreneurship and skills growth
        - Sports tourism

- **Housing:** High Road will lead work with project staff to collect and understand relevant local and regional plans and studies (completed or underway) and evaluate the role of policy changes in creating new housing stock. They will coordinate with the team to develop an overview of housing types, geography, development patterns and trends to understand place-specific housing needs. This work includes:

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- Housing inventory and geographic distribution to document the number and location of the Town's current stock of housing units by type, the age of units, owner-occupancy versus rental units, and an inventory of subsidized housing and estimates of housing vouchers, using tax assessors' data and a windshield survey to visually document the range of housing types;
- Housing conditions to determine the condition of housing units across the Town utilizing Town code enforcement, demolitions, development pipeline, building permit and property tax data;
- Proximity to community assets analysis to identify the proximity of housing and neighborhoods to transit, employment centers, trails, green space and parks, shopping centers, and healthcare centers;
- Housing units under development to identify the number of and type of housing units approved, target markets such as student housing or senior housing, the location of these future units, and the general sales price or lease range of the units, using certificates of occupancy for new construction and building permit data.
- The consultant team will work to understand housing needs and drivers based on various economic, housing, demographic and life-stage trends:
    - Demographic trends will identify projections for population growth, household types and formation, age cohorts, neighborhood propensity to change, race and ethnic composition, population migration and resident turnover;
    - Economic trends will demonstrate how economic factors influence housing demand through evaluations of employment growth by industry sectors, wage growth by sectors, workforce commuting trends, household income trends, and the local poverty rate;
    - Housing trends will identify local and regional housing development trends, homeownership rates, sales prices and rents, percent of homes cost burdened, amount of naturally occurring affordable housing (NOAH), vacancy rates, and foreclosures.

- **Transportation:** WSP, with support from Nelson Nygaard, will lead the transportation and mobility analysis of the Comprehensive Plan. Our team will conduct a high-level transportation system assessment, including roadway network performance, multimodal connectivity, micromobility, access management, and station access. We will evaluate transit service coverage, identify and analyze bicycle and pedestrian infrastructure gaps, and recommend improvements to enhance safety and accessibility for all users. Specific tasks will include:
    - Assess the existing conditions of Amherst's multimodal network, covering: street network context; safety trends with emphasis on fatal and serious injury crashes; pedestrian, bicycle, and transit access; freight, curbside, and parking considerations;
    - Identify major corridors and their long-term function;
    - Identify system gaps, barriers, and opportunity areas;
    - Assess transportation infrastructure resiliency: evaluate critical corridors for vulnerability and propose strategies for redundancy and durability.

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- Transportation analysis will rely primarily on existing data and plans and does not entail new traffic modeling or engineering feasibility analysis.
- Metro Expansion Project integration, including station area connectivity, equitable TOD, and other supportive land use and policy strategies

- **Infrastructure:** WSP will utilize mapping of existing infrastructure systems (sanitary sewer, stormwater, waterlines, etc.) to identify deficiencies and constraints and outline opportunities for strategic reinvestment and improved system performance. This work will inform plan recommendations related to capital planning, resiliency, and long-term asset management.

- **Energy:** Assess existing energy system conditions and identify key constraints, opportunities, and priority reinvestment and resilience strategies. This work is anticipated to be procured and completed under a separate contract if necessary. The project team will allocate limited hours to coordinate with outside expertise to ensure alignment and integration of findings into the overall plan.

2.4 Synthesis: Opportunities, Constraints, and Planning Framework Inputs

The team will translate technical findings into accessible maps, infographics, and a written summary of opportunities/challenges. The technical analysis from prior tasks will produce an existing land use map overlaid by sites and areas that are susceptible and/or desired to change. Our charge is to develop future land use alternatives that are in line with the community-driven Town values, based upon research and some level of feasibility analysis, community input, and provide an exciting, inspiring vision for the future of the Town.

Products (Deliverables)

- Data request + compiled baseline data/GIS library (as provided by Town and partners)
- Existing Conditions & Trends Summary (public-facing)
- Technical memos/appendices by topic area (as appropriate)
- Summary maps/infographics and “what we heard / what we learned” materials uploaded to Project Storymap

Task 3 — Public Engagement and Visioning

Purpose: *Build broad community awareness and meaningful participation across all of Amherst’s diverse populations, ensuring that the plan reflects the values, priorities, and aspirations of residents, businesses, institutions, and stakeholders.*

Process: *Interface Studio, with WSP and subconsultant support, designs and implements a multi-layered engagement program, including stakeholder interviews, focus groups, townwide open houses, targeted neighborhood and population meetings, online tools, and a Community Ambassador model, with results rigorously documented and fed back into the planning process.*

The engagement program will be designed with the Town and Advisory Committee and implemented by Interface Studio with assistance from WSP, and targeted support from the technical subconsultants on topic areas as needed.

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3.1 Advisory Committee

The Town of Amherst will convene a Comprehensive Plan Advisory Committee (CPAC) comprising of Town residents, employees, property owners, community leaders, and other key stakeholders. The Committee will help guide the planning process by advising on project processes and timelines, informing research and analysis, validating assumptions, contributing local knowledge, helping to develop a values framework, evaluating recommendations, and supporting broader community engagement efforts.

As part of this task, we will coordinate closely with the Town to identify and recruit an appropriate and representative mix of participants, leveraging existing tools and processes (e.g., the Town's community engagement toolkit, if applicable). We will assist in developing a welcome letter or invitation for participants, clarifying roles and expectations, and establishing a meeting schedule for the duration of the project. It is anticipated the Town will send invites and coordinate the convening of this group.

We recommend limiting the Advisory Committee to approximately 25 participants to ensure meaningful dialogue and active participation.

Ideally, the Committee will include:

- Representatives or ambassadors from each of the Town's geographic areas
- Members of relevant boards and commissions
- A cross-section of residents, business owners, institutional representatives, and other community stakeholders that represent various perspectives and expertise

The Advisory Committee will meet up to 8 times over the course of the project. The final number and format of meetings will be confirmed in coordination with the Town however we anticipate that half of the meetings will be virtual while the remaining will coincide with trips to Amherst. We will also work with the Town to understand and support any required application or selection process for Committee membership.

3.2 Stakeholder Engagement

- **Milestone updates** to the Town Board, Planning Board, and other boards/committees as requested during key phases of analysis, vision/strategies, and draft plan review. Up to 3 meetings during plan development plus up to 4 additional meetings/hearings as needed during the approval process.
- **Interviews and/or small-group discussions with key stakeholders:** Face-to-face and telephone or video interviews will be conducted with 50 "critical actors" or "stakeholders." These may include real estate industry representatives, Town leadership, business community leadership, non-profit organizations, tourism representatives, key property owners or their representatives, residential community leaders, key business operators, key government/ agency staff, Council members, and others. We recommend starting with a stakeholder list identified by the project staff and Advisory Committee members

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but reserving some of the interview slots for new names that emerge over the course of the engagement process.

- **Focus Groups:** Interface Studio will work with the project team to organize focus groups to discuss the analysis and findings. Focus groups are small groups of about 10 participants that allow for a rich discussion of ideas and concerns. Each focus group will be facilitated by our team with an agenda of previewing existing conditions data and generating discussion about specific strategies for the Town. We ask Town Staff be responsible for inviting focus group participants, securing meeting space and providing light refreshments. We typically organize focus groups targeted to specific interests, however they can also be a good way to facilitate small group discussions for targeted populations that may be hard to reach through other methods. We initially recommend 5 focus groups which could include:
    - Neighborhood organizations and engaged community members to hear about quality of life issues and integrated land use that maintains Amherst's unique sense of place and strengthens neighborhoods.
    - Unhoused and vulnerable populations such as low-income households seeking services.
    - Youth to discuss their concerns and hopes for the future of Amherst, including college students to discuss their perceptions of Amherst and its ability to retain graduates.
    - Seniors to discuss challenges and opportunities related to "aging in place".
    - Economic development stakeholder to discuss Amherst's economic climate, resiliency, and competitiveness, with a focus on local jobs and diversity of businesses across all sectors.
    - Transportation to discuss barriers and ideas toward encouraging safe, comfortable, and efficient transportation options for pedestrians, bicyclists, and transit users.
- Retrofitting Suburbia Charette with Ellen Dunham Jones
    - Assumes a two day trip to Amherst, with a public lecture, neighborhood tour, and two half day charrette/workshops (one with advisory committee, one with town staff). Outcomes will be integrated with and inform plan recommendations.
- Workshop of the Future with Anthony Townsend
    - Assumes a public lecture, and a half day charrette/workshop (one with advisory committee, one with town staff). Outcomes will be integrated with and inform plan recommendations.

3.3 Community Meetings

The project will include a robust and inclusive public engagement program designed to inform, test, and refine the Town's vision and implementation strategies. We anticipate three major rounds of public engagement:

- Early Engagement – to inform community values, vision, and priorities, paired with storytelling around existing conditions findings.
- Review Engagement – to test and refine draft strategies (both townwide and focus-area specific).

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

- Draft Plan Engagement – to present and gather feedback on draft strategies and recommendations prior to finalization.

The engagement program is anticipated to include the following components:

Comp Plan 101 (virtual)

Interface Studio will facilitate introductory educational session about comprehensive planning in general, tailored to different audiences to ensure all participants understand the process, products, and their roles.

Community Kickoff (virtual)

One (1) virtual public meeting to introduce the project, outline the planning process, describe opportunities for involvement, and explain how community input will shape outcomes.

Townwide Visioning & Listening Open House

One townwide open house (in-person), supported by an online engagement portal. This event will facilitate interactive town visioning activities and serve as a listening session to understand the resident priorities for the future.

Targeted Neighborhood Outreach

A series of targeted meetings focused on specific geographic areas. Final locations and boundaries will be determined in coordination with Town staff; however, we anticipate outreach in 6 areas:

- Village of Williamsville
- Eggertsville
- Snyder
- Getzville
- Swormville / North Amherst
- East Amherst / Southeast Amherst

For each major village/hamlet area listed above, we anticipate two meetings:

- One focused on existing conditions and visioning
- One focused on review of draft strategies and recommendations

Targeted Population Meeting

Focused meetings to engage specific populations, including non-English-speaking residents and other historically underrepresented groups. Translation and interpretation services will be provided as needed to ensure equitable participation. One targeted meeting to capture voices that we are not seeing in other public events.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Key Issues and Draft Ideas Open House

One (1) townwide open house (in-person) supported by the online engagement portal to present the key issues from the existing conditions analysis and solicit public input on potential strategies for the plan.

Draft Recommendations Open House

One (1) townwide open house (in-person) supported by the online engagement portal to present the draft plan and recommendations and solicit final public input.

Plan Reveal (virtual)

One (1) virtual meeting to share the key elements of the final plan.

Summary of Estimated Community Meetings

We anticipate a total of approximately twenty-five (25) public meetings, including:

- *1 Planning 101 (virtual)*
- *1 Community Kick off (virtual)*
- *1 Townwide Listening & Visioning Open House (in person)*
- *1 Townwide Key Issues & Draft Ideas Open House (in-person)*
- *1 Townwide Draft Recommendations Open House (in person)*
- *12 Targeted Neighborhood Meetings*
- *1 Targeted Population meetings*
- *1 Plan Reveal (virtual)*

Of the 19 total meetings, we anticipate approximately 12 meetings will be conducted in person, with select meetings (such as the Project Kickoff and potentially some draft strategy review meetings for hamlets or stakeholder groups) conducted virtually to improve accessibility and manage resources efficiently.

The total number of community meetings shall not exceed twenty-five (19) without prior written authorization from the Town. Final determination of which meetings are conducted in person versus virtually will be made in coordination with Town staff based on audience, venue availability, and budget considerations. Of the 19 meetings, we anticipate that the 12 targeted neighborhood meetings will be covered by Town staff with support from WSP. Interface Studio will provide portable materials for these meetings.

3.4 Outreach & Engagement Tools

A coordinated communications and outreach strategy will be developed to maximize awareness and participation across the Town. Early clarification from the Town regarding notification requirements, communication preferences, and budget expectations will help refine the outreach plan. The consultant team will comply with all Town rules and legal requirements for public meeting notification. The Town will advise on preferred communication channels.

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Communications and Outreach Materials

The following outreach tools may be utilized, depending on Town direction and available budget:

- Print flyers and posters
- Social media graphics and content
- E-mail announcements and digital newsletters
- Press releases and coordination with local newspapers
- Physical advertisements (as directed)
- Bus stop advertisements
- Yard signs
- Targeted digital ads

Unless otherwise specified, this scope assumes the consultant team will develop outreach materials, with distribution, including door to door outreach and paid advertising costs to be covered separately by the Town.

Community Engagement Tools

- **Online engagement portal**: Interface Studio and WSP will create and online engagement portal to serve as the project website. The website will adhere to ADA accessibility laws. It will include digital versions of the open house activities such as an online collaborative map and crowdsourcing tools. These tools will allow those who are unable to attend community meetings to participate in the planning process. Early in the process the team will consider how best to utilize available tools to create specific activities or portals with youth in mind, which could be utilized by teachers and parents.
- **Townwide Survey:** This tool will aid in capturing the perspective of diverse stakeholders that include not just residents but also commuters and other non-resident community members who have a relationship and stake in the Town. The Interface team will work with Town Staff to develop a survey of concise questions that will help to refine a vision for the Town and assess key issues and opportunities. The survey will be created digitally to be widely advertised and distributed. Interface Studio will tabulate and analyze the results. In addition, we will also design a hard copy of the survey for distribution in communities where internet access is low. Those who administer the survey will be directed to input the results into the online portal.
- **Meeting in a Box:** In our experience, Town-led distributed engagement at community meetings is an important component of the process. We will arm Town staff with the material to take to additional community events and existing meetings to extend the reach of the open houses. We call this our “meeting in a box” that includes some aspects of the open houses in portable form. Particularly once we begin the draft land use and recommendations phase of the process, it will be important to shop the ideas around beyond the open house. Instructions would clearly stipulate how to use the materials and how to record the feedback and deliver it to the team. Our hope is that this will help to generate additional awareness and interest in the Comprehensive Plan.

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Translation & Interpretation

To ensure inclusive participation, translation and interpretation services may be required. Unless otherwise specified, this scope assumes limited translation of key outreach materials and surveys. Expanded translation services or live interpretation at multiple meetings may require additional budget.

3.6 Summary of Inputs

Public engagement is a critical source of data. To maximize its impact on the process, we carefully cull through the responses and feedback along the way. We spend a lot of time documenting, analyzing and graphically illustrating the engagement findings to help reveal the stories and values of Amherst. We will create summary infographics and share them back with the public to reinforce the transparency of the process. This rigorous approach to not just engaging the public but also in capturing and illustrating the findings is essential in moving ideas and policies forward while also identifying the key barriers and issues that need to be addressed before completion of the Draft Plan. We will organize all public comment and materials into an appendix and database.

Products (Deliverables)

- Outreach and marketing materials
- Agendas
- Survey tool
- Engagement event materials
- Engagement summaries
- Schedules for various activities

Task 4 — Plan Framework: Values, Vision, and Townwide Strategies

Purpose: *Translate data findings and community input into a clear, shared vision and a coherent set of goals, objectives, and policies that will guide land use, housing, economic development, transportation, facilities, natural resources, and public health decisions Townwide.*

Process: *The team develops a values and goals framework through iterative work with the Advisory Committee and community, then drafts clear, implementation-ready policies and strategies organized by plan element, tested through board/committee milestone presentations before finalization.*

Inventory and analysis, along with engagement findings will be used to develop the plan's long-term direction, including a clear vision, goals/objectives, and policies to guide Plan Elements: Land use, housing, economic development, facilities, natural resources, cultural resources, and infrastructure.

4.1 Values and Goals Framework

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

The team will work with the Town to develop and define the values that will help drive the development of the plan. The values, or guiding principles, will help in evaluating trade-offs and guiding decision-making in all components of the plan. The public engagement process may also surface additional values for consideration and over the course of the early engagement period will further shape the values framework and lead up to the development of the vision and goals. The draft vision and goals will be shared with the Advisory Committee and during community meetings to review and refine during this phase of the work.

4.2 Policy and Strategy Development

The team will prepare clear and concise policies that coordinate and guide Town practices across key topic areas, with an emphasis on implementation tools and a process for future plan modification/amendment.

Products (Deliverables)

- Draft Values + Vision + Goals and Objectives
- Draft Townwide strategy framework (by plan element)
- Milestone presentation materials for boards/committees

Task 5 — Focus Area and Neighborhood Plans

Purpose: *Provide place-specific planning guidance for Amherst's distinct neighborhoods and focal areas, going beyond the Townwide framework to address locally unique assets, opportunities, constraints, and implementation priorities.*

Process: *The team works with Town staff, the Advisory Committee, and neighborhood groups to identify and prioritize focus areas; for each, it develops area-specific goals, illustrative concepts, and targeted implementation actions through neighborhood-level engagement and design work.*

In addition to the townwide framework, the plan will include more detailed plans for smaller geographies (neighborhoods/focal areas), building on but going beyond the current plan's broad focal planning areas.

5.1 Focus Area Identification

The team will work with Town staff, the Advisory Committee, and neighborhood groups to identify valued and unique places that warrant deeper planning, define boundaries, and set the level of detail appropriate for each area.

5.2 Area-Specific Concepts and Actions

For each focus area, the team will prepare:

- Key characteristics/assets to preserve
- Opportunities and constraints
- Area-specific goals and objectives

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

- Illustrative concepts (as appropriate, up to 5 renderings total)
- Targeted implementation actions and policy recommendations

Product (Deliverables)

- Focus area framework and map
- Draft focus area “mini-plans” (graphics + actions)
- Neighborhood/focus area meeting summaries

Task 6 — Draft Comprehensive Plan Document

Purpose: *Compile all analysis, engagement findings, and policy recommendations into a single, polished, and accessible Comprehensive Plan document that meets NYS Town Law requirements and serves as an effective guide for residents, boards, staff, and decision-makers.*

Process: *Interface Studio compiles and designs an InDesign-produced plan document, leading two structured review cycles — first an administrative draft with the project team and Advisory Committee, then a public draft for broader distribution to Town boards, commissions, and stakeholders — incorporating one consolidated set of revisions after each round.*

6.1 Draft Plan

Interface Studio will compile a draft plan that meets ADA accessibility requirements in InDesign designed for usability by residents, boards, staff, and decision-makers. The plan will be concise and understandable to the general public and include strong maps/images. All of the analysis and recommendations will be organized into one well-tailored, place-specific, graphically sophisticated document that describes in detail the set of policies, goals and action steps developed during the planning process. The plan goals and strategies will address:

1. Land Use and plans for growth;
2. Natural Resources, Recreation and Open Spaces;
3. Historical and Cultural Resources;
4. Housing;
5. Economic Development;
6. Town Facilities;
7. Transportation and Infrastructure;
8. Hazard Mitigation and Flood Resilience; and Sustainability
9. Public Health.

These will be graphically illustrated to clearly demonstrate how the different elements are all connected. It is critical that when these strategies are presented, the public understands the concepts clearly.

The design of the final materials will be completed with the Town. In addition to the fully illustrated comprehensive plan, this may include a summary “pocket plan”, posters and/or other material as necessary to effectively reach Amherst’s diverse audiences.

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Review Process: A draft copy of the text suitable for print and digital distribution will be provided to the project staff and advisory committee for review. Following the review, the project staff will compile all actionable edits and the team will provide one set of revisions and format the plan document before sending outward for review by Town Board, local boards and commissions, and other key stakeholders.

Products (Deliverables)

- Administrative draft plan (for internal review)
- Public draft plan (for broader distribution)
- Presentation decks and supporting graphics/maps

Task 7 — SEQRA Support and Plan Adoption

Purpose: *Support a smooth, legally compliant adoption process, including SEQRA compliance, public hearing preparation, and final revisions, that positions the plan for formal Town Board adoption.*

Process: *The team prepares and presents adoption materials at up to four public meetings, develops a SEQRA strategy (including potential GEIS pathway), coordinates agency referrals, facilitates a pre-hearing Q&A session, and incorporates one final round of board-directed revisions following the public hearing.*

7.1 Adoption Support

The team will support project staff in preparing materials and presenting the draft plan (in person) during the adoption process (up to 4 meetings – 1 in person and 3 virtually).

Upon Council's distribution of the draft plan for public review, we will provide short, social-media friendly snippets of key plan recommendations to encourage plan feedback. At the conclusion of the review period, we propose a public Q&A session ahead of the public hearing to have more informal conversations to answer questions to ensure a smooth public hearing. The team will also coordinate with the Town on key presentations to Town or regional agencies and other stakeholders/agencies as determined by the advisory committee. Following the public hearing, the project team will make one additional set of revisions before adoption. The team will also design and create a Storymap summary to help tell the story of the plan and its potential positive impact on Amherst's future.

7.2 SEQRA Strategy and Documentation

The team will outline and support a SEQRA strategy and be prepared to carry out some or all requirements as needed.

Where feasible and appropriate, the Comprehensive Plan can be structured to serve as the basis for a Generic Environmental Impact Statement (GEIS) if a Positive Declaration is issued, enabling the Town (as Lead Agency) and the public to review a consolidated document addressing both the plan and its potential environmental implications.

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Product (Deliverable)

- SEQRA strategy memo and required coordination support
- Adoption hearing presentation materials
- Final plan revisions in response to public/board input

Task 8 — Implementation Toolkit and Outcomes Measurement

Purpose: *Bridge the gap between plan adoption and real-world change by equipping the Town with actionable regulatory, programmatic, and fiscal tools — and a framework for measuring whether plan goals are being achieved over time.*

Process: *Ninigret Partners and Interface Studio collaborate to produce an Implementation Toolkit covering regulatory updates, governance, CIP alignment, and funding tools; compile a comprehensive implementation matrix with responsibilities and timeframes; and develop an outcomes measurement framework with metrics tied to plan objectives — including NCD recommendations.*

8.1 Implementation Toolkit

Informed by previous tasks, the team will produce an Implementation Toolkit that includes actions, sequencing, and “how-to” guidance—consistent with the Town’s required toolkit elements, such as:

- A schedule and strategy for future plan review and amendments
- Recommended updates to development regulations and internal development review/submittal processes
- Review of departmental structure and governance/board roles to support implementation
- CIP programming enhancements and alignment with plan priorities
- Funding opportunities and tools to implement plan policies

The toolkit will also include recommendations regarding the future use, amendment, or discontinuance of the New Community District (NCD).

8.2 Implementation Matrix and Responsibilities

All recommendations will be organized into an implementation matrix/spreadsheet aligning goals with actions, lead/support parties, potential partners, near/mid/long-term timeframes, and funding pathways.

8.3 Outcomes Measurement

To ensure that plan priorities translate into measurable progress, the team will develop suggested metrics and indicators tied to objectives, so implementation can be evaluated by outcomes, not simply intent.

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Products (Deliverables)

- Implementation Toolkit (narrative + tools)
- Implementation matrix (spreadsheet format)
- Outcomes measurement framework (metrics + suggested reporting cadence)
- NCD recommendations package (as part of Toolkit)

Task 9 — Final Plan

Purpose: *Deliver the adopted, print-ready Comprehensive Plan in formats accessible to all audiences, completing the project with a high-quality document the Town can share, distribute, and use to guide decisions for the next decade.*

Process: *Following two rounds of revisions and adoption, Interface Studio finalizes the print-ready plan document for printing.*

9.1 Plan Finalization & Printing

After the stated two rounds of revisions, Interface Studio will provide a print-ready digital copy of both the final plan book and the executive summary. It is not anticipated that the printed document will be translated into additional languages as part of this scope.

Summary of Key Project Deliverables

- Project schedule + monthly updates
- Participation & Communication Plan (living document)
- Existing Conditions & Trends Summary + topic memos
- Engagement materials, survey, and “What we heard” summaries
- Values/Vision/Goals framework
- Townwide strategies and policies
- Focus area/neighborhood plans
- Draft plan + final plan (print-ready + digital)
- SEQRA support materials (as required)
- Implementation Toolkit + matrix + outcomes measurement framework

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EXHIBIT B

Amherst Comprehensive Plan Cost Proposal

	INTERFACE STUDIO					NINIGRET				WSP					Nelson Nygaard				High Road			Anthony Townsend		Ellen Dunham Jones		
	Team Lead: Planning & Urban Design					Economic Development, Finance and Implementation				Transportation, Infrastructure, Local Engagement Support					Micromobility, Station Access TOD, Transit				Retail			Advisor		Advisor		Fee per Task
TITLE	Scott	Ashley	Chris	Staff		Kevin	Assoc	Staff		Director	Sr. Planner	Engineer	Planner		Principal, Kate/ Larry	Sr. Planner, Kelsey	Planner, Maria		Jason	Researcher		Principal		Principal		
HOURLY RATE	$250	$200	$175	$130		$250	$125	$100		$275	$220	$175	$125		$275	$175	$155		$250	$175		$300		$300		
0. PROJECT ORIENTATION AND COMP PLANNING 101	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
0.1 Town Information Download	4	4	4	4	$ 3,020		4		$ 500			4	4	$ 1,200				$ -	4		$ 1,000		$ -		$ -	$ 5,720
0.2 Comp Planning 101 Orientation Sessions (2)	4	16	4	4	$ 5,420	4	4		$ 1,500		4	4	4	$ 2,080	2		2	$ 860			$ -		$ -		$ -	$ 9,860
0.3 Town Tour	4	4	4	4	$ 3,020	4			$ 1,000	4	4	4		$ 2,680	16			$ 4,400	4		$ 1,000		$ -		$ -	$ 12,100
Total Hours	12	24	12	12		8	8	-		4	8	12	8		18	-	2		8	-		-		-		
Cost Estimate					$ 11,460				$ 3,000					$ 5,960				$ 5,260			$ 2,000		$ -		$ -	$ 27,680
1. PROJECT KICKOFF & MANAGEMENT	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
1.1 Project Management Plan	4	12			$ 3,400				$ -					$ -				$ -			$ -		$ -		$ -	$ 3,400
1.2 Coordination Structure and Meetings	50	100	24	50	$ 43,200				$ -		40			$ 8,800	14			$ 3,850	8		$ 2,000	4	$ 1,200	4	$ 1,200	$ 60,250
1.3 Public Participation and Communication Plan	2	8			$ 2,100				$ -		4			$ 880				$ -			$ -		$ -		$ -	$ 2,980
1.4 Graphic Standards and Project Identity	2	24		24	$ 8,420				$ -					$ -				$ -			$ -		$ -		$ -	
~~1.5 Project Management~~					$ -				$ -					$ -				$ -			$ -		$ -		$ -	$ -
Total Hours	58	144	24	74		-	-	-		-	44	-	-		14	-	-		8	-		4		4		
Cost Estimate					$ 57,120				$ -					$ 9,680				$ 3,850			$ 2,000		$ 1,200		$ 1,200	$ 75,050
2. INVENTORY & ANALYSIS	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
2.1 Collection & Review of Base Data and Plans	4	8	40	8	$ 10,640	2			$ 500		16	40	40	$ 15,520				$ -	4	8	$ 2,400		$ -		$ -	$ 29,060
2.2 Existing Conditions Assessement	8	40	40	80	$ 27,400	16	40		$ 9,000		20	40	80	$ 21,400		10	40	$ 7,950	4		$ 1,000		$ -		$ -	$ 66,750
2.3 Topic Deep Dives	4	16	40	40	$ 16,400	40			$ 10,000		16	40	40	$ 15,520	10	10	40	$ 10,700	20		$ 5,000	4	$ 1,200	8	$ 2,400	$ 61,220
2.4 Synthesis: Opportunities, Constraints and Planning Framework Inputs	8	24	8	40	$ 13,400	12			$ 3,000		24	40	40	$ 17,280	6	10	20	$ 6,500	4		$ 1,000	4	$ 1,200	4	$ 1,200	$ 43,580
Total Hours	24	88	128	168		70	40	-		-	76	240	220		16	30	100		32	8		8		12		
Cost Estimate					$ 67,840				$ 22,500					$ 69,720				$ 25,150			$ 9,400		$ 2,400		$ 3,600	$ 200,610
3. PUBLIC ENGAGEMENT & VISIONING	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
3.1 Advisory Committee	13	26	4	13	$ 10,840	10			$ 2,500		8	8		$ 3,160	15			$ 4,125	4		$ 1,000		$ -		$ -	$ 21,625
3.2 Stakeholder Engagement	24	50	24	100	$ 33,200	12			$ 3,000		20	20	35	$ 12,275				$ -	8		$ 2,000		$ -		$ -	$ 50,475
3.3 Community Meetings	4	50		50	$ 17,500				$ -		40	80	80	$ 32,800				$ -	8		$ 2,000	8	$ 2,400	16	$ 4,800	$ 59,500
~~3.4 Trusted Community Voices~~					$ -				$ -					$ -				$ -			$ -		$ -		$ -	$ -
3.5 Outreach & Engagement Tools	4	8		40	$ 7,800				$ -		32		120	$ 22,040				$ -			$ -		$ -		$ -	$ 29,840
3.6 Summary of Inputs		4		24	$ 3,920				$ -		8		8	$ 2,760				$ -	4		$ 1,000	4	$ 1,200	4	$ 1,200	$ 10,080
Total Hours	45	138	28	227		22	-	-		-	118	70	205		15	-	-		24	-		12		20		
Cost Estimate					$ 73,260				$ 5,500					$ 73,035				$ 4,125			$ 6,000		$ 3,600		$ 6,000	$ 171,520
4. PLAN FRAMEWORK: VALUES, VISION, AND TOWNWIDE STRATEGIES	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
4.1 Vision and Goals Framework	4	16	2	32	$ 8,710	8			$ 2,000					$ -				$ -	4		$ 1,000		$ -		$ -	$ 11,710
4.2 Policy and Strategy Development	8	24	4	32	$ 11,660	16			$ 4,000					$ -				$ -	4		$ 1,000	8	$ 2,400	8	$ 2,400	$ 21,460
Total Hours	12	40	6	64		24	-	-		-	-	-	-		-	-	-		8	-		8		8		
Cost Estimate					$ 20,370				$ 6,000					$ -				$ -			$ 2,000		$ 2,400		$ 2,400	$ 33,170
5. FOCUS AREA & NEIGHBORHOOD PLANS	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
5.1 Focus area identification	2	8		8	$ 3,140	16			$ 4,000			24		$ 4,200	4	4		$ 1,800	4		$ 1,000		$ -		$ -	$ 14,140
5.2 Area Specific Concepts and Actions	4	16		120	$ 19,800	16			$ 4,000	4		24	24	$ 8,300	4	8	20	$ 5,600	4		$ 1,000	4	$ 1,200		$ -	$ 39,900
Total Hours	6	24	-	128		32	-	-		4	-	48	24		8	12	20		8	-		4		-		
Cost Estimate					$ 22,940				$ 8,000					$ 12,500				$ 7,400			$ 2,000		$ 1,200		$ -	$ 54,040
6. DRAFT COMPREHENSIVE PLAN DOCUMENT	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
6.1 Draft Plan	24	80		160	$ 42,800	16			$ 4,000					$ -	10	10	20	$ 7,600	8		$ 2,000	2	$ 600	4	$ 1,200	$ 58,200
Total Hours	24	80	-	160		16	-	-		-	-	-	-		10	10	20		8	-		2		4		
Cost Estimate					$ 42,800				$ 4,000					$ -				$ 7,600			$ 2,000		$ 600		$ 1,200	$ 58,200
7. SEQRA SUPPORT AND PLAN ADOPTION	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
7.1 Adoption Support	24	24			$ 10,800	4			$ 1,000					$ -				$ -			$ -		$ -		$ -	$ 11,800
7.2 SEQRA Strategy and Documentation	2	4			$ 1,300	-			$ -					$ -				$ -			$ -		$ -		$ -	$ 1,300
Total Hours	26	28	-	-		4	-	-		-	-	-	-		-	-	-		-	-		-		-		
Cost Estimate					$ 12,100				$ 1,000					$ -				$ -			$ -		$ -		$ -	$ 13,100
8. IMPLEMENTATION TOOLKIT AND OUTCOMES MEASUREMENT	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
8.1 Implementation Toolkit	8	16		8	$ 6,240	8			$ 2,000					$ -	4			$ 1,100			$ -		$ -		$ -	$ 9,340
8.2 Implementation Matrix and Responsibilities	8	16		8	$ 6,240	8			$ 2,000					$ -				$ -			$ -		$ -		$ -	$ 8,240
8.3 Outcomes measurement	4	16	16	8	$ 8,040	8			$ 2,000					$ -				$ -			$ -		$ -		$ -	$ 10,040
Total Hours	20	48	16	24		24	-	-		-	-	-	-		4	-	-		-	-		-		-		
Cost Estimate					$ 20,520				$ 6,000					$ -				$ 1,100			$ -		$ -		$ -	$ 27,620
9. Final Plan	Hours				Cost	Hours			Cost	Hours				Cost	Hours			Cost	Hours		Cost	Hours	Cost	Hours	Cost	
9.1 Plan Finalization & Printing		8	4		$ 2,300				$ -					$ -				$ -			$ -		$ -		$ -	$ 2,300
Total Hours	-	8	4	-		-	-	-		-	-	-	-		-	-	-		-	-		-		-		
Cost Estimate					$ 2,300				$ -					$ -				$ -			$ -		$ -		$ -	$ 2,300
TRAVEL / PRINTING					$ 46,725	$ -	$ -	$ -	$ -	$ -	$ -		$ -	$ 1,000	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 1,500	$ -	$ 1,500	$ 50,725
MEETING EXPENSES						$ -	$ -	$ -	$ -	$ -	$ -		$ -	$ 12,500	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -			$ 12,500
TOTAL ESTIMATED FEES					**$ 377,435**				**$ 56,000**					**$ 184,395**				**$ 54,485**			**$ 25,400**		**$ 12,900**		**$ 15,900**	**$ 726,515**

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

13 trips

	Air	Hotel	Car	Food	Total per trip		
	700	175 per night	250 (total)	75 (per day / pers)			
4 person	2800	2100	250	3600	$8,750	1 trip	$7,550
3 person	2100	1575	250	2025	$5,950	2 trips	$11,900
2 person	1400	1050	250	900	$3,600	7 trips	$25,200
1 person	700	525	250	225	$1,700	1 trip	$2,075
							$46,725

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

EXHIBIT C

RFQ 202507 - Town of Amherst 2025 Comprehensive Plan Addendum

INSTRUCTIONS TO RESPONDENTS

1. **The response** should be submitted following the outline format of the RFQ (i.e. answer questions and submit requirements in the same order and under the same heading as the outline) or RFP will not be considered. RFQ must be typed or printed in ink. Original autograph signatures in ink are required. Facsimile or rubber stamp signatures will not be accepted.

2. **Late Submittals.** Any responses received after the date and time prescribed will not be considered for contract award.

3. **Emergency Closings.** In the event the closing of certain Town facilities and/or operations and/or services due to any flood, fire, fire drill, power failure, uncontrolled weather conditions or other cause beyond the Town's control, only SOQs received in the Contract Compliance & Administration Department prior to the date and time or postmarked as of the date prescribed will be considered for contract award.

4. **Any change in wording or interlineation by a respondent of the inquiry** as published by Town of Amherst shall be reason to reject the SOQ of such respondent, or in the event that such change in the RFQ is not discovered prior to entering into a contract, to void any contract entered into pursuant to such RFQ.

5. **The Town of Amherst reserves the right to reject any and all submittals,** to accept either in whole or in part any one response or combination of submittals, as may be provided in the RFQ specifications, or to waive any informalities in responses. The Town of Amherst does not obligate itself to accept the lowest or any other SOQ and has the right, within its sole and absolute discretion to reject any SOQ.

6. **For the purpose of determining which respondent is the lowest qualified responsible vendor**, it shall be the obligation of all respondents to present information and documentation to the Town of Amherst to satisfy that the respondent possesses sufficient capital resources, skill, judgment and experience to perform the work or deliver the material, as per the RFQ specifications.

7. **Contract(s) or Purchase Order(s) will be awarded** after due consideration of the suitability of goods and/or services proposed to satisfy these specifications, the total cost of such goods and/or services including all cost elements, and the timeliness of the agreed upon delivery date.

8. **This EXECUTORY CLAUSE** shall be a part of any agreement entered into pursuant to this bid:

   It is understood by the parties that this agreement shall be executory only to the extent of the monies available to the Town of Amherst and appropriated therefore, and no liability on account thereof shall be incurred by the Town beyond the monies available and appropriated for the purpose thereof.

9. **Failure to perform** or meet delivery schedule as per accepted response may result in legal action by the Town of Amherst to recover damages, both direct and consequential.

10. **Prices shall be quoted F.O.B. Destination**, delivered inside (The dock or inside office). "Tailgate delivery" will not be accepted unless specified by the Town of Amherst.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

11. **Collect transportation charges will not be paid by the Town of Amherst**. All freight, cartage, rigging, postage or other transportation charges shall be prepaid and included. There will be no additional charges for delivery.

12. **No taxes are to be billed to the Town of Amherst**. Submittals shall not include any Federal, State, or local excise, sales, transportation, or other tax, unless Federal or State law specifically levies such tax on purchases made by a political subdivision. The Town of Amherst Purchase Order is an exemption certificate. Any applicable taxes from which the Town of Amherst is not exempt shall be listed separately as cost elements, and added into the total net price.

13. **The successful respondent shall comply with all laws, rules, regulations and ordinances** of the Federal Government, the State of New York and any other political subdivision or regulatory body which may apply to its performance under this contract.

14. **Gratuities, Illegal or Improper Schemes.** The Town may terminate this agreement if it is determined that gratuities in the form of entertainment, gifts or otherwise were offered or given by a vendor, his agent or representative to any Town official or employee with a view towards securing favorable treatment with respect to the awarding of this bid or the performance of this agreement. The Town may also terminate this agreement if it is determined that the successful submittal engaged in any other illegal or improper scheme promotive of favoritism or unfairness incidental to the bidding process or the performance of this agreement. In the event that it is determined that said improper or illegal acts occurred, the Town shall be entitled to terminate this agreement and/or exercise any other remedy available to it under existing law.

15. **Insurance** shall be procured by the successful respondent before commencing work and no later than 14 days after notice of award, and maintained without interruption for the duration of the Contract, in the types of coverages and amounts specified in the agreement addendum, unless otherwise stipulated in these RFQ Specifications. If the insurance is not provided in acceptable form within this period of time, then the Director of Contract Compliance & Administration may declare the consultant non-responsive and award the contract to the next responsible consultant.

16. **Any cash discount** which is part of contract will be considered as a reduction in the contract prices in determining the award of the contract. Date of invoice must not precede date of delivery. The Town of Amherst policy is to pay all claims in a timely manner within the specified time. However, if for some reason payment is delayed, the Town will take the discount when payment is made. The Town will not pay any interest charges, nor refund discount amounts taken after the discount period. If this is unsatisfactory, please quote net.

17. **Changes in work.** The Town may, as the need arises, through the Director of Contract Compliance & Administration, order changes in the work through additions, deletions, or modifications without invalidating the contract. Compensation, as it may be affected by any change, shall be adjusted by agreement between the contractor and the Town through the Director of Contract Compliance & Administration.

18. **Responses offering material** other than that of specified manufacturer or trade name will be considered unless stated otherwise. The use of the name of a particular manufacturer, trade name, or brand in describing an item does not restrict a respondent to that manufacturer or specific article. However, the substituted article on which a proposal is submitted must be of such character or quality that it would serve the purpose for which it is to be used equally as well as the manufacturer or brand specified and are subject to the prior written approval of Director of Contract Compliance & Administration. Proposals will be accepted in accordance with specifications on file or approved equal.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

19. **If material or services** other than those specified in this RFQ document are offered, the respondent must so state and furnish as part of the response the following information:

    a) Complete description of the item offered, and detailed explanation of the differences between the item specified and the item offered. If, in the opinion of the Director of Contract Compliance & Administration, sufficient detail is not presented as a part of the sealed RFP to permit definitive evaluation of any substitute item, the proposal will not be considered.

    b) Descriptive literature or item offered, for evaluation.

    c) List of other installations using the item or service offered.

20. **Any additional information** which the respondent desires to add to the response shall be attached to and submitted with the formal sealed RFQ on a separate sheet of paper.

21. **Workmanship** must meet with the approval of the Director of Contract Compliance & Administration, and shall be first class in every respect without exception and shall be equal to the best modern practices. Materials furnished are to be new and unused. All materials furnished or work performed are to be guaranteed free from defects. Anything found defective or not meeting specifications, no matter in what state of completion, may be rejected and shall be made good by the contractor at his own expense.

22. **Contractor shall Clean up and remove** all debris and rubbish resulting from the work and leave the premises broom clean to the approval of the department head.

23. **This RFQ is firm and irrevocable for a period of 45 days** from the date and time of the RFQ opening. If a contract is not awarded within the 45 day period, a vendor to whom the RFQ has not been awarded, may withdraw its proposal by serving written notice of his intention to do so upon the Town of Amherst, Contract Compliance & Administration Department.

24. **Prices charged to the Town of Amherst** are to be no higher than those offered to any other governmental or commercial consumer. If a bidder has a New York State or a Federal GSA contract for any of the items covered in this bid or any similar items, he shall so indicate that he has said contract on these bid papers and automatically supply a copy of this contract within five days after notification of award.

25. **Price is Firm.** The unit prices bid shall remain firm, and any other charges bid shall also remain firm, for delivery of the equipment, material, work, or services described in this bid. No cost increase shall be charged for any reason whatsoever.

26. **Extension of price protection**. Any contract entered into pursuant to this RFQ to supply the Town of Amherst requirements of goods and/or services for a definite period of time as stated in the attached specifications may be extended for not more than two successive periods of equal length at the same bid price upon the mutual agreement of the successful respondent and the Town of Amherst. All extensions shall be submitted in writing and shall have prior approval by the Town of Amherst, Director of Contract Compliance & Administration.

27. **In executing this proposal**, the respondent affirms that all of the requirements of the specifications are understood and accepted by the respondent, and that the prices quoted include all required materials and services. The undersigned has checked all of the RFQ figures, and understands that the Town of Amherst will not be responsible for any errors or omissions on the part of the undersigned in preparing this proposal. Mistakes or errors in the

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

estimates, calculations or preparation of the RFQ shall not be grounds for the withdrawal or correction of the RFQ. In case of error in extension of prices in the proposal, the unit price will govern.

28. **The undersigned shall be fully accountable** for performance under this proposal, or any contract entered into pursuant to this proposal, and agrees that the signer, or officer/s, will answer under oath all questions relevant to the performance thereof and to any transaction, act or omission had, done or omitted in connection therewith if called before any court with jurisdiction.

29. **Termination of Agreement:**
   a. This agreement may be terminated by either party upon seven (7) days written notice, should the other party fail substantially to perform in accordance with its terms, through no fault of the party initiating the termination.

   b. At its option, the Town of Amherst may at any time for any reason terminate this agreement and the Contractor shall immediately cease all work under the agreement upon receipt of written notice of such termination from the Town of Amherst.

   c. In the event of termination for any reason other than the fault of the Contractor, the Contractor shall be paid the amount due to date of termination, and all reasonable expenses caused by such termination.

30. **The successful vendor** to whom the RFQ is awarded shall defend, hold harmless, and indemnify the Town of Amherst, its affiliates, its agents and employees from and against all claims, damages, losses, including reasonable attorney's fees and litigation expenses, and/or causes of action arising out of or resulting from such vendor's performance pursuant to this RFQ.

31. **STATUS AS AN INDEPENDENT CONTRACTOR:** The successful consultant to whom the contract is awarded and the Town agree that the consultant and its officers, employees, agents, contractors, subcontractors and/or consultants are independent contractors and not employees of the Town or any department, agency or unit thereof. In accordance with their status as independent contractors, the consultant covenants and agrees that neither the consultant nor any of its officers, employees, agents, contractors, subcontractors and/or consultants will hold themselves out as, or claim to be, officers or employees of the Town or any department, agency or unit thereof.

32. **Governed by New York law.** This Agreement shall be construed and enforced in accordance with the laws of the State of New York. In addition, the parties hereby agree that for any cause of action arising out of this Agreement shall be brought in the County of Erie.

33. **A contract formed by the acceptance of this contract** shall be deemed to have been let in a manner that constitutes competitive bidding consistent with state law and made available for use by other governmental entities pursuant to General Municipal Law 103 (16).

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

FIRM NAME Interface Studio LLC

ADDRESS 340 N. 12th Street, #419

STATE PA ZIP 19107

AUTHORIZED SIGNATURE

TITLE Principal

DATE 6/17/2026

(Rev. 7/2017)

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Town of Amherst

Contract Compliance & Administration Department

To facilitate correct drawing and execution of contract, bidder shall supply full information concerning legal status:

FIRM NAME Interface Studio LLC

ADDRESS OF PRINCIPAL OFFICE:

STREET 340 N. 12th Street, #419

CITY Philadelphia STATE PA

ZIP 19107 AREA CODE 215 PHONE 370-6807

Check one: CORPORATION_____ PARTNERSHIP X INDIVIDUAL_____

FEDERAL ID NUMBER: 20-1832967

E-MAIL ADDRESS: scott@interface-studio.com

INCORPORATED UNDER THE LAWS OF THE STATE OF PA

If foreign corporation, state if authorized to do business in the State of New York:

YES X NO _____

TRADE NAMES: N/A

ADDRESS OF LOCAL OFFICE: N/A

STREET _____

CITY _____ STATE _____

ZIP _____ AREA CODE _____ PHONE _____

NAMES AND ADDRESSES OF PARTNERS:

Scott Page, 835 N. Woodstock Street, Phila, PA 19130

Nina Liou, 835 N. Woodstock Street, Phila, PA 19130

_____ _____

_____ _____

(Rev. 7/2017)

EXHIBIT "A"

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Town of Amherst

Contract Compliance & Administration Department

ASSIGNMENT OF PUBLIC CONTRACTS

GENERAL MUNICIPAL LAW - Section 109:

1. A clause shall be inserted in all specifications of contracts hereafter made or awarded by an officer, board or agency of a political subdivision, or any district therein, prohibiting any contractor, to whom any contract shall be let, granted or awarded, as required by law, from assigning, transferring, conveying, subletting or otherwise disposing of the same, or of his right, title or interest therein, or his power to execute such contract, to any other person or corporation without the previous consent in writing of the officer, board or agency awarding the contract.

2. If any contractor, to whom any contract is let, granted, or awarded, as required by law, by any officer, board or agency of a political subdivision, or of any district therein, without the previous written consent specified in subdivision one (1) of this section, assign, transfer, convey, sublet or otherwise dispose of such contract, or his right, title or interest therein, or his power to execute such contract to any other person or corporation, the officer, board or agency which let, made, granted or awarded such contract shall revoke and annul such contract, and the political subdivision or district therein, as the case may be, and such officer, board or agency shall be relieved and discharged from all liability and obligations growing out of such contract to such contractor, and to the person or corporation to which such contract shall have been assigned, transferred, conveyed, sublet or otherwise disposed of, and such contractor, and his assignee, transferee or sublessee shall forfeit and lose all monies, theretofore earned under such contract, except so much as may be required to pay his employees. The provisions of this section shall not hinder, prevent or affect any assignment by any such contractor for the benefit of his creditors made pursuant to the laws of the State.

NO ASSIGNMENT OF ANY AGREEMENT pursuant to this bid shall be made without specific prior approval, in writing, by the Town of Amherst Director of Contract Compliance & Administration.

(Rev. 7/2017)

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Consultant Minor Exposure Addendum to Contract

Notwithstanding any other provision in this Agreement, the following clauses shall be controlling. Should any other provision of the Agreement conflict with the clauses in this Addendum then the provisions of this Addendum are to be enforceable and any conflicting provision shall be considered null and void.

No rules, requirements or customs of any society or association of professional Consultants o any similar association shall affect this Agreement in any way whatsoever or be binding upon the Town

To the fullest extent permitted by law, Consultant shall indemnify and hold the Town, its officers, agents, and employees, harmless from any and all liability, demands, claims, or expenses, awards or judgments imposed upon the Town, its officers, agents, and/or employees, arising out of the work of the Consultant its officers, agents, sub-Consultants, and/or employees as well as the negligence, active or passive, of the Consultant, its officers, agents, sub-Consultants, and/or employees.

Consultant shall not commence work under this Agreement until it has obtained all insurance specified below, produced satisfactory proof of the same and such insurance has been approved by the Town.

(a) Workers' Compensation Insurance: Consultant shall take out and maintain during the life of this Agreement, Workers' Compensation Insurance (both Part A and Part B) for its employees to be assigned to the work hereto under.

(b) General Liability, Professional (if applicable) Liability and Property Damage Insurance: Consultant shall take out and maintain during the life of this Agreement, such general liability and property damage insurance as shall protect it and the Town of Amherst from claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise from operations under this Agreement. The amounts of such insurance shall be as follows in an amount not less than $1,000,000.00 per occurrence for bodily injury and property damage including wrongful death, and $2,000,000.00 aggregate.

(c) Consultant shall furnish the above insurances, including sub-Consultants' insurances, to the Town and shall also assure that any policy procured by it shall name the Town as an additional insured on a primary and non-contributory basis.

(d) Consultant shall ensure all its sub-Consultants, if any, have obtained all the above insurances and shall also assure that any policy procured by any sub-Consultant or sub-sub Consultan shall name the Town as an additional insured on a primary and non-contributory basis.

Any accident shall be reported to the Office of the Town Attorney as soon as possible and no later than twenty-four (24) hours from the time of such accident. A detailed written report must be submitted to the Town of Amherst as soon thereafter as possible as and no later than three (3) days after the date of such accident.

No Assignment: In accordance with the provisions of Section 109 of the General Municipal Law, the Consultant is hereby prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this Agreement, or of its right, title or interest in this agreement, or its power to execute this Agreement, to any other person or corporation without the previous consent in writing of the Town.

Required Provisions of Law: Each and every provision of law and clause required by law to be inserted in this Agreement shall be deemed to have been inserted herein. If any such provision is not inserted through mistake or otherwise, then upon the application of either party this Agree

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physically amended forthwith to make such insertion. In particular, the Consultant shall, among things, fully comply with:

(a) Article 8 of the NYS Labor Law for public work contracts and Article 9 of the Labor Law regarding prevailing wage for Building Service employees.
(b) Labor Law Section 220-e and Executive Law Sections 291-299 and the Civil Rights Law relating to prohibition against discrimination and equal opportunity.
(c) Affirmative action as required by the Labor Law.
(d) Prevention of dust hazard required by Labor Law Section 222-a.
(e) Preference in employment of persons required by Labor Law Section 222.
(f) Eight-hour workday as required by Labor Law Section 220(2).
(g) Chapter 32 of the Town of Amherst: Minority Women and Business Utilization Commitment.
(h) Chapter 163 of the Town of Amherst: Registration of Sex Offenders.

The Consultant, in accordance with its status as an independent Consultant, covenants and agrees that it will conduct itself consistent with such status. It will neither hold itself out as nor claim to be, an officer or employee of the Town by reason hereof, make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the Town, including, but not limited to workers' compensation coverage, unemployment insurance benefits, Social Security coverage, or retirement membership or credit.

Waiver: No waiver of any breach of any condition of the Agreement shall be binding unless in writing and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this Agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

This Agreement shall be governed by, and interpreted according to the laws of the State of New York. If the contract between the parties refers to the laws, statutes, rules, regulations or ordinances for any state other than New York State, to the laws, statutes, rules, regulations or ordinances for any county other than Erie County, New York or to the laws, statutes, rules, regulations or ordinances for any municipality other than the Town of Amherst, then the laws, statutes, rules, regulations or ordinances for New York State, Erie county and/or the Town of Amherst shall apply as applicable. Any and all legal action necessary to enforce the Agreement will be venued in Supreme Court, Erie County, New York or in the United States District Court for the Western District of New York, Buffalo Division.

It is hereby acknowledged that performance of this Contract will be undertaken in accordance with the specifications and pricing on which the bid was submitted.

Authority for execution on behalf of Town: The Supervisor has executed this Agreement pursuant to a Resolution adopted by the Town Board of the Town, at a meeting thereof held on _____. Shawn A. Lavin, the Supervisor, whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an Agreement on behalf of the Town as a result of that Resolution. This instrument shall be executed in triplicate. At least one (1) copy shall be permanently filed, after execution thereof, in the office of the Town Clerk of Town.

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Agreed to and Accepted by:

INTERFACE STUDIO LLC
Print Name of Company

By: _____
Signature

SCOTT PAGE
Printed name

Date: 6/17/26

Agreed to and Accepted by:

Town of Amherst

By: _____
Shawn A. Lavin, Supervisor

Date: _____

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Town of Amherst

Contract Compliance & Administration Department

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

(1) the prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or any competitor;

(2) unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

(3) no attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

NOTICE

(Penal Law, Section 210.45)

IT IS A CRIME, PUNISHABLE AS A CLASS A MISDEMEANOR UNDER THE LAWS OF THE STATE OF NEW YORK, FOR A PERSON, IN AND BY A WRITTEN INSTRUMENT, TO KNOWINGLY MAKE A FALSE STATEMENT, OR TO MAKE A FALSE STATEMENT, OR TO MAKE A STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE.

BID NOT ACCEPTABLE WITHOUT FOLLOWING CERTIFICATION:

Affirmed under penalty of perjury this 17 day of June, 2026

TERMS _____ DELIVERY DATE AT DESTINATION _____

FIRM NAME Interface Studio LLC

ADDRESS 340 N. 12th Street. #419 Philadelphia, PA

_____ ZIP 19107

AUTHORIZED SIGNATURE _____

TYPED NAME OF AUTHORIZED SIGNATURE Scott Page

TITLE Principal TELEPHONE NO. 215-370-6807

(Rev.7/2017)

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

IRAN DIVESTMENT ACT CERTIFICATION

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a provision was added to the State Finance Law (SFL), Section 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will develop a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). This list is posted on the OGS website.

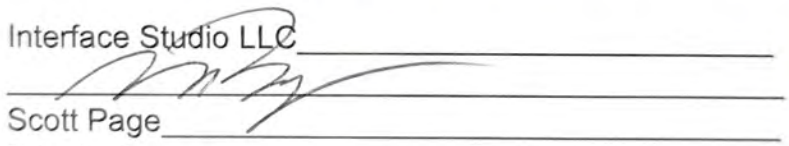
By submitting a response to this solicitation, or by assuming the responsibility under a Contract/Lease awarded hereunder, Bidder/Contractor/Vendor (or any assignee) certifies that it will not utilize on such Contract/Lease any subcontractor that is identified on the prohibited entities list.

Additionally, Bidder/Contractor/Vendor is advised that any Bidder/ Contractor/Vendor seeking to renew or extend a Contract/Lease (or assume responsibility of a Contract/Lease awarded must certify at the time the Contract/Lease is renewed, extended or assigned that it is not included on the prohibited entities list.

During the term of the Contract/Lease, should the Town of Amherst (Town) receive information that a person is in violation of the above-referenced certification, the Town will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Town shall take such action as appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages or declaring the Bidder/Contractor/Vendor in default.

The Town reserves the right to reject any Contract/Lease or request for assignment for an entity that appears on the prohibited entities list prior to the award of a Contract/Lease, and to pursue a responsibility review with respect to any entity that is awarded a Contract/Lease and appears on the prohibited entities list after Contract/Lease award.

Company Name: Interface Studio LLC

Signature: 

Print Name: Scott Page

Title: Principal

Date: 6/17/26

Revised 8.2023

Attachment: Interface Studio Contract with Exhibits (RES-2026-483 : Award RFQ #202507 Town of Amherst Comprehensive Plan - CRS #6351)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Contract Compliance
Initiated by: **Lynda Juul**
Co-Sponsored by:

DOC ID: 31914 **RESOLUTION 2026-484** **ADOPTED**

Award Bid #2026019 PVC Pipe and Fittings - CRS #6340, 6341 & 6342

WHEREAS, the Contract Compliance and Administration Department received bids on May 14, 2026 for Bid #2026019 for PVC Pipe and Fittings; and

WHEREAS, the bid process resulted in a response from three (3) vendors, as per the attached bid tabulation form;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Contract Compliance and Administration Department to award the bid to Erb Co., Core & Main LP, and Ferguson Enterprises LLC, as per the attached bid tabulation; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Supervisor to sign the contracts with the above referenced vendors.

6/22/2026
Consent

FINANCIAL IMPACT:

Town Wide; Various Departments; Amount TBD

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Bid #2026019 PVC Pipe and Fittings					
Low Bidder		Vendor Name:	Ferguson Enterprises	Erb Co.	Core & Main
Item #	U/M		Total Price	Total Price	Total Price
1	EA	4" ANSI/AWWA C900 – DR18 Pipe (20' length)	No Bid	$156.29	$106.80
2	EA	6" ANSI/AWWA C900 – DR18 Pipe (20' length)	No Bid	$319.56	$216.80
3	EA	8" ANSI/AWWA C900 – DR18 Pipe (20' length)	No BId	$547.77	$372.40
4	EA	10" ANSI/AWWA C900 – DR18 Pipe (20' length)	No Bid	$357.85	$558.60
5	EA	4" Hymax Coupling (or equal)	$282.90	$447.43	$298.00
6	EA	6" Hymax Coupling (or equal)	$374.67	$616.25	$394.66
7	EA	8" Hymax Coupling (or equal)	$423.01	$795.92	$445.58
8	EA	10" Hymax Coupling (or equal)	$544.18	$1,003.47	$573.22
9	EA	4" x 7.5" (4.74-5.14) S.S. Repair Clamp Ford Style FS1 (or equal)	$70.02	$121.63	$100.24
10	EA	4" x 12.5" (4.74-5.14) S.S. Repair Clamp Ford Style FS1 (or equal)	$107.46	$177.28	$153.82
11	EA	4" x 20" (4.74-5.14) S.S. Repair Clamp Ford Style FS1 (or equal)	$180.12	$195.77	$257.83
12	EA	6" x 7.5" (6.84-7.24) S.S. Repair Clamp Ford Style FS1 (or equal)	$81.65	$135.93	$116.88
13	EA	6" x 12.5" (6.84-7.24) S.S. Repair Clamp Ford Style FS1 (or equal)	$130.86	$216.67	$187.32
14	EA	6" x 20" (6.84-7.24) S.S. Repair Clamp Ford Style FS1 (or equal)	$226.34	$512.42	$323.99
15	EA	8" x 7.5" (8.99-9.39) S.S. Repair Clamp Ford Style FS1 (or equal)	$95.47	$159.71	$136.67
16	EA	8" x 12.5" (8.99-9.39) S.S. Repair Clamp Ford Style FS1 (or equal)	$152.49	$250.18	$218.28
17	EA	8" x 20" (8.99-9.39) S.S. Repair Clamp Ford Style FS1 (or equal)	$254.35	$619.65	$364.08
18	EA	10" x 7.5" (8.99-9.39) S.S. Repair Clamp Ford Style FS1 (or equal)	$123.68	No Bid	$177.85
19	EA	10" x 12.5" (8.99-9.39) S.S. Repair Clamp Ford Style FS1 (or equal)	$193.90	$321.09	$278.42
20	EA	10" x 20" (8.99-9.39) S.S. Repair Clamp Ford Style FS1 (or equal)	$301.99	No Bid	$440.11
21	EA	WGSS36 Worm Gear Clamp (312-300) 65-1/2" Long	$6.21	No Bid	$8.06
22	EA	SS Clamp 11-3/4" – 13-3/4" (212-300) 45" Long	$5.54	No Bid	$7.19
23	EA	SS Clamp 3-5/8"- 5-1/2" (080-300) 19" Long	$2.81	No Bid	$3.65
		PVC GRAVITY GASKETED SEWER PIPE AND FITTINGS (ASTM D3034 & ASTM F679)			
24	EA	4" SDR 35 (14' length)	No Bid	$44.90	$2.88
25	EA	6" SDR 35 (14' length)	No Bid	$103.54	$6.59
26	EA	8" SDR 35 (14' length)	No Bid	$169.62	$9.19
27	EA	10" SDR 35 (14' length)	No Bid	$220.97	$14.30
28	EA	12" SDR 35 (14' length)	No Bid	$347.15	$20.57
29	EA	15" SDR 35 (14' length)	No Bid	$436.11	$30.40
30	EA	18" PS 46 (14' length)	No Bid	No Bid	$45.06
31	EA	24" SDR 35 (13' length) or equal	No Bid	No Bid	$64.09
32	EA	30" SDR 35 (13' length) or equal	No Bid	No Bid	$114.00
33	EA	36" SDR 35 (13' length) or equal	No Bid	No Bid	$166.80
34	EA	21" PS 46 (14' length)	No Bid	No Bid	No Bid
35	EA	4" FERNCO CLAY TO PVC (1002-44)	$5.24	$6.39	$5.44
36	EA	4" FERNCO PVC/PVC (1056-44)	$4.25	$6.39	$4.42
37	EA	4" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-44RC)	$31.92	$46.04	$33.13
38	EA	6" FERNCO CLAY/PVC (1002-66)	$11.20	$13.64	$11.63
39	EA	6" FERNCO PVC/PVC (1056-66)	$9.09	$13.64	$9.43
40	EA	6" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-66RC)	$54.13	No Bid	$56.18
41	EA	6" FERNCO CONCRETE TO PVC (1006-66)	$12.39	No Bid	$12.53
42	EA	8" FERNCO CLAY/PVC (1002-88)	$17.24	$20.99	$17.89
43	EA	8" FERNCO PVC/PVC (1056-88)	$17.24	$20.99	$17.89
44	EA	8" FERNCO CONCRETE/PVC (1006-88)	$18.61	No Bid	$19.32
45	EA	8" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-88RC)	$61.57	No Bid	$63.91
46	EA	10" FERNCO CLAY/PVC (1002-1010)	$25.87	$31.52	$26.86
47	EA	10" FERNCO PVC/PVC (1056-1010)	$25.87	$31.52	$26.86
48	EA	10" FERNCO CONCRETE/PVC (1006-1010)	$25.87	No Bid	$26.86
49	EA	10" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-1010RC)	$80.10	No Bid	$83.15
50	EA	12" FERNCO CLAY/PVC (1002-1212)	$30.20	$36.79	$31.34
51	EA	12" FERNCO PVC/PVC (1056-1212)	$30.20	$36.79	$31.34
52	EA	12" FERNCO CONCRETE/PVC (1006-1212)	$30.20	No Bid	$31.34
53	EA	12" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-1212RC)	$98.05	No Bid	$101.77
54	EA	15" FERNCO CLAY/PVC (1002-1515)	$48.30	$62.28	$50.14
55	EA	15" FERNCO PVC/PVC (1056-1515)	$48.30	$62.28	$50.14
56	EA	15" FERNCO CONCRETE/PVC (1006-1515)	$67.38	No Bid	$50.14
57	EA	15" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-1515RC)	$185.13	No Bid	$192.17
58	EA	18" FERNCO CLAY/PVC (1002-1818)	$106.91	No Bid	$110.98
59	EA	18" FERNCO PVC/PVC (1056-1818)	$106.91	No Bid	$110.98
60	EA	18" FERNCO CONCRETE/PVC (1006-1818)	$106.91	No Bid	$110.98
61	EA	18" FERNCO CLAY TO PLASTIC STRONG BACK RC 5000 (5002-1818RC)	$458.81	No Bid	$476.24
62	EA	21" FERNCO CLAY/PVC (1002-2121)	$125.21	No Bid	$129.97
63	EA	21" FERNCO PVC/PVC (1056-2121)	$125.21	No Bid	$129.97
64	EA	21" FERNCO CONCRETE/PVC (1006-2121)	$187.57	No Bid	$194.70
65	EA	24" FERNCO CONCRETE/PVC (1006-2424)	$212.64	No Bid	$220.72
66	EA	24" FERNCO PVC/PVC	$143.46	No Bid	$220.72
67	EA	30" FERNCO PVC/PVC	$522.34	No Bid	$1,542.00
68	EA	30" FERNCO CONCRETE/PVC (1006-3030)	$1,112.58	No Bid	$1,542.00
69	EA	36" FERNCO CONCRETE/PVC	$1,467.50	No Bid	$1,685.00
70	EA	4"x4"x4" SDR 35 STRAIGHT TEE (GxGxG)	$26.03	$23.13	$23.87
71	EA	6"x6"x6" SDR 35 STRAIGHT TEE (GxGxG)	$55.80	No Bid	$51.12
72	EA	8"x8"x6" SDR 35 STRAIGHT TEE (GxGxG)	$87.23	$77.43	$79.91
73	EA	8"x8"x8" SDR 35 STRAIGHT TEE (GxGxG)	$123.79	$109.89	$113.41
74	EA	10"x10"x6" SDR 35 STRAIGHT TEE (GxGxG)	$278.52	No Bid	$255.20
75	EA	10"x10"x10" SDR 35 STRAIGHT TEE (GxGxG)	$452.44	No Bid	$414.56
76	EA	12"x12"x6" SDR 35 STRAIGHT TEE (GxGxG)	$352.97	No Bid	$323.40

Attachment: Bid Tab PVC Pipe and Fittings (RES-2026-484 : Award Bid #2026019 PVC Pipe and Fittings - CRS #6340, 6341 & 6342)

Low Bidder		Vendor Name:	Ferguson Enterprises	Erb Co.	Core & Main
Item #	U/M		Total Price	Total Price	Total Price
77	EA	12"x12"x12" SDR 35 STRAIGHT TEE (GxGxG)	$650.15	No Bid	$595.68
78	EA	4"x4"x4" SDR 35 WYE (GxGxG)	$27.71	$24.60	$25.39
79	EA	6"x6"x6" SDR 35 WYE (GxGxG)	$63.63	$56.48	$58.31
80	EA	8"x8"x6" SDR 35 WYE (GxGxG)	$100.00	$88.76	$91.61
81	EA	10"x10"x6" SDR 35 WYE (GxGxG)	$259.32	$230.17	$237.56
82	EA	12"x12"x6" SDR 35 WYE (GxGxG)	$378.69	$336.18	$346.97
83	EA	15"x15"x6" SDR 35 WYE (GxGxG)	$663.50	No Bid	$607.91
84	EA	4" - 1/16 BEND (22-1/2°) (SxG) SDR 35	$15.28	$13.54	$13.98
85	EA	6" - 1/16 BEND (22-1/2°) (SxG) SDR 35	$30.03	$26.65	$27.51
86	EA	10" -1/16 BEND (22-1/2°) (SxG) SDR 35	$245.27	$217.73	$224.73
87	EA	4" – 1/12 BEND (30°) (SxG) SDR 35	No Bid	$12.83	No Bid
88	EA	6" – 1/12 BEND (30°) (SxG) SDR 35	No Bid	No Bid	No Bid
89	EA	8" – 1/12 BEND (30°) (SxG) SDR 35	No Bid	No Bid	No Bid
90	EA	10" – 1/12 BEND (30°) (SxG) SDR 35	No Bid	No Bid	No Bid
91	EA	4" – 1/8 BEND (45°) (SxG) SDR 35	$14.45	No Bid	$13.25
92	EA	6" – 1/8 BEND (45°) (SxG) SDR 35	$28.91	$25.65	$26.49
93	EA	8" – 1/8 BEND (45°) (SxG) SDR 35	$87.22	$77.43	$79.91
94	EA	10" – 1/8 BEND (45°) (SxG) SDR 35	$233.47	$207.25	$213.90
95	EA	4" - 1/16 BEND (22-1/2°) (GxG) SDR 35	$16.03	$14.25	$14.71
96	EA	6" - 1/16 BEND (22-1/2°) (GxG) SDR 35	$31.66	$28.07	$28.97
97	EA	8" - 1/16 BEND (22-1/2°) (GxG) SDR 35	$92.13	$81.77	$84.40
98	EA	10" - 1/16 BEND (22-1/2°) (GxG) SDR 35	$252.16	$223.85	$231.05
99	EA	4" – 1/12 BEND (30°) (GxG) SDR 35	$245.03	No Bid	No Bid
100	EA	6" – 1/12 BEND (30°) (GxG) SDR 35	$251.66	No Bid	No Bid
101	EA	8" – 1/12 BEND (30°) (GxG) SDR 35	$92.16	No Bid	No Bid
102	EA	10" – 1/12 BEND (30°) (GxG) SDR 35	$252.11	No Bid	No Bid
103	EA	4" – 1/8 BEND (45°) (GxG) SDR 35	$16.09	$14.27	$14.72
104	EA	6" – 1/8 BEND (45°) (GxG) SDR 35	$32.64	$28.95	$29.89
105	EA	8" – 1/8 BEND (45°) (GxG) SDR 35	$91.30	$81.05	$83.66
106	EA	10" – 1/8 BEND (45°) (GxG) SDR 35	$236.90	$210.99	$217.05
107	EA	6" x 4" SDR35 REDUCING BUSHING (S x G)	$28.91	No Bid	$26.49
108	EA	4" FERNCO RUBBER TEE SADDLE OR EQUAL (TST-4)	$41.63	$60.04	$43.21
109	EA	6" FERNCO RUBBER TEE SADDLE OR EQUAL (TST-6)	$55.01	$79.34	$57.10
110	EA	4" SDR35 CAPS	$10.37	$9.19	$3.11
111	EA	6" SDR35 CAPS	$19.42	No Bid	$11.39
112	EA	8" SDR35 CAPS	$52.49	No Bid	$37.27
113	EA	4" SDR35 PLUGS	$7.83	$6.96	$7.19
114	EA	6" SDR35 PLUGS	$12.00	$10.67	$11.01
115	EA	4"x4" PVC CLEANOUT W/COUNTERSUNK PLUG (HxFIPT)	$12.40	$12.36	$16.99
116	EA	6"x6" PVC CLEANOUT W/COUNTERSUNK /PLUG (HxFIPT	$59.98	$36.50	$58.87
117	EA	4" ALUMINUM PERFORATED VENT CAPS W/ADJUSTMENT SCREW	No Bid	$16.83	$11.62
118	EA	6" ALUMINUM PERFORATED VENT CAPS W/ADJUSTMENT SCREW	No Bid	$36.44	$15.48
119	EA	24" MARMAC COUPLER HDPE TO HDPE 3-STRAP	No Bid	No Bid	$210.88
120	EA	30" MARMAC COUPLER HDPE TO HDPE 3-STRAP	No Bid	No Bid	$254.39
		NO ADDITIONAL CHARGES WILL BE ALLOWED			

NOTES:

Ferguson Enterprises - Item #9 thru Item #20 - Quoted Smith Blair as an alternate. Item #67 & Item #69*OD will need to be confirmed. at time of order. A Full Circle Repair Clamp specification is attached to the bid packet.

USER NOTES:

Attachment: Bid Tab PVC Pipe and Fittings (RES-2026-484 : Award Bid #2026019 PVC Pipe and Fittings - CRS #6340, 6341 & 6342)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Contract Compliance
Initiated by: **Lynda Juul**
Co-Sponsored by:

DOC ID: 31935 **RESOLUTION 2026-485** **ADOPTED**

Extension of Town Wide Building Generator Maintenance Contract - CRS #6346

WHEREAS, Stark Tech Services, LLC (original CRS #4990) has agreed to extend the Town Wide Building Generator Maintenance Contract for an additional two-year term;

NOW, THEREFORE, BE IT RESOLVED, the Town Board approves an extension of the contract with Stark Tech Services LLC through August 4, 2028; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Supervisor to sign the contract extension with Stark Tech Services LLC.

6/22/2026
Consent

FINANCIAL IMPACT:

Town Wide; Various Accounts; Amount TBD

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

TOWN OF AMHERST
Erie County, New York

SUPERVISOR
Shawn A. Lavin
716-631-7032

DEPUTY SUPERVISOR/COUNCILMEMBER
Angela Marinucci

COUNCILMEMBERS
John Davis
Jack Kavanaugh
Michael Szukala

May 7, 2026

Stark Tech Services, LLC
95 Stark Street
Buffalo, NY 14150
ATTN: James Fox

Re: CRS 4990– Extension of Town of Amherst Bid #2024028
Town Wide Building Generator Maintenance

Dear Mr. Fox:

The Town of Amherst wishes to extend this agreement for an additional contract period, through August 4, 2028, under the same pricing structure, terms and conditions as the original agreement.

This offer is for your immediate consideration and acceptance. Please indicate below whether you agree to extend or do not wish to extend. Please respond **within seven days upon receipt of this request.**

If you wish to extend, please return three signed (3) originals to:
Town of Amherst Contract Compliance Department ATTN: Karen Halton, Buyer
5583 Main Street, Williamsville, NY 14221

After approval and execution by the Town of Amherst, a fully signed copy will be returned to you for your files.

X Yes, I agree to extend _____ No, I do not wish to extend

Company Name: Stark Tech Services LLC.

Representative (Please print): James Fox Title: WWY GEN SERVICE MGR.

Signature: James A. Fox Date: 5/8/2026

Acceptance by the Town of Amherst:

Shawn A. Lavin, Supervisor Date

Attachment: Stark Tech Extension Agreement signed (RES-2026-485 : Extension of Town Wide Building Generator Maintenance Contract - CRS

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Court
Initiated by: **Kim Kern**
Co-Sponsored by: **Councilmember Jack Kavanaugh**

DOC ID: 31968 **RESOLUTION 2026-486** **ADOPTED**

Contract Between Amherst Town Court and GP Flooring

Please authorize the Supervisor to sign the contract between Amherst Town Court and GP Flooring Solutions (CRS #6347). This contract is to replace the carpeting throughout the Court office work space and main walkways. Pending successful completion of CRS.

6/22/2026
Consent

FINANCIAL IMPACT:

This project is funded by the JCAP Grant.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Jack Kavanaugh
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Proposal

GP Flooring Solutions
Headquarters
32 Marway Circle
Gates, NY 14624

(800) 832-3550

For:

Town of Amherst
5583 Main Street
Williamsville, NY 14221

Job Site:

Town of Amherst / Paul Freiheit
400 John James Audubon Pkwy
Amherst Town Court- Mohawk
Amherst, NY 14228
Contact: Paul Freiheit

Proposal #	30834
Customer PO	
Contract #	PC70835
Date	5/7/2026
Sales Person	Tim Glassbro
Designer	

Type		Quantity	Product Description	Color / Item Number	Price	
Carpet	Mat	1 Each	Provide & install Mohawk Carpet tile - Remove existing carpet, provide & install Mohawk Carpet tile			
Carpet	Mat	384 SqYd	Mohawk (24x24) Side Stripe GT419 - 48 cases	965 - Westpoint	$25.39	$9,7
	Lab	384 SqYd	Installation - Carpet Tile - Prevailing wage		$14.26	$5,4
Carpet	Mat	32 SqYd	Mohawk (24x24) Side Stripe GT419 - 4 cases	965 - Westpoint	$25.39	$8
Notes	Attic Stock					
Labor						
	Lab	359 SqYd	Removal of Broadloom (direct glue down) - Prevailing wage		$7.43	$2,6
Labor	Mat	1 Each	GP Flooring provided Dumpster			
	Lab	359 SqYd	Carpet Disposal - Prevailing wage		$1.90	$68
Wall Base	Mat	1080 LnFt	Mohawk Rubber Cove base - CRW05 - 4" cove base - Lengths	Night Skies - 002	$0.95	$1,0
	Lab	1080 LnFt	Install Base, Std. 4-Inch Vinyl/Rubber Blend, Black/Brown - Includes removing existing base - Prevaling wage		$2.48	$2,6
Adhesive	Mat	16 Each	M45C - wall base adhesive	Tube	$6.85	$1
Adhesive	Mat	5 Each	Mohawk - Enpress - M004C	4 Gal	$145.41	$7
Accessories	Mat	28 Each	Schonox SL Patch 10 lb (GP)	10 lb		
	Lab	3232 SqFt	Floor Prep - Skim Coating to 1/8 Inch (Material and Labor)		$1.74	$5,6
Transition	Mat	36 LnFt	Reducers - Finish material to floor 1/8" Underslung Reducer (12ft) - CRA07	Black	$1.77	$6
	Lab	36 LnFt	Install Transition, Standard, Black/Brown/Gold/Silver		$5.01	$18
Labor	Mat	1 Each	Adhesive			
	Lab	1 Each	Remove VCT - install new VCT - (1 door area) -			
Unclassified	Mat	416 SqYd	Freight - Carpet Tile		$3.23	$1,34
Unclassified	Mat	1 Each	Liftgate Delivery		$349.00	$34
	Lab	3 Each	Multiple Mobilizations			

Attachment: DOC061726-061720261158O5 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

Continuation For: Town of Amherst, Proposal # 30834

Type	Quantity	Product Description	Color / Item Number	Price	Total

Information

Work hours M-F 8am-5pm
Labor to be paid @ Erie County Prevailing wage
Project Start Date TBD
Town of Amherst to move all Furniture - All electronics to be unplugged by Town of Amherst
Project is priced for 3 mobilizations
1 minor skim coat is included - additional skim coats or heavy prep would be additional
All staging of material to be on-site

Contract Total	$31,48
Sales Tax	
Grand Total	$31,48

Additional Conditions

NYS Flooring Contract - Mohawk: PC69410
Federal ID #16-6330058

Buyer _____ Date _____ Seller _____ Date _____

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

Addendum to Contract VENDOR ON SITE Minor

1. Notwithstanding any other provision in this Agreement, the following clauses shall be controlling. Should any other provision of the Agreement conflict with the clauses in this Addendum then the provisions of this Addendum are to be enforceable and any conflicting provision shall be considered null and void.

2. No rules, requirements or customs of any society or association of professional Vendors or any similar association shall affect this Agreement in any way whatsoever or be binding upon the Town.

3. To the fullest extent permitted by law, Vendor shall indemnify and hold the Town, its officers, agents, and employees, harmless from any and all liability, demands, claims, or expenses, awards or judgments imposed upon the Town, its officers, agents, and/or employees, arising out of the work of the Vendor its officers, agents, sub-Vendors, and/or employees as well as the negligence, active or passive, of the Vendor, its officers, agents, sub-Vendors, and/or employees.

4. Vendor shall not commence work under this Agreement until it has obtained all insurance specified below, produced satisfactory proof of the same and such insurance has been approved by the Town.

(a) Workers' Compensation Insurance: Vendor shall take out and maintain during the life of this Agreement, Workers' Compensation Insurance (both Part A and Part B) for its employees to be assigned to the work hereto under.

(b) General Liability, Professional (if applicable) Liability and Property Damage Insurance: Vendor shall take out and maintain during the life of this Agreement, such general liability and property damage insurance as shall protect it and the Town of Amherst from claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise from operations under this Agreement. The amounts of such insurance shall be as follows in an amount not less than $1,000,000.00 per occurrence for bodily injury and property damage including wrongful death, and $2,000,000.00 aggregate.

(c) Vendor shall furnish the above insurances, including sub-Vendors' insurances, to the Town and shall also assure that any policy procured by it shall name the Town as an additional insured on a primary and non-contributory basis.

(d) Vendor shall ensure all its sub-Vendors, if any, have obtained all the above insurances and shall also assure that any policy procured by any sub-Vendor or sub-sub-Vendor shall name the Town as an additional insured on a primary and non-contributory basis.

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

5. Any accident shall be reported to the Office of the Town Attorney as soon as possible and not later than twenty-four (24) hours from the time of such accident. A detailed written report must be submitted to the Town of Amherst as soon thereafter as possible as and no later than three (3) days after the date of such accident.

6. No Assignment: In accordance with the provisions of Section 109 of the General Municipal Law, the Vendor is hereby prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this Agreement, or of its right, title or interest in this agreement, or its power to execute this Agreement, to any other person or corporation without the previous consent in writing of the Town.

7. Required Provisions of Law: Each and every provision of law and clause required by law to be inserted in this Agreement shall be deemed to have been inserted herein. If any such provision is not inserted through mistake or otherwise, then upon the application of either party this Agreement shall be physically amended forthwith to make such insertion. In particular, the Vendor shall, among other things, fully comply with:

(a) Article 8 of the NYS Labor Law for public work contracts and Article 9 of the Labor Law regarding prevailing wage for Building Service employees.
(b) Labor Law Section 220-e and Executive Law Sections 291-299 and the Civil Rights Law relating to prohibition against discrimination and equal opportunity.
(c) Affirmative action as required by the Labor Law.
(d) Prevention of dust hazard required by Labor Law Section 222-a.
(e) Preference in employment of persons required by Labor Law Section 222.
(f) Eight-hour workday as required by Labor Law Section 220(2).
(g) Chapter 32 of the Town of Amherst: Minority Women and Business Utilization Commitment.
(h) Chapter 163 of the Town of Amherst: Registration of Sex Offenders.

8. The Vendor, in accordance with its status as an independent Vendor, covenants and agrees that it will conduct itself consistent with such status. It will neither hold itself out as nor claim to be, an officer or employee of the Town by reason hereof, make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the Town, including, but not limited to: workers' compensation coverage, unemployment insurance benefits, Social Security coverage, or retirement membership or credit.

Waiver: No waiver of any breach of any condition of the Agreement shall be binding unless in writing and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this Agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

9. This Agreement shall be governed by, and interpreted according to the laws of the State of New York. If the contract between the parties refers to the laws, statutes, rules,

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

regulations or ordinances for any state other than New York State, to the laws, statutes, rules, regulations or ordinances for any county other than Erie County, New York or to the laws, statutes, rules, regulations or ordinances for any municipality other than the Town of Amherst, then the laws, statutes, rules, regulations or ordinances for New York State, Erie county and/or the Town of Amherst shall apply as applicable. Any and all legal action necessary to enforce the Agreement will be venued in Supreme Court, Erie County, New York or in the United States District Court for the Western District of New York, Buffalo Division.

10. It is hereby acknowledged that performance of this Contract will be undertaken in accordance with the specifications and pricing on which the bid was submitted.

Authority for execution on behalf of Town: The Supervisor has executed this Agreement pursuant to a Resolution adopted by the Town Board of the Town, at a meeting thereof held on _____. Shawn A. Lavin, the Supervisor whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an Agreement on behalf of the Town as a result of that Resolution. This instrument shall be executed in triplicate. At least one (1) copy shall be permanently filed, after execution thereof, in the office of the Town Clerk of Town.

Agreed to and Accepted by:

GP Flooring Solutions
Print Name of Company

By: _____
Signature

Tim Glassbrook
Printed name

Date: 6/8/2026

Agreed to and Accepted by:

Town of Amherst

By: _____
Shawn A. Lavin, Supervisor

Date: _____

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

New York State Department of Labor
Bureau of Public Work & Prevailing Wage Enforcement
State Office Campus, Building 12, Room 130
Albany, NY 12226

G.P. Land and Carpet Corporation
32 Marway Circle
Rochester, New York 14624

Hello,

Enclosed is your **Certificate of Contractor Registration**. Please keep this document as proof of your registration.

This Certificate is valid for two (2) years, unless revoked or suspended.

If you bid or commence work on a public work project or covered private project without being properly registered, you may be subject to a civil penalty and denial of your registration application pursuant to NYS LL § 220-I(8).

If your registration or a subcontractor's registration lapses while performing contracted work on a covered project, the work for that project may be completed.

If you are determined unfit and your certificate is revoked or suspended, then a monitor approved by the Commissioner must be appointed to oversee the completion of the work at your expense.

If your certificate is to be suspended or revoked for any reason, you will receive a notice and an opportunity to contest at a hearing prior to the suspension or revocation taking effect.

Please note that any subcontractors or independent contractors you hire to work on a public work or covered private construction project must obtain their own Certificate of Contractor Registration to perform such work.

If you allow a subcontractor or independent contractor to perform work on a public work or covered private project without being properly registered, you and the other contractor may be subject to a civil penalty and revocation/suspension/denial of your registration pursuant to NYS LL § 220-I(8).

Any project where work is performed in violation of Contractor Registration requirements, or any provisions of NYS Labor Law Article 8, is subject to the issuance of a Stop Work Order, pursuant to NYS LL § 224-B.

Shaun McCready

Shaun McCready
Director of Public Work &
Prevailing Wage Enforcement

Attachment: DOC061726-061720261158O5 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

WE ARE YOUR DOL

NEW YORK STATE | Department of Labor

DIVISION OF SAFETY AND HEALTH LICENSE AND CERTIFICATE UNIT, STATE OFFICE CAMPUS, BUILDING 12, ALBANY, NY 12226

CERTIFICATE OF CONTRACTOR REGISTRATION

This Certificate Entitles the Holder to Perform and Bid on Public Work and
Covered Private Construction Projects in the State of New York,
Subject to the Prevailing Wage Requirements of
NYS Labor Law Article 8

G.P. Land and Carpet Corporation
DBA: GP Flooring Solutions
32 Marway Circle
Rochester, New York 14624
Phone Number: 5856372828
Registration Number: 24-634R9-CR
Date of Issue: 2024-11-29
Expiration Date: 2026-12-29

(This license is valid only for the contractor named above)

Roberta Reardon
Commissioner
New York State Department of
Labor

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY) 05/21/202

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. TH CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICI BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZ REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endors If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Lockton Companies, LLC for G&A
3657 Brairpark Drive
Suite 700
Houston, TX 77042

CONTACT NAME:
PHONE (A/C, No, Ext): | **FAX (A/C, No):**
E-MAIL ADDRESS: certificates@gnapartners.com

INSURER(S) AFFORDING COVERAGE	NAIC
INSURER A : Zurich-American Insurance Company	16535
INSURER B :	
INSURER C :	
INSURER D :	
INSURER E :	
INSURER F :	

INSURED
G&A Outsourcing, LLC dba: G&A Partners Labor Contractor, for co-employees of: G.P. Land & Carpet Corporation dba: GP Flooring Solutions
17220 Katy Freeway Suite 350
Houston, TX 77094

COVERAGES **CERTIFICATE NUMBER:** 26TX0381196262 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERI INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH TH CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERM EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
	COMMERCIAL GENERAL LIABILITY						EACH OCCURRENCE	$
	☐ CLAIMS-MADE ☐ OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence)	$
							MED EXP (Any one person)	$
							PERSONAL & ADV INJURY	$
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	$
	☐ POLICY ☐ PRO-JECT ☐ LOC						PRODUCTS - COMP/OP AGG	$
	☐ OTHER:							$
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	$
	☐ ANY AUTO						BODILY INJURY (Per person)	$
	☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS						BODILY INJURY (Per accident)	$
	☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	$
								$
	☐ UMBRELLA LIAB ☐ OCCUR						EACH OCCURRENCE	$
	☐ EXCESS LIAB ☐ CLAIMS-MADE						AGGREGATE	$
	☐ DED ☐ RETENTION $							$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y/N ANYPROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N/A	X	WC 12-71-007-03	03/01/2026	03/01/2027	X PER STATUTE ☐ OTH-ER	
							E.L. EACH ACCIDENT	$ 1,000,
							E.L. DISEASE - EA EMPLOYEE	$ 1,000,
							E.L. DISEASE - POLICY LIMIT	$ 1,000,
				Location Coverage Period:	03/01/2026	03/01/2027	Client# 5736-NY	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Coverage is provided for only those co-employees of, but not subcontractors to:
G.P. Land & Carpet Corporation dba: GP Flooring Solutions
32 Marway Cir
Gates, NY 14624

Project: Town of Amherst
Amherst Town Court
400 John James Audubon Parkway
Amherst, NY 14228

Endorsements: Waiver of Subrogation

CERTIFICATE HOLDER

Town of Amherst
5583 Main Street
Williamsville, NY 14221

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFOR THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED I ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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Attachment: DOC061726-061726115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY INSURANCE POLICY **WC 00 03 13**

(Ed. 4-84)

WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

This agreement shall not operate directly or indirectly to benefit anyone not named in the Schedule.

Schedule

IN FAVOR OF:

Town of Amherst
5583 Main Street
Williamsville, NY 14221

WORK PERFORMED BY CO-EMPLOYEES OF:

G.P. Land & Carpet Corporation dba: GP Flooring Solutions
32 Marway Cir
Gates, NY 14624

ON THE FOLLOWING PROJECT:

Project: Town of Amherst
Amherst Town Court
400 John James Audubon Parkway
Amherst, NY 14228

FEE FOR THIS WAIVER IS: 5% of total premium at each job.

($250 Minimum Premium per policy for all NY waiver endorsements combined)

This endorsement changes the policy to which it is attached and is effective on the date issued unless otherwise stated.

(The information below is required only when this endorsement is issued subsequent to preparation of the policy.)

Endorsement Effective: 03/01/2026 Policy No: WC 12-71-007-03 Endorsement No:

Insured: G&A Outsourcing, LLC dba: G&A Partners Labor Contractor, for co-employees of: Premium: $

Insurance Company: Zurich-American Insurance Company Countersigned By:

Authorized Representative

WC 124 (4-84)
WC 00 03 13

Copyright 1983 National Council on Compensation Insurance.

Attachment: DOC061726-061720261158O5 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

NEW YORK STATE | Workers' Compensation Board

CERTIFICATE OF INSURANCE COVERAGE
NYS DISABILITY AND PAID FAMILY LEAVE BENEFITS LAW

PART 1. To be completed by NYS disability and Paid Family Leave benefits carrier or licensed insurance agent of that carrier

1a. Legal Name & Address of Insured (use street address only)

G.P. Land & Carpet Corporation DBA GP Flooring Solutions
32 Marway Cir
Gates, NY 14624

Work Location of Insured *(Only required if coverage is specifically limited to certain locations in New York State, i.e., Wrap-Up Policy)*

1b. Business Telephone Number of Insured

951-643-0381

1c. Federal Employer Identification Number of Insured or Social Security Number

166330058

2. Name and Address of Entity Requesting Proof of Coverage (Entity Being Listed as the Certificate Holder)

Town of Amherst
5583 Main Street
Williamsville, NY 14221

3a. Name of Insurance Carrier

Arch Insurance Company

3b. Policy Number of Entity Listed in Box 1a

11DBL2333900

3c. Policy Effective Period

7/1/2025 to 6/30/2026

4. Policy provides the following benefits:

- [X] A. Both disability and Paid Family Leave benefits.
- [ ] B. Disability benefits only.
- [ ] C. Paid Family Leave benefits only.

5. Policy covers:

- [X] A. All of the employer's employees eligible under the NYS Disability and Paid Family Leave Benefits Law.
- [ ] B. Only the following class or classes of employer's employees:

Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has NYS disability and/or Paid Family Leave benefits insurance coverage as described above.

Date Signed 5/21/2026 By _____
(Signature of insurance carrier's authorized representative or NYS licensed insurance agent of that insurance carrier)

Telephone Number 877-369-0979 Name and Title James Iannicelli, AVP Accident & Health

IMPORTANT: If Boxes 4A and 5A are checked, and this form is signed by the insurance carrier's authorized representative or NYS Licensed Insurance Agent of that carrier, this certificate is COMPLETE. Mail it directly to the certificate holder.

If Box 4B, 4C or 5B is checked, this certificate is NOT COMPLETE for purposes of Section 220, Subd. 8 of the NYS Disability and Paid Family Leave Benefits Law. It must be emailed to PAU@wcb.ny.gov or it can be mailed for completion to the Workers' Compensation Board, Plans Acceptance Unit, PO Box 5200, Binghamton, NY 13902-5200.

PART 2. To be completed by the NYS Workers' Compensation Board (Only if Box 4B, 4C or 5B have been checked)

State of New York
Workers' Compensation Board

According to information maintained by the NYS Workers' Compensation Board, the above-named employer has complied with the NYS Disability and Paid Family Leave Benefits Law(Article 9 of the Workers' Compensation Law) with respect to all of their employees.

Date Signed _____ By _____
(Signature of Authorized NYS Workers' Compensation Board Employee)

Telephone Number _____ Name and Title _____

Please Note: *Only insurance carriers licensed to write NYS disability and Paid Family Leave benefits insurance policies and NYS licensed insurance agents of those insurance carriers are authorized to issue Form DB-120.1.* ***Insurance brokers are NOT authorized to issue this form.***

DB-120.1 (12-21)

Attachment: DOC061726-061720261158O5 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

NEW YORK STATE | Workers' Compensation Board

CERTIFICATE OF INSURANCE COVERAGE
NYS DISABILITY AND PAID FAMILY LEAVE BENEFITS LAW

PART 1. To be completed by NYS disability and Paid Family Leave benefits carrier or licensed insurance agent of that carrier

1a. Legal Name & Address of Insured (use street address only)

G.P. Land & Carpet Corporation DBA GP Flooring Solutions
32 Marway Cir
Gates, NY 14624

Work Location of Insured *(Only required if coverage is specifically limited to certain locations in New York State, i.e., Wrap-Up Policy)*

1b. Business Telephone Number of Insured

951-643-0381

1c. Federal Employer Identification Number of Insured or Social Security Number

166330058

2. Name and Address of Entity Requesting Proof of Coverage (Entity Being Listed as the Certificate Holder)

Town of Amherst
5583 Main Street
Williamsville, NY 14221

3a. Name of Insurance Carrier

Arch Insurance Company

3b. Policy Number of Entity Listed in Box 1a

11DBL2333900

3c. Policy Effective Period

7/1/2026 to 6/30/2027

4. Policy provides the following benefits:

- [X] A. Both disability and Paid Family Leave benefits.
- [ ] B. Disability benefits only.
- [ ] C. Paid Family Leave benefits only.

5. Policy covers:

- [X] A. All of the employer's employees eligible under the NYS Disability and Paid Family Leave Benefits Law.
- [ ] B. Only the following class or classes of employer's employees:

Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has NYS disability and/or Paid Family Leave benefits insurance coverage as described above.

Date Signed 5/21/2026 By _____
(Signature of insurance carrier's authorized representative or NYS licensed insurance agent of that insurance carrier)

Telephone Number 877-369-0979 Name and Title James Iannicelli, AVP Accident & Health

IMPORTANT: If Boxes 4A and 5A are checked, and this form is signed by the insurance carrier's authorized representative or NYS Licensed Insurance Agent of that carrier, this certificate is COMPLETE. Mail it directly to the certificate holder.

If Box 4B, 4C or 5B is checked, this certificate is NOT COMPLETE for purposes of Section 220, Subd. 8 of the NYS Disability and Paid Family Leave Benefits Law. It must be emailed to PAU@wcb.ny.gov or it can be mailed for completion to the Workers' Compensation Board, Plans Acceptance Unit, PO Box 5200, Binghamton, NY 13902-5200.

PART 2. To be completed by the NYS Workers' Compensation Board (Only if Box 4B, 4C or 5B have been checked)

State of New York
Workers' Compensation Board

According to information maintained by the NYS Workers' Compensation Board, the above-named employer has complied with the NYS Disability and Paid Family Leave Benefits Law(Article 9 of the Workers' Compensation Law) with respect to all of their employees.

Date Signed _____ By _____
(Signature of Authorized NYS Workers' Compensation Board Employee)

Telephone Number _____ Name and Title _____

Please Note: *Only insurance carriers licensed to write NYS disability and Paid Family Leave benefits insurance policies and NYS licensed insurance agents of those insurance carriers are authorized to issue Form DB-120.1.* ***Insurance brokers are NOT authorized to issue this form.***

DB-120.1 (12-21)

Attachment: DOC061726-061726115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

CERTIFICATE OF LIABILITY INSURANCE

DATE (M
05/22/2026

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICA
DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE
INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND T
CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed
SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on t
certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
FEDERATED MUTUAL INSURANCE COMPANY AND ITS AFFILIATES
INCLUDING PRIMARY SOURCE INSURANCE AGENCY
121 E. PARK SQUARE
OWATONNA, MN 55060

CONTACT NAME: CLIENT CONTACT CENTER
PHONE (A/C, No, Ext): 888-333-4949 **FAX (A/C, No):** 507-446-4664
E-MAIL ADDRESS: CLIENTCONTACTCENTER@FEDINS.COM

INSURERS AFFORDING COVERAGE	NAIC
INSURER A: FEDERATED MUTUAL INSURANCE COMPANY	139
INSURER B: WESTCHESTER SURPLUS LINES INSURANCE COMPANY	101
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED
G. P. LAND AND CARPET CORPORATION, GP FLOORING SOLUTIONS
32 MARWAY CIR
ROCHESTER, NY 14624-2321

COVERAGES **CERTIFICATE NUMBER: 1677** **REVISION NUMBER: 0**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATE
NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY
ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS
SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	[X] COMMERCIAL GENERAL LIABILITY [ ] CLAIMS-MADE [X] OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: [X] POLICY [ ] PRO-JECT [ ] LOC [ ] OTHER:	N	N	6112778	12/28/2025	12/28/2026	EACH OCCURRENCE	$1,00
							DAMAGE TO RENTED PREMISES (Ea occurrence)	$10
							MED EXP (Any one person)	$1
							PERSONAL & ADV INJURY	$1,00
							GENERAL AGGREGATE	$2,00
							PRODUCTS & COMP/OP ACC	$2,00
A	AUTOMOBILE LIABILITY [X] ANY AUTO [ ] OWNED AUTOS ONLY [ ] SCHEDULED AUTOS [ ] HIRED AUTOS ONLY [ ] NON-OWNED AUTOS ONLY	N	N	6112778	12/28/2025	12/28/2026	COMBINED SINGLE LIMIT (Ea accident)	$1,00
							BODILY INJURY (Per Person)	
							BODILY INJURY (Per Accident)	
							PROPERTY DAMAGE (Per Accident)	
A	[X] UMBRELLA LIAB [X] OCCUR [ ] EXCESS LIAB [ ] CLAIMS-MADE [ ] DED [X] RETENTION $10,000	N	N	6112779	12/28/2025	12/28/2026	EACH OCCURRENCE	$10,00
							AGGREGATE	$10,00
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y/N ANY PROPRIETOR/PARTNER/ EXECUTIVE OFFICER/MEMBER EXCLUDED? [ ] N/A (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						[ ] PER STATUTE [ ] OTHER	
							E.L EACH ACCIDENT	
							E.L DISEASE -EA EMPLOYEE	
							E.L DISEASE - POLICY LIMIT	
B	CONTRACTORS POLLUTION LIABILITY	Y	Y	G70968241 007	12/28/2025	12/28/2026	EACH LIMIT	$1,00
							AGGREGATE	$2,00

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
SEE ATTACHED PAGE

CERTIFICATE HOLDER
TOWN OF AMHERST
5583 MAIN ST
WILLIAMSVILLE, NY 14221-5488
1677 0

CANCELLATION
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCE
BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERE
ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
Nicholas R. Zoeller

Attachment: DOC061726-061720261158O5 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

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ACORD®

AGENCY CUSTOMER ID: _____

LOC #: _____

ADDITIONAL REMARKS SCHEDULE

AGENCY		NAMED INSURED
FEDERATED MUTUAL INSURANCE COMPANY AND ITS AFFILIATES INCLUDING PRIMARY SOURCE INSURANCE AGENCY		G. P. LAND AND CARPET CORPORATION, GP FLOORING SOLUTIONS 32 MARWAY CIR ROCHESTER, NY 14624-2321
POLICY NUMBER SEE CERTIFICATE # 1677.0		
CARRIER SEE CERTIFICATE # 1677.0	NAIC CODE	EFFECTIVE DATE: SEE CERTIFICATE # 1677.0

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: 25 FORM TITLE: CERTIFICATE OF LIABILITY INSURANCE

PROJECT INFO: TOWN OF AMHERST AMHERST TOWN COURT 400 JOHN JAMES AUDUBON PARKWAY AMHERST, NY 14228
THE CERTIFICATE HOLDER IS AN ADDITIONAL INSURED SUBJECT TO THE CONDITIONS OF THE ADDITIONAL INSURED ENDORSEMENT - ONGOING WORK OR OPERATIONS AND ADDITIONAL INSURED ENDORSEMENT - PRODUCTS-COMPLETED OPERATIONS HAZARD FOR CONTRACTORS POLLUTION LIABILITY. INSURANCE PROVIDED BY THE CONTRACTORS POLLUTION LIABILITY POLICY IS PRIMARY AND NONCONTRIBUTORY OVER OTHER INSURANCE. THE CONTRACTORS POLLUTION LIABILITY COVERAGE CONTAINS A WAIVER OF SUBROGATIO IN FAVOR OF THE CERTIFICATE HOLDER SUBJECT TO THE CONDITIONS OF THE WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US. MOLD COVERAGE IS INCLUDED UNDER CONTRACTORS POLLUTION LIABILITY.

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

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WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US

Named Insured			Endorsement Number
GP Land and Carpet Corporation			
Policy Symbol **CPW**	Policy Number **G70968241 007**	Policy Period **12/28/2025** To **12/28/2026**	Effective Date of Endorsement **12/28/2025**
Issued By (Name of Insurance Company) **Westchester Surplus Lines Insurance Company**			

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART
CONTRACTORS POLLUTION LIABILITY COVERAGE PART

SCHEDULE

Name of Person or Organization:
As required by written contract, prior to a loss to which this insurance applies

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

The **TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US Condition** is amended by the addition of the following:

We waive any right of recovery we may have against the person or organization shown in the Schedule above because of payments we make for injury or damage arising out of your ongoing operations or **your work** done under a contract with that person or organization and included in the **products-completed operations hazard**. This waiver applies only to the person or organization shown in the Schedule above.

All other terms and conditions remain the same.

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

Westchester
A Chubb Company

ADDITIONAL INSURED ENDORSEMENT – ONGOING WORK OR OPERATIONS

Named Insured			Endorsement Number
GP Land and Carpet Corporation			
Policy Symbol	Policy Number	Policy Period	Effective Date of Endorsement
CPW	**G70968241 007**	**12/28/2025** To **12/28/2026**	**12/28/2025**
Issued By (Name of Insurance Company)			
Westchester Surplus Lines Insurance Company			

Insert the policy number. The remainder of the information is to be completed only when this endorsement is issued subsequent to the preparation of the policy.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

THIS ENDORSEMENT MODIFIES INSURANCE PROVIDED UNDER THE FOLLOWING:

CONTRACTORS POLLUTION LIABILITY COVERAGE PART

SCHEDULE:

Name of Person(s) or Organization(s):
As required by written contract, prior to a loss to which this insurance applies

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

A. SECTION II - WHO IS AN INSURED is amended to include as an additional insured the persons or organizations shown in the Schedule, but only with respect to liability for injury or damage, to which this insurance applies, caused, in whole or in part, by:

1. Your acts or omissions; or
2. The acts or omissions of those acting on your behalf;

in the performance of your ongoing operations for the additional insureds.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following exclusion is added:

Exclusions

This insurance does not apply to injury or damage occurring after:

a. All work or operations, including materials, parts or equipment furnished in connection with such work or operations, on the project (other than service, maintenance or repairs) to be performed by you or on your behalf at the site of the covered operations has been completed; or

Includes copyrighted material of Insurance Services Office, Inc. with its permission

Attachment: DOC061726-061720261158O5 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

Westchester
A Chubb Company

b. That portion of **your work** out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for the additional insured as a part of the same project.

C. With respect to the insurance afforded to these additional insureds, the following is added to **SECTION III – LIMITS OF INSURANCE:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or

2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.

All other terms and conditions of this policy remain unchanged.

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

Westchester
A Chubb Company

ADDITIONAL INSURED ENDORSEMENT – PRODUCTS-COMPLETED OPERATIONS HAZARD

Named Insured			Endorsement Number
GP Land and Carpet Corporation			
Policy Symbol	Policy Number	Policy Period	Effective Date of Endorsement
CPW	**G70968241 007**	**12/28/2025** To **12/28/2026**	**12/28/2025**
Issued By (Name of Insurance Company)			
Westchester Surplus Lines Insurance Company			

Insert the policy number. The remainder of the information is to be completed only when this endorsement is issued subsequent to the preparation of the policy.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

THIS ENDORSEMENT MODIFIES INSURANCE PROVIDED UNDER THE FOLLOWING:

CONTRACTORS POLLUTION LIABILITY COVERAGE PART

SCHEDULE

Name of Person or Organization:
As required by written contract, prior to a loss to which this insurance applies

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

A. **SECTION II – WHO IS AN INSURED** is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for injury or damage, to which this insurance applies, caused by or resulting from **your work** performed for that additional insured and included in the **products-completed operations hazard,** and only to the extent that such injury or damage is caused, in whole or in part, by your negligence or the negligence of those acting on your behalf.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to **SECTION III - LIMITS OF INSURANCE:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.

All other terms and conditions of this policy remain unchanged.

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Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

Westchester
A Chubb Company

PRIMARY AND NONCONTRIBUTORY – OTHER INSURANCE CONDITION

Named Insured			Endorsement Number
GP Land and Carpet Corporation			
Policy Symbol	Policy Number	Policy Period	Effective Date of Endorsement
CPW	**G70968241 007**	**12/28/2025** To **12/28/2026**	**12/28/2025**
Issued By (Name of Insurance Company)			
Westchester Surplus Lines Insurance Company			

Insert the policy number. The remainder of the information is to be completed only when this endorsement is issued subsequent to the preparation of the policy.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

THIS ENDORSEMENT MODIFIES INSURANCE PROVIDED UNDER THE FOLLOWING:

CONTRACTOR'S POLLUTION LIABILITY COVERAGE PART

The following is added to the **Other Insurance** Condition and supersedes any provision to the contrary:

Primary and Noncontributory Insurance

This policy is primary to, and will not seek contribution from, any other insurance available to an additional insured under this policy, provided that:

a. The additional insured is a named insured under such other insurance; and

b. The **named insured** has agreed in a written contract or agreement that this insurance would:

(1) act as primary insurance; and

(2) would not seek contribution from any other insurance available to the additional insured.

All other terms and conditions of this policy remain unchanged.

Attachment: DOC061726-06172026115805 (RES-2026-486 : Contract Between Amherst Town Court and GP Flooring Solutions)

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Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Highway
Initiated by: **Ross Schultz**
Co-Sponsored by:

DOC ID: 31944 **RESOLUTION 2026-487** **ADOPTED**

Sidewalk Snow Plowing Program Funding

Please approve authorization to spend up to $15,000.00 for maintenance and repairs to the sidewalk snow plowing equipment from T4024.4002.

Thank you for your consideration.

6/22/2026
Consent

FINANCIAL IMPACT:

Up to $15,000 from T4024.4002.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Highway
Initiated by: **Ross Schultz**
Co-Sponsored by:

DOC ID: 31945 **RESOLUTION 2026-488** **ADOPTED**

Escrow Funds from Agency Account for Tree Planting

Please approve authorization to spend up to $150,000.00 from Agency Account AG2022-0699 for the fall planting 2026 season for various trees planted for new builds.

Thank you for your consideration.

6/22/2026
Consent

FINANCIAL IMPACT:

Up to $150,000 from Agency Account AG2022-0699

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Highway
Initiated by: **Ross Schultz**
Co-Sponsored by:

DOC ID: 31957 **RESOLUTION 2026-489** **ADOPTED**

Approve Corrected Price of Bid Awarded

Please approve an adjusted price of $52.09 each for 25 MM rubber manhole rings from EJ USA as their award was originally approved by the board for $32.09 each due to a typo.

6/22/2026
Consent

FINANCIAL IMPACT:

$20 per manhole ring

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Highway
Initiated by: **Beth Scott**
Co-Sponsored by:

DOC ID: 31941 **RESOLUTION 2026-490** **ADOPTED**

Approval to Spend Funds - Veterans Memorial - 2026

Maintenance and repairs for Veterans Memorial Fountain's filtration system, i.e. to include: filter replacement, repairs, pumps, chlorine, etc.

6/22/2026
Consent

FINANCIAL IMPACT:

T4017 : 4002 NOT TO EXCEED $5,000.00

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Human Resources
Initiated by: **Robert McCarthy**
Co-Sponsored by:

DOC ID: 31943 **RESOLUTION 2026-491** **ADOPTED**

Extended Sick Leave of Absence Without Pay/Engineering/Plant #16

Please authorize an Extended Sick Leave of Absence without Pay to an employee at the Engineering Department/Plant #16. Effective June 24, 2026 through September 1, 2026.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Human Resources
Initiated by: **Robert McCarthy**
Co-Sponsored by:

DOC ID: 31948 **RESOLUTION 2026-492** **ADOPTED**

Authorize Travel to NYSPELRA Annual Training Conference

Please approve travel to the 2026 NYSPELRA Annual Training Conference from June 28, 2026 through July 1, 2026 for Zachary Garlick, Deputy Director of Human Resources, for a total estimated cost not to exceed $1433.41. The training offered at this conference is not available locally. Funds are available in the Director of Human Resources budget for 2026.

6/22/2026
Consent

FINANCIAL IMPACT:

A1430, Various Accounts; NTE $1433.41

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

TRAVEL EXPENSE APPROVAL / REIMBURSEMENT FORM

- [ ] Travel in New York State and under $750 - Department Head Approval
- [x] Travel in New York State $750 and over - Department Head Approval and Town Board Approval
- [ ] Travel out of New York State - Department Head Approval and Town Board Approval

NAME	Employee #	Department	Phone Number
Zachary Garlick		HR	716-602-6491

Destination and Purpose of Trip

Date of Departure	Date of Return	Destination	Purpose/Justification
6/28/26	7/1/26	Saratoga Springs, NY	NYSPELRA Conference

Expenses	Estimated	Budget A/C #	Actual
Transportation:			
Mileage 576 @ $0.725	$403.10	A1430-4050	
Tolls			
Parking			
Local Transportation (bus/taxi)			
Plane/Rail/Bus			
Lodging:			
# nights 3 @ $ 149	$447.00	A1430-4040	
Meals:			
IRS Per Diem Per Day:			
1st & Last Day of Travel @ 75%			
# Breakfasts @ $			
# Lunches @ $			
# Dinners 3 @ $ 36	$108.00	A1430-4040	
# Incidentals 3 @ $5	$15.00	A1430-4040	
Registration/Conference Fee	$330.00	A1430-4090	
Other			
Subtotal	$1303.10	-	N/A
Contingency - 10% of subtotal or $200	$130.31	-	N/A
TOTAL	$1433.41	-	

Request Approved By:

Department Head Signature

Date 5/20/26

I hereby certify that I have expended the above itemized amounts for business purposes for the Town of Amherst. Required receipts are attached.

Employee Signature — Date

Print Employee Name

Reimbursement Approved By:

Department Head Signature — Date

Town Board :

Town Board Resolution & Date

Complete Shaded Area
For Expense Reimbursement

Attachment: Travel expense form - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

Meals and incidental expenses (M&IE) rates and breakdown

The M&IE total is the full daily amount for a single calendar day when that day is neither the first nor last day of travel. The amount received on the first and last day of travel equals 75% of the M&IE total. See M&IE breakdowns for information related to the individual meal amounts.

Primary destination	County	M&IE total	Breakfast	Lunch	Dinner	Incidental expenses	First and last day of tra
Standard Rate	Applies for all locations without specified rates	$68	$16	$19	$28	$5	$51.00
Albany	Albany	$86	$22	$23	$36 x3	$5 x3	$64.50
Binghamton	Broome	$74	$18	$20	$31	$5	$55.50
Buffalo	Erie	$80	$20	$22	$33	$5	$60.00
Floral Park / Garden City / Great Neck	Nassau	$86	$22	$23	$36	$5	$64.50
Glens Falls	Warren	$86	$22	$23	$36	$5	$64.50
Ithaca	Tompkins	$80	$20	$22	$33	$5	$60.00
Kingston	Ulster	$86	$22	$23	$36	$5	$64.50
Lake Placid	Essex	$86	$22	$23	$36	$5	$64.50
New York City	Bronx / Kings / New York / Queens / Richmond	$92	$23	$26	$38	$5	$69.00

Additional per diem topics

- Meals & Incidental Expenses breakdown (M&IE)
- FAQs
- State tax exemption forms
- Factors influencing lodging rates
- Fire safe hotels
- Have a per diem question?
- Downloadable per diem files

Need more information?

- Rates for Alaska, Hawaii, U.S. territories and possessions (set by DoD)
- Rates in foreign countries (set by State Dept.)
- Federal travel regulations

Related topics

- Travel resources
- FedRooms
- POV mileage reimbursement rates

Last reviewed: 2023-

Attachment: Supporting travel documents - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

U.S. General Services Administration

FY 2026 per diem rates for New York

Change fiscal year: **or** New search

Daily lodging rates (excluding taxes) | October 2025 - September 2026

Cities not appearing below may be located within a county for which rates are listed.
To determine the county a destination is located in, visit the Census Geocoder .

Primary destination	County	2025 Oct	Nov	Dec	2026 Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	S
Standard Rate	Applies for all locations without specified rates	$110	$110	$110	$110	$110	$110	$110	$110	$110	$110	$110	$1
Albany	Albany	$117	$117	$117	$117	$117	$117	$117	$117	$117	$117	$117	$1
Binghamton	Broome	$117	$117	$117	$117	$117	$117	$117	$117	$117	$117	$117	$1
Buffalo	Erie	$126	$126	$126	$126	$126	$126	$126	$126	$126	$139	$139	$1
Floral Park / Garden City / Great Neck	Nassau	$164	$164	$164	$164	$164	$164	$164	$164	$164	$164	$164	$1
Glens Falls	Warren	$117	$117	$117	$117	$117	$117	$117	$117	$117	$186	$186	$1
Ithaca	Tompkins	$144	$144	$144	$144	$144	$144	$144	$144	$144	$144	$144	$1
Kingston	Ulster	$139	$139	$139	$139	$139	$139	$139	$139	$139	$139	$139	$1
Lake Placid	Essex	$165	$165	$165	$165	$165	$144	$144	$144	$144	$238	$238	$1
New York City	Bronx / Kings / New York / Queens / Richmond	$342	$342	$342	$179	$179	$281	$281	$281	$281	$237	$237	$3

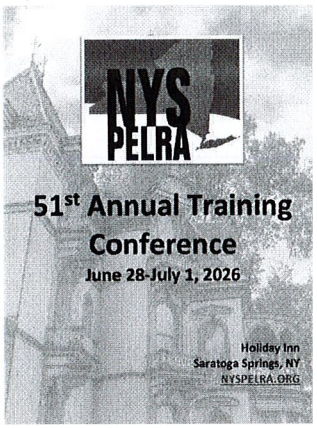
Attachment: Supporting travel documents - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

2026 NYSPELRA 51st Annual Training Conference

Sunday, June 28th - Wednesday, July 1st

Saratoga Springs, NY

Click to view the Agenda



Early Registration Rates End May 22nd - Register Today!

Member: $330 | Non-Member: $480

ONLINE REGISTRATION

Member: $405

Non-Member: $540

*Registration closes Friday, June 19th

Click Here for Financial Aid Application

Hotel Reservations

Saratoga Springs Holiday Inn Room Block

$149/night x3

Click Here to Book

Room block ends 5/29

Please note that Conference programming will begin on the morning of Monday, June 29th. Early registration will be on Sunday, June 28th

Ask Clara

Attachment: Supporting travel documents - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

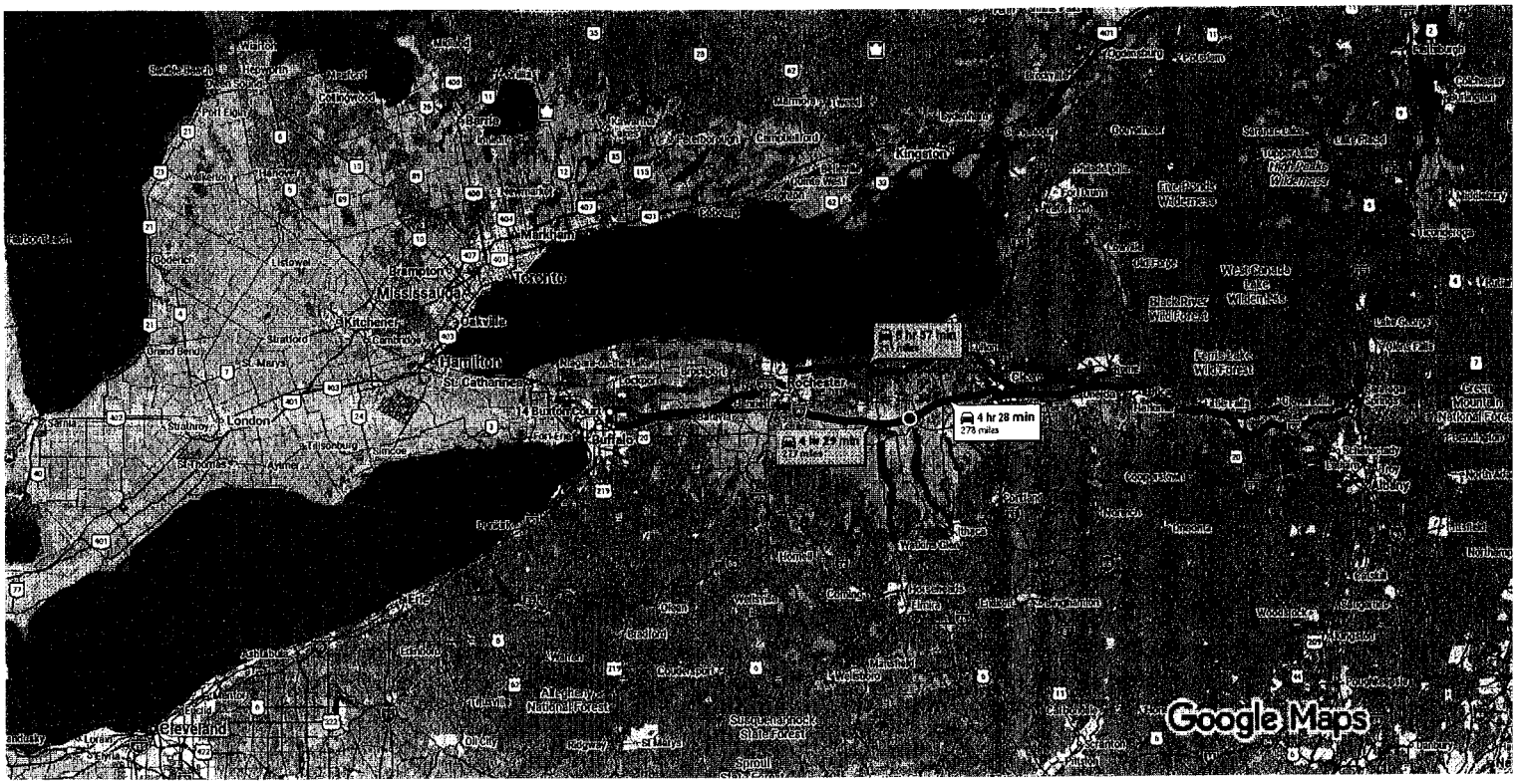
and experienced attorneys.

Government Websites by CivicPlus®

Attachment: Supporting travel documents - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

14 Buxton Ct, East Amherst, NY 14051 to Holiday Inn Saratoga Springs by IHG

Drive 278 miles, 4



Imagery ©2026 , Map data ©2026 Google 20 mi

14 Buxton Ct
East Amherst, NY 14051

⚠ This route has tolls.

Get on I-90 E in Cheektowaga from Youngs Rd and Wehrle Dr

16 min (7.8 mi)

1. Head toward Buxton Ct
   128 ft
2. Turn left onto Prestonwood Ln
   0.2 mi
3. Turn left onto Casey Rd
   0.3 mi
4. Turn left onto Youngs Rd
   4.6 mi
5. Turn left onto Wehrle Dr
   1.4 mi
6. Turn right onto NY-78/Transit Rd
   0.6 mi
7. Turn right (signs for I-90)
   ⚠ Toll road
   0.4 mi
8. Turn right to merge onto I-90 E toward Albany
   ⚠ Toll road
   0.3 mi

Attachment: Supporting travel documents - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

NYSPELRA
Annual Training Conference
(ATC)

Agenda 2026

Sunday June 28, 2026 through Wednesday July 1, 2026

SUNDAY June 28	
4:00 PM-6:00 PM	Early Registration
MONDAY June 29	***Day 1***
8:00 AM-9:15 AM	Registration/Breakfast
9:15 AM-9:30 AM	Opening Welcome Remarks and Introduction to the ATC
9:30 AM-11:00 AM	Keynote Address: Legislative Review and Update
	Who better to provide the ATC's first program but our own world class dynamic speaker, John Mancini — updating us with the actions of the NYS Legislature over this past Legislative Session.
Speaker:	John Mancini, Esq., Counsel New York State Conference of Mayors
11:00 AM-11:15 AM	Break
11:15 AM-12:30 PM	Artificial Intelligence: Its Benefits and Pitfalls in the World of Labor Relations
	This session will focus on the impact Artificial Intelligence has on our work life. The session will utilize an AI generated Fact Pattern with (2) panelists' feedback and guidance.
Speakers:	Mairead Jones-Kennelly, Esq., Senior Counsel SUNY OGC and the AI Legal Institute
	Hannah Hage, Esq., Assistant Counsel SUNY OGC Contracts and the AI Legal Institute

Attachment: NYSPELRA 2026 Agenda - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

12:30 PM-1:30 PM	Lunch
1:30 PM-2:45 PM	Discrimination Investigations: A Case Study This session will focus on the nuts and bolts of an investigation — from receipt of the complaint, through information gathering; witness interviews; analysis; and preparation of the Report of Findings.
Speaker:	Elaine Bartley, Esq., Director and Counsel Anti-discrimination Investigations Division, New York State Office of Employee Relations
2:45 PM-3:00 PM	Break
3:00 PM-4:00 PM	Employment Law Updates: Where Are We Now This program will review the current state of the various Executive Orders, the retooled priorities and initiatives of the EEOC and DOJ and the pending challenges to these 2025-2026 initiatives. We will also examine key NY legislation in response to these federal initiatives.
Speaker:	Michelle E. Phillips, Esq., Principal Attorney Jackson Lewis, PC
4:30 PM-5:00 PM	First Timers' Reception
5:00 PM-	Dinner on your own in Downtown Saratoga Springs
TUESDAY June 30	***Day 2***
8:00 AM-9:00 AM	Statutory Solutions vs. Substantive Due Process: Labor Conflicts and Legal Battles in the Lochner Era This presentation will continue previous discussions about various conflicts in United States labor history, this time focusing on legal challenges to select pieces of pro-labor legislation in the early 20th century.
Speaker:	Benjamin L. Leonard, Esq., Counsel for Labor and Employment Niagara Frontier Transportation Authority

Attachment: NYSPELRA 2026 Agenda - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

9:00 AM-10:30 AM	New York State Civil Service: The Civil Service Merit System of the Future
	This session will focus on the Department of Civil Service implementation of several initiatives to strengthen New York's public workforce to better meet the needs of today's jobseekers, chief among them, launching the NY HELPS program. In this session, the Department of Civil Service will highlight recent achievements and lay out the future for the civil service merit system in New York State.
Speakers:	Timothy R. Hogues, Commissioner New York State Department of Civil Service
	Rebecca A. Corso, Executive Deputy Commissioner New York State Department of Civil Service
10:30 AM-10:45 AM	Break
10:45 AM-12:00 PM	Annual PERB Update
	This session will provide an annual updated to the latest PERB decisions and topics of interest.
	Tim Connick, Chairperson NYS Public Employment Relations Board
12:00 PM-1:00 PM	Lunch
1:00 PM-2:15 PM	Employee Health and Safety: Legal and Practical Implications
	This session focuses on the critical intersection of occupational safety obligations and collective bargaining responsibilities under New York's public employment laws and provides practical strategies for collective bargaining language and negotiation.
Speakers:	Carlton Hummel, Commissioner of Personnel Onondaga County
	Karlee Bolaños, Esq., Bolaños Labor Law, PLLC
2:15 PM-2:30 PM	Break

Attachment: NYSPELRA 2026 Agenda - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

2:30 PM-3:30 PM	Strikes in NYS — Law, Experience, Future The Taylor Law's No-Strike Rule: What Public Employers Need to Know This session will explain the Taylor Law's prohibition on strikes by New York public employees, the legal rationale behind the ban, the employer's legal obligations in response to a strike, and the consequences for unions and workers who violate it.
Speaker:	Christopher Maugans, Esq., Partner Goldberg Segalla
3:30 PM-4:30 PM*	Cyber Security: What We Need to Know and Practice This session will explore the most significant cybersecurity and privacy risks of 2026, with a focus on evolving threat trends, AI and emerging technologies, and recent legal and regulatory developments. Attendees will gain practical guidance on risk awareness, compliance considerations, and best practices for strengthening incident preparedness and data protection programs.
Speaker:	Mario Ayoub, Esq., Senior Associate Bond, Schoeneck & King, PLLC
5:00 PM-6:00 PM	General Reception
WEDNESDAY JULY 1	***Day 3***
8:00 AM-9:00 AM	Ethics and the Code of Conduct Rules and proposals to live by This presentation will provide an overview of the NYS Commission on Ethics and Lobbying in Government's (COELIG) authority with a focus on its administration of the Financial Disclosure Program and interpretative and enforcement activities involving the NYS Public Officers Law (POL) and COELIG regulations. It will also cover the conflict-of-interest provisions contained in the POL and identify practical scenarios where they arise in state and agencies and authorities. These include outside activities and employment, gift restrictions, negotiating future employment opportunities, nepotism, post-employment considerations and unwarranted privileges.

Attachment: NYSPELRA 2026 Agenda - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

Speaker:	Joseph Gryzlo, Esq., Ethics & Compliance Officer New York Power Authority
9:00 AM-10:00 AM	Arbitration Review Panel A panel of seasoned labor attorneys will offer their valued opinions and experiences with various labor arbitrators and engage in an interactive discussion with the audience on their experiences and impressions of labor arbitrators working in New York State.
Speakers:	Earl T. Redding, Esq., Partner Roemer Wallens Gold & Mineaux LLP Emily A. Middlebrook, Esq., Partner Hancock Estabrook, LLP Christopher T. Kurtz, Esq., Member Bond, Schoeneck & King, PLLC
10:00 AM-11:00 AM	Gender-Based Violence and the Workplace Certification This session will address the amendments to the NYS Finance Law which would require any bidders to a competitive state procurement (whether the bidder is the state, local government or private entity) to have a policy in place addressing gender-based violence.
Speaker:	Elena P. Pablo, Esq., Partner, Roemer Wallens Gold & Mineaux LLP Kristen Wagner, Esq., Assistant Counsel NYS Office for the Prevention of Domestic Violence
11:15-11:30	Closing remarks by Lori Alesio

Attachment: NYSPELRA 2026 Agenda - ZG (RES-2026-492 : Authorize Travel to NYSPELRA Annual Training Conference)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Human Resources
Initiated by: **Robert McCarthy**
Co-Sponsored by:

DOC ID: 31959 **RESOLUTION 2026-493** **ADOPTED**

Public Safety Dispatcher/Central Fire Alarm

Please appoint a Public Safety Dispatcher to Central Fire Alarm. Permanent, from list, pending satisfactory completion of a probationary term as set forth in the Civil Service Rule XIII. Effective July 6, 2026 at an hourly rate of $31.67, Step C.

This is a promotion for an employee transferring from another department.
Replacing an employee who resigned.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Human Resources
Initiated by: **Robert McCarthy**
Co-Sponsored by:

DOC ID: 31961 **RESOLUTION 2026-494** **ADOPTED**

Maintenance Worker/Engineering-Sewer Department

Please appoint a Maintenance Worker to the Engineering- Sewer Department. Permanent, pending satisfactory completion of a probationary term as set forth in the Civil Service Rule XIII. Effective June 23, 2026 at an hourly rate of $21.04, Grade II, Step 1.

Contingent upon completing all pre-employment requirements.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Human Resources
Initiated by: **Robert McCarthy**
Co-Sponsored by:

DOC ID: 31965 **RESOLUTION 2026-495** **ADOPTED**

Cook/Senior Services

Please appoint a Cook to the Amherst Center for Senior Services. Permanent, pending satisfactory completion of a probationary term as set forth in the Civil Service Rule XIII. Effective June 23, 2026 at an annual salary of $42,155, Grade 7, Step A.

Contingent upon completing all pre-employment requirements.

Replacing an employee who was separated from service.

6/22/2026
Consent

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Planning
Initiated by: **Dan Howard**
Co-Sponsored by:

DOC ID: 31946 **RESOLUTION 2026-496** **ADOPTED**

To Request the Town Board to Declare the Harlem Road Community Center a Blighted Property for Community Development Block Grant Funding (CDBG) Purposes

WHEREAS, the Harlem Road Community Center requires a new front door and significant exterior masonry repairs; and

WHEREAS, to qualify for Community Development Block Grant (CDBG) funding, the project must meet one of the following national objectives: serve a low-to-moderate income area; create jobs; or address conditions of slum and blight; and

WHEREAS, the community center requires extensive repairs and does not meet the criteria for the other national objectives, the appropriate national objective is slum and blight; and

WHEREAS, funding for both activities has already been budgeted and approved by the Town Board through adoption of the 2026 Annual Action Plan for Community Development; now therefore be it

RESOLVED, that the Town Board declares the Harlem Road Community Center as a blighted property.

6/22/2026
Consent

FINANCIAL IMPACT:

The funds necessary to meet these repairs are already budgeted in the FY 2026 (N26-37 4000) CDBG budget. The resolution will, therefore, have no impact on the Town's current budget or tax rate.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst

Town of Amherst Planning Department — Erie County, New York

Shawn A. Lavin, Su[illegible]or
Daniel C. Howard, Planning Direc[illegible]
Daniel J. Ulatowski P
Assistant Planning I [illegible]or

June 15, 2026

Agenda of June 22, 2026

Honorable Town Board
Town of Amherst
5583 Main Street
Williamsville, New York 14221

Subject: Request the Town Board to declare the Harlem Road Community Center a blighted property for Community Development Block Grant Funding (CDBG) purposes.

Honorable Board Members:

The Harlem Road Community Center requires a new front door and significant exterior masonry repairs. To qualify for Community Development Block Grant (CDBG) funding, the project must meet one of the following national objectives: serve a low-to-moderate income area; create jobs; or address conditions of slum and blight. As the community center requires extensive repairs and does not meet the criteria for the other national objectives, the appropriate national objective is slum and blight.

Funding for both activities has already been budgeted and approved by the Town Board through adoption of the 2026 Annual Action Plan for Community Development. At this time, to proceed, the Town Board must certify that the Harlem Road Community Center is a blighted property.

Attached for your consideration is a resolution authorizing the Town Board to declare the Harlem Road Community Center as a blighted property.

Should you have questions on this action, please reach out to Laurie Stillwell at lstillwell@amherst.ny.us or (716) 631-7050.

Very truly yours,

Daniel C. Howard, AICP
Planning Director

Att.

https://amherstnyusgcc.sharepoint.com/sites/plndept/Shared Documents/Common/Community Development/CONTRACTS and SUBRECIPIENTS/INFRASTRUCTURE/Harlem Road Community Center 2026/HarlemRoadCC_ TB_Letter_6.22.26.docx

Attachment: tb letter-06162026091847 (RES-2026-496 : Request to Declare Harlem Road Community Center Blighted to Receive CDBG Funding)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Sewer/Plant 16
Initiated by: **Jeffrey S. Burroughs**
Co-Sponsored by:

DOC ID: 31964 **RESOLUTION 2026-497** **ADOPTED**

WPCF – Pilot Demonstration of BIO-SCRU Dryer BCR Solid Solutions CRS No. 6345

The Engineering Department, WPCF division is requesting that the Town Board authorize the Supervisor to sign the attached agreement with BCR Solid Solutions. This would allow BCR to run a pilot demonstration using a Mobile Bio-Scru Indirect Dryer for the purpose of determining a potential solution for drying the facility's biosolids. This demonstration will run from July 13, 2026 to July 17, 2026 with a cost of $9,000.

Funds for this request are available in G9916-2600.

This request is pending the successful completion of the contract review process.

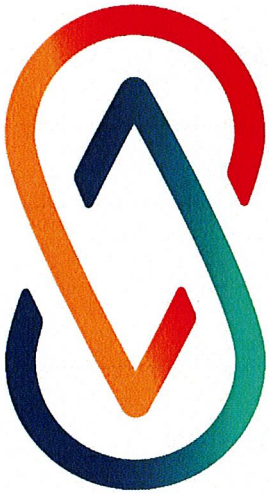
Thank you for considering this request.

6/22/2026
Consent

FINANCIAL IMPACT:

G9916-2600

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh



BCR

BIO-SCRU® Dryer Demonstration Unit Proposal

Prepared for: Town of Amherst, NY

Location: Town of Amherst NY WWTF

Project: Pilot Demonstration of Bio-Scru Sludge Dryer

Date: March 5, 2026

Attachment: DOC061726-06172026112325 (RES-2026-497 : WPCF – Pilot Demonstration of BIO-SCRU Dryer)

BCR Solid Solutions

Table of Contents

1. INTRODUCTION....3
2. BCR BIO-SCRU® OVERVIEW....4
3. SCOPE OF SUPPLY....5
4. DEMO/PILOT RENTAL PRICING & TERMS....6
5. APPENDIX A BIO-SCRU® DEMO UNIT TECHNICAL DATASHEET

Attachment: DOC061726-06172026112325 (RES-2026-497 : WPCF – Pilot Demonstration of BIO-SCRU Dryer)

This proposal and its contents are the intellectual property of BCR Environmental Corp. and intended for the purposes of the named entity evaluating the proposed equipment for the specific application and project described herein. Any reproduction or redistribution of this proposal to a third party without the written consent of BCR Environmental is prohibited.

BCR
Solid Solutions

1. INTRODUCTION

BCR appreciates the opportunity to submit this demonstration proposal for the Town of Amherst, NY WWTF for Bio-solids drying feasibility and to identify design parameters for producing Class A Biosolids. We believe that the BCR BIO-SCRU® system, with its inherent simplicity, safety and minimal vent-treatment requirements, is an ideal fit for this application. The large heat transfer area of the dryer provides a smaller footprint to fit into existing and available space at the plant.

The Bio-Scru® dryer demo unit is a completely self-contained system. It will require utility connections, as detailed in the scope of supply in Section 3 of this proposal and in the attached Bio-Scru Demo Cutsheet. In addition, it will require manual or conveyor transfer of the dewatered biosolids to the feed hopper. The onboard control system includes a Programmable Logic Controller (PLC) and Human Machine Interface (HMI). This enables the automatic operation of the BIO-SCRU® dryer demo unit and logs all the critical process parameters.

The pilot proposal is based on testing the WWTP biosolids for (4) days on site. Per the RFP, the pilot unit will operate for 6-8 hours a day (including the start-up and shut-down time). A qualified BCR pilot technician will always be onsite during the dryer operation to ensure a successful pilot test.

The Pilot unit has a wet cake feed capacity of 200 Lbs./hour. BCR technicians will load the DEMO hopper with dewatered sludge from your system in 5-gallon buckets.

Typically, the Demo unit will arrive on site on the Friday before the demonstration. BCR will rely on the Town of Amherst, NY WWTP to assist with electrical power connection and utility hook-up over the weekend so that the unit will be ready for start-up on the following Monday. BCR requests access to the facility over the weekend to complete the demo unit set-up. The following Friday, the demo unit will be dismantled and shipped back to the factory. BCR will work with the Town of Amherst to establish successful criteria and develop a testing protocol for the dryer demo test.

Attachment: DOC061726-06172026112325 (RES-2026-497 : WPCF – Pilot Demonstration of BIO-SCRU Dryer)

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BCR Solid Solutions

2. BCR BIO-SCRU® OVERVIEW

2.1. BIO-SCRU® Process Description

The core of the BCR Biosolids Dryer Demo system is a heated, indirect-contact, hollow, and dual-screw process dryer. It consists of jacketed housing and hollow rotors which contain a high-temperature thermal fluid separated from the sludge by the metal walls of the housing and rotors. Heat is transferred, and water is evaporated by the large temperature differential across the metal surfaces. The rotors slowly rotate, agitating and conveying the sludge through the dryer as water evaporates. The finished product material is dried residual biosolids that are usually greater than 90% by weight.

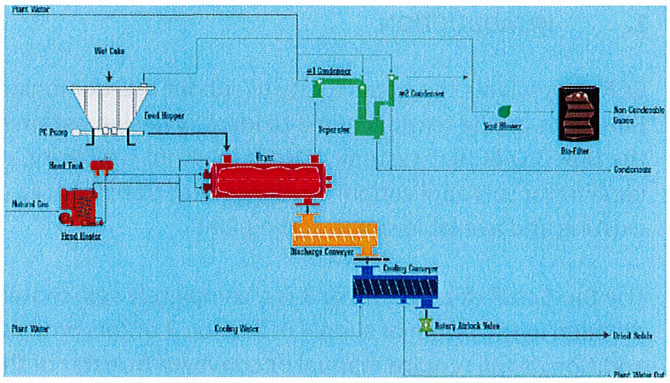

Figure 1: BIO-SCRU® Process Flow Diagram

Dewatered sludge cake is fed to the dryer by a feed conveyer from the inlet hopper. The dried sludge is discharged from the dryer to a cooling conveyer with an interlocked rotary valve to prevent or minimize air intrusion into the system. Water is used in the hollow-shaft, jacketed cooling screw to reduce the hot, dried solids to a safe- handling temperature.
Steam generated in the drying process is condensed in a multi-stage, direct-contact spray condenser. Residual non-condensable gases are scrubbed by an odor filter to reduce emissions and odor causing compounds. The condensing system operates at a very slight vacuum to minimize air intrusion, either through shaft seal leaks or through the discharge rotary valve. This minimizes the volume of non-condensable gas to be treated.

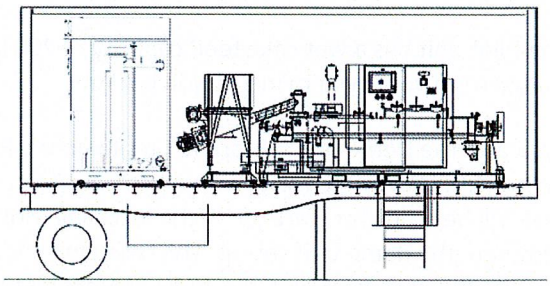

Figure 2: BIO-SCRU® Demo Dryer Unit

Attachment: DOC061726-06172026112325 (RES-2026-497 : WPCF – Pilot Demonstration of BIO-SCRU Dryer)

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BCR Solid Solutions

3. SCOPE OF SUPPLY

The scope of supply below is for the BIO-SCRU® Dryer Demo system, which includes the dryer along with all the necessary subsystems:

Sl No.	QTY.	Description	By BCR	By Client	Comments
Equipment Supply					
1	1	Feed Hopper with Paddle Mixer	✓		CS epoxy coated sludge hopper.
2	1	Feed Conveyer Assembly	✓		
3	1	BIO -SCRU® Dryer	✓		
4	1	Cooling Screw	✓		
5	1	Discharge Conveyor			Not included, not applicable.
6	1	Thermal Fluid Heater Assembly	✓		Thermal Fluid Heater – w/Electric heater.
7	1	Condenser Assembly	✓		On dryer skid
8	1	Rotary Valve	✓		
9	1	Odor control unit	✓		With integral Foul Air Fan Assembly.
10	Lot	Water Distribution Panel	✓		
11	Lot	Control Panel– PLC/HMI	✓		Includes UPS and Datalogger.
12	Lot	Dried Biosolids Hopper or dumpster		✓	Final product handling.
13	Lot	Ventilation and odor control of the dewatered cake hopper		✓	
Utilities					
14	Lot	Potable water Supply		✓	12 GPM @ 50 PSIG
15	Lot	Electrical Power Supply		✓	460VAC/3P/60Hz – 150Amps
Installation & Site Services					
16	Lot	Leveled Concrete or Asphalt slab		✓	24'(L) X 41'(W) slab with drain & containment if required.
17	Lot	Gravity Drain for foul water		✓	2" Drain connection – Flow up to 13 GPM.
18	Lot	Electrical Power Supply Termination		✓	3 wire + Ground.
19	Lot	Vent connection		✓	If required– 4" flex hose.
20	Lot	Hose or tube connections		✓	Potable water connection - ¾" Hose
21	Lot	Installation Support	✓		
22	Lot	Internet access		✓	
23	Lot	Sludge Handling and Transfer		✓	Client is responsible for filling in a 5-gallon bucket and deliver to the pilot unit.
24	Lot	Sludge loading to the feed hopper		✓	
25	Lot	Start-up and Operation support	✓		BCR Pilot Technician during operation of the demo.
Transportation & Permits					
26	Lot	Shipping from FCA to job site	✓		
27	Lot	Any Local, State or Federal Permits		✓	

Attachment: DOC061726-06172026112325 (RES-2026-497 : WPCF – Pilot Demonstration of BIO-SCRU Dryer)

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BCR Solid Solutions

4. DEMO/PILOT RENTAL PRICING AND TERMS

Security Deposit (refundable)	**N. A.**
Lump Sum price for Pilot test equipment and the piloting technician to assist start-up and operate system for four (4) days on site. Includes freight to site for one week.	**$9000.00**

Notes:

1. Transportation from BCR facility to customer and back site is included.
2. BCR Pilot technician will be on-site for the duration of the pilot test.
3. A security deposit will be credited or refunded following inspection upon return to BCR.
4. Cost for the Bio-Scru Demo to be applied to the purchase price of the Full-Scale Bio-Scru Dryer.

FREIGHT: Prepaid and Added (PPA) - Included in the Lump Sum price

Validity: 30 days

All Prices are in US Dollars. Rental prices do not include any local, state or federal taxes or custom duties or other taxes. This proposal is for planning and budgeting purposes only and is non-binding. All final details including scope of work, responsibilities, pricing and other terms and conditions will be subject to further negotiation and inclusion in an executed Demonstration Agreement between BCR and the town of Amherst.

PAYMENT TERMS

Standard payment milestone and terms include:

Payment	Milestone	Terms
50%	Acceptance of Purchase Order/Demo Agreement	Due upon receipt; prior to shipment
50%	Completion of testing and departure of system from customer site	Net 15 days after invoice

DELIVERY SCHEDULE

Based on the current allocation of the dryer pilot/demo unit, the availability for demo unit is this summer of 2026

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Attachment: DOC061726-06172026112325 (RES-2026-497 : WPCF – Pilot Demonstration of BIO-SCRU Dryer)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Sewer/Plant 16
Initiated by: **Jeffrey S. Burroughs**
Co-Sponsored by:

DOC ID: 31966 **RESOLUTION 2026-498** **ADOPTED**

Procurement Contract PMC Inc. Grit Chamber Buckets and Hardware CRS No. 6336

The Engineering Department, WPCF division is requesting that the Town Board authorize the Supervisor to sign the attached quotation contract agreement with PMC Inc. for a partial replacement of the facility's grit chamber buckets totaling $19,902.00 as per quote 260505-1. The terms of this contract will be effective the date of Town Board Approval and run from May 29, 2026 through December 31, 2026

This request is pending successful completion of the contract review process.

Funds for this request is available in K2518-4972.

Thank you for considering this request.

6/22/2026
Consent

FINANCIAL IMPACT:

K2518-4972

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

AGREEMENT

Let this document stand as an agreement between PMC Inc. and the Town of Amherst to proceed with the purchase of carbon steel grit buckets and hardware for our grit chambers totaling $19,902.00 as per quote 260505-1. These components will be delivered third party and all freight charges are included within this purchase. The term of this agreement would be from May 29, 2026 through December 31, 2026 and be effective the date of Town Board approval by the Town of Amherst.

Agreed to and Accepted by:

PMC INC.

By: Margaret Squitieri
Signature

Margaret Squitieri
Printed name

President
Title

Date: June 10, 2026

Agreed to and Accepted by:

TOWN OF AMHERST

By: _____
Shawn A. Lavin
Supervisor

Date: _____

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

PMC INC

110 West Road, Suite 213
Baltimore, MD 21204

www.PMC720.com
Sales@PMC720.com
Phone: 410-828-4475

QUOTATION

Date	Quotation #
5/29/2026	260505-1

Town of Amherst Wastewater Treatment Facility

Product Description	Quantity	Unit Cost	Total
Steel Bucket 58" Carbon Steel Grit Bucket, 1/4" bucket with 3/8" side walls and weld-on shoe holders	31	$510.00	$15,810.00
Hardware **Bucket Hardware (stainless steel carriage bolts, nuts, washers and drive pins)**	**31**	**$132.00**	**$4,092.00**

$19,902.00

Rev.1- Changed quantity and included freight

Price is based on quantities quoted
Larger quantities may have better unit cost
Lead time is currently estimated to be 13-15 weeks
Freight is included in price
Payment terms: Net 30 days after shipment
A 4.5% surcharge will be added for credit card payments

Warranty Statement: Goods furnished are guaranteed to be free from all latent defects in material and workmanship under normal use and service for a period of one (1) year; however, Seller will not be obligated beyond the replacement of such goods as proven to be defective. Whether the goods are manufactured by Seller or by another, such replacement shall be Buyer's exclusive remedy and neither Seller nor the manufacturer shall be subject to any other or further liability and no claim for consequential or incidental damages will be allowed. Seller makes no warranty that the goods sold hereunder are fit for any particular purpose.

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

APPLIED Industrial Technologies

Quotation

Service Center Address: APPLIED INDUSTRIAL TECHNOLOGIES 579 SHERIDAN DR TONAWANDA, NY 14150-7848 TEL: 716-874-2400 FAX: 716-874-2407 **Account Manager:** WILLIAM HICKEY	**Quote Create Date (MM-DD-YYYY):** 05-21-2026	**Sales Rep:** ANDREW JOHNSTON **Phone:** **Email:** AJOHNSTON@APPLIED.COM	**Page:** 2/2
	Quotation Number: **515671457**	**PO #:** FOR NICK @ TW OF AMHERST **Req #:** **Inquiry #:**	

BUYER'S ACKNOWLEDGES THAT IT IS PURCHASING INDUSTRIAL SUPPLIES FROM SELLER AS A PARTICIPATING PUBLIC AGENCY OF OMNIA PARTNERS AND AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THE CONTRACT PURSUANT TO RFP (SERIAL 16154-RFP) BETWEEN MARICOPA COUNTY AND SELLER, AND THAT BUYER#S TERMS AND CONDITIONS OF PURCHASE AND OTHER DOCUMENTS REGARDING THE PURCHASE OF GOODS FROM SELLER SHALL HAVE NO FORCE OR EFFECT.

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

APPLIED Industrial Technologies

Quotation

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	Quotation Number: **515671457**	**PO #:** FOR NICK @ TW OF AMHERST **Req #:** **Inquiry #:**	
Sold-To Address: **Account:** 1584928 TOWN OF AMHERST (NY) 5583 MAIN ST WILLIAMSVILLE NY 14221-5499	**Ship-To Address:** **Account:** 1608848 TOWN OF AMHERST (NY) AMHERST WW FACILITY 455 TONAWANDA CREEK RD AMHERST NY 14228-1230		
Payment Terms: NET 30 DAYS	**Customer Contact:** **Customer Contact Phone:**		
Transport Mode and Means: DEFAULT, AIT DELIVERY, EXPEDITE RESTOCK **Terms:** FOB ORIGIN, FREIGHT PREPAID			

Item #	Quantity	UOM	Manufacturer Part #	Customer Part #	Est Delivery Date	Unit Price (USD)	Extended Price (USD)
000010	36.000	EA	**MISC. HIGH TECH PROD-58" CARBON STL GRIT BKT 1/4" X 3/8" SIDE** **Material Sales Text:** THE FREIGHT COSTS HAVE BEEN INCLUDED IN THIS QUOTE LEAD TIME 13-15 WEEKS + LTL TRANSIT **NON-CANCELABLE/NON-RETURNABLE ITEM**			694.845	25,014.41
000020	36.000	EA	**MISC. HIGH TECH PROD-BKT HDWARE SS CAR-BOLTS,NUTS,WASHER,P INS** **Material Sales Text:** THE FREIGHT COSTS HAVE BEEN INCLUDED IN THIS QUOTE LEAD TIME 13-15 WEEKS + LTL TRANSIT **NON-CANCELABLE/NON-RETURNABLE ITEM**			180.661	6,503.79
						SUBTOTAL (WITHOUT TAX)	31,518.20
TOTAL IN WORDS: THIRTY-ONE THOUSAND FIVE HUNDRED EIGHTEEN DOLLARS AND TWENTY CENTS						**TOTAL(USD)**	31,518.20

Special Information:
Order Notes:

Quoted prices are effective at the time of quotation only and are subject to increases related to fulfilling this order, including but not limited to manufacturer increases, freight, shipping, and/or handling fees, or any present or future duties, tariffs, sales, use, excise, value-added or similar taxes.

This quotation contains confidential information and is the exclusive property of Seller. The recipient agrees that it will not disclose the contents of this quotation to third parties and this quotation is subject exclusively to Seller's standard Terms and Conditions of Sale available at www.Applied.com. Seller expressly rejects any additional or different terms and conditions contained in Buyer's purchase order or other documentation.

Special or custom ordered items are non-cancellable and non-returnable. Any returnable product is subject to a restocking charge.

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

STANDARD TERMS AND CONDITIONS OF SALE

GOODS AND SERVICES SOLD BY APPLIED INDUSTRIAL TECHNOLOGIES, INC. OR ITS AFFILIATED COMPANIES ("SELLER") ARE EXPRESSLY SUBJECT TO THE TERMS AND CONDITIONS SET FORTH BELOW. ANY DIFFERENT OR ADDITIONAL TERMS OR CONDITIONS IN BUYER'S PURCHASE ORDER, SIMILAR COMMUNICATIONS OR ANY ELECTRONIC PORTALS ARE OBJECTED TO AND SHALL NOT BE BINDING ON SELLER UNLESS AGREED TO IN WRITING BY A CORPORATE OFFICER OF SELLER. BY ISSUING A PURCHASE ORDER, ACCEPTING SHIPMENT OR PERFORMANCE, AND/OR PAYING FOR THE GOODS OR SERVICES, BUYER AGREES THAT IT ACCEPTS SELLER'S TERMS AND CONDITIONS OF SALE, INCLUDING SELLER'S WARRANTY POLICY. BUYER FURTHER AGREES THAT ALL INFORMATION PROVIDED BY SELLER, INCLUDING PRICING, IS SELLER'S CONFIDENTIAL INFORMATION AND MAY NOT BE DISCLOSED WITHOUT SELLER'S PRIOR WRITTEN CONSENT.

PRICE: Prices in effect at time of shipment of goods or performance of services shall prevail. All prices quoted by SELLER are subject to correction or change without notice. Prices do not include freight, shipping, and/or handling fees, or any present or future duties, tariffs, sales, use, excise, value-added or similar taxes. Where applicable, such taxes shall be billed as a separate item and paid by Buyer. A standard shipping charge is applied to each invoice for goods to cover the material preparation, packaging, freight and/or any additional costs associated with each shipment based on value and/or weight of the shipment. Additional charges for local delivery may also apply. Export orders may be subject to other special pricing.

PAYMENT TERMS: Unless otherwise agreed in writing, payment is due thirty(30) days net from invoice date or delivery, whichever is earlier, if Buyers's credit is approved. Late payments incur 1.5% monthly interest (18% APR), or the maximum lawful rate if lower. Buyer shall pay all collection costs, including court costs and attorney's fees. The remittance portion of the invoice or invoice number must accompany payment.

CREDIT BALANCE: Any credit balance issued will be applied within one (1) year of its issuance. IF NOT APPLIED WITHIN ONE (1) YEAR, THE BALANCE REMAINING SHALL BE CANCELLED, AND SELLER SHALL HAVE NO FURTHER LIABILITY EXCEPT AS REQUIRED BY APPLICABLE LAW.

DELIVERY: Domestic sales are f.o.b. point of shipment(Uniform Commerical Code); international sales are EXW point of shipment (Incoterms® 2020). Title and risk of loss pass to Buyer upon delivery, defined by the specific shipping term. Delivery dates are estimates only. Buyer shall notify SELLER of nonconforming goods within a commerically reasonable time.

WARRANTIES: Goods are sold only with such warranties as may be extended by the manufacturer of the goods. Services performed by third parties are subject only to those warranties extended by such third parties. TO THE FULLEST EXTENT PERMITTED BY APPLICABLE LAW, SELLER MAKES NO WARRANTIES, EXPRESS OR IMPLIED, INCLUDING THE WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, EXCEPT AS SPECIFICALLY SET FORTH IN SELLER'S WARRANTY POLICY, WHICH IS INCORPORATED HEREIN BY REFERENCE and available at WWW.APPLIED.COM or upon request to SELLER. Buyer is responsible for installation and use in accordance with manufacturer's instructions. Goods are sold exclusively for commercial and industrial use and not for consumer purposes; the Magnuson-Moss Warranty Act does not apply. SELLER personnel are not authorized to alter this policy. Buyer shall be solely responsible for any warranty it grants to its customer.

LIMITATION OF LIABILITY: SELLER assumes no responsibility for goods selection, operation, and use, regardless of any recommendations or suggestions made by the SELLER. Buyer shall make selections based upon its own analysis with regard to function, material compatibility, fitness for use or intended purpose, and goods ratings. Any such analysis, including testing, shall be the sole responsibility of Buyer. Proper installation, operation, and maintenance are solely the responsibility of Buyer or its customer. Any specifications listed in SELLER's datasheets, catalog and website are for reference only and are subject to change without notice. NOTWITHSTANDING ANYTHING TO THE CONTRARY, SELLER'S LIABILITY FOR ANY CLAIM ARISING OUT OF THIS AGREEMENT OR FROM THE PERFORMANCE OR BREACH THEREOF, OR CONNECTED WITH ANY GOODS OR SERVICES SUPPLIED HEREUNDER, OR THE SALE, RESALE, OPERATION OR USE OF GOODS, WHETHER BASED IN CONTRACT, WARRANTY, TORT (INCLUDING NEGLIGENCE), INDEMNITY, OR OTHER GROUNDS, SHALL NOT EXCEED THE PRICE ALLOCABLE TO SUCH GOODS OR SERVICES OR PART THEREOF INVOLVED IN THE CLAIM, REGARDLESS OF CAUSE OR FAULT. This limitation of liability reflects a deliberate and bargained-for allocation of risks between SELLER and Buyer and constitutes the basis of the parties' bargain, without which SELLER would not have agreed to the price or terms of this agreement. SELLER shall not under any circumstances, be liable for any labor charges without its prior written consent. SELLER SHALL NOT IN ANY EVENT BE LIABLE WHETHER AS A RESULT OF BREACH OF CONTRACT, WARRANTY, TORT (INCLUDING NEGLIGENCE), INDEMNITY OR OTHER GROUNDS FOR CONSEQUENTIAL, DIRECT, INDIRECT, INCIDENTAL, CONTINGENT, SPECIAL, LIQUIDATED, OR PUNITIVE DAMAGES including, but not limited to, loss of profits or revenue, loss of use of goods or associated goods, cost of capital, cost of substitute goods, facilities or services, downtime costs, or claims of customers of Buyer for such damage. If SELLER furnishes Buyer with advice or other assistance regarding any goods or services supplied hereunder, or any system or equipment in which any such goods may be installed, and which is not required pursuant to this agreement, the furnishing of the advice or assistance will not subject SELLER to any liability, whether based on agreement, warranty, tort (including negligence or indemnity) or other grounds. BUYER AGREES TO DEFEND, INDEMNIFY AND HOLD SELLER HARMLESS FROM ANY THIRD-PARTY CLAIMS ARISING OUT OF THE USE, RESALE, OR LEASE OF GOODS OR SERVICES PROVIDED BY SELLER.

INTELLECTUAL PROPERTY: Each party will retain exclusive, right, title and interest in and ownership of its intellectual property developed before this agreement or outside the scope of this agreement. Any IP developed by SELLER in the course of performing this agreement hereunder, whether alone or jointly with BUYER, shall be SELLER'S sole and exclusive property, and buyer hereby irrevocably assigns all rights therein to SELLER. SELLER hereby grants Buyer a non-exclusive, non-transferable, royalty-free license to SELLER's IP solely for Buyer's use of the goods and services, provided "as is" without warranty of non-infringement. This license survives termination for continued use of delivered goods. Buyer may not reverse engineer, modify or create derivative works based on SELLER's IP. Buyer-provided IP remains Buyer's property and SELLER shall use it solely for this agreement. Each party acknowledges that unauthorized use of the other's IP may cause irreparable harm, and the non-breaching party shall be entitled to seek injunctive or equitable relief in addition to all other available remedies.

SUBCONTRACT/SUBSTITUTIONS/INTERCHANGEABILITY: SELLER may subcontract all or any portion of the supply of goods supply or services SELLER may store, process, use and disclose data and other information provided by Buyer, including Buyer's confidential information, to SELLER's affiliated companies, representatives, suppliers and subcontractors as necessary. SELLER may substitute equivalent goods based on form, fit, and function, unless restricted on the purchase order.

EQUAL OPPORTUNITY AND LABOR PRACTICES: The contract provisions in Section 202 of Executive Order 11246, as amended, and the regulations promulgated thereunder are incorporated by reference as if fully written with respect to any order. SELLER certifies that the goods covered by this invoice have been produced in accordance with the Fair Labor Standards Act of 1938, as amended.

SAFETY DATA SHEETS ("SDS"): Unless requested, SELLER will not furnish paper copies of Safety Data Sheets ("SDS"). SDS for OSHA defined hazardous substances are supplied by the manufacturers and/or suppliers and electronically available online at WWW.APPLIED.COM. SELLER MAKES NO WARRANTIES AND EXPRESSLY DISCLAIMS ALL LIABILITY TO ANY BUYER OR USER WITH RESPECT TO THE ACCURACY OF THE INFORMATION OR THE SUITABILITY OF THE INFORMATION IN ANY SDS. BUYER END USER IS SOLELY RESPONSIBLE FOR ANY RELIANCE ON, OR USE OF, ANY INFORMATION, AND FOR USE OR APPLICATION OF ANY GOODS. SELLER will continue to furnish paper copies of SDS for those goods for which a SDS is not electronically available. Paper copies of SDS for all goods may be requested by contacting Seller at 1-877-279-2799 to receive a copy of any SDS via web, facsimile or U.S. mail.

HAZARDOUS ACTIVITIES: Unless specifically agreed to in writing by an authorized officer of SELLER, goods or services sold hereunder are not intended for use in connection with any nuclear facility or any other application or hazardous activity which SELLER, in its sole discretion, determines to be high risk or hazardous, or where failure of a single component could cause substantial harm to persons or property. If so used, SELLER disclaims any and all liability for any nuclear damage, contamination or other damage or injury and Buyer shall indemnify and hold SELLER harmless from such liability whether as a result of breach of contract warranty, tort (including negligence or indemnity) or other grounds. SELLER and its suppliers shall not be liable to Buyer or its insurers based on agreement, warranty, tort (including negligence or indemnity), or other grounds for onsite damage to property located at a nuclear facility.

CANCELLATION AND RETURNS: Cancellation requires mutual agreement and payme reasonable charges. Returns require SELLER's written authorization and minimum restocking charge, freight prepaid. No returns of special/made-to-order items or after 60 from delivery. No credit for shipping charges.

SHORTAGE/OVERAGES: All shortages and/or overages must be identified within 14 days date of shipment.

FORCE MAJEURE: SELLER shall not be liable for delay due to causes beyond its reaso control, including acts of God, act or omission of Buyer, governmental actions, labor dis civil disturbance, public health emergencies, manufacturer insolvency, transportation d terrorist act, security event, utility/telecom outages, or any other commercial impractical Delivery shall be extended by the duration of such events.

CHANGE IN BUYER'S FINANCIAL CONDITION: SELLER reserves the right by written not cancel any order or require full or partial payment or adequate assurance of performance Buyer without liability to SELLER in the event of: (i) Buyer's insolvency, (ii) the filing voluntary petition in bankruptcy by Buyer, (iii) the appointment of a receiver or truste Buyer, or (iv) the execution by Buyer of an assignment for the benefit of creditors. SEI reserves the right to suspend its performance until payment or adequate assuranc performance has been received. SELLER also reserves the right to cancel Buyer's credit a time for any reason. Buyer, in order to provide security for the payment of the full price of furnished hereunder, grants SELLER a security interest in the goods and the proceeds th Buyer agrees to execute any documents or furnish information necessary to perfect this se interest. A copy of the invoice may be filed at any time as a financing and/or chattel mortga order to perfect SELLER's security interest. SELLER may, in its sole discretion require Buyer hereby grants to SELLER, a continuing purchase money security interest in all inver equipment, and goods sold by SELLER to or for the benefit of Buyer, wherever located, a accessions and goods and all proceeds from the sale thereof; and all accounts and acc receivable which may from time to time hereafter come into existence during the term o Security Agreement. SELLER's purchase money security interest is explicitly limit outstanding obligations between SELLER and Buyer.

ASSIGNMENT: Buyer shall not assign or delegate any rights or duties hereunder wi SELLER's prior written consent.

WAIVER, CHOICE OF LAW AND DISPUTE RESOLUTION: The failure of either party to as right hereunder or to insist upon compliance with any term or condition will not constit waiver of that right or excuse any subsequent nonperformance of any such term or conditi the other party. All transactions shall be governed by the laws of the State of Ohio, United S of America, excluding conflict of law rules. Any dispute with a party located in U.S. arisin of or relating to transactions hereunder shall be brought only before any state or federal with jurisdiction and venue over Cleveland, Ohio, unless all such courts refuse to exe jurisdiction and venue, and the parties hereby consent to exclusive jurisdiction in such c Any claims brought by Buyer shall be escalated to senior management level within organizations prior to Buyer filing a lawsuit. Trial by jury is hereby waived. Any dispute w party located outside of U.S., except actions by Seller for nonpayment by Buyer of the pur price of goods or services sold, shall be settled by binding arbitration in Cleveland, Ohio Ohio law administered by the American Arbitration Association under its Comm Arbitration Rules, and judgment on the award rendered by the arbitrators may be entered i court having jurisdiction thereof. The arbitrators will have the powers a state court judge w have had if the matter had been filed in such court, including equitable powers, except fo power to award punitive damages, which they shall not have. The provisions of the U Nations Convention on Contracts for the International Sale of Goods shall not apply.

COMPLIANCE WITH LAWS: Buyer recognizes the goods are utilized in many regu applications and that from time to time standards and regulations are in conflict with one an SELLER makes no promise or representation that the goods will conform to any federal, sta local laws, ordinances, regulations, codes or standards, except as particularly specified agreed upon, in writing as part of the agreement between Buyer and SELLER. SELLER p do not include the cost of any related inspections, permits or inspection fees. Buyer sha solely responsible for OSHA, EPA, and local regulatory compliance.

SPECIAL TOOLS: Unless agreed in writing and paid for by Buyer, all special tools, dies, patterns, and equipment remain SELLER's property.

CHANGE ORDERS: Any request by Buyer for changes to the scope of goods or services order acceptance shall be submitted in writing. SELLER shall provide a written estimate o cost and schedule of any proposed change. No change shall be effective unless approv writing by both parties, and SELLER is not obligated to perform changed work until a ch order is executed and any additional payment is received. If Buyer's actions or instruc effectively change the scope of work without a formal change order, SELLER may treat actions as a constructive change and seek appropriate adjustment to price and schedule.

ORDER ACCEPTANCE: Buyer acknowledges that no order shall be deemed accepted unless until it is verified and accepted by SELLER in writing. Buyer further consents that submissi its order shall subject Buyer to the jurisdiction of the federal courts of the United Stat America and of the State where acceptance occurred in the United States of America.

EXPORT CONTROLS: Buyer represents and warrants it is not on any U.S. restricted party (Commerce, Treasury, or State Department). Buyer shall comply with all applicable export including EAR, and provide delivery verification upon request. BUYER SHALL INDEMN SELLER FOR ANY COSTS OR PENALTIES FROM NON-COMPLIANCE WITH EXP LAWS.

EXPORT DOCUMENTATION AND LICENSES: For export sales, Buyer (or its freight forwa shall be the foreign principal party in interest is responsible for all export/import documenta Copies of any export, shipping, or import documentation shall be provided to SELLER request. Buyer is responsible for obtaining all required import/export licenses under E ITAR, TSCA, or other applicable regulations.

ANTI-CORRUPTION: Buyer represents compliance with the U.S. Foreign Corrupt Practices and all applicable anti-bribery laws.

GENERAL: All orders are subject to acceptance by SELLER. The terms and condition SELLER's forms are incorporated herein by reference and constitute the entire and exclu agreement between Buyer and SELLER. Any representation, affirmation of fact and cours dealing, promise or condition in connection therewith or usage of trade not incorporated he shall not be binding on either party. If any provision hereof shall be unenforceable, invali void for any reason, such provision shall be automatically voided and shall not be part of agreement and the enforceability or validity of the remaining provisions shall not be affe thereby.

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Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

KOESTER®

QUOTATION		
DATE	NUMBER	PAGE
5/14/2026	0006578	1 of 1

BILL TO
TOA004
TOWN OF AMHERST WWTP
455 TONAWANDA CREEK RD
AMHERST, NY 14228
US

SHIP TO
TOWN OF AMHERST
455 TONAWANDA CREEK RD
AMHERST, NY 14228
US

Accepted By:_____
Company:_____
Date:_____
PO#:_____
Ship To:_____

ATTENTION:
NICHOLAS WEIR

NWEIR@AMHERST.NY.US

WE ARE PLEASED TO PROPOSE THE FOLLOWING FOR YOUR CONSIDERATION:

TERMS: NET 30

CUSTOMER REF/PO#	JOB TITLE	SLP	SHIPPING TYPE
	GRIT BUCKETS, AMWELL	PAS/SEM	BEST WAY PP&ADD

QTY	PART	DESCRIPTION	UNIT PRICE	EXTENDED
~~60.00~~	PARTS	~~AMWELL, 304SS V-BUCKET~~ CURRENT ESTIMATED LEAD TIME IS 7-8 WEEKS.	$3,571.43	$214,285.80
60.00	PARTS	AMWELL, A-36 STEEL V-BUCKET CURRENT ESTIMATED LEAD TIME IS 7-8 WEEKS.	$2,585.71	$155,142.60
1.00	KA1247	SHIPPING & HANDLING THIS IS AN ESTIMATED AMOUNT. CUSTOMER WILL BE INVOICED FOR ACTUAL SHIPPING CHARGES INCURRED FROM THE MANUFACTURER. PLEASE BE AWARE THAT REQUESTING EXPEDITED SHIPPING MAY RESULT IN ADDITIONAL FEES.	$1,000.00	$1,000.00

NOTE: INSTALLATION AND START-UP IS NOT INCLUDED. HOWEVER IS AVAILABLE UNDER A SEPARATE COVER. THANK YOU FOR THE OPPORTUNITY TO QUOTE.

PLEASE ACKNOWLEDGE RECEIPT OF THIS QUOTE.

PARTS AND SERVICE DEPARTMENT
KOESTER ASSOCIATES, INC.
PHONE: (315) 697-3800
PARTS@KOESTERASSOCIATES.COM

This Quotation is subject to and incorporates by reference the Master Terms and Conditions of Sale available at www.koesterassociates.com/Master-TCs.

QUOTE VALID FOR 30 DAYS. CREDIT CARD PAYMENTS ARE SUBJECT TO AN ADDITIONAL 3% PROCESSING FEE.

All applicable sales, use, and excise taxes, and any tariffs, duties, levies, surcharges, or like items that may be assessed, are the sole responsibility of the Buyer and shall be in addition to the prices stated on the quote.

TOTAL: $370,428.40

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

Addendum to Contract Minor Exposure

1. Notwithstanding any other provision in this Agreement, the following clauses shall be controlling. Should any other provision of the Agreement conflict with the clauses in this Addendum then the provisions of this Addendum are to be enforceable and any conflicting provision shall be considered null and void.

2. No rules, requirements or customs of any society or association of professional Contractors or any similar association shall affect this Agreement in any way whatsoever or be binding upon the Town.

3. To the fullest extent permitted by law, Contractor shall indemnify and hold the Town, its officers, agents, and employees, harmless from any and all liability, demands, claims, or expenses, awards or judgments imposed upon the Town, its officers, agents, and/or employees, arising out of the work of the Contractor its officers, agents, subcontractors, and/or employees as well as the negligence, active or passive, of the Contractor, its officers, agents, subcontractors, and/or employees.

4. Contractor shall not commence work under this Agreement until it has obtained all insurance specified below, produced satisfactory proof of the same and such insurance has been approved by the Town.

(a) Workers' Compensation Insurance: Contractor shall take out and maintain during the life of this Agreement, Workers' Compensation Insurance (both Part A and Part B) for its employees to be assigned to the work hereto under.

(b) General Liability, Professional (if applicable) Liability and Property Damage Insurance: Contractor shall take out and maintain during the life of this Agreement, such general liability and property damage insurance as shall protect it and the Town of Amherst from claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise from operations under this Agreement. The amounts of such insurance shall be as follows in an amount not less than $1,000,000.00 per occurrence for bodily injury and property damage including wrongful death, and $2,000,000.00 aggregate

(c) Contractor shall furnish the above insurances, including subcontractors' insurances, to the Town and shall also assure that any policy procured by it shall name the Town as an additional insured on a primary and non-contributory basis.

(d) Contractor shall ensure all its subcontractors, if any, have obtained all the above insurances and shall also assure that any policy procured by any subcontractor or sub-subcontractor shall name the Town as an additional insured on a primary and non-contributory basis.

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

5. Any accident shall be reported to the Office of the Town Attorney as soon as possible and not later than twenty-four (24) hours from the time of such accident. A detailed written report must be submitted to the Town of Amherst as soon thereafter as possible as and no later than three (3) days after the date of such accident.

6. No Assignment: In accordance with the provisions of section 109 of the General Municipal Law, the Contractor is hereby prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this Agreement, or of its right, title or interest in this agreement, or its power to execute this Agreement, to any other person or corporation without the previous consent in writing of the Town.

7. Required Provisions of Law: Each and every provision of law and clause required by law to be inserted in this Agreement shall be deemed to have been inserted herein. If any such provision is not inserted through mistake or otherwise, then upon the application of either party this Agreement shall be physically amended forthwith to make such insertion. In particular, the Contractor shall, among other things, fully comply with:

(a) Article 8 of the NYS Labor Law for public work contracts and Article 9 of the Labor Law regarding prevailing wage for Building Service employees.
(b) Labor Law Section 220-e and Executive Law Sections 291-299 and the Civil Rights Law relating to prohibition against discrimination and equal opportunity.
(c) Affirmative action as required by the Labor Law.
(d) Prevention of dust hazard required by Labor Law Section 222-a.
(e) Preference in employment of persons required by Labor Law Section 222.
(f) Eight-hour workday as required by Labor Law Section 220(2).
(g) Chapter 32 of the Town of Amherst: Minority Women and Business Utilization Commitment.
(h) Chapter 163 of the Town of Amherst: Registration of Sex Offenders.

8. The Contractor, in accordance with its status as an independent Contractor, covenants and agrees that it will conduct itself consistent with such status. It will neither hold itself out as nor claim to be, an officer or employee of the Town by reason hereof, make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the Town, including, but not limited to: workers' compensation coverage, unemployment insurance benefits, Social Security coverage, or retirement membership or credit.

Waiver: No waiver of any breach of any condition of the Agreement shall be binding unless in writing and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this Agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

9. This Agreement shall be governed by, and interpreted according to the laws of the State of New York. If the contract between the parties refers to the laws, statutes, rules, regulations or ordinances for any state other than New York State, to the laws, statutes, rules, regulations or ordinances for any county other than Erie County, New York or to the laws, statutes, rules, regulations or ordinances for any municipality other than the Town of Amherst, then the laws, statutes, rules, regulations or ordinances for New York State, Erie county and/or the Town of Amherst shall apply as applicable. Any and all legal action necessary to enforce the Agreement will be venued in Supreme Court, Erie County, New York or in the United States District Court for the Western District of New York, Buffalo Division.

10. It is hereby acknowledged that performance of this Contract will be undertaken in accordance with the specifications and pricing on which the bid was submitted.

Authority for execution on behalf of Town: The Supervisor has executed this Agreement pursuant to a Resolution adopted by the Town Board of the Town, at a meeting thereof held on _____. Shawn A. Lavin, the Supervisor whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an Agreement on behalf of the Town as a result of that Resolution. This instrument shall be executed in triplicate. At least one (1) copy shall be permanently filed, after execution thereof, in the office of the Town Clerk of Town.

Agreed to and Accepted by:

PMC INC
Print Name of Company

By: Margaret Squitieri
Signature

Margaret Squitieri
Printed name

Date: June 10, 2026

Agreed to and Accepted by:

Town of Amherst

By: _____
Shawn A. Lavin, Supervisor

Date: _____

Note: This contract is limited to PMC INC supplying buckets which will be delivered to the Town of Amherst via a third party carrier. PMC INC will not perform any work in the Town of Amherst.

Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 6/10/2026

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT : If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on This certificate does not confer rights to the certificate holder in lieu of such an endorsement(s).

PRODUCER	CONTACT NAME:	
ATLANTIC INS GROUP LLC 2331 YORK RD STE 301 TIMONIUM, MD 21093-2225	PHONE (A/C, No. Ext.): (410) 527-1400	FAX (A/C. No. Ext.): (410) 527-1400
	E-MAIL ADDRESS:	

INSURED	INSURER(S) AFFORDING COVERAGE	NAIC #
PMC INC 110 WEST RD STE 213 TOWSON, MD 21204	INSURER A : ST. PAUL GUARDIAN INSURANCE COMPANY	
	INSURER B :	
	INSURER C :	
	INSURER D :	
	INSURER E :	
	INSURER F :	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE [X] OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: X POLICY [ ] PROJECT [ ] LOC OTHER			BIP-6S267810-25-42	09/22/2025	09/22/2026	EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea Occurrence) MED EXP (Any one person) PERSONAL & ADV INJURY GENERAL AGGREGATE PRODUCTS – COMP/OP AGG	$1,000,000 $300,000 $5,000 $1,000,000 $2,000,000 $2,000,000
	AUTOMOBILE LIABILITY ANY AUTO OWNED AUTOS ONLY SCHEDULED AUTOS HIRED AUTOS ONLY NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)	$ $ $ $ $
	UMBRELLA LIAB [ ] OCCUR EXCESS LIAB [ ] CLAIMS-MADE DED [ ] RETENTION $						EACH OCCURRENCE AGGREGATE	$ $
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y/N [ ] N/A (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS BELOW						PER STATUTE [ ] OTH-ER E.L. EACH ACCIDENT E.L. DISEASE-- EA EMPLOYEE E.L. DISEASE – POLICY LIMIT	 $ $ $
								$ $ $

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

TOWN OF AMHURST (NEW YORK)
SHAWN A. LAVIN, SUPERVISOR
455 TONAWANDA CREEK ROAD
AMHERST, NY 14228

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
Renan M. Beltran

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Attachment: Agenda items for PMC (RES-2026-498 : Procurement Contract)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
DOC ID: 31970

COMMUNICATION 2026-57

RECEIVED & FILED

Petition for Equal Treatment of Amherst Seniors

Please see the attached petition.

6/22/2026
Received & Filed

RESULT:	**RECEIVED & FILED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Petition For Equal Treatment of Amherst Seniors

All Senior Centers in Erie County, New York took the Moral High Ground and Allowed their Members to play Pinochie and Euchre, for a prize.

We would like the unnecessary harassment and rules to be Stopped and follow the pattern of the other Senior Centers throughout Erie County, New York.

Our Members are being humiliated and Ridiculed by Fellow Seniors throughout Erie County.

We hope this Petition will allow us access to continue Play and Enjoy our Card Games

OFFICIAL SIGNATURE FORM

Respectfully Submitted from below petitioners

	Name	Signature	Date
1	JOHN BARGIO	John Bargio	5/21/26
2	JIM DEMARCO	Jim DeMarco	5/21/26
3	Yolanda Pallana	Yolanda M Pallana	5/22/26
4	Leonard Giappa	204 Lincoln Pkwy	5/22/26
5	Monika Lehman	84 Bassett Rd	5/22/26
6	David Lemma	David B	"
7	Barbara Braun	136 Dalhousie Rd	6-1-26
8	Robert Konowalski	14 GARDEN PKWY	3/27/45
9	DAVE D'ERRICO	Dave D'Errico	6/1/26
10	STEPHANIE STAPLE	Stephanie Staple	6/1/2026
11	CARMEN VELLA	Carmen Vella	6/1/26
12	Constance Kelly		
13	ROBERT Schmidt	Robert Schmidt	6/1/26
14	Stephen Gawronski	Stephen Gawronski	6/1/26
15	Diane Wheeler	Diane Wheeler	6/1/26
16	Simon Austin	Simon Austin	6/1/26
17	Kathy Cee	Kathy Cee	6/1/26
18	Joan Haines	Joan Haines	6/1/26
19	Angela Lobello		
20	Diane Stacy	Diane Stacy	6/1/26

Attachment: Senior Petition to Allow Playing for Prize - June 11 2026 (COM-2026-57 : Petition for Equal Treatment of Amherst Seniors)

REACHING OUT FOR HELP & IDEAS

Most seniors, into their eighth or ninth decade, are sick or die of loneliness. On Monday, February 4th 2026, I attempted to play our usual pinochle game at the Amherst Senior Center. At the entrance, I was blocked by the senior center director and two male associates, who declared that our pinochle club was a gambling enterprise. Shocked, I explained that what we are doing is not gambling, but that suggested donations are given. If you don't have anything to give, no problem. The proceeds are then used for buying new playing cards, and hosting pizza parties. With whatever is left over, a lucky senior – who has had success and a high score in the skillful game of pinochle – will be awarded a prize. The director still maintained that this is gambling. We all disagreed, and stated that all of our churches and clubs have donations and after expenses, prizes are rewarded. The director firmly stated, that we are gambling which means no prizes.

I informed the director that gambling is illegal when it is for personal gain. We have people in wheel chairs, with canes and using all kinds of medical devices come to our game – some that are driven by family or chauffeurs. The other alternative is to play for no reward; which is unacceptable, and nobody would bother coming if there was no prize involved. That leaves us eighth and ninth decade seniors, to stay at home with our loneliness. We are potentially searching for a new senior center that would be able to accommodate us. Hopefully, we will not have to make this move, as it would create hardships for many. We would all love to figure out a way to make the situation work for all parties involved. Lastly, I wish to thank the volunteers who oversee our pinochle tournaments and settle all disp

Attachment: Senior Petition to Allow Playing for Prize - June 11 2026 (COM-2026-57 : Petition for Equal Treatment of Amherst Seniors)

Seniors can thrive

Want to go to a place that is full of fun, food, and friendships? Yep, there is a building in the heart of West Seneca that does that and so much more.

Sally Mazgaj, of West Seneca, enjoys every minute at the local senior center.

From the moment you walk into the West Seneca Senior Center, you feel welcomed, included and part of something special. There is always a friendly face, a warm greeting, and a sense that you truly belong. This place changed my life and can do the same for you.

I have met some wonderful people from all walks of life and each person brings something unique to the table. Everyone has a gift to share, whether it's a kind word, a good story, a helpful tip or just a great sense of humor. We laugh, connect, learn, and grow together There's always something to look forward to.

The friendships you build here are real, meaningful, lasting and they make every visit something special. It's not just about passing time; it's about building connections that truly matter.

There is an amazing range of activities, including traditional exercise, bingo, cards, trivia, puzzles, talent shows and – our newest favorite – chair volleyball! There is always something going on.

The center also offers line dancing, knitting groups, and painting classes, giving everyone a chance to stay active, be creative, and try something new. No matter what your interests are, there's something you'll like. Visitors to the center are encouraged to join in and have fun at their own pace.

Card lovers can join games games like euchre and pinochle, and every Friday everyone comes together to play three thirteen. That weekly tradition brings so much laughter and friendly competition that many of us look forward to it all week long. It's not just about the cards; it's about the camaraderie.

The center also hosts craft shows and a very popular annual talent show that showcases the creativity and spirit of members. These events bring everyone together and give people a chance to shine. It's also fine just to watch and enjoy the show.

Downstairs, there is a gym with brand new equipment, along with a putting green – golfers can keep their game sharp during the off-season. It's so important to stay active, especially during those long winter months.

There are also resources that meet basic needs. Erie County provides hot lunches for a small fee, which is a great addition to the day, giving everyone a chance to sit down and enjoy a meal together.

The center offers many other valuable services. Accountants come in to help with taxes and financial planners offer guidance with retirement accounts. There are even professionals who assist with auto insurance reduction. Having all these resources available in one place takes away a lot of stress.

I can't wait to go there each week and – if I'm being honest – it gives my hubby Chris a little peace and quiet. Seniors looking to change up their routine will find joy and structure here.

I am so thankful for this center. Every individual I have met has made an impact in their own way, and I appreciate every moment I've spent with them. I am truly glad I made the choice to be an active senior and to be part of such a warm, welcoming, and uplifting community.

• • •

My View *is a first-person column open to all Western New Yorkers. If your article is selected for publication, a photo of you is required. Email submissions to editpage@buffnews.com.*

Attachment: Senior Petition to Allow Playing for Prize - June 11 2026 (COM-2026-57 : Petition for Equal Treatment of Amherst Seniors)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
DOC ID: 31907

COMMUNICATION 2026-58 **REFERRED**

Notice of Claim: Benjamin M. Cedeno Vs. Town of Amherst

6/22/2026
Referred to Town Attorney

RESULT:	**REFERRED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
DOC ID: 31922

COMMUNICATION 2026-59 **REFERRED**

Notice of Claim: Kevin Taylor Vs. Town of Amherst

6/22/2026
Referred to Town Attorney

RESULT:	**REFERRED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
DOC ID: 31930

COMMUNICATION 2026-60 **REFERRED**

Summons and Second Amended Complaint: Bradley Ensminger Vs. Town of Amherst Et Al.

6/22/2026
Referred to Town Attorney

RESULT:	**REFERRED [UNANIMOUS]**
MOVER:	Shawn Lavin, Supervisor
SECONDER:	Angela Marinucci, Deputy Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Timothy Koller**
Co-Sponsored by:

DOC ID: 31983 **RESOLUTION 2026-499** **ADOPTED**

Request to Schedule a Public Hearing Regarding Designation of 1 Cloister Court as a Local Historic Landmark

SUSPENSION AGENDA ITEM: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 18, 2026**

RE: **Request to Schedule a Public Hearing Regarding Designation of 1 Cloister Court as a Local Historic Landmark**

Kindly consider suspending the rules to add a request to schedule a public hearing on July 27, 2026 regarding designation of 1 Cloister Court as a Local Historic Landmark to the agenda.

Thank you for your consideration of this request.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

FINANCIAL IMPACT:

n/a

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Timothy Koller**
Co-Sponsored by:

DOC ID: 31984 **RESOLUTION 2026-500** **ADOPTED**

Request to Schedule a Public Hearing Regarding Designation of 4467 Main Street as a Local Historic Landmark

SUSPENSION AGENDA ITEM: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 18, 2026**

RE: **Request to Schedule a Public Hearing Regarding Designation of 4467 Main Street as a Local Historic Landmark**

Kindly consider suspending the rules to add a request to schedule a public hearing on July 27, 2026 regarding designation of 4467 Main Street as a Local Historic Landmark to the agenda.

Thank you for your consideration of this request.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

FINANCIAL IMPACT:

n/a

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Ashley Brownson**
Co-Sponsored by:

DOC ID: 31931 **RESOLUTION 2026-501** **ADOPTED**

Fireworks - Transit Valley Country Club

SUSPENSION AGENDA ITEM #3: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 22, 2026**

RE: **Request for Fireworks Permit - Transit Valley Country Club**

Request for fireworks permit on Saturday, July 4, 2026, at approx. 9:45 pm at Transit Valley Country Club, 8920 Transit Road with the following conditions:

- That the spectators, parking areas and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 350 feet. (maximum shell size - 5 inches)
- That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.
- That the trajectory of shells shall not come within 25 feet of overhead objects.
- The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event. Submitted shooters are Matthew Sims and Scott Pease.
- Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.
- Crowds of over 1,000 people require a crowd manager as per the IFC.
- If you would like to start the display earlier than the time proposed, you must call (716) 689-1212 before starting, and this time shall be approved by our office.
- The Amherst Town Board shall designate a time when the Fireworks display must conclude.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

FINANCIAL IMPACT:

Income for the Town

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

TOWN OF AMHERST
BUILDING DEPARTMENT | FIRE SAFETY DIVISION
ERIE COUNTY, NEW YORK
5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221

PHONE (716) 631-7140
FAX (716) 631-7192

MARK S. BERKE, P.E.
Commissioner of Building

Memorandum

DATE: June 5, 2026

TO: Francina Spoth, Town Clerk

FROM: Bryan W. Parnell, Senior Fire Inspector

RE: Fireworks Display - Transit Valley Country Club 8920 Transit Rd

DATE & TIME: Saturday 7/4/2026 @ approx 9:45 PM

All items required on the application appear to be in order. Therefore, we hereby recommend the approval of this application with the following conditions:

1) That the spectators, parking areas, and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 350 feet.
(Maximum shell size - 5 inches)

2) That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.

3) The trajectory of shells shall not come within 25 feet of overhead objects.

4) The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event.
Matthew Sims
Submitted shooters: Scott Pease

5) Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.

6) Crowds over 1000 people require a crowd manager as per the IFC.

7) If you would like to start the display earlier than the time proposed you must call (716) 689-1212 before starting, and this time shall be approved by our office.

8) The Amherst Town Board shall designate a time when the fireworks display must conclude.

Bryan W. Parnell
Senior Fire Inspector
Fire Safety Division

Attachment: Transit Valley-06092026093208 (RES-2026-501 : Fireworks - Transit Valley Country Club)

TOWN OF AMHERST
BUILDING DEPARTMENT
DIVISION OF FIRE SAFETY
5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221
(716) 631-7140

FIRE PREVENTION / OPERATING PERMIT

APPLICATION DATE	DATE ISSUED	EXPIRATION DATE	PERMIT NUMBER
06/05/2026	**06/05/2026**	**06/05/2028**	**FP-2026-0042**

APPLICANT	ADDRESS	PHONE NUMBER
Transit Valley Country Club	**8920 Transit Rd E Amherst**	

LOCATION OF ACTIVITY: Transit Valley Country Club - (SITE) 8920 Transit Rd, Amherst, NY

THE ABOVE NAMED INDIVIDUAL/BUSINESS HEREBY MAKES APPLICATION TO CONDUCT THE FOLLOWING ACTIVITY PER CHAPTER 83 OF THE BUILDING CONSTRUCTION ADMINISTRATION CODE OF THE TOWN OF AMHERST AND FOR THE KEEPING, STORAGE, OCCUPANCY, USE, SALE, HANDLING, OR MANUFACTURE OF THE FOLLOWING: (STATE QUANTITIES NORMALLY TO BE STORED, HOW STORED, OR USED, GIVING AMOUNTS FOR EACH KIND OR CATEGORY.)

Fireworks Display
Date:7/4/2026
Maximum shell size (inches):5
Minimum clearance from display (feet):350
Must comply with IFC and NFPA
Fire extinguisher(s) required
Amherst Town Board shall set time for display to conclude

IN ACCORDANCE WITH THE FIRE PREVENTION CODE OR NFPA SECTION(S):

APPROVED BY FIRE OFFICIAL	DATE	FEE PAID
BJ W	**06/05/2026**	**150.00**

THIS PERMIT MUST BE POSTED ON THE ABOVE MENTIONED PREMISES

STATEMENT

I HEREBY ACKNOWLEDGE THAT: I HAVE READ THIS APPLICATION, THAT THE INFORMATION GIVEN IS CORRECT, AND THAT I AM THE OWNER OR DULY AUTHORIZED TO ACT IN THE OWNER'S BEHALF AND AS SUCH HEREBY AGREE TO COMPLY WITH THE APPLICABLE REQUIREMENTS OF THE FIRE PREVENTION CODE.

Signature Title

DO NOT WRITE BELOW THIS LINE

COMMENTS:

SIGN HERE

APPROVED BY FIRE OFFICIAL DATE

WHERE APPLICABLE - SEPARATE PERMITS ARE REQUIRED FOR BUILDING CONSTRUCTION ACTIVITY INCLUDING ELECTRICAL, PLUMBING, AND MECHANICAL INSTALLATIONS.

Attachment: Transit Valley-06092026093208 (RES-2026-501 : Fireworks - Transit Valley Country Club)

APPLICATION FOR FIREWORKS DISPLAY

The undersigned hereby make application to the Town Board of the Town of Amherst to acquire a license pursuant to Chapter 68 (Amusements) of the Code of the Town of Amherst for the public display of fireworks in the Town of Amherst, Erie County, New York.

1. Name of individual/company sponsoring the display and the names of the persons to be in charge of the firing of the display:
   Sponsor: Transit Valley Country Club
   Fireworks Company: Young Explosives Corporation
   *Annual 4th of July celebration
2. Date & time at which display is to be held: Saturday, July 4, 2026 @ approx. 9:45 pm
3. Exact location of display: Transit Valley Country Club grounds: 8920 Transit Road, East Amherst, NY 14051
4. Age, experience and physical characteristics of individuals who are to discharge fireworks:
   Mattew Sims: Over age 18, green eyes, brown hair, 5'7" tall
   Scott Pease: over age 18, 7 years of experience, average height and weight
5. Number and kind of fireworks to be discharged:
   Approx. 240 misc. 1.3G and 1.4G shells with the largest shell size of 5" (350' fallout radius)
6. Manner and place of storage of these fireworks prior to the display:
   With Young Explosives crew at all imes
7. Attach a diagram of the grounds on which the fireworks display is to be held. This diagram shows the point at which the fireworks are to be discharged, the location of all buildings, highways, and other lines of communications in addition to the lines behind which the audience will be restrained, the location of all nearby trees, telegraph or telephone lines and other overhead obstructions.
8. This application must be accompanied by a bond or policy of public liability insurance with a limit of $3,000,000 for personal injuries, a limit of $1,000,000 for property damage, and proof of Worker's Compensation Insurance.
9. This application for a Fire Prevention Operating Permit (Code 52) must be accompanied by a check in the amount of $150.00 payable to the "Town of Amherst".

Date: 5/30/2026

(Company, Corporation or Individual)

James Young on behalf of Transit Valley CC
Applicant Signature

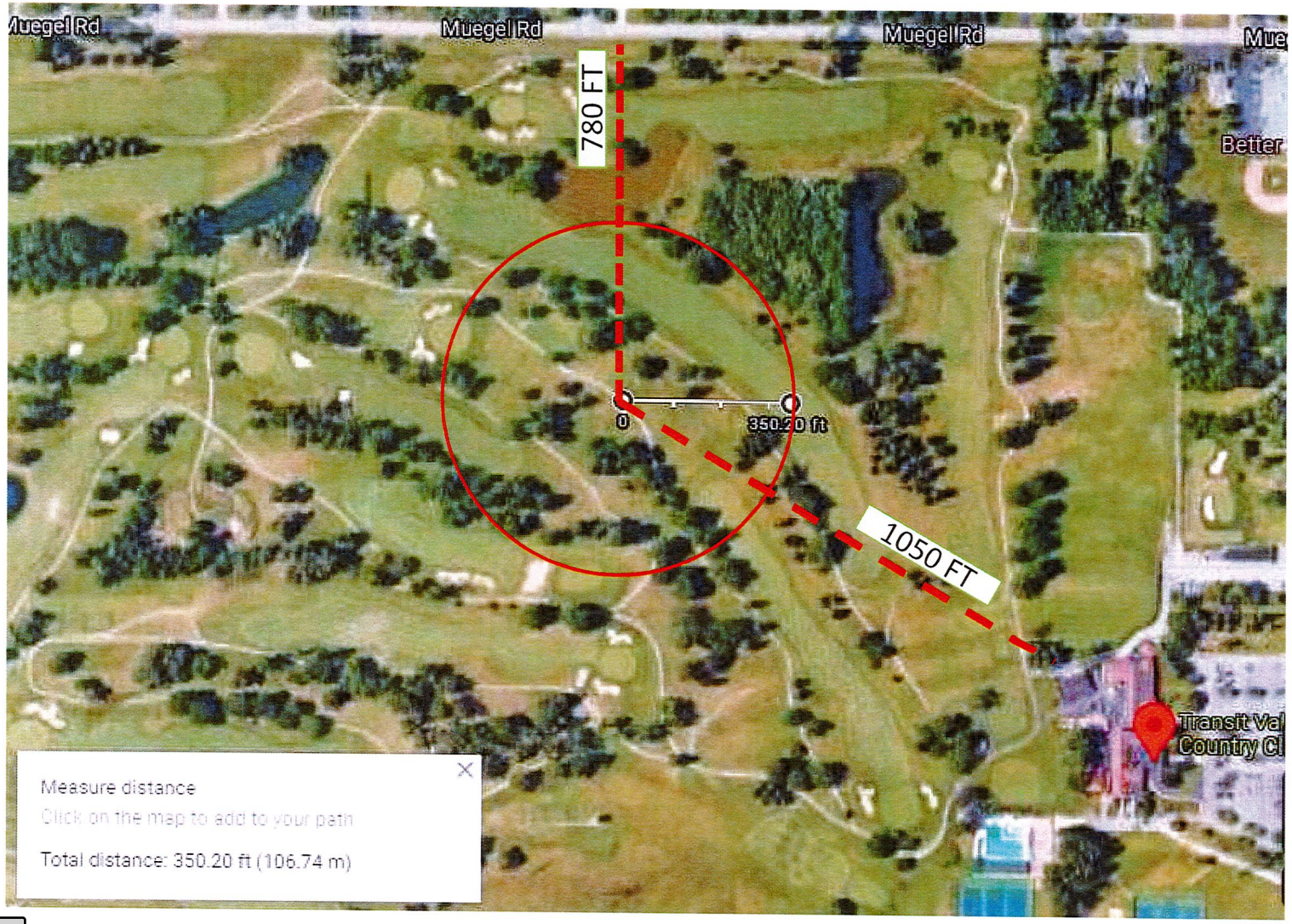
State of New York)
County of Erie)
Town of Amherst)

Sworn before me this 30th day of MAY in the year 2026

Wendy Rossi
Notary Public

WENDY M ROSSI
Notary Public - State of New York
NO. 01R06376057
Qualified in Wayne County
My Commission Expires Jun 4, 2026

Attachment: Transit Valley-06092026093208 (RES-2026-501 : Fireworks - Transit Valley Country Club)



Per NFPA 1123 350 feet Radius
(700 Ft Diameter) is minimum separation
Distance required for or 5-inch Shells

- Muegel Rd is >750 feet
- Nearest clubhouse structure is
  > 1,000 feet

Transit Valley CC – 8920 Transit Rd
(Dec 2021)

STATE OF NEW YORK - DEPARTMENT OF LABOR
PYROTECHNICIAN CERTIFICATE OF COMPETENCE

MATTHEW F SIMS

CLASS: B
NON PROXIMATE AUDIENCE ONLY

THIS CARD MUST BE CARRIED
WHEN USING PYROT CERT# PR-1763
EXPIRES 02/27

NYC & NYS CERTIFICATIONS REQUIRED IN NYC

DMV# 955215436
EYES GRN
HAIR BRO
HGT 5' 7 "

IF FOUND, RETURN TO:
NYSDOL - L&C UNIT
ROOM 161 BUILDING 12
STATE OFFICE CAMPUS
ALBANY NY 12240

01213 007119738 81

Attachment: Transit Valley-06092026093208 (RES-2026-501 : Fireworks - Transit Valley Country Club)

Town of Amherst
5583 Main St.
Williamsville, NY 14221

* * * RECEIPT * * *

Date: 06/03/26 **Receipt#:** 294831

Quantity	Transactions	Reference	Subtotal
1	Fire Prevention/Fireworks	Transit Valley C.(	$150.00
		Total Paid:	$150.00

Notes:

Payment Type	Amount	Paid By
CK #36850	$150.00	Young Explosives

Name: Young Explosives
PO Box 18653
Rochester, NY 14618

Clerk ID: ANB

Internal ID: Transit Valley C

Attachment: Transit Valley-06092026093208 (RES-2026-501 : Fireworks - Transit Valley Country Club)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Ashley Brownson**
Co-Sponsored by:

DOC ID: 31933 **RESOLUTION 2026-502** **ADOPTED**

Fireworks - Park Country Club

SUSPENSION AGENDA ITEM #4: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 22, 2026**

RE: **Request for Fireworks Permit - Park Country Club**

Request for fireworks permit on Saturday, July 4, 2026, at approx. 9:45 pm at Park Country Club, 4949 Sheridan Drive with the following conditions:

- That the spectators, parking areas and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 560 feet. (maximum shell size - 8 inches)
- That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.
- That the trajectory of shells shall not come within 25 feet of overhead objects.
- The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event. Submitted shooters are Milton Surre and Rachel Miller.
- Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.
- Crowds of over 1,000 people require a crowd manager as per the IFC.
- If you would like to start the display earlier than the time proposed, you must call (716) 689-1212 before starting, and this time shall be approved by our office.
- The Amherst Town Board shall designate a time when the Fireworks display must conclude.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

FINANCIAL IMPACT:

Income for the Town

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

TOWN OF AMHERST
BUILDING DEPARTMENT | FIRE SAFETY DIVISION
ERIE COUNTY, NEW YORK
5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221

PHONE (716) 631-7140
FAX (716) 631-7192

MARK S. BERKE, P.E.
Commissioner of Building

Memorandum

DATE: June 5, 2026

TO: Francina Spoth, Town Clerk

FROM: Bryan W. Parnell, Senior Fire Inspector

RE: Fireworks Display -

DATE & TIME: Saturday July 4, 2026

All items required on the application appear to be in order. Therefore, we hereby recommend the approval of this application with the following conditions:

1) That the spectators, parking areas, and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 560 feet.
(Maximum shell size - 8 inches)

2) That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.

3) The trajectory of shells shall not come within 25 feet of overhead objects.

4) The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event.
Milton Surre
Submitted shooters: Rachel Miller

5) Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.

6) Crowds over 1000 people require a crowd manager as per the IFC.

7) If you would like to start the display earlier than the time proposed you must call (716) 689-1212 before starting, and this time shall be approved by our office.

8) The Amherst Town Board shall designate a time when the fireworks display must conclude.

Bryan W. Parnell
Senior Fire Inspector
Fire Safety Division

Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)

TOWN OF AMHERST
BUILDING DEPARTMENT
DIVISION OF FIRE SAFETY
5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221
(716) 631-7140

FIRE PREVENTION / OPERATING PERMIT

APPLICATION DATE	DATE ISSUED	EXPIRATION DATE	PERMIT NUMBER
06/05/2026	**06/05/2026**	**06/05/2028**	**FP-2026-0043**

APPLICANT	ADDRESS	PHONE NUMBER
Youngs Explosives Corporation	**PO Box 18653 Rochester**	**585-394-1783**

LOCATION OF ACTIVITY: - (SITE) 4949 Sheridan Dr, Amherst, NY 14221

THE ABOVE NAMED INDIVIDUAL/BUSINESS HEREBY MAKES APPLICATION TO CONDUCTTHE FOLLOWING ACTIVITY PER CHAPTER 83 OF THE BUILDING CONSTRUCTION ADMINISTRATION CODE OF THE TOWN OF AMHERST AND FOR THE KEEPING, STORAGE, OCCUPANCY, USE, SALE, HANDLING, OR MANUFACTURE OF THE FOLLOWING: (STATE QUANTITIES NORMALLY TO BE STORED, HOW STORED, OR USED, GIVING AMOUNTS FOR EACH KIND OR CATEGORY.)

Fireworks Display
Date: 7/4/2026
Maximum shell size (inches): 8
Minimum clearance from display (feet): 560
Must comply with IFC and NFPA
Fire extinguisher(s) required
Amherst Town Board shall set time for display to conclude

IN ACCORDANCE WITH THE FIRE PREVENTION CODE OR NFPA SECTION(S):

APPROVED BY FIRE OFFICIAL	DATE	FEE PAID
	06/05/2026	**150.00**

THIS PERMIT MUST BE POSTED ON THE ABOVE MENTIONED PREMISES

STATEMENT

I HEREBY ACKNOWLEDGE THAT: I HAVE READ THIS APPLICATION, THAT THE INFORMATION GIVEN IS CORRECT, AND THAT I AM THE OWNER OR DULY AUTHORIZED TO ACT IN THE OWNER'S BEHALF AND AS SUCH HEREBY AGREE TO COMPLY WITH THE APPLICABLE REQUIREMENTS OF THE FIRE PREVENTION CODE.

Signature Title

DO NOT WRITE BELOW THIS LINE

COMMENTS:

SIGN HERE

APPROVED BY FIRE OFFICIAL DATE

WHERE APPLICABLE - SEPARATE PERMITS ARE REQUIRED FOR BUILDING CONSTRUCTION ACTIVITY INCLUDING ELECTRICAL, PLUMBING, AND MECHANICAL INSTALLATIONS.

Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)

APPLICATION FOR FIREWORKS DISPLAY

The undersigned hereby make application to the Town Board of the Town of Amherst to acquire a license pursuant to Chapter 68 (Amusements) of the Code of the Town of Amherst for the public display of fireworks in the Town of Amherst, Erie County, New York.

1. Name of individual/company sponsoring the display and the names of the persons to be in charge of the firing of the display:
   Sponsor: The Park Country Club
   Fireworks Company: Young Explosives Corporation
   *Annual 4th of July celebration
2. Date & time at which display is to be held: Saturday, July 4, 2026 @ approx. 9:45 pm
3. Exact location of display: Club grounds: 4949 Sheridan Drive, Williamsville, NY 14221
4. Age, experience and physical characteristics of individuals who are to discharge fireworks:
   Milton Surre: over age 18, 26 years of experience, cert with photo attached
   Rachel Miller: over age 18, 22 years of experience, cert with photo attached
5. Number and kind of fireworks to be discharged:
   Approx. 275 misc. 1.3G and 1.4G shells with the largest shell size of 8" (560' fallout radius)
6. Manner and place of storage of these fireworks prior to the display:
   With Young Explosives crew at all imes
7. Attach a diagram of the grounds on which the fireworks display is to be held. This diagram shows the point at which the fireworks are to be discharged, the location of all buildings, highways, and other lines of communications in addition to the lines behind which the audience will be restrained, the location of all nearby trees, telegraph or telephone lines and other overhead obstructions.
8. This application must be accompanied by a bond or policy of public liability insurance with a limit of $3,000,000 for personal injuries, a limit of $1,000,000 for property damage, and proof of Worker's Compensation Insurance.
9. This application for a Fire Prevention Operating Permit (Code 52) must be accompanied by a check in the amount of $150.00 payable to the "Town of Amherst".

Date: 5/30/2026

(Company, Corporation or Individual)

James Young on behalf of The Park CC

Applicant Signature

State of New York)
County of Erie)
Town of Amherst)

Sworn before me this 30th day of MAY in the year 2026

Wendy Rossi

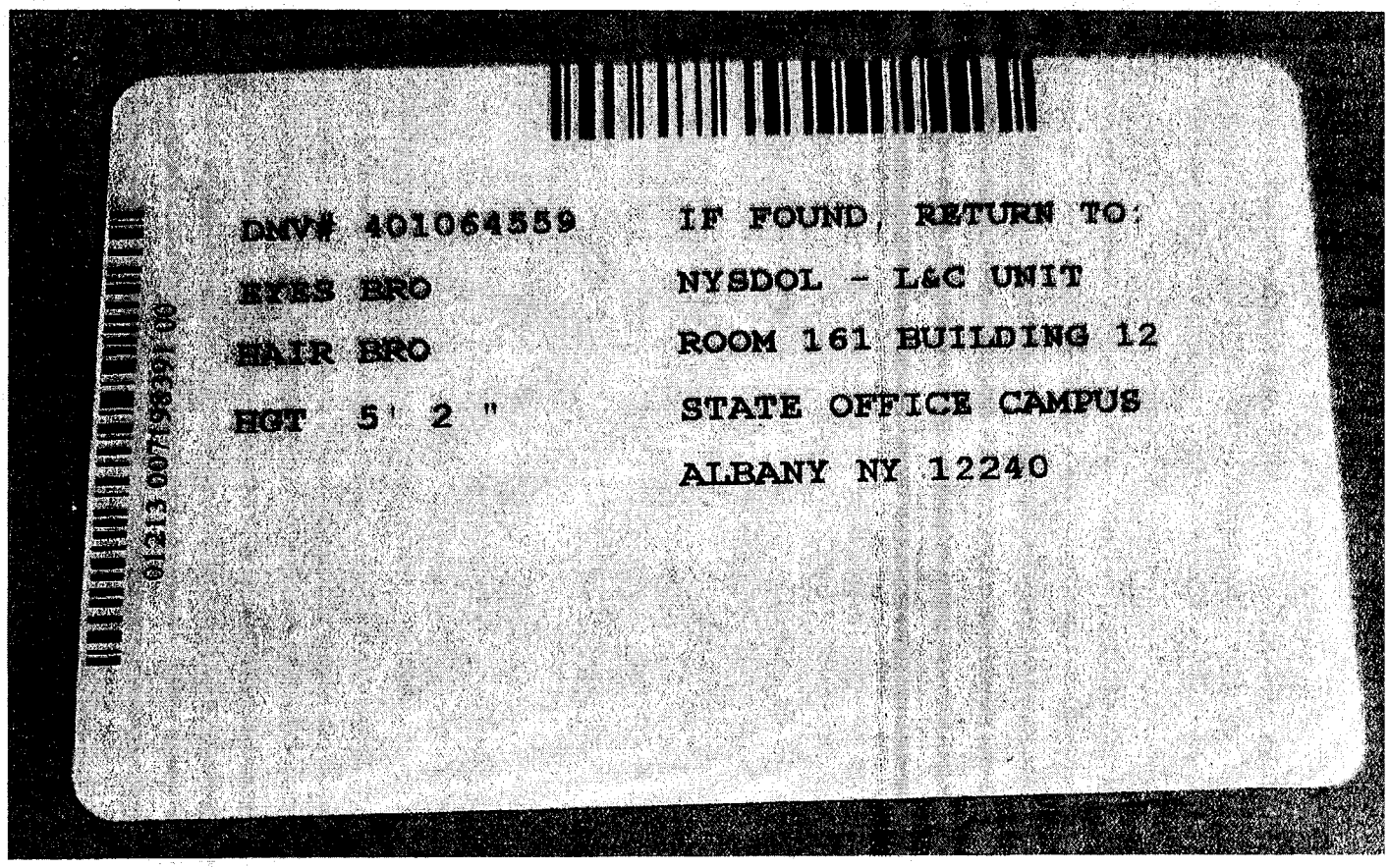
Notary Public

WENDY M ROSSI
Notary Public - State of New York
NO. 01RO6376057
Qualified in Wayne County
My Commission Expires Jun 4, 2026

Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)

The Park Country Club
4949 Sheridan Dr, Williamsville, NY 14221
May (2022)

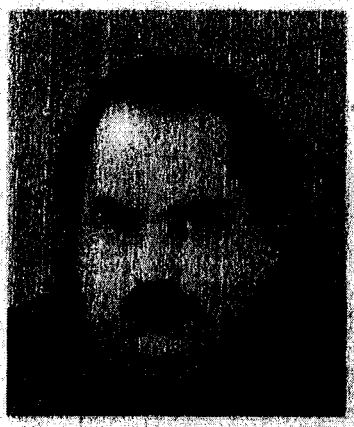
Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)



Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)

STATE OF NEW YORK - DEPARTMENT OF LABOR
PYROTECHNICIAN CERTIFICATE OF COMPETENCE

N.Y.S



MILTON SURRE
CLASS B
NON PROXIMATE AUDIENCE ONLY
THIS CARD MUST BE CARRIED
WHEN USING PYROTECHNICS
EXPIRES: 06/28

CERT# 25-05ZNK-SHEX
DMV# 851075169

NYC & NYS CERTIFICATIONS REQUIRED IN NYC

01213 007536056 07

IF FOUND, RETURN TO:

NYSDOL - L&C UNIT

ROOM 161A BUILDING 12

STATE OFFICE CAMPUS

ALBANY NY 12226

Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)

Town of Amherst
5583 Main St.
Williamsville, NY 14221

* * * RECEIPT * * *

Date: 06/03/26 **Receipt#:** 294830

Quantity	Transactions	Reference	Subtotal
1	Fire Prevention/Fireworks	The Park C.C. of	$150.00
		Total Paid:	$150.00

Notes:

Payment Type	Amount	Paid By
CK #36849	$150.00	Young Explosives

Name: Young Explosives
PO Box 18653
Rochester, NY 14618

Clerk ID: ANB

Internal ID: The Park C.C. of

Attachment: PCC-06092026093437 (RES-2026-502 : Fireworks - Park Country Club)

Amherst Town Board
5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

Meeting: 06/22/26 07:00 PM
Department: Town Clerk
Initiated by: **Ashley Brownson**
Co-Sponsored by:

DOC ID: 31932 **RESOLUTION 2026-503** **ADOPTED**

Fireworks - Country Club of Buffalo

SUSPENSION AGENDA ITEM #5: JUNE 22, 2026

TO: **Town Board**

FROM: **Angela Marinucci, Deputy Supervisor**

DATE: **June 22, 2026**

RE: **Request for Fireworks Permit - Country Club of Buffalo**

Request for fireworks permit on Saturday, July 4, 2026, at approx. 9:45 pm at Country Club of Buffalo, 250 Youngs Road with the following conditions:

- That the spectators, parking areas and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 350 feet. (maximum shell size - 5 inches)
- That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.
- That the trajectory of shells shall not come within 25 feet of overhead objects.
- The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event. Submitted shooters are Karl Grohs and Barry Skoney.
- Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.
- Crowds of over 1,000 people require a crowd manager as per the IFC.
- If you would like to start the display earlier than the time proposed, you must call (716) 689-1212 before starting, and this time shall be approved by our office.
- The Amherst Town Board shall designate a time when the Fireworks display must conclude.

6/22/2026
Deputy Supervisor Marinucci made a motion to approve, seconded by Supervisor Lavin and unanimously approved 5-0.

FINANCIAL IMPACT:

Income for the Town.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Marinucci, Deputy Supervisor
SECONDER:	Shawn Lavin, Supervisor
AYES:	Lavin, Marinucci, Szukala, Davis, Kavanaugh

TOWN OF AMHERST
BUILDING DEPARTMENT | FIRE SAFETY DIVISION
ERIE COUNTY, NEW YORK
5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221

PHONE (716) 631-7140
FAX (716) 631-7192

MARK S. BERKE, P.E.
Commissioner of Building

Memorandum

DATE: June 5, 2026

TO: Francina Spoth, Town Clerk

FROM: Bryan W. Parnell, Senior Fire Inspector

RE: Fireworks Display - Country Club of Buffalo 250 Youngs Rd

DATE & TIME: Saturday July 4, 2026 @ Approx 9:45 PM

All items required on the application appear to be in order. Therefore, we hereby recommend the approval of this application with the following conditions:

1) That the spectators, parking areas, and dwellings distance from the fireworks discharge location for vertical mortars shall be a minimum of 350 feet.
(Maximum shell size - 5 inches)

2) That one (1) 5-lb. ABC fire extinguisher, with a current inspection tag, is located at the firing site with a qualified operator. Additional extinguishers may be required depending on site layout.

3) The trajectory of shells shall not come within 25 feet of overhead objects.

4) The shooters listed on the application shall be present at the site or a substitute shooters list shall be submitted five (5) or more days prior to the event.
Karl Grohs
Submitted shooters: Barry Skoney

5) Display shall follow NFPA 1123-2018 and the International Fire Code (IFC) 2020.

6) Crowds over 1000 people require a crowd manager as per the IFC.

7) If you would like to start the display earlier than the time proposed you must call (716) 689-1212 before starting, and this time shall be approved by our office.

8) The Amherst Town Board shall designate a time when the fireworks display must conclude.

Bryan W. Parnell
Senior Fire Inspector
Fire Safety Division

Attachment: CCB-06092026093324 (RES-2026-503 : Fireworks - Country Club of Buffalo)

TOWN OF AMHERST
BUILDING DEPARTMENT
DIVISION OF FIRE SAFETY
5583 MAIN STREET
WILLIAMSVILLE, NEW YORK 14221
(716) 631-7140

FIRE PREVENTION / OPERATING PERMIT

APPLICATION DATE	DATE ISSUED	EXPIRATION DATE	PERMIT NUMBER
06/05/2026	**06/05/2026**	**06/05/2028**	**FP-2026-0044**

APPLICANT	ADDRESS	PHONE NUMBER
Youngs Explosives Corporation	**PO Box 18653 Rochester**	**585-394-1783**

LOCATION OF ACTIVITY: Country Club of Buffalo - (SITE) 250-309 Youngs Rd, Amherst, NY

THE ABOVE NAMED INDIVIDUAL/BUSINESS HEREBY MAKES APPLICATION TO CONDUCT THE FOLLOWING ACTIVITY PER CHAPTER 83 OF THE BUILDING CONSTRUCTION ADMINISTRATION CODE OF THE TOWN OF AMHERST AND FOR THE KEEPING, STORAGE, OCCUPANCY, USE, SALE, HANDLING, OR MANUFACTURE OF THE FOLLOWING: (STATE QUANTITIES NORMALLY TO BE STORED, HOW STORED, OR USED, GIVING AMOUNTS FOR EACH KIND OR CATEGORY.)

Fireworks Display
Date: 7/4/2026
Maximum shell size (inches): 5
Minimum clearance from display (feet): 350
Must comply with IFC and NFPA
Fire extinguisher(s) required
Amherst Town Board shall set time for display to conclude

IN ACCORDANCE WITH THE FIRE PREVENTION CODE OR NFPA SECTION(S):

APPROVED BY FIRE OFFICIAL	DATE	FEE PAID
	06/05/2026	**150.00**

THIS PERMIT MUST BE POSTED ON THE ABOVE MENTIONED PREMISES

STATEMENT

I HEREBY ACKNOWLEDGE THAT: I HAVE READ THIS APPLICATION, THAT THE INFORMATION GIVEN IS CORRECT, AND THAT I AM THE OWNER OR DULY AUTHORIZED TO ACT IN THE OWNER'S BEHALF AND AS SUCH HEREBY AGREE TO COMPLY WITH THE APPLICABLE REQUIREMENTS OF THE FIRE PREVENTION CODE.

Signature Title

DO NOT WRITE BELOW THIS LINE

COMMENTS:

SIGN HERE

APPROVED BY FIRE OFFICIAL DATE

WHERE APPLICABLE - SEPARATE PERMITS ARE REQUIRED FOR BUILDING CONSTRUCTION ACTIVITY INCLUDING ELECTRICAL, PLUMBING, AND MECHANICAL INSTALLATIONS.

Attachment: CCB-06092026093324 (RES-2026-503 : Fireworks - Country Club of Buffalo)

APPLICATION FOR FIREWORKS DISPLAY

The undersigned hereby make application to the Town Board of the Town of Amherst to acquire a license pursuant to Chapter 68 (Amusements) of the Code of the Town of Amherst for the public display of fireworks in the Town of Amherst, Erie County, New York.

1. Name of individual/company sponsoring the display and the names of the persons to be in charge of the firing of the display:
   Sponsor: Country Club of Buffalo
   Fireworks Company: Young Explosives Corporation
   *Annual 4th of July celebration
2. Date & time at which display is to be held: Saturday, July 4, 2026 @ approx. 9:45 pm
3. Exact location of display: Country Club of Buffalo's golf course, below 18th hole (site map attached)
   250 Youngs Rd
4. Age, experience and physical characteristics of individuals who are to discharge fireworks:
   Karl Grohs: over age 18, blue eyes, brown hair, 5' 11" tall
   Barry Skoney: Over age 18, brown hair, average height and weight
5. Number and kind of fireworks to be discharged:
   Approx. 225 misc. 1.3G and 1.4G shells with the largest shell size of 5" (350' fallout radius)
6. Manner and place of storage of these fireworks prior to the display:
   With Young Explosives crew at all imes
7. Attach a diagram of the grounds on which the fireworks display is to be held. This diagram shows the point at which the fireworks are to be discharged, the location of all buildings, highways, and other lines of communications in addition to the lines behind which the audience will be restrained, the location of all nearby trees, telegraph or telephone lines and other overhead obstructions.
8. This application must be accompanied by a bond or policy of public liability insurance with a limit of $3,000,000 for personal injuries, a limit of $1,000,000 for property damage, and proof of Worker's Compensation Insurance.
9. This application for a Fire Prevention Operating Permit (Code 52) must be accompanied by a check in the amount of $150.00 payable to the "Town of Amherst".

Date: 5/30/2026

(Company, Corporation or Individual)

James Young on behalf of Country Club of Buffalo
Applicant Signature

State of New York)
County of Erie)
Town of Amherst)

Sworn before me this 30th day of MAY in the year 2026

Wendy Rossi
Notary Public

WENDY M ROSSI
Notary Public - State of New York
NO. 01R06376057
Qualified in Wayne County
My Commission Expires Jun 4, 2026

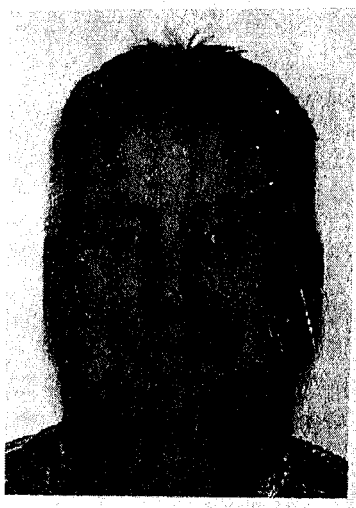
Attachment: CCB-06092026093324 (RES-2026-503 : Fireworks - Country Club of Buffalo)

Country Club of Buffalo
250 Youngs Road, Buffalo, NY 14221
5" maximum shell (350' fallout radius required)
392.90' fallout radius shown
January (2024)

Attachment: CCB-06092026093324 (RES-2026-503 : Fireworks - Country Club of Buffalo)

STATE OF NEW YORK - DEPARTMENT OF LABOR
PYROTECHNICIAN CERTIFICATE OF COMPETENCE

N.Y.S



KARL D GROHS

CLASS: A
ANY DISPLAY

THIS CARD MUST BE CARRIED
WHEN USING PYROT CERT# PR-806
EXPIRES 12/26

NYC & NYS CERTIFICATIONS REQUIRED IN NYC

01213 007114526 21

DMV# 805380804
EYES BLU
HAIR BRO
HGT 5' 11"

IF FOUND, RETURN TO:
NYSDOL - L&C UNIT
ROOM 161 BUILDING 12
STATE OFFICE CAMPUS
ALBANY NY 12240

Attachment: CCB-06092026093324 (RES-2026-503 : Fireworks - Country Club of Buffalo)

Town of Amherst
5583 Main St.
Williamsville, NY 14221

* * * RECEIPT * * *

Date: 06/03/26 **Receipt#:** 294829

Quantity	Transactions	Reference	Subtotal
1	Fire Prevention/Fireworks	CCB 7/4	$150.00
		Total Paid:	$150.00

Notes:

Payment Type	Amount	Paid By
CK #36848	$150.00	Young Explosives

Name: Young Explosives
PO Box 18653
Rochester, NY 14618

Clerk ID: ANB

Internal ID: CCB 7/4

Attachment: CCB-06092026093324 (RES-2026-503 : Fireworks - Country Club of Buffalo)