

Public Notices

LEGAL NOTICE

BY VIRTUE OF EXECUTION(S), SHERIFF'S DOCKET NUMBER 334722 ISSUED OUT OF A COURT OF RECORD, TO ME DIRECTED AND DELIVERED, AGAINST THE REAL AND PERSONAL PROPERTY OF JAMES R. JAJKOWSKI, I HAVE SEIZED AND TAKEN ALL RIGHT, TITLE, AND INTEREST WHICH THE JUDGMENT DEBTOR(S) HAD ON THE 4TH DAY OF MAY, 2006, OR AT ANYTIME SINCE OR NOW HAS, OF, IN AND TO THE FOLLOWING DESCRIBED PREMISES, TO WIT:

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, being part of Lot No. 6, Township 10, Range 7 of the Buffalo Creek Reservation and according to map filed under Cover No. 480 is known as subdivision lot No. 23 in Block "A" and being thirty (30) feet front and rear by one hundred one and six tenths (101.6) feet in depth situate on the easterly side of Willet Street, commencing six hundred (600) feet south of Clinton Street.

ALL OF WHICH I shall expose for sale at public venue at the Erie County Sheriff's Office-Civil Process Division, 134 West Eagle Street, in the City of Buffalo, New York, on the 7th day of December, 2006, at 9:00 o'clock in the Forenoon.

Terms of Sale: The interest of the judgment debtor being sold may be subject to liens, mortgages, taxes or other encumbrances. Payment by cash, money order or attorney check. At least 10% down at conclusion of bidding, balance due by 4:00 PM of the next business day following conclusion of bidding. Downpayment may be subject to forfeiture if the balance due is not paid by the due date.

Dated this 2nd day of October, 2006. Sheriff: Timothy B. Howard Undersheriff: Richard Donovan Sale to be conducted by Deputy Gene Nati, phone #858-7626

Judgment creditor's attorney is Rupp, Baase, Pfalzgraf, Cunningham & Coppola, LLC, 1600 Liberty Building, Buffalo, NY 14202

Oct. 11, 25; Nov. 8, 22

LEGAL NOTICE

NOTICE OF HEARING ON APPEAL

NOTICE IS HEREBY GIVEN of a public hearing to be held before the Zoning Board of Appeals of the Town of Amherst, Erie County, New York, at the Amherst Municipal Building, 5583 Main Street, in the Village of Williamsville, Erie County, New York, on Tuesday, October 17, 2006, at 7:00 o'clock P.M. to hear all persons interested in an appeal taken by University Mobil Convenience Store, Dunkin Donut, Georges Atallah, 3652 Sheridan Drive, Amherst, NY 14226, requesting a variance to the Town of Amherst Zoning Ordinance for a) enlarge non-conforming structure; b) building setback from Millersport Highway; c) building setback from Sheridan Drive; and d) number of off-street parking spaces, at 3652 Sheridan Drive, Town of Amherst.

The foregoing notice is given pursuant to Section 20, Sub. 12 of the Zoning Ordinance of the Town of Amherst, New York, constituting Chapter 10 of the Ordinances of the Town of Amherst, Erie County, New York, and pursuant to order of the Zoning Board of Appeals of the Town of Amherst, New York. All persons interested in said appeal are requested to appear at the time and place fixed hereinabove for said appeal.

October 11, 2006 Williamsville, New York 14221 Susan K. Jaros, Town Clerk Zoning Board of Appeals Town of Amherst, New York

Oct. 11

LEGAL NOTICE

NOTICE OF HEARING ON APPEAL

NOTICE IS HEREBY GIVEN of a public hearing to be held before the Zoning Board of Appeals of the Town of Amherst, Erie County, New York, at the Amherst Municipal Building, 5583 Main Street, in the Village of Williamsville, Erie County, New York, on Tuesday, October 17, 2006, at 7:00 o'clock P.M. to hear all persons interested in an appeal taken by Everett J. Francis, 305 Maple Road, Williamsville, NY 14221, requesting a variance to the Town of Amherst Zoning Ordinance for accessory structure floor area, at 305 Maple Road, Town of Amherst.

The foregoing notice is given pursuant to Section 20, Sub. 12 of the Zoning Ordinance of the Town of Amherst, New York, constituting Chapter 10 of the Ordinances of the Town of Amherst, Erie County, New York, and pursuant to order of the Zoning Board of Appeals of the Town of Amherst, New York. All persons interested in said appeal are requested to appear at the time and place fixed hereinabove for said appeal.

October 11, 2006 Williamsville, New York 14221 Susan K. Jaros, Town Clerk Zoning Board of Appeals Town of Amherst, New York

Oct. 11

LEGAL NOTICE

PUBLIC HEARING TOWN OF AMHERST

FY 2007 COMMUNITY DEVELOPMENT BLOCK GRANT HOME INVESTMENT PARTNERSHIP GRANT

A public hearing will be held by the Town Board of the Town of Amherst in the Amherst Municipal Building, 5583 Main Street in the Village of Williamsville, New York on October 16, 2006 at 7:30 p.m. to solicit the views of citizens, public agencies and other interested parties on possible projects to address the housing and community development needs identified in the Town's 2005-2009 Consolidated Plan, and to review the Community Development Program performance during the 2006 program year.

Anticipated funding levels for these programs for Federal FY 2007 are: Amherst CDBG: Estimated \$611,000 HOME Consortium (Amherst-Tonawanda-Cheektowaga) Estimated \$1,121,000 Those wishing to offer comments at the public hearing are encouraged to submit a written text, as well. Those not choosing to

appear at the public hearing may submit comments in writing to the Amherst Planning Department, 5583 Main Street, Williamsville, N.Y. 14221. Comments will be received no later than November 17, 2006.

Interpreters will be available upon request at the meeting to sign for the hearing impaired. If you are in need of such special arrangements, please contact the Amherst Planning Department at 631-7082 seven (7) business days in advance of the hearing. The hearing location is accessible to the physically handicapped.

Satish B. Mohan Town Supervisor Town of Amherst

Oct. 11

LEGAL NOTICE

NOTICE OF HEARING ON APPEAL

NOTICE IS HEREBY GIVEN of a public hearing to be held before the Zoning Board of Appeals of the Town of Amherst, Erie County, New York, at the Amherst Municipal Building, 5583 Main Street, in the Village of Williamsville, Erie County, New York, on Tuesday, October 17, 2006, at 7:00 o'clock P.M. to hear all persons interested in an appeal taken by Hampton Inn/Candlewood Suites, c/o Roberts Shackleton Boy A & E, James E. Boy, 66 Cayuga Road, Cheektowaga, NY 14225, requesting a variance to the Town of Amherst Zoning Ordinance for a) front setback — addition to Hampton Inn; b) front setback — gazebo; and c) front setback — Candlewood Suites, at 10 & 20 Flint Road, Town of Amherst.

The foregoing notice is given pursuant to Section 20, Sub. 12 of the Zoning Ordinance of the Town of Amherst, New York, constituting Chapter 10 of the Ordinances of the Town of Amherst, Erie County, New York, and pursuant to order of the Zoning Board of Appeals of the Town of Amherst, New York. All persons interested in said appeal are requested to appear at the time and place fixed hereinabove for said appeal.

October 11, 2006 Williamsville, New York 14221 Susan K. Jaros, Town Clerk Zoning Board of Appeals Town of Amherst, New York

Oct. 11

LEGAL NOTICE

NOTICE OF HEARING ON TOWN OF AMHERST BUDGET FOR YEAR 2007

NOTICE IS HEREBY GIVEN that the preliminary budget, (Supervisor's Tentative budget without Town Board modifications) of the Town of Amherst, Erie County, New York, for the fiscal year beginning January 1, 2007, is filed in the office of the Town Clerk of said Town, at Williamsville, in said Town, where it will be available for inspection by any interested person during regular business hours after October 2, 2006. FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the said Town of Amherst will meet and review said preliminary budget, and hold a public hearing in the Municipal Building, 5583 Main Street, Williamsville, NY, at 7:15 o'clock, P.M., on the 16th day of October, 2006, and that at such hearing any person may be heard in favor or against the said preliminary budget, as compiled by the Town Board, or for or against any item or items therein contained.

FURTHER NOTICE IS HEREBY GIVEN, pursuant to Section 108 of the Town Law, that the following are proposed yearly salaries of Town Officers of this town, to wit:

Table with 2 columns: Position and Salary. Includes Supervisor (\$75,000.00), Councilmember/Deputy (\$25,500.00 + \$3,500), Town Councilmembers (5) (\$25,500.00), Town Justice (\$69,500.00), Town Clerk (\$62,500.00), Superintendent of Highways (\$71,483.00), Additional Responsibilities: Parks, \$ 7,500.00; Signs/Signal/Storm Drainage, \$2,500.00, Total (Superintendent of Highways), \$81,483.00.

By Order of the Town Board Town of Amherst, Erie County, New York Susan K. Jaros, Town Clerk

Oct. 11

LEGAL NOTICE

NOTICE OF HEARING ON APPEAL

NOTICE IS HEREBY GIVEN of a public hearing to be held before the Zoning Board of Appeals of the Town of Amherst, Erie County, New York, at the Amherst Municipal Building, 5583 Main Street, in the Village of Williamsville, Erie County, New York, on Tuesday, October 17, 2006, at 7:00 o'clock P.M. to hear all persons interested in an appeal taken by Jean Hutchinson, c/o James E. Pellow, A.I.A., Architect, 700 Beach Road, Buffalo, NY 14225, requesting a special use permit under the Town of Amherst Zoning Ordinance for an auxiliary housing unit, at 95 Meadowbrook Road, Town of Amherst.

The foregoing notice is given pursuant to Section 20, Sub. 12 of the Zoning Ordinance of the Town of Amherst, New York, constituting Chapter 10 of the Ordinances of the Town of Amherst, Erie County, New York, and pursuant to order of the Zoning Board of Appeals of the Town of Amherst, New York. All persons interested in said appeal are requested to appear at the time and place fixed hereinabove for said appeal.

October 11, 2006 Williamsville, New York 14221 Susan K. Jaros, Town Clerk Zoning Board of Appeals Town of Amherst, New York

Oct. 11

LEGAL NOTICE

TOWN OF AMHERST, NEW YORK PLEASE TAKE NOTICE that on October 2, 2006, the Town Board of the Town of Amherst, in the County of Erie, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Amherst, New York, adopted October 2, 2006, authorizing the construction of various improvements to the new Town Community Center building located at 4110 Bailey Avenue, Amherst, New York (Phase

I); stating the estimated maximum cost thereof is \$987,690; appropriating said amount therefor, including the expenditure of grant funds, available Town funds and funds or in-kind services to be obtained from other sources to pay a part of said appropriation; and authorizing the issuance of \$500,000 serial bonds of said Town to finance the balance of said appropriation."

FIRST: AUTHORIZING said Town to construct various improvements to the new Town Community Center building located at 4110 Bailey Avenue, including any ancillary or related work required in connection therewith; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$987,690; APPROPRIATING said amount therefor; and STATING the plan of financing includes the expenditure of \$151,682.66 Community Block Grant Funds, \$230,000 available Town funds and \$106,007.34 in funds or in-kind services to be obtained from other sources to pay a part of said appropriation, the issuance of \$500,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$500,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance a part of said appropriation; THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said serial bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor; and the proposed maturity of said \$500,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: October 2, 2006 By Order of the Town Board Town of Amherst, Erie County, New York Susan K. Jaros, Town Clerk

Oct. 11

LEGAL NOTICE

BY VIRTUE OF EXECUTION(S), SHERIFF'S DOCKET NUMBER 335594 ISSUED OUT OF A COURT OF RECORD, TO ME DIRECTED AND DELIVERED, AGAINST THE REAL AND PERSONAL PROPERTY OF JAMES R. JAJKOWSKI, I HAVE SEIZED AND TAKEN ALL RIGHT, TITLE, AND INTEREST WHICH THE JUDGMENT DEBTOR(S) HAD ON THE 4TH DAY OF MAY, 2006, OR AT ANYTIME SINCE OR NOW HAS, OF, IN AND TO THE FOLLOWING DESCRIBED PREMISES, TO WIT:

All That Tract or Parcel of Land, situated in the Village of Sloan, Town of Cheektowaga, County of Erie and State of New York, being part of Lot Number thirty-two (32), Township eleven (11), Range seven (7) of the Holland Land Company's Survey and further distinguished as Subdivision Lots Numbers three (3) and four (4), and part of Subdivision Lot Number two (2), Block "E," as shown on a map filed in Erie County Clerk's Office under Cover Number 298, bounded and described as follows:

COMMENCING at the point of intersection of the southerly line of Broadway with the westerly line of Wagner Avenue; thence westerly along the southerly line of Broadway, eighty-three and seventy-nine hundredths (83.79) feet; thence southerly parallel with the westerly line of Wagner Avenue, one hundred thirty-one and nine hundredths (131.09) feet to the south line of Subdivision Lot Number two (2); thence easterly along the southerly line of Subdivision Lots Numbers two (2), three (3) and four (4), eighty-two and seventy-nine hundredths (82.79) feet to the westerly line of Wagner Avenue and thence northerly along the westerly line of Wagner Avenue, one hundred forty-five and twenty-nine hundredths (145.29) feet to the place of beginning.

ALL OF WHICH I shall expose for sale at public venue at the Erie County Sheriff's Office-Civil Process Division, 134 West Eagle Street, in the City of Buffalo, New York, on the 7th day of December, 2006, at 9:30 o'clock in the Forenoon. Terms of Sale: The interest of the judgment debtor being sold may be subject to liens, mortgages, taxes or other encumbrances. Payment by cash, money order or attorney check. At least 10% down at conclusion of bidding, balance due by 4:00 PM of the next business day following conclusion of bidding. Downpayment may be subject to forfeiture if the balance due is not paid by the due date.

Dated this 2nd day of October, 2006. Sheriff: Timothy B. Howard Undersheriff: Richard Donovan Sale to be conducted by Deputy Gene Nati, phone #858-7626

Judgment creditor's attorney is Rupp, Baase, Pfalzgraf, Cunningham & Coppola, LLC, 1600 Liberty Building, Buffalo, NY 14202

Oct. 11, 25; Nov. 8, 22

LEGAL NOTICE

NOTICE OF HEARING ON APPEAL

NOTICE IS HEREBY GIVEN of a public hearing to be held before the Zoning Board of Appeals of the Town of Amherst, Erie County, New York, at the Amherst Municipal Building, 5583 Main Street, in the Village of Williamsville, Erie County, New York, on Tuesday, October 17, 2006, at

7:00 o'clock P.M. to hear all persons interested in an appeal taken by John M. Aquino, 39 Clearwater Drive, Amherst, NY 14228, requesting a variance to the Town of Amherst Zoning Ordinance for exterior side yard, at 39 Clearwater Drive, Town of Amherst.

The foregoing notice is given pursuant to Section 20, Sub. 12 of the Zoning Ordinance of the Town of Amherst, New York, constituting Chapter 10 of the Ordinances of the Town of Amherst, Erie County, New York, and pursuant to order of the Zoning Board of Appeals of the Town of Amherst, New York. All persons interested in said appeal are requested to appear at the time and place fixed hereinabove for said appeal.

October 11, 2006 Williamsville, New York 14221 Susan K. Jaros, Town Clerk Zoning Board of Appeals Town of Amherst, New York

Oct. 11

LEGAL NOTICE

STATEMENT OF OWNERSHIP MANAGEMENT AND CIRCULATION

Publication title: Amherst Bee. Publication number: 024-300. Filing date: 9/29/06. Issue frequency: Weekly - Wednesday. Number of issues published annually: 52. Annual subscription price: \$39.00. Mailing address: 5564 Main Street, Williamsville, New York 14221, Erie County. Contact Person: Michael A. Measer, Telephone 716-632-4700.

Publisher: George J. Measer III, 5564 Main Street, Williamsville, New York 14221.

Editor: David F. Sherman, 5564 Main Street, Williamsville, New York 14221. Managing editor: David F. Sherman, 5564 Main Street, Williamsville, New York 14221.

(Same address for all). Owner: Bee Publications Inc., 5564 Main Street, Williamsville, New York 14221. George J. Measer, George J. Measer III, Karen Measer Hadala, Kimberly Measer Sindall.

Known bondholders, mortgagees, and other security holders owning or holding 1 percent or more of total amount of bonds, mortgages, or other securities: None.

Publication title: Amherst Bee. Issue date for circulation data: September 13, 2006.

Total number of copies: (Average no. copies each issue during preceding 12 months) 7,430; (No. copies of single issue published nearest to filing date) 6,530.

Paid and/or requested circulation: Paid/requested outside-County mail subscriptions stated on Form 3541 (Average no. copies each issue during preceding 12 months) 193; (No. copies of single issue published nearest to filing date) 183.

Paid in-County subscriptions (Average no. copies each issue during preceding 12 months) 6,816; (No. copies of single issue published nearest to filing date) 5,885.

Sales through dealers and carriers, street vendors, counter sales, and other Non-USPS paid distribution (Average no. copies each issue during preceding 12 months) 0; (No. copies of single issue published nearest to filing date) 0.

Other classes mailed through the USPS (Average no. copies each issue during preceding 12 months) 0; (No. copies of single issue published nearest to filing date) 0.

Total paid and/or requested circulation (Average no. copies each issue during preceding 12 months) 7,009; (No. copies of single issue published nearest to filing date) 6,068.

Free distribution by mail: Outside-County as stated on Form 3541 (Average no. copies each issue during preceding 12 months) 14; (No. copies of single issue published nearest to filing date) 15.

In-County as stated on Form 3541 (Average no. copies each issue during preceding 12 months) 54; (No. copies of single issue published nearest to filing date) 46.

Other classes mailed through the USPS (Average no. copies each issue during preceding 12 months) 0; (No. copies of single issue published nearest to filing date) 0.

Free distribution outside the mail (Average no. copies each issue during preceding 12 months) 0; (No. copies of single issue published nearest to filing date) 0.

Total free distribution: (Average no. copies each issue during preceding 12 months) 68; (No. copies of single issue published nearest to filing date) 61.

Total distribution: (Average no. copies each issue during preceding 12 months) 7,077; (No. copies of single issue published nearest to filing date) 6,129.

Copies not distributed: (Average no. copies each issue during preceding 12 months) 353; (No. copies of single issue published nearest to filing date) 401.

Total: (Average no. copies each issue during preceding 12 months) 7,430; (No. copies of single issue published nearest to filing date) 6,530.

Percent paid and/or requested circulation: (Average no. copies each issue during preceding 12 months) 99%; (No. copies of single issue published nearest to filing date) 99%.

Publication of Statement of Ownership: Publication required. Will be printed in the 10/11/06 issue of this publication. John J. Evans, Executive Vice President 9/20/2006

Oct. 11

LEGAL NOTICE

AMENDMENT OF ORDINANCE

TAKE NOTICE that portion of Chapter Ten of the ordinance of the Town of Amherst known as the Zoning Ordinance and the Zoning or use map thereunder having to do with the Use District in which the hereinafter described property is located, be and the same are hereby altered and amended so as to change the use district from SA, SC, GB, MFR-5 & MS to SA, GB and TND for the following described property to wit: Attachment D DESCRIPTIONS OF PROPERTIES SUBJECT TO THIS ZONING AMENDMENT

The following parcels as identified by their SBL #, and as shown on the tax maps submitted with this application are being entirely rezoned to the district indicated. SBL#, PARCEL ADDRESS, Parcel

Identification Number, EXISTING ZONING, PROPOSED ZONING

- 16.00-2-16, 780 New Road, 7, SA, TND
16.00-2-17, 4350 Millersport Highway, 6, GB, TND
16.00-2-20, 4300 Millersport Highway, 5, SC & GB, TND
16.00-2-21, 4270 Millersport Highway, 4, SA, TND
16.00-2-22, 222 Smith Road, 3, SC, TND
16.00-2-23, 220 Smith Road, 2, SC, TND
16.00-2-24, 210 Smith Road, 1, SC, TND
16.00-3-15, 4470 Millersport Highway, 10, GB, TND
16.00-3-16, 4460 Millersport Highway, 11, GB, TND
16.00-5-40, 11020 Transit Road, 22, MFR-5, SA
28.00-2-1, 520 New Road, 14, GB, SA
28.00-2-47, 265 Smith Road, 19, GB, SA
28.00-2-48./A, 4245 Millersport Highway, 16, GB, SA
28.00-2-49, 4200 Millersport Highway, 18, GB, SA
28.00-2-51, 4190 Millersport Highway, 17, GB, SA
28.00-3-1.2, 445 Smith Road, 13, GB & MFR-5, SA
4.00-3-10, 11400 Transit Road, 26, SC, GB
4.00-3-12.3, 11420 Transit Road, 25, SC & MS, GB
4.00-3-19, 5420 Millersport Highway, 29, SC, GB
4.00-3-9, 5565 Millersport Highway, 30, MS, GB

The following list are those parcels which only a portion of the entire parcel is being rezoned to the district indicated or are being rezoned in their entirety to two (2) different zoning districts. For each of these parcels, legal descriptions follow.

- SBL#, PARCEL ADDRESS, Parcel Identification Number, EXISTING ZONING, PROPOSED ZONING
16.00-2-15, 790 New Road, 8, SA, TND
16.00-5-13, 5005 Millersport Highway, 23, MFR-5, SA
28.00-2-48, 4225 Millersport Highway, 15, GB, SA
4.00-3-20, 5500 Millersport Highway, 28, SC, GB
4.00-3-21.1, 4525 Tonawanda Creek Road, 27, SC, GB & SA
SBL# 16.00-2-15 790 New Road
Rezzone that portion of parcel zoned SA to TND

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Amherst, County of Erie and State of New York, being part of Farm Lot 54, Township 13, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at a point on the south Line of Lot No. 54 also being the southeast corner of SBL# 16.00-2-15; thence northerly along the easterly boundary of SBL# 16.00-2-15 to the northeast corner of SBL# 16.00-2-15 said line also being the westerly boundary of New Road a distance of 67.64 feet to a point; thence westerly parallel to the southerly line of Lot No. 54 along the northerly line of SBL# 16.00-2-15 a distance of 746.21 feet to a point; thence southerly at right angles a distance 66.00 feet to a point; thence easterly along the southerly line of Lot No. 54 also being the southern line of SBL# 16.00-2-15 a distance of 763.04 feet to the southeast corner of SBL# 16.00-2-15 and place of beginning, containing 1.14 acres more or less.

SBL# 16.00-5-13 5005 Millersport Highway Rezzone that portion of parcel zoned MFR-5 to SA

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Amherst, County of Erie and State of New York, being part of Farm Lot 58, Township 13, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at the northwest corner of SBL# 16.00-5-13; thence southwesterly along the westerly boundary of SBL# 16.00-5-13 also being the easterly boundary of Millersport Highway a distance of 377.00 feet to a point also being the northwest corner of SBL# 16.00-5-12; thence easterly along the northerly boundary of SBL# 16.00-5-12 as extended to a point in the easterly boundary of SBL# 16.00-5-13; thence northerly along the easterly boundary of SBL# 16.00-5-13 to the northeasterly corner of SBL# 16.00-5-13; thence westerly along the northern most boundary of SBL# 16.00-5-13 to the place of beginning, containing 10.6 acres more or less.

SBL# 28.00-2-48 4225 Millersport Highway Rezzone that portion of parcel zoned GB to SA

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Amherst, County of Erie and State of New York, being part of Farm Lot 53, Township 13, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at the southwest most corner of SBL# 28.00-2-48; thence northerly along the westerly boundary of SBL# 28.00-2-48 to a point on the easterly boundary of Millersport Highway also being the northwestern most boundary of SBL# 28.00-2-48; thence northeasterly along the southern boundary of Millersport Highway to its intersection with the centerline of Ransom Creek; thence easterly along the centerline of Ransom Creek to its intersection with the easterly boundary of SBL# 28.00-2-48; thence southerly along the easterly boundary of SBL# 28.00-2-48 the southeast corner of the aforementioned SBL#; thence westerly along the southerly line of SBL# 28.00-2-48 a distance of 596.08 feet to the place of beginning, containing 8.8 acres more or less.

EXCEPTING there from the following; beginning at the southwest most corner of SBL# 28.00-2-48; thence easterly along the southerly line of SBL# 28.00-2-48 a distance of 596.08 feet to the southeast corner of aforementioned SBL#; thence northerly along the eastern boundary of SBL# 28.00-2-48 a distance of 72.17 feet to a point; thence westerly along a line to the southwest corner of SBL# 28.00-2-48 to the place of beginning, containing 0.5 acres more or less. SBL# 4.00-3-20 5500 Millersport Highway Rezzone land zoned SC to GB & SA

Rezzone the following from SC to GB

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Amherst, County of Erie and State of New York, being part of Farm Lot 1, Township 13, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at the southeast corner of SBL# 4.00-3-20; thence northeasterly along the southeasterly boundary of SBL# 4.00-3-20 also being the westerly highway boundary of Millersport Highway a distance of 696.00 feet to a point also being the northeast corner of SBL# 4.00-3-20; thence westerly along the northern boundary of SBL# 4.00-3-20 to a point of intersection with a line parallel to the centerline of Millersport Highway 500.00 feet distant; thence southwesterly along a line 500.00 feet distant and parallel to the centerline of Millersport Highway to a point on the western boundary of SBL# 4.00-3-20; thence southerly along the western boundary of SBL# 4.00-3-20 also being the western boundary of Lot 1 to the southwest corner of the aforementioned SBL#; thence southwesterly along the southern boundary of SBL# 4.00-3-20 a distance of 381.00 feet to the southeast corner of the aforementioned SBL# to the place of beginning containing 4.7 acres more or less.

Rezzone the following from SC to SA ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Amherst, County of Erie and State of New York, being part of Farm Lot 1, Township 13, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at the southeast corner of SBL# 4.00-3-20