

Agenda

Natalie E. Nitsche Town Clerk

Town Board of the Town of Hamburg

September 14, 2026

1. Roll Call

2. Pledge of Allegiance

3. Minutes of Previous Meeting

RESOLVED, that the Town Board does hereby approve the minutes of the previous meeting as follows: August 24, 2026

4. Agenda Items

4.1. Notice of Public Hearing Proposed Local law #3, 2026

4.2. Notice of Public Hearing Proposed Local Law #13, 2026

4.3. Notice of Public Hearing Proposed Local Law 14, 2026

4.4. Introducing a proposed local law

4.5. CDBG Public Hearings

4.6. Erie County Agricultural District Annual Enrollment Period Public Notice

4.7. Erie County STOP DWI Contract

4.8. Amendment to Chapter 76 - Building Construction and Fire Prevention and Chapter 280 - Zoning

4.9. PAF - Town Clerk's office

4.10.PAF –Crossing Guard-PT

4.11.PAF – POLICE

4.12.Youth, Recreation & Senior Services P.A.F.

4.13.B&G PAF

4.14.Authorize the Supervisor to sign the Contract of Sale of 6122 South Park Avenue

4.15.SPCA Renewal Contract

4.16.Out of Town Travel Request – POLICE

- 4.17.Youth, Recreation and Senior Services Department – Travel Request**
- 4.18.Budget Amendment: Receipt of Revenue**
- 4.19.Highway Budget Transfer**
- 4.20.B&G Budget Transfers**
- 4.21.Youth, Recreation, & Senior Services Budget Adjustment**
- 4.22.Administrative Vehicle Release Fee**
- 4.23.Big Tree Volunteer Fire Company New Member**
- 4.24.Newton Abbott Fire Company - New Member**
- 4.25.B&G Equipment Purchase**
- 4.26.B&G Lift Truck Purchase**
- 4.27.Streetlight Maintenance Contract Termination**
- 4.28.Streetlight Maintenance Emergency Contract**
- 4.29.Opposition to Creation of an Erie County Planning Board or Commission**
- 4.30.National Grid Franchise Tax**
- 4.31.CSEA White CBA**
- 4.32.Order Calling Public Hearing**
- 4.33.The Proposed Town-Wide Drainage and Stormwater Management District**
- 4.34.Ice Arena Vending Machine Proposal Acceptance**
- 4.35.Waterford Pines Phase 3**
- 5. Public Comment**
- 6. Meeting is adjourned by Supervisor**

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.1. Notice of Public Hearing Proposed Local law #3, 2026

LEGAL NOTICE TOWN OF HAMBURG

NOTICE OF PUBLIC HEARING Proposed Local Law #3, 2026

PLEASE TAKE NOTICE that there has been presented to the Town Board on August 10, 2026, pursuant to the Municipal Home Rule Law, a proposed local law, to be known as proposed local law 3, 2026; said local law amends Chapter 280 (Zoning), by adding a new Article, to be known as Article LVIV LC -Lake View Commercial District.

The Planning Department and the Comprehensive Plan Implementation Committee, and a special Non-CFA Zoning Code Committee have completed studies and reports on land use issues and developed a new commercial district in the Lake View area of the Town. The Lake View Commercial District zoning text draft and the public hearing will provide for additional input from the public.

A detailed copy of the proposed amendments will be available, for public review, during regular business hours at the following locations:

HAMBURG TOWN HALL- and on the Town of Hamburg website:

Town Clerk's Office www.townofhamburgny.gov

6100 South Park Avenue click on Legal Notices and Bids

Hamburg, New York 14075

A public hearing was previously held on this proposed local law.

However, after public input the Hamburg Town Board has determined it is necessary to conduct an additional public hearing on the proposed law.

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on September 14, 2026, at 6:00 p.m. (local time), at which time all interested people may be heard.

Dated: August 10, 2026

Natalie Nitsche

Town Clerk

Town of Hamburg

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.2. Notice of Public Hearing Proposed Local Law #13, 2026

Legal Notice

Town of Hamburg

Notice of Hearing Proposed Local Law #13, 2026

PLEASE TAKE NOTICE that there has been presented to the Town Board of the Town of Hamburg on August 10, 2026, pursuant to the Municipal Home Rule Law, a proposed local law to be known as proposed local law #13, 2026; the proposed local law amends Chapter 76 of the Hamburg Town Code entitled "Building Construction and Fire Prevention", and Chapter 280 of the Hamburg Town Code entitled "Zoning". An abstract of the proposed local law is described as follows:

The purpose of this local law is to amend the provisions of Chapter 76 of the Code of the Town of Hamburg entitled "Building Construction and Fire Prevention", specifically §76-4; Building Permits, Chapter 280 of the Code of the Town of Hamburg entitled "Zoning" specifically §280-11; Certain Public Uses Excluded and §280-284; Limitations on Obstructions in Required Open Space. A complete copy of the proposed amendments will be available at:

HAMBURG TOWN HALL

Town Clerk's Office/upper level

6100 South Park Avenue

Hamburg, New York 14075

And on the Town of Hamburg's website: www.townofhamburgny.gov

Click on Legal Notices & Bid

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on the aforesaid law, at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York, at 6:00 p.m. on the 14th day of September 2026, at which time all persons interested may be heard.

Dated: August 10, 2026

Natalie Nitsche

Town Clerk

Town of Hamburg

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.3. Notice of Public Hearing Proposed Local Law 14, 2026

Legal Notice

Town of Hamburg

Notice of Hearing Proposed Local Law #14, 2026

PLEASE TAKE NOTICE that there has been presented to the Town Board of the Town of Hamburg on August 24, 2026, pursuant to the Municipal Home Rule Law, a proposed local law to be known as proposed local law #14, 2026; the proposed local law amends Chapter 265 of the Hamburg Town Code entitled "Vehicles and Traffic". follows:

Amend Chapter 265 (Vehicles and Traffic), by amending § 265-1, entitled "Speed limits and highways designated". This proposed local law will amend the speed limit on Pleasant Avenue in the Town of Hamburg specific to speed study recommendations from the Erie County Department of Public Works. It is proposed to reduce the speed limit on Pleasant Avenue from Amsdell Road to Route 20 from 45 mph to 40 mph.

HAMBURG TOWN HALL

Town Clerk's Office/upper level

6100 South Park Avenue

Hamburg, New York 14075

And on the Town of Hamburg's website:

www.townofhamburgny.gov Click on Legal Notices & Bid

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on the aforesaid law, at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York, at 6:00 p.m. on the 14th day of September, 2026, at which time all persons interested may be heard.

Dated: August 24, 2026

Natalie Nitsche

Town Clerk

Town of Hamburg

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.4. Introducing a proposed local law

BE IT RESOLVED THAT the Hamburg Town Clerk is authorized to advertise for a public hearing on proposed local law #15, 2026. The proposed local law seeks to override the tax levy limit established in General Municipal Law § 3-c. The public hearing is scheduled for September 28, 2026 at 6:00 p.m.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.5. CDBG Public Hearings

WHEREAS, to prepare for the upcoming 2027 program year (4/1/2027 - 3/31/2028), the Department of Community Development shall hold public hearings to seek citizen participation and input for Community Development Block Grant and HOME Investment Partnership program funding, and

WHEREAS, The public hearings shall provide an opportunity for all residents to express community development, housing needs, and to discuss possible projects which would benefit low/moderate income persons and others eligible for use with CDBG and HOME funding, and

NOW, THEREFORE BE IT RESOLVED that the Hamburg Town Board authorizes the Department of Community Development to advertise and hold public hearings on the following dates/times/location:

Date	Time	Location
Monday, September 21, 2026	6:30 pm	6100 South Park Avenue – Conference Room #1
Tuesday , September 29, 2026	6:30 pm	121 Miriam Avenue – Blasdell Village Hall
Thursday, October 8, 2026,	6:30 pm	100 Main Street – Hamburg Village Hall
Monday, October 26, 2026	6:30 pm	6100 South Park Avenue – Conference Room #1

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.6. Erie County Agricultural District Annual Enrollment Period Public Notice

Per New York State Agriculture and Markets Law Section 303-b, the Erie County Legislature designated September 1 through September 30 as the annual thirty-day period during which landowners may submit requests to include predominantly viable agricultural land into an existing certified agricultural district.

Copies of the application form have been provided to Municipal Clerks, Assessors, and Chief Elected Officials for distribution to interested landowners. The application is also available online at www.erie.gov/agenrollment.

The Erie County Department of Environment and Planning will accept applications from September 1 through September 30. Any questions on this process should be directed to the Erie County Department of Environment and Planning.

A public hearing will be scheduled at a later date to consider all requests and recommendations of the Erie County Agricultural and Farmland Protection Board.

CONTACT:

Sarah Gatti, Principal Planner
Erie County Environment & Planning
95 Franklin Street, 10th Floor
Buffalo, NY 14202
Phone: (716) 858-6014
Fax: (716) 858-7248
Email: agriculture@erie.gov

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.7. Erie County STOP DWI Contract

RESOLVED, that the Town of Hamburg enter into a contract with the County of Erie that will allow the Town of Hamburg to participate and receive funding through the Erie County STOP DWI Program. The contract is for the term January 1, 2026 through December 31, 2026.

BE IT FURTHER RESOLVED, that the Supervisor is authorized to sign the contract on behalf of the Town Board.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.8. Amendment to Chapter 76 - Building Construction and Fire Prevention and Chapter 280 - Zoning

WHEREAS, the Hamburg Town Code contains and specifies the local laws and ordinances of the Town of Hamburg; and

WHEREAS, the Code Review Committee reviewed the provisions of Chapter 76 of the Code of the Town of Hamburg entitled “Building Construction and Fire Prevention”, and Chapter 280 of the Code of the Town of Hamburg entitled “Zoning”, and suggested amendments for the Town Board to consider; and

WHEREAS, pursuant to Municipal Home Rule Law, the Town Board is proposing to enact a local law to amend the following sections of Chapter 76: §76-4. Building Permits; and Chapter 280: §280-11 Certain Public Uses Excluded; §280-284 Limitations on Obstruction in Required Open Space; and

WHEREAS, a public hearing was held on September 14, 2026, for discussion and public comment concerning adoption of this proposed local law; and

WHEREAS, the Town of Hamburg has determined that this proposed local law amendment is a Type II action under SEQR, and no SEQR decision is necessary; and

WHEREAS, these proposed local law amendments were referred to Erie County through the 239-m referral process and received no objections; and

WHEREAS, the proposed amendments are in accordance with the recommendations of the Town of Hamburg Code Review Committee and the Town of Hamburg Planning Board.

NOW THEREFORE BE IT RESOLVED, the Hamburg Town Board amends Local Law #4 of the year 2023 of the Code of the Town of Hamburg Chapter 76 entitled “Building Construction and Fire Prevention” and Local Law #10 of the year 1986 of the Code of the Town of Hamburg Chapter 280 entitled “Zoning” to provide for the revision of the Town Code as referenced above and attached.

ATTACHMENTS:

[280-11.pdf](#)
[76-4.pdf](#)

§ 280-11 Certain public uses excluded.

The regulations of this chapter shall not be construed to limit or interfere with the dedication, development or use of any land or building for public parks, other public recreation areas or public schools required for compulsory education; or with the use of land or buildings owned or leased by the State of New York, the County of Erie or the Town of Hamburg and used for governmental purposes including the installation of any type of signage, paid or unpaid parking of vehicles, any special events held by the municipality, or any use that provides monetary benefits to the municipality ; or with the construction, installation, operation and maintenance for public utility purposes of water or gas pipes, mains, standpipes, reservoirs or elevated water tanks, or conduits, electric light or electric power transmission or distribution lines, telephone or telegraph lines, oil pipelines, sewers, sewer mains or incidental appurtenances; or with any highway, railroad right-of-way or mass transit right-of-way existing or hereafter authorized by the State of New York, the County of Erie or the Town of Hamburg. These exceptions, however, shall not be interpreted to permit yards, garages or other buildings for service or storage by said public utilities which are otherwise permitted by this chapter in appropriate districts. Installation of standpipes, reservoirs or elevated water tanks shall be permitted only upon approval of the Town Planning Board as to location, type of structure, a effect upon adjacent properties and proximity to similar use areas. The Town Planning Board may prescribe conditions which it deems necessary or desirable and may require a site plan of the proposed installation.

76-4 Building Permits

L.

Time limits. Building permits shall become invalid unless the authorized work is commenced within 180 calendar days following the date of issuance. Building permits shall expire 12 months after the date of issuance. For good cause shown, an application may be made for a 90 day extension period or a 180 day extension period of said permit upon payment of a renewal fee of $\frac{1}{4}$ the original building fee for a 90 day extension or $\frac{1}{2}$ the original building fee for a 180 day extension. Permits can only be renewed one year beyond the original permit expiration date, and upon such expiration the work shall continue only if a new permit is granted at the discretion of the Code Enforcement Department.

Proposed Code Changes

§ 280-284 Limitations on obstructions in required open space.

B. In R Districts:

(1) Accessory buildings and roofed projections shall not occupy more than 30% of a required rear yard of an interior lot nor more than 40% of a required rear yard of a corner lot.

(2) No part of an accessory building shall be nearer than five feet to a rear or side lot line.

(3) Detached accessory buildings shall be at least 10 feet from any dwelling and five feet from any other building.

(4) No detached accessory buildings shall be permitted in required front yards, and the maximum size of all accessory buildings on a property shall be as follows:

[Added 8-10-1987 by L.L. No. 12-1987; amended 6-12-1989 by L.L. No. 4-1989; 12-12-2005 by L.L. No. 5-2005; 11-28-2011 by L.L. No. 14-2011; 1-14-2013 by L.L. No. 1-2013]

(a) For lots less than one acre in any residential zoning district: 850 square feet maximum area.

(b) For lots greater than one acre in any residential zoning district: 1,000 square feet maximum area.

(c) For lots greater than two acres in any residential zoning district: 1,500 square feet maximum area.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.9. PAF - Town Clerk's office

BE IS RESOLVED, the Hamburg Town Board approves the attached PAF.

ATTACHMENTS:

[DOC090326-09032026095940.pdf](#)

L6

Department: Town Clerk

Supervisor Signature:  Date: 9/22/10

I request that a Town Board Resolution be adopted approving the following personnel action(s):

[illegible]

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.10. PAF –Crossing Guard-PT

BE IT RESOLVED, the Town Board approves the attached Emergency Employment Request PAF from POLICE.

ATTACHMENTS:

[Schott_S- PAF-Emergency Employment Request- 09-7-2026.pdf](#)

Town of Hamburg

Emergency Employment Request

DEPARTMENT Police Department

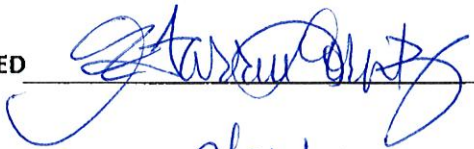
NAME	TITLE	DATE OF EMPLOYMENT	HOURLY RATE
Susan Schott	Crossing Guard PT B3120.0102	9/7/2026	\$16.00

DATE 8/26/2206

ACCOUNT B3120.0102


DEPARTMENT HEAD SIGNATURE

COPY TO: Supervisor
Personnel Office
File

APPROVED 

DATE 

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.11. PAF – POLICE

BE IT RESOLVED, the Town Board approve the termination and change of personnel for the Police Department as attached.

ATTACHMENTS:

[PAF_Police_Capasso_Morlock-9-14-2026.pdf](#)

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: 9/2/26 Department: POLICE

Department Head Signature: [Signature]

Supervisor Signature: [Signature] Date: 9/2/26

TOWN BOARD MEETING OF 9/14/26

PAGE 1 of 1

POLICE

Signature: 

Date: 9/2/20

9/14/26

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I request that a Town Board Resolution be adopted approving the following personnel action(s):

[illegible]

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.12. Youth, Recreation & Senior Services P.A.F.

BE IT RESOLVED, that the Town Board approve the termination and hiring of personnel for the Youth, Recreation & Senior Services Department as attached.

ATTACHMENTS:

[scan_2026_09_10_12_51_21_019.pdf](#)

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: _____ Department: Youth, Recreation, & Senior Services

Department Head Signature: _____

Supervisor Signature: _____ Date: _____

TOWN BOARD MEETING OF 9/14/26

I request that a Town Board Resolution be adopted approving the following personnel action(s):

#	Emp #	Employee Name	Town Resident Yes (Y) or No (N)	New(H) or Rehire (R) or Change (C)	Position/Status/Fund	Start date	Full Time hourly rate	Part Time hourly rate	Separation Date
1	5316	Alleca, Tamirat	Y	C	Rec. Attend Seas A.7184 to Rec. Attend Seas. A7182	8/9/26		\$16.00	
2	3507	Biellak, Paul	Y	C	Rec. Attend PT A7184 to Rec. Attend PT A7182	8/9/26		\$18.50	
3	5077	Gorman, James	Y	C	Rec. Attend PT A7184 to Rec. Attend PT A7182	8/9/26		\$16.00	
4	5258	Feldman, Parker	Y	C	Rec. Attend Seas A.7184				9/15/2026
5	5398	Hazard, Nathan	Y	C	Rec. Attend Seas A.7184				9/15/2026
6	5262	Monnin, Riley	Y	C	Rec. Attend Seas A.7184				9/15/2026
7	5253	Murphy, Colin	Y	C	Rec. Attend Seas A.7184				9/15/2026
8	5463	Roth, Jordan	Y	C	Rec. Attend Seas A.7184				9/15/2026
9	5400	Selvaggio, Brooklyn	Y	C	Rec. Attend Seas A.7184				9/15/2026
10	5193	Shea, Christopher	Y	C	Rec. Attend Seas A.7184 to Rec. Attend Seas. A7310	8/9/26		\$16.50	
11	5380	Sherman, Max	Y	C	Rec. Attend Seas A.7184				9/15/2026
12	5475	Wilson, Layla	Y	C	Rec. Attend Seas A.7184				9/15/2026
13	5472	Harbold, Brayden	Y	C	Rec. Attend. Seas. A7180				9/15/2026
14	5321	McCarthy, Edward	Y	C	Rec. Attend.Seas. A7310				9/15/2026
15	5200	Horucy, Mitchell	Y	C	Rec. Attend Seas. A7310				9/15/2026

[illegible]

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.13. B&G PAF

BE IT RESOLVED, that the Town Board approves the termination and hiring of the following employees in Buildings & Grounds.

ATTACHMENTS:

[B&G PAF 9-14-26.pdf](#)

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Department: BUILDINGS & GROUNDS



Date: _____

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I request that a Town Board Resolution be adopted approving the following personnel action:

[illegible]

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.14.

Authorize the Supervisor to sign the Contract of Sale of 6122 South Park Avenue

WHEREAS, the Town of Hamburg, in its ongoing efforts to streamline costs associated with facilities maintenance and management, has identified the property located at and commonly known as 6122 South Park Avenue, Hamburg, New York (“Premises”) as a property to be sold; and

WHEREAS, the Town of Hamburg has already contemplated in its budget for the fiscal year 2025 the approximate proceeds from the prospective sale of the Premises; and

WHEREAS, the Town has negotiated in good faith to sell the Premises to its current tenant, namely, the Hamburg New York Land Development Corporation, (which currently co-leases a portion of the Premises along with the Hamburg Chamber of Commerce) and the Town recognizes the value and potential ongoing synergies that can continue with both organizations operating in close proximity to Town Hall and located at that address; and

WHEREAS, the Town’s negotiations have culminated in the terms of a contract more particularly set forth in the attached exhibit “A” and the Town wishes to enter into said contract so that it can close on the sale as soon as possible;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Town of Hamburg, after reviewing all of the negotiated terms and conditions of the agreement and the attached, draft contract, do hereby authorize the sale of 6122 South Park Avenue, Hamburg, New York pursuant to and in accordance with the terms of the attached contract and the Town Supervisor is authorized to sign the Contract in the same form as the one attached hereto as well as any other documents necessary to proceed with and close on the transaction contemplated therein.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.15. SPCA Renewal Contract

WHEREAS, the Town of Hamburg and the SPCA serving Erie County desire to enter into a contract that provides for the SPCA to assist the Town by putting unclaimed strays up for adoption or by humanely euthanizing dogs brought to the SPCA by the Town's dog control officer, after the statutory holding period as per New York State Agricultural and Markets Law, and seized dogs may be offered for adoption according to New York State Agricultural and Markets Law, Article 7 and Article 26 and the shelter policy or humanely euthanizing dogs which are brought to the SPCA by the Town's dog control officer; and

WHEREAS, the term of this agreement shall commence on October 1, 2026, and shall be automatically and continuously renewed for a succeeding year until the Town or the SPCA provides written notice to the other, at least thirty (30) days prior to the commencement of the succeeding year, of its desire to terminate this Agreement; and

WHEREAS, the Town agrees to pay the SPCA the following fees for services rendered pursuant to this Agreement per dog:

- An adoption fee of Seventy-Five (\$75.00) Dollars per dog.
- A euthanasia fee and disposal fee of Eighty (\$80.00) per dog.
- A crematory and disposal fee of Eighty (\$80.00) Dollars per dog.
- Rabies vaccination fee of Ten (\$10.00) Dollars per dog.
- Core Vaccine package, including rabies, dewormer, flea/tick treatment of Seventy-Five (\$75.00) Dollars per dog.

NOW THEREFORE BE IT RESOLVED, that the Town enters into this agreement with the SPCA and the Supervisor is authorized to sign the agreement on behalf of the Town of Hamburg.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.16. Out of Town Travel Request – POLICE

WHEREAS, the 2026 International (LETR) Law Enforcement Torch Run for Special Olympics Conference is being held from Thursday, November 5, 2026 – Saturday, November 7, 2026, in Grand Rapids, Michigan; and

WHEREAS, there is NO COST for LODGING, MEALS, or TRANSPORTATION; and

NOW, THEREFORE BE IT, RESOLVED, the Town Board authorize Officer Bret McCabe to attend the 2026 LETR International Conference at no cost.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.17. Youth, Recreation and Senior Services Department – Travel Request

BE IT RESOLVED that the Town Board authorizes Jillian Gorman-King, Director of Youth, Recreation and Senior Services to attend the New York State Recreation and Park Society Conference in Buffalo, NY from Wednesday November 4th –Friday November 6th, 2026.

Lodging \$0

Transportation \$0

Registration & Meals for 3 days \$750.00

Total Cost: \$750.00

Funds available in A000.7020.0492.0000 (Training & Professional Development)

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.18. Budget Amendment: Receipt of Revenue

RESOLVED, The Hamburg Town Board approves the deposit of \$1,420.00 generated from the Legacy Trail Partner Agreement into Account A000.0000.2770.0000 Sponsorships and Naming Rights; and

BE IT FURTHER RESOLVED, that the Town Supervisor and Finance Office are authorized and directed to make the necessary accounting and budgetary entries to carry out this amendment.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.19. Highway Budget Transfer

WHEREAS, funds previously budgeted for highway machinery and equipment remained unspent and are available in the H101 Capital Fund fund balance; and

WHEREAS, the Town desires to utilize \$202,433.59 of such available fund balance toward the purchase of a plow truck from Fleet Maintenance, including body additions to be completed by Valley Fab & Equipment; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the appropriation of \$202,433.59 from available H101 Capital Fund fund balance and authorizes the following budget amendment:

CAPITAL FUND (H101):

H101.0000.0599.0000 – Appropriated Fund Balance – \$202,433.59

H101.5130.0282.0000 – Capital Equipment & Machinery – \$202,433.59

BE IT FURTHER RESOLVED, that the Town Supervisor and Finance Office are authorized and directed to make the necessary accounting and budgetary entries to carry out this amendment.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.20. B&G Budget Transfers

RESOLVED, that the Town Board approves the following budget transfers; and

BE IT FURTHER RESOLVED, that the Town Supervisor and Finance Office are authorized and directed to make the necessary accounting and budgetary entries to carry out these transfers.

Transfer From:	Transfer To:	Amount
A.7140.413	A.1640.201	\$1,600.00
A.1620.303	A.7140.303	\$2,248.40
A.1620.303	A.7410.303	\$592.65
A.1620.303	A.7181.303	\$9,780.00
A.1620.303	A.7183.303	\$3,822.56
A.1620.303	A.7140.303	\$1,170.00
A.1620.303	A.7181.303	\$750.00
A.1620.303	A.7410.303	\$5,150.00

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.21. Youth, Recreation, & Senior Services Budget Adjustment

WHEREAS, the Youth, Recreation, & Senior Services Department has reviewed the current fiscal year budget and determined that adjustments are necessary to properly fund certain town operations; and

WHEREAS, recent increases in the minimum wage and necessary adjustments to Emergency Medical Technician (E.M.T.) wage rates have resulted in increased personnel costs within the town's operations; and

WHEREAS, there are sufficient funds available in Account A.7182.102 (Golf Course Personnel Part-Time) to cover these necessary expenditures in Account A.7184.102 (Arena Personnel Part-Time);

NOW, THEREFORE, BE IT RESOLVED, that the Hamburg Town Board hereby authorizes and directs the Finance Department to execute the following budget amendment for the fiscal year 2026:

FROM (Decrease):

Account A.7182.102 (Golf Course Personnel Part-Time) – \$30,000.00

TO (Increase):

Account A.7184.102 (Arena Personnel Part-Time)– \$30,000.00

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.22. Administrative Vehicle Release Fee

WHEREAS, the Hamburg Town Board adopted the Hamburg Police Department Towing Policy on August 10, 2026, and

WHEREAS, due to an anticipated increase in volume of clerical work as a result of the new towing policy, the Town Clerk's office will collect an Administrative Vehicle Release Fee prior to release paperwork being completed, and

BE IT RESOLVED, the Hamburg Town Board approves an Administrative Vehicle Release Fee of \$25.00 effective Tuesday, September 15, 2026.

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.23. Big Tree Volunteer Fire Company New Member

BE IT RESOLVED, the Hamburg Town Board approves Applicant Smith's membership of the Big Tree Volunteer Firemen's Company.

ATTACHMENTS:

[DOC090126-09012026132845.pdf](#)



Organized 1936

Big Tree Volunteer Firemen's Co., Inc.

Hamburg Town Board
Hamburg Town Hall
6100 South Park Ave.
Hamburg, New York 14075

August 20, 2026

Dear Board Members,

We respectfully request permission of the Town Board to accept the following applicant into the membership of the Big Tree Volunteer Firemen's Company, Inc. during the year of 2026.

Christopher Smith
4662 Mt. Vernon Blvd.
Hamburg, New York 14075

Thank you for your cooperation.

Sincerely,

Carol R. Covert
Carol R. Covert
Secretary

RECEIVED

AUG 28 2026

Town Board of the Town of Hamburg
September 14, 2026 Meeting

4.24. Newton Abbott Fire Company - New Member

BE IT RESOLVED, the Hamburg Town Board approves new membership of Scott Courteau to the Newton Abbott Fire Company.

ATTACHMENTS:

[Scott Courteau - New Member Letter.pdf](#)



Newton Abbott Fire Company, Inc.

Town of Hamburg New York

P.O Box 2001, Blasdell, NY 14219 Phone: (716) 825-3663 Fax: (716) 825-0844

Email: Info@NewtonAbbottFire.com Website: NewtonAbbottfire.com

September 8, 2026

Hamburg Town Board
Hamburg Town Hall
6100 South Park Ave
Hamburg NY 14075

Dear Board Members,

We respectfully request permission of the town board to accept the following applicant into the Newton Abbott Fire Company, Inc:

Scott Courteau
4620 Dorothy Pl
Hamburg NY, 14219

Thank you for your continued cooperation and support.

Sincerely,

Britt Munnell
Recording Secretary

Town Board of the Town of Hamburg
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4.25. B&G Equipment Purchase

BE IT RESOLVED, that the Town Board hereby approves the purchase of one (1) 325G Compact Track Loader and one (1) Brush Wolf 78" Open Front Skid Steer Attachment from Deere & Company, through C&F Sourcewell Contract #011723 (PG CV CG 73) CCE, for a total cost of \$19,111.45 after trade-ins; and

BE IT FURTHER RESOLVED, that the Town Board hereby approves a budget transfer in the amount of \$9,555.72 from A.3310.413 to A.1640.201 to provide the additional funding necessary for the purchase.

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4.26. B&G Lift Truck Purchase

BE IT RESOLVED, that the Town Board approves the purchase of one (1) used Lift Truck 6000 lb. capacity, 2021 Komatsu FG30HT for \$19,182.00 from Buffalo Lift Trucks Inc.

Funds available in A.1640.201.

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4.27. Streetlight Maintenance Contract Termination

WHEREAS, in November 2025, the Town awarded the 2026-2027 Streetlights maintenance contract to McLaughlin Construction Corp; and

WHEREAS, the contract requires that routine maintenance be completed within 10 business days of the work order; and

WHEREAS, the contractor has failed to comply with the contract timelines several times since the start of work on January 1, 2026, and is currently non-compliant on several streetlight locations.

THEREFORE BE IT RESOLVED, that the Town Board hereby terminates the contract following the required 7-day notice and authorizes the Engineering Department to notify them in writing as soon as possible.

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4.28. Streetlight Maintenance Emergency Contract

WHEREAS, the Town Board has terminated the current contract for streetlight maintenance due to non-compliance; and

WHEREAS, the immediate and ongoing efforts to keep and return streetlights to working order is paramount to the safety and security of the residents, pedestrians and vehicles utilizing Town roads and to prevent accidents and injuries.

THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Engineering Department seek out under emergency conditions another maintenance contractor for the streetlights and the Supervisor to enter into an agreement with the contractor as soon as possible.

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4.29. Opposition to Creation of an Erie County Planning Board or Commission

WHEREAS, Erie County Legislator Jeanne Vinal, representing portions of the Towns of Amherst and Cheektowaga, has recently contacted local officials regarding a renewed effort to reinstate the Erie County Planning Board; and

WHEREAS, proposals of this nature have been opposed and rejected numerous times over the past two decades; and

WHEREAS, based on the version of a draft local law shared and referenced by Legislator Vinal's communication, this Planning Board would derive its mission and purpose from a regional growth plan adopted by Erie County in 2007; and

WHEREAS, under this version of the law, only two of the nine voting members of this board would reside outside of the Cities of Buffalo, Lackawanna, and Tonawanda or the Towns of Amherst, Cheektowaga, Tonawanda, and West Seneca, leaving a large representation gap for communities that make up a majority of the land area of Erie County, and making no distinction between suburban and rural communities outside of first-ring suburbs; and

WHEREAS, according to New York State Law, this board could have authority to review and reject certain local project proposals, or set conditions for the approval thereof, as well as act as lead agency under the State Environmental Quality Review Act, stripping away local control of the environmental impact review process; and

WHEREAS, creation of such a board would add an additional and unnecessary layer of bureaucracy to the already daunting task of fostering constructive economic development within our region; and

WHEREAS, the oversight and control conferred upon such a board would reduce the voice of local governments and the residents who would make decisions regarding land use within their own communities; and

WHEREAS, local municipalities and the residents who elect their government officials deserve to retain autonomy and authority to determine their own development and zoning plans that best suit their communities; and

WHEREAS, the State of New York has already been encroaching upon local control by proposing and enacting legislation that allows them to override local zoning regulations for various types of projects; and

WHEREAS, the Hamburg Town Board desires to maintain the identity of our community and retain control over its vision for growth through local representation; and

WHEREAS, the Hamburg Town Board does not believe the establishment of an Erie County Planning Board would be in the best interests of the residents of the Town of Hamburg or similarly situated municipalities across Erie County.

NOW, THEREFORE BE IT RESOLVED, that the Hamburg Town Board believes it is crucial that local municipalities retain the right to determine their own planning actions; and be it further

RESOLVED, that the Hamburg Town Board hereby opposes the creation of an Erie County Planning Board; and be it further

RESOLVED, that the Town Clerk shall send certified copies of this resolution to Erie County Executive Mark Poloncarz, members of the Erie County Legislature, and the Association of Erie County Governments.

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4.30. National Grid Franchise Tax

WHEREAS, the Town has previously established the Town of Hamburg has the option of receiving the property tax on the assessed value of National Grid properties within the Town or receiving a special Franchise tax in lieu of the property tax, and

WHEREAS, the Town historically has deemed the Franchise tax alternative to be the desired option,

NOW THEREFORE BE IT RESOLVED, the Hamburg Town Board reaffirms its selection annually of the Franchise tax in lieu of property tax for National Grid properties within the Town of Hamburg, and

BE IT FURTHER RESOLVED, the Hamburg Town Board directs the Town Clerk and the Town Clerk's Office along with any other Town department support necessary, to annually carry out the process to insure this Franchise tax is communicated and collected.

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4.31. CSEA White CBA

WHEREAS, the Town of Hamburg CSEA White membership met on 9/10/26 for the purpose of ratifying the Tentative Agreement between the Town of Hamburg and CSEA White, and

WHEREAS the Town of Hamburg CSEA White membership voted unanimously to ratify the Tentative Agreement,

NOW THEREFORE BE IT RESOLVED, the Hamburg Town Board adopts the ratified CSEA White CBA for the time period 1/1/26 through 12/31/31 and the Supervisor is authorized to sign accordingly.

**Town Board of the Town of Hamburg
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4.32. Order Calling Public Hearing

See attached:

ATTACHMENTS:

[Amended FINAL ORDER_For Publication 9.11.26 2.docx](#)

In the Matter of the Establishment of the Drainage and Stormwater Management District in the Town of Hamburg, County of Erie, New York	ORDER CALLING PUBLIC HEARING
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WHEREAS, the Town of Hamburg (the “Town”) manages a drainage system which provides collection of the rainfall and snow melt runoff for properties within the Town and controls the quantity and quality of runoff into local, state, and federal waterways; and

WHEREAS, the Town has determined it will need a dedicated sole source of funding to continue to construct, operate, and maintain sufficient stormwater infrastructure to comply with increasingly stringent permit requirements, provide sufficient capital to repair/replace aging infrastructure, and to address the effects of increasing precipitation as a result of climate change; and

WHEREAS, the Town Board of the Town, pursuant to Article 12-a of the New York Town Law, desires to create a Town-wide Drainage and Stormwater Management District (the "District") to manage and fund the entire stormwater system; and

WHEREAS, the boundaries of the District would include the entire Town, excluding the Villages of Hamburg and Blasdell;

WHEREAS, the formation of the District will require the Town to comply with the New York State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law and its implementing regulations at 6 NYCRR Part 617; “SEQRA”) and the Town’s Local Waterfront Revitalization Program; and

WHEREAS, pursuant to Part 617 of the SEQRA implementing regulations, the Town Board has determined that developing and implementing the proposed District is an Unlisted Action; and

WHEREAS, the Town Board directed the Town Engineer to prepare a Map, Plan and Report for, and to support the potential formation of, the proposed District (“Report”), in such detail as required by Section 209-c of the Town Law; and

WHEREAS, the Town Board previously adopted a Resolution, dated August 10, 2026, calling for a public hearing on the establishment of the District; and

WHEREAS, the Town Engineer has subsequently prepared and delivered to the Town Board an Amended Map, Plan, and Report (“Amended Report”) which accurately describes the proposed District and complies with the requirements of Section 209-c of the Town Law; and

WHEREAS, a copy of the Amended Report has been filed with the Town Clerk's Office for public inspection; and

WHEREAS, the Town Board has reviewed the Amended Report, and desires to notice and hold a public hearing regarding the formation of the Town Drainage and Stormwater Management District pursuant to Article 12-A, Section 209-d of the Town Law; and

WHEREAS, this Resolution shall supersede the previously adopted Resolution calling for a public hearing on the establishment of the proposed District.

NOW, THEREFORE, THE BOARD DOES HEREBY RESOLVE AND ORDER, that the Town Board will hold a public hearing pursuant to Article 12-A, Section 209-d of the N.Y. Town Law on the 28th day of September 2026 starting at 6:00 p.m. at the Hamburg Town Hall, on the establishment of the proposed District, and at which all interested persons may be heard (the "Public Hearing").

IT IS FURTHER RESOLVED AND ORDERED, that pertaining to the proposed Town Drainage and Stormwater Management District, the Town Board does hereby find as follows:

1. The boundaries of the proposed District encompass all parcels within the Town (excluding the parcels in the Villages of Hamburg and Blasdell), as all areas are serviced by the storm sewers, drainage channels, and other stormwater features of the overall system. A map of the proposed boundaries of the District is included in the Amended Report, and such map is incorporated herein at Appendix A; and

2. The Town anticipates undertaking the following capital improvements and projects which shall be funded through the proposed District:

(a) updating the GIS mapping of the stormwater and drainage system to address missing and incorrect data;

(b) redirecting road drainage from a private pond to the Town system at Winding Woods Lane and Lewis Drive;

(c) installing drainage swale in Tomaka Park;

(d) replacing the 3'x8' concrete culvert across Lynwood Avenue;

(e) replacing the culvert headwall at Roseview Avenue;

(f) replacing the culverts along the Town-owned portion of Bayview Road including the 18" culvert between Beetow Drive and Twilight Lane and the 24" culvert near Rosetta Road;

(g) replacing the 30" culvert and 2'x2' box culvert across Old Lakeview Road near Lakeview Road;

(h) replacing the crushed inlet of the 12" culvert on Schoellkopf Road near Old Lake Shore Road; and

(i) replacing corrugated metal pipe (CMP) storm sewers in multiple areas of the Town due to aging, deterioration, rust, collapse, and/or capacity issues due to size.

3. The Town has determined that the establishment of a reserve fund for the proposed District is necessary for financial security and function, and the annual cost of the reserve fund is estimated to be \$130,000.

4. The estimated total annual cost of the proposed District is \$1,621,200 as shown below:

Item	Estimated Cost
District Formation	\$73,200
Operation & Maintenance	\$1,363,000
Proposed Year-1 Capital Projects	\$55,000
Reserve	\$130,000
Total Cost of Proposed Improvements:	\$1,621,200

5. The revenues required to meet the annual costs of the proposed District would be recovered through a benefit fee, which would be assessed on an Equivalent Dwelling Unit (“EDU”) basis, as more fully explained in the Amended Map, Plan and Report.

6. Based on the total number of EDUs and the anticipated total annual costs associated with the District, including capital needs, the Town is proposing a fee of \$64.65 per EDU. A single-family household would be assessed at one EDU annually, and therefore the annual cost to the typical property in the first year of the District is \$64.65.

7. The proposed District contains commercial properties and certain properties categorized as Multiple Residence, Apartment, or Rural Residential. These types of properties shall be assessed based on the total impervious area of the parcel divided by 1,000 square feet to determine an equivalent number of EDUs. A list of the properties that are categorized as Multiple Residence, Apartment, or Rural Residential (including the EDU assigned to each specific property) is contained in Appendix C of the Amended Report. A list of commercial properties (including the EDU assigned to each specific property) is contained in Appendix D of the Amended Report.

8. The Amended Report describes the proposed improvements, financing and estimated annual costs of the proposed Town Drainage and Stormwater Management District and is available for public inspection in the Town Clerk’s Office.

IT IS FURTHER RESOLVED AND ORDERED, that the previously adopted Resolution, dated August 10, 2026, calling for a public hearing on the establishment of the District, is withdrawn; and

IT IS FURTHER RESOLVED AND ORDERED, that the Town Clerk is hereby authorized and directed to publish a copy of this Order in the Town’s official newspaper and to post a copy of the same on the official bulletin board for the Town in the time and manner required by the Town Law, and enter same in the minutes of the proceedings of the Town Board; and

This Order shall take effect immediately.

Town Board of the Town of Hamburg
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4.33. The Proposed Town-Wide Drainage and Stormwater Management District

WHEREAS, the Town of Hamburg (the “Town”) manages a drainage system which provides collection of the rainfall and snow melt runoff for properties within the Town and controls the quantity and quality of runoff into local, state, and federal waterways; and

WHEREAS, the Town has determined it will need a dedicated sole source of funding to continue to construct, operate, and maintain sufficient stormwater infrastructure to comply with increasingly stringent permit requirements, provide sufficient capital to repair/replace aging infrastructure, and to address the effects of increasing precipitation as a result of climate change; and

WHEREAS, the Town Board of the Town, pursuant to Article 12-a of the New York Town Law, desires to create a Town-wide Drainage and Stormwater Management District (the "District") to manage and fund the entire stormwater system; and

WHEREAS, the Town Board directed the Town Engineer to prepare a Map, Plan and Report for, and to support the potential formation of, the proposed District (“Report”), in such detail as required by Section 209-c of the Town Law; and

WHEREAS, the Town Board previously adopted a Resolution, dated August 10, 2026, calling for a public hearing on the establishment of the District; and

WHEREAS, the Town Engineer has subsequently prepared and delivered to the Town Board an Amended Map, Plan, and Report (“Amended Report”) which accurately describes the proposed District and complies with the requirements of Section 209-c of the Town Law; and

WHEREAS, the formation of the District requires the Town to comply with the New York State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law and its implementing regulations at 6 NYCRR Part 617) and the Town’s Local Waterfront Revitalization Program; and

WHEREAS, the Town has prepared an Environmental Assessment Form that evaluates the potential environmental impacts of the District:

NOW, THEREFORE BE IT RESOLVED, that pursuant to Article 8 of the Environmental Conservation Law (SEQRA), and 6 NYCRR Part 617, the Town Board determines that the formation of the District is an Unlisted Action, and therefore can conduct an uncoordinated environmental review of the application, deferring to other involved agencies each to make independent determinations of environmental significance; and

BE IT FURTHER RESOLVED, that the Town Board accepts an Environmental Assessment Form that evaluates the potential environmental impacts associated with the formation of the District; and

BE IT FURTHER RESOLVED, that the Amended Report shall be made available for public inspection in the Office of the Town Clerk.

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4.34. Ice Arena Vending Machine Proposal Acceptance

WHEREAS, the Town of Hamburg Youth, Recreation & Senior Services Dept. prepared and posted RFP documents for vending machines at the Town Ice Arena, and

WHEREAS, a public bid opening was held Monday, August 31st at 11am and only one bid was submitted,

BE IT RESOLVED, that, upon the approval of the Town legal department and the Town insurance consultants, the Town Board authorizes the Youth, Recreation & Senior Services Dept. to accept the one and only bid received for vending machines at the Hamburg Town Ice Arena from Royalty4 LLC. DBA (doing business as) Super Vendy Vending Machines

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4.35. Waterford Pines Phase 3

BE IT RESOLVED, that the Town Engineer's report on the completion and acceptance of the WATERFORD PINES PHASE 3 street light installation work performed under Public Improvement Permit No. 1097 be received and accepted, and that the Supervisor is authorized to sign the report.

BE IT FURTHER RESOLVED, that the Town Board authorize New York State Electric & Gas (NYSEG) to connect seven (7) 29 Watt, 2,920 Lumen LED post top luminaires in accordance with the existing rate tariff, and

BE IT FURTHER RESOLVED, that two certified copies of this resolution be provided to the Engineering Department for transmittal to NYSEG, and that this resolution becomes effective on the day the report is signed by the Supervisor.