Meeting #7
Regular X Special _____

Wednesday April 1, 2026

AGENDA

Evans Town Board, Evans Town Hall, 8787 Erie Road, Angola, New York
www.townofevansny.gov

Item	Description	Disp.
I	Call the Meeting to Order	
II	Pledge of Allegiance	
III	Roll Call	
IV	Approval of the Minutes: March 18, 2026 Regular Town Board Meeting Minutes	
V	Communications:	
VI	Public Hearing & Bid Opening: 1.) Evans Park and Sturgeon Point Marina Master Plan	
VII	Committee & Department Head Reports:	
VIII	Town Clerk's Reports:	
IX	Old Business:	
X	Privilege of the Floor:	
XI	Resolutions 1.) Appointment of Police Matron(s) 2.) Appointment of Provisionally Appointed Detective (Welch) 3.) Approval of InStream Contract 4.) Approval of Chicken Permit Fee 5.) Approve Lead Agency for SEQR - Minor Subdivision Gary Ballowe 6.) Approval of Minor Subdivision - Gary Ballow 7.) Employee Stipend (Website) 8.) Evans Center Volunteer Fire Company Elected Membership 9.) Adoption of the Evans Parks and Marina Masterplan	
XII	Licenses: 1.) Evans Center Volunteer Fire Company, Inc (Refreshment)	
XIII	Audit of Bills:	
XIV	Adjournment to: Wednesday April 15, 2026 at 6:00pm for the Work Session and Regular Meeting immediately to follow.	

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon. Get the Agenda and Meeting Packet sent to your email! Subscribe to the Town of Evans Legal Paper: http://www.observertoday.com/store/ (716)366-3000 click Newsletter Signup under the Quick Links

Evans Town Board

At a meeting of the Town Board of the Town of Evans, the following were present:

PRESENT:	John Wilson	Councilman
	Laurie Reitz	Councilman (Zoom)
	Steve Paluch	Councilman
	Jonica DiMartino	Councilman
	Raymond Ashton	Supervisor
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Brittanylee Penberthy	Town Attorney

RESOLUTION 2026 #121 Accept Minutes

Supervisor Ashton moved and Councilman DiMartino seconded that the reading of the March 4, 2026 Town Board Meeting minutes be dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

PUBLIC HEARING

TOWN OF EVANS
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Evans on March 18, 2026, at 6:10 P.M. in the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the following: Amending Chapter 200 of the Evans Town Code, entitled "Zoning." Specifically, Section 17 of Chapter 200, entitled "Provisions applicable to all residential districts," will be amended to include "Keeping of Chickens in Residential Districts." The full text of said local law shall be available for inspection at the Evans Town Hall during normal business hours (Monday, Tuesday, Thursday, Friday 8:00 a.m.-4:00 p.m.; Wednesday 9:00 a.m-5:00 p.m.) and on the Town of Evans website: www.townofevansny.gov. Click on Legal Notices and Bids under the Document Center. Residents are encouraged to attend. Questions and comments may also be forwarded via USPS to the Evans Planning Office at 8787 Erie Road, Angola, NY 14006 or by email to planning@townofevans.org: any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All interested parties and citizens shall have an opportunity to be heard by the Town Board at the Zoom and/or In-Person Public Hearing to be held aforesaid.

Lynn M. Krajacic

Town Clerk
Town of Evans

RESOLUTION 2026 #122 Open the Public Hearing
Councilman Wilson moved and Supervisor Ashton seconded to open the public hearing.

The following spoke in favor or opposition:
Megan Mills Hoffman - Opposition
Rebecca Kruska - Opposition
Stasia Vogel - Opposition
Patrick Zydel - Favor

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #123 Close the Public Hearing
Supervisor Ashton moved and Councilman DiMartino seconded to close the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #124 Open the Public Hearing
Supervisor Ashton moved and Councilman DiMartino seconded to open the public hearing.

The following spoke in favor or opposition:
Rebecca Kruska - Opposition
Stasia Vogel - Opposition
Patrick Zydel - Neither in Favor or Opposition

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #125 Close the Public Hearing

Supervisor Ashton moved and Councilman Wilson seconded to close the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #126 Town Clerk's Reports

Supervisor Ashton moved and Councilman DiMartino seconded to accept the reports of the Town Clerk as presented for the month of February 2026:

Town Clerk Report	$131,019.04
Interest	$4.01
Greenspace Fee	$2,800.00
Petty Cash	$650.00

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #127 Adopt Proposed Local Law #1 of 2026 - Chickens

Councilman Paluch moved and Councilman Wilson seconded,

WHEREAS, the Town Board of the Evans is considering amending Town Code § 200-17 to include a new provision entitled "Keeping of Chickens in Residential Districts," which would permit the limited keeping of chickens in residential zoning districts within the Town; and

WHEREAS, the Town Board recognizes that small-scale backyard poultry keeping has become increasingly common in residential communities as a means of promoting local food production, sustainability, and household self-sufficiency; and

WHEREAS, the Town Board believes that establishing clear standards and regulations governing the keeping of chickens in residential districts will provide guidance to residents, reduce uncertainty in enforcement of the Town Code, and ensure that such activity is conducted in a manner that minimizes potential nuisances such as noise, odor, and improper animal care; and

WHEREAS, the Town Board further finds that allowing the keeping of chickens under properly defined conditions can promote responsible animal husbandry, support residents interested in sustainable food practices, and remain compatible with the residential character of neighborhoods within the Town; and

WHEREAS, the Planning Board of the Town of Evans has reviewed the proposed amendment and its recommendation from the Evans Code Review Committee, and has thereafter recommended the adoption of Local Law #1 of the Year 2026; and

WHEREAS, a duly scheduled public hearing was set for March 18, 2026, in order to amend the existing code by Local Law; and

WHEREAS, the Town Board of the Town of Evans held a public hearing with respect to the amendments and adoption of said Local Law on March 18, 2026 at 6:10 PM, at which time and place all persons were heard relative to this Code amendment; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans finds that the proposed Local Law No. 1 of 2026 amending Chapter 200-17 of the Code of the Town of Evans (new section - "Keeping of Chickens in Residential Districts") be and hereby is adopted; and

BE IT FURTHER RESOLVED, that Local Law No. 1 of 2026 shall take effect twenty (20) days after filing with the Secretary of State of the State of New York, and

BE IT ENACTED by the Town Board of the Town of Evans as follows:

SECTION 1. Supplementing Chapter 200-17 (hereinafter a new subsection within Chapter 200-17 titled "Keeping of Chickens in Residential Districts"), of the Evans Town Code is hereby amended to add the underlined words and delete those struck through as follows:

200-17(new subsection) Keeping of Chickens in Residential Districts. A. Permitting.

A permit from the Town of Evans Building Department may be granted for any person desiring to harbor, house, keep, maintain, or care for poultry of the female gender not to exceed six in number, provided the following conditions exist:

(1) All pens, coops, or any other spaces or areas of confinement for the poultry cannot be nearer than 15 feet from any lot line and 10 feet from any structure.
(2) A diagram, sketch, or rendering of the intended confinement structure must be provided to the Code Enforcement Office.
(3) Chicken must be contained in an enclosure at all times and are not allowed to run freely.
(4) All coops, confinements or enclosures are prohibited to be located in the front yard of such property.
(5) No odor shall be detectable at the property line.
(6) Feed must be stored in secure containers, unsecured excess feed shall not be allowed. Scattering of food on the ground is prohibited.

(7) There shall be no outdoor slaughtering of chickens.
(8) Proper disposal of waste in municipal garbage or closed-compost is a requirement.
(9) Subject to any other regulations by the County, State, DEC, and any other Town regulations.
B. Definitions. As used in this section, the following terms shall have the meanings indicated:

COOP
A small enclosure for housing poultry that must be durable and provide proper ventilation for the animals.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #128 Adopt Proposed Local Law #2 0f 2026 Permitting Locations for Parcels abutting Navigable Waterways
Councilman Wilson moved and Councilman DiMartino seconded,

WHEREAS, the Town Board of the Evans is considering amending Town Code § 200-17(I), titled "Permitted locations for parcels abutting navigable waterways," for the purpose of better preserving viewsheds along navigable waterways in residential zoning districts within the Town; and

WHEREAS, the Town has identified concerns that certain fences, structures, and improvements constructed on parcels abutting navigable waterways may obstruct viewsheds enjoyed by neighboring properties and the surrounding waterfront area; and

WHEREAS, the Evans Code Review Committee has reviewed these concerns and recommended an amendment to Section 200-17(I) of the Town Code addressing the permitted locations and heights of fences and similar structures on residential parcels abutting navigable waterways; and

WHEREAS, the Planning Board of the Town of Evans has reviewed the proposed amendment to Section 200-17(I) of the Town Code addressing the permitted locations and heights of fences and similar structures on residential parcels abutting navigable waterways and its recommendation from the Evans Code Review Committee, and has thereafter recommended the adoption of Local Law #2 of the Year 2026; and

WHEREAS, a duly scheduled public hearing was set for March 18, 2026, in order to amend the existing code by Local Law; and

WHEREAS, the Town Board of the Town of Evans held a public hearing with respect to the amendments and adoption of said Local Law on March 18, 2026 at 6:10 PM, at which time and place all persons were heard relative to this Code amendment; and

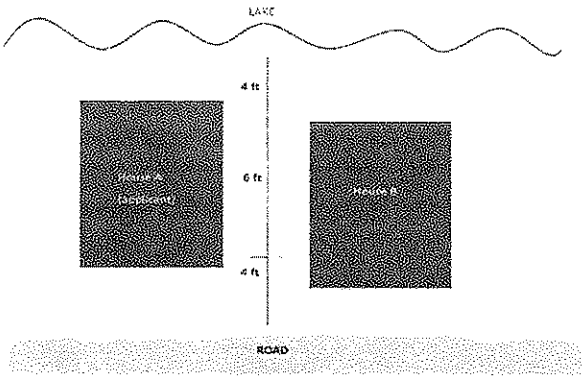
NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans finds that the proposed Local Law No. 2 of 2026 amending Chapter 200-17(I) of the Code of the Town of Evans ("Permitted locations for parcels abutting navigable") be and hereby is adopted; and

BE IT FURTHER RESOLVED, that Local Law No. 2 of 2026 shall take effect twenty (20) days after filing with the Secretary of State of the State of New York, and

BE IT ENACTED by the Town Board of the Town of Evans as follows:

SECTION 1. Amending Chapter 200-17(I) ("Permitted locations for parcels abutting navigable"), of the Evans Town Code is hereby amended to add the underlined words and delete those struck through as follows:

200-17(I) Permitted locations for parcels abutting navigable waterway. ~~Parcels abutting a navigable waterway which is coincident with the rear lot line may build the principal or auxiliary structure to within 10 feet of the rear line regardless of the district requirements. This provision shall be permitted only if the parcels on either side of the subject parcel are vacant or the parcels are of such size or configuration that the placement of a new structure will not unduly obstruct the view toward the navigable waterway from the adjacent principal structures. Fences which obstruct the view from the principal structure shall not be permitted on a line with the rear building lines of adjacent principal structures.~~ Any principal or auxiliary structure constructed on a parcel abutting a navigable waterway that coincides with the rear lot line of that parcel shall not unduly obstruct the view toward the navigable waterway from any neighboring principal structure located on abutting parcels. Fences or any artificially constructed barrier of natural or manufactured material, including a living fence, that extends past the rear building line of the principal structure must not exceed 4 feet in height. Location and installation of structure and fences in these areas must receive all permitting approval from DEC, State, Local and other applicable jurisdictions.



VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #129 Appointment of Part Time Crossing Guard - Police
Supervisor Ashton moved and Councilman DiMartino seconded,

WHEREAS, there is an opening for a part time crossing guard in the Evans Police Department; and

WHEREAS, the Town of Evans Town Board recognizes the importance of protecting school children and pedestrians traveling to and from the Highland Elementary School; and

WHEREAS, the Chief of Police has recommended the appointment of Kenneth Saccomando to the position of crossing guard;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Kenneth Saccomando, effective immediately, to the position of part time crossing guard with the Evans Police Department; at an hourly rate set forth in the 2026 reorganizational resolution; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law; and

FURTHER, BE IT RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources and the Chief of Police.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #130 SEQR Lead Agency - Commercial Street - Regency Builders
Councilman DiMartino moved and Councilman Wilson seconded,

WHEREAS, the Town Board has reviewed Part 1 of the SEQR Full Environmental Assessment Form prepared by Regency Builders, LLC and GPI Engineering ("the Applicant") for the proposed construction of the Commercial Street Subdivision ("the Project") located at 0 Commercial Street, Angola, NY 14006 (SBL: 235.00-3-26.2); and

WHEREAS, the Project includes the proposed cluster development of fifty-two (52) single-family residential lots, including construction of a new public street with all necessary infrastructure and utilities, located on 25.9± acres within the Residential Two-Family (R-2) zoning district; and

WHEREAS, the Project is also subject to the full site plan review and recommendation of the Planning Board prior to Town Board review and approval; and

WHEREAS, the Town Board determines that the Project is classified as an Unlisted Action under the State Environmental Quality Review ("SEQR") regulations; and

WHEREAS, the Town Board also determines that the Project is subject to review and approval by other involved and interested agencies under SEQR; and

WHEREAS, the Town Board determines that it is the most appropriate agency to oversee the coordinated review of the Project, and will provide written notification to involved and interested agencies, for the purpose of making a determination of significance under SEQR regulations.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans does hereby declare its intent to be designated as lead agency for this Project; and

BE IT FURTHER RESOLVED, that the Town of Evans Planning Department is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before 4:00 PM on Tuesday, April 21, 2026.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #131 SEQR Lead Agency - Sager

Councilman Paluch moved and Supervisor Ashton seconded,

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town Board of the Town of Evans desires to be the Lead Agency for the SEQR process, and

WHEREAS, the Town has completed a Short Environmental Assessment Form for this action, and

WHEREAS, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Gary Sager Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of these properties will not result in any significant environmental impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town of Evans shall be Lead Agency for the SEQR process for the above mentioned minor subdivisions; and

RESOLVED, that the Town Board of the Town of Evans considers the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Sager Minor Subdivision.

a division of SBL# 221.00-4-36, dividing a 56.17± acre parcel to create two parcels:

1. a 2.0± acre parcel to be annexed to the parcel 1398 Eden Evans Rd., SBL# 221.00-4-37 with 208.71± feet of frontage on Eden Evans Center Rd., and

2. a 54.17± acre parcel with 616.29± feet of frontage on Eden Evans Center Rd.

Petitioner: Gary Sager, 1418 Eden Evans Center Rd., Angola, NY 14006

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #132 Approval of Minor Subdivision - Sager

Councilman Wilson moved and Supervisor Ashton seconded,

WHEREAS, the proposed subdivisions were referred to the Erie County Department of Environment and Planning for a 239M Review as required; the stated proposed actions have been reviewed and determined to be of local concern, and

WHEREAS, the proposed subdivision was also referred to the Erie County Agriculture and Farmland Protection Board for review of the Agricultural Data Statement in which no comment was offered, and

WHEREAS, notification was mailed to all addresses occurring on property within an agricultural district containing a farm operation, or on property within 500 feet of an active farm operation with no comments being received, and

WHEREAS, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agency, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby considers the findings of the Town of Evans Minor Subdivision Review Committee and approves the Gary Sager Minor Subdivision,

a division of SBL# 221.00-4-36, dividing a 56.17± acre parcel to create two parcels:

1. a 2.0± acre parcel to be annexed to the parcel 1398 Eden Evans Rd., SBL# 221.00-4-37 with 208.71± feet of frontage on Eden Evans Center Rd., and

2. a 54.17± acre parcel with 616.29± feet of frontage on Eden Evans Center Rd.

Petitioner: Gary Sager, 1418 Eden Evans Center Rd., Angola, NY 14006

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #133 Approve Board Up & Inground Pool Closing

Supervisor Ashton moved and Councilman Wilson seconded,

WHEREAS; The Town of Evans Code Enforcement Office requires assistance with property maintenance for board ups during the period from April 1, 2026 to March 31, 2027; and

WHEREAS; the town sets fees for said services based on materials and labor; and

WHEREAS; the following fees are as follow;

Board Up of Opening	
Labor	
Per Half - Man Hour	**$25.00**
Per Man Hour	**$45.00**
1 sheet of 1/2 inch CDX Plywood, painted with all necessary accessories	**$80.00**
(framing per discretionary of the building inspector)	
Install Padlock and Latches Labor & Material	
1 Padlock and Latches	**$40.00**
Emergency Board-up (ie. fire) that requires immediate response and	
Close Up of In-Ground Pool	
Labor	
Per-Half Man Hour	**$25.00**
Per Man Hour	**$45.00**
1/2 inch COX plywood, painted with all necessary accessories	**$80.00 per sheet**

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Evans does hereby authorize and approve the aforementioned fees during the period from April 1, 2026 to March 31, 2027.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #133 Approval of Property Maintenance Fees - Grass Cutting
Councilman DiMartino moved and Councilman Paluch seconded,

WHEREAS; the Town of Evans Code Enforcement Office requires assistance with property maintenance for grass cutting during the period from April 1, 2026 to March 31, 2027 ; and

WHEREAS; the town sets fees for said services based on square footage; and

WHEREAS; the following fees are as follows;

GRASS CUTTING	
Lot size	
Up to 8,000 sq ft	$85.00
Up to 11,000 sq ft	$100.00
Up to 15,000 sg ft	$130.00
Up to 22,000 sq ft	$150.00

NOW, THEREFORE, BE IT RESOLVED; the Town Board of the Town of Evans does hereby authorize and approve the aforementioned fees during the period from April 1, 2026 to March 31, 2027.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #134 Advertise for Property Maintenance Services 2026
Councilman Paluch moved and Councilman Wilson seconded,

WHEREAS; the Town of Evans Code Enforcement Office determines from time to time that certain properties are not in compliance with local and/or state laws, ordinances, codes, and regulations regarding the lack of upkeep of said properties; and

WHEREAS; certain work is needed on such properties (i.e. seasonal clean-up, grass cutting, board-up, etc.) when the owners of such properties fail to bring them into compliance with local and/or state laws, ordinances, codes and regulations;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Evans hereby establishes payment rates for such work for various properties in the Town of Evans for the calendar year 2026, as set forth by the Town Board; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to advertise for proposals in the Dunkirk Observer and on the Town of Evans website (townofevansny.gov) for interested parties for such property maintenance services for the calendar year 2026.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #135 Advertise RFP 2026 Emergency Tree Removal Services
Councilman Wilson moved and Supervisor Ashton seconded,

WHEREAS, the Town of Evans is issuing a Request for Proposals (RFP) for the 2026 Emergency Tree Removal Services for the purpose of removing Town owned trees from Town property and completing stump grinding afterwards; and

WHEREAS, a full copy of the Request for Proposal shall be available by emailing the Town of Evans Building Department at jflading@townofevans.org;

RESOLVED, the Evans Town Board shall authorize the Town Clerk to advertise a Request for Proposal regarding the above reference project; and

BE IT FURTHER RESOLVED, that sealed proposals are due to the Town of Evans Town's Clerk Office at 8787 Erie Road, Angola, NY 14006 by 2:00 p.m. (local time) on Friday, April 10, 2026, at which time the sealed proposals will be opened.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #136 Formation of Town of Evans Local Development Corporation LDC
Supervisor Ashton moved and Councilman DiMartino seconded,

WHEREAS, it is the policy of the State of New York to promote the economic welfare and prosperity of its inhabitants and to actively promote, attract, encourage and develop economically sound commerce and industry; and

WHEREAS, the Town of Evans, New York (the "Town") is tasked with the responsibility and burden to promote the health, safety and general welfare of the residents of the Town by, among other, things preventing unemployment and economic deterioration including by increasing and maintaining employment opportunities and attracting and sustaining economically sound commerce; and

WHEREAS, it is essential for the Town to support the operations and activities of both for-profit and not-for-profit entities and corporations within the Town in furtherance of job creation, private investment and economic growth for residents of the Town; and

WHEREAS, in furtherance of the public purposes set forth above, the Town wishes to form the Town of Evans Local Development Corporation (the "Corporation"), a local development corporation authorized under Section 1411 of the New York State Not For Profit Corporation Law (the "NFPCL"); and

WHEREAS, a proposed certificate of incorporation (the "Certificate of Incorporation") has been prepared for review by the Town Board and a copy of such proposed Certificate of Incorporation is attached hereto as Exhibit A; whereby the Corporation's sole member shall be the Town, acting by and through the Town Board; and

WHEREAS, in furtherance of the public purposes set forth above, the Town desires to establish the Corporation to undertake the purposes and powers authorized pursuant to the Certificate of Incorporation and the NFPCL, including, but not limited to, the following actions: (i) to construct, acquire, rehabilitate and improve for use by others industrial or manufacturing plants in the territory in which its operations are principally to be conducted, (ii) to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain such plants for others in such territory, (iii) to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto, (iv) to acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein, (v) to borrow money and to issue negotiable bonds, notes and other obligations therefor, and (vi) to sell, lease, mortgage or otherwise dispose of or encumber any such plants or any of its real or personal property or any interest therein upon such terms as it may determine to be suitable; and

WHEREAS, the Corporation will be operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or governmental purposes to relieve and reduce unemployment, promote and provide for additional and maximum employment, improve and maintain job opportunities, and lessen the burden of government and act in the public interest; and

WHEREAS, to accomplish its job creation and other economic development responsibilities and relieve the burdens related to same and to create and preserve employment opportunities for

residents of the Town, the Town desires to task the Corporation with such burdens and responsibilities and authorize the Corporation to issue tax-exempt and taxable bonds on behalf of the Town for such public purposes.

NOW, THEREFORE, BE IT RESOLVED, the Town authorizes the creation of the Corporation and the Town Board approves the form and substance of the Certificate of Incorporation presented at this meeting and attached hereto as Exhibit A, all in substantially the form thereof presented to this meeting, with such changes, variations, omissions and insertions as the Town Supervisor, the Town Attorney, and Harris Beach Murtha shall approve; and

FURTHER RESOLVED, that pursuant to the Certificate of Incorporation, the Town shall serve as the sole member of the Corporation, acting by and through the Town Board. In furtherance of same, the Town hereby approves the appointment of the following individuals to serve as the initial and appointed Directors of the Corporation:

1. Hon. Ray Ashton Individually
2. Hon. John Wilson Individually
3. Vincent Gugliuzza Individually
4. John Latimore Individually
5. Karen Erickson Individually

BE IT FURTHER RESOLVED, that the primary and initial purpose of the Local Development Corporation shall be determined by the initial and appointed Directors of the Corporation; and

BE IT FURTHER RESOLVED, that the Corporation may undertake such additional economic development missions, projects, or initiatives as may be directed, authorized, or delegated by the Town Board from time to time; and

BE IT FURTHER RESOLVED, that nothing herein shall be construed to limit or restrict the Town Board's authority to independently pursue, administer, or implement economic development projects or initiatives directly, or through other agencies, entities, or instrumentalities of the Town, without involvement of the Corporation; and

BE IT FURTHER RESOLVED, that the Corporation is hereby designated as an on behalf of issuer of the Town for the purposes of issuing bonds with authority to exercise on the Town's behalf all lawful powers as may be deemed necessary to accomplish its public purposes including to enhance, create and preserve employment opportunities for residents of the Town, which such powers shall include, but not be limited to, those powers described in NFPCL Section 1411 and the Corporation's Certificate of Incorporation, with the power to issue tax-exempt and taxable bonds, notes, or other obligations on behalf of the Town in furtherance of its purposes, provided however that any obligations issued by the Corporation shall never be a debt of, nor guaranteed or supported by, the State of New York, the Town or any political subdivision thereof (other than Corporation) and neither the State of New York, the Town or any political subdivision thereof (other than Corporation) shall be liable thereon and provided further that the Corporation shall exercise its powers only in accordance with its Certificate of Incorporation; and

BE IT FURTHER RESOLVED, that the Town Supervisor or his designated representative is hereby authorized and directed for and in the name and on behalf of the Town to do all acts and things required of the Town in connection with the issuance of tax-exempt and taxable bonds, and to execute and deliver all such additional certificates, instruments and documents, and to do all such further acts and things as may be necessary or, in the opinion of the Town Supervisor or his designated representative, desirable and proper to effect the purposes of the foregoing resolutions; and be it

BE IT that these resolutions shall take effect immediately.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #137 Audit of Bills

Councilman DiMartino moved and Councilman Wilson seconded the properly audited bills be paid out of their respective accounts:

AUDIT OF BILLS

DATE	3/19/2026
ABSTRACT NO.	6
VOUCHER NO.	18580-18659
CHECK NUMBERS	90869-90936
APPROVED AT	Board Meeting
DATE	3/18/2026
GENERAL	$34,701.96
PART TOWN	$46,538.20
HIGHWAY DB	$17,415.19
WATER	$3,377.06
CAPITAL PROJECTS	$202,047.55
SPECIAL DISTRICTS	$146,810.00
TOTAL	$450,889.96

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #138 Approve Town Licenses

Councilman Wilson moved and Supervisor Ashton seconded,

1) The Bagel Jar - Refreshment
2) David Jacobson D/B/A Pat's Pizzeria - Refreshment
3) American Legion Post 928 - Refreshment, Amusement, Live Band - Commercial
4)Overseas Vets of Evans - (VFW) - Refreshment

RESOLVED, that the aforesaid licenses be granted pertaining to the report of the Chief of Police and the Code Enforcement Officer.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #139 Adjournment

Supervisor Ashton moved and Councilman Wilson seconded to adjourn to Wednesday, April 1, 2026 at 6:00pm for a Work Session and the Regular Meeting to follow.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic
Town Clerk

Exhibit A
Pg 1

CERTIFICATE OF INCORPORATION

OF

TOWN OF EVANS LOCAL DEVELOPMENT CORPORATION

A Not-For-Profit Local Development Corporation
Under Section 402 and Section 1411 of the Not-For-Profit
Corporation Law of the State of New York

THE UNDERSIGNED, being over the age of eighteen years, for the purpose of forming a not-for-profit local development corporation pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York, hereby certifies as follows:

FIRST: The name of the corporation shall be "TOWN OF EVANS LOCAL DEVELOPMENT CORPORATION" (hereinafter referred to as the "Corporation").

SECOND: The Corporation will be a corporation as defined in subparagraph (a)(5) of Section 102 of the Not-For-Profit Corporation Law of the State of New York and, as provided in Section 1411 of the Not-For-Profit Corporation Law, will be a charitable corporation as defined in Section 201 of the Not-For-Profit Corporation Law. The Corporation shall serve as public instrumentality of, but operate separate and apart from, the Town of Evans, New York (the "Town").

THIRD: The operations of the Corporation will be principally conducted within the Town. The purpose for which the Corporation is to be formed is to acquire, develop, own, construct (or cause to be constructed), maintain (or cause to be maintained), operate (or cause to be operated) certain real and tangible personal property.

FOURTH: The Corporation will be operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or governmental purposes to relieve and reduce unemployment, promote and provide for additional

employment, improve and maintain job opportunities, lessen the burden of government and act in the public interest. In furtherance of said purposes, the Corporation's powers shall include:

(a) To foster the creation, retention and expansion of jobs and economic opportunities for the benefit of the Town, State and local economies;

(b) To construct, acquire, rehabilitate and improve for use by others, facilities in the Town in which its operations are principally to be conducted, to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain and/or lease such facilities on its behalf or for others in the Town; to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto;

(c) To acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein;

(d) To apply for loans and borrow money without limit as to amount; to make, draw, accept, endorse, execute and issue negotiable bonds, debentures, notes and other obligations therefor, including, without limitation, to issue negotiable bonds, notes or other obligations on behalf of the Town in support of economic and community development activities thereby lessening the burdens of the Town; provided, however, that in no event shall any such bonds, notes or other obligation be the direct or indirect obligation of the Town;

(e) To sell, lease, mortgage or otherwise dispose of or encumber any such facilities or any of its real or personal property or any interest therein upon such terms as it may determine;

(f) To enter into covenants and agreements and to comply with all the terms, conditions and provisions thereof, and otherwise to carry out its corporate purposes and to foster and encourage the location or expansion of facilities and related businesses in the Town;

(g) To apply for and make grants and loans and to execute any and all documents necessary in connection therewith;

(h) To do any other act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its Member, directors, officers or any private person; and

(i) In general, to perform any and all acts and things, and exercise any and all powers which may now or hereafter be lawful for the Corporation to do or exercise under and pursuant to the laws of the State of New York for the purpose of accomplishing any of the foregoing purposes of the Corporation.

FIFTH: The Corporation's mission and public objective, which the Corporation's purposes will achieve, include, but are not limited to, the lessening of the burdens of government by undertaking and promoting economic development initiatives in the Town that will include real estate leasing, acquisition, development and management, real estate project finance, and other community-based economic development activities permissible under the Not-For-Profit Corporation Law; including but not limited to the acquisition of fee title or long term lease of lands within the Town and acquisition and operation of the buildings, personal property (tangible and intangible), improvements and all other property related assets in the Town.

SIXTH: Pursuant to the requirements of Section 1411(e) of the Not-For-Profit Corporation Law:

(a) All income and earnings of the Corporation shall be used exclusively for its corporate purposes with the intent being that all income and earnings will be expended or deposited in appropriate reserves for corporate purposes.

(b) The property of the Corporation is irrevocably dedicated to charitable purposes. No part of the income or earnings of the Corporation shall inure to the benefit or profit of, nor shall any distribution of its property or assets be made to, any member, director or officer of the Corporation, or private person, corporate or individual, or to any other private

interest, except that the Corporation may repay loans made to it and may repay contributions (other than dues) made to it to the extent that any such contribution may not be allowable as a deduction in computing taxable income under the Internal Revenue Code of 1986, as amended.

(c) If the Corporation accepts a mortgage loan or loans from the New York Job Development Authority, the Corporation shall be dissolved in accordance with the provisions of paragraph (g) of Section 1411 of the Not-For-Profit Corporation Law upon the repayment or other discharge in full by the Corporation of all such loans.

SEVENTH: (a) The Corporation shall not attempt to influence legislation by propaganda or otherwise, or participate in or intervene, directly or indirectly, in any political campaign on behalf of or in opposition to any candidate for public office.

(b) The Corporation shall not engage in any activities not permitted to be carried on by an organization exempt from federal income taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

EIGHTH: In the event of the dissolution of the Corporation or the winding up of its affairs, the Board of Directors shall, after paying or making provision for the payment of all debts and liabilities of the Corporation of whatsoever kind or nature, distribute all of the remaining assets and property of the Corporation to the Town in furtherance of the public purposes set forth in Section 1411 of the Not-for-Profit Corporation Law.

NINTH: The office of the Corporation shall be located in Erie County, New York.

TENTH: The offices of the Corporation shall be functionally separate from those of the Town or any of the Town's affiliated entities (collectively, the "Town Entities"). The Corporation at all times shall:

(a) maintain separate accounting records and other corporate records from those of the Town Entities;

(b) not divert the Corporation's funds to any other person or for other than the use of the Corporation and not commingle any of the Corporation's assets with those of the Town Entities;

(c) pay any employee, consultant or agent of the Corporation, or any other operating expense incurred by the Corporation, from the assets of the Corporation and not from the assets of any of the Town Entities;

(d) maintain its own deposit account or accounts, separate from those of the Town Entities, with commercial banking institutions and/or trust companies;

(e) to the extent that the Corporation contracts or does business with vendors or service providers where the goods and services provided are partially for the benefit of any other person or entity, the costs incurred in so doing shall be fairly allocated to or among the Corporation and such persons or entities for whose benefit the goods and services are provided, and the Corporation and each such person or entity shall bear its fair share of such costs;

(f) conduct its business in its own name and conduct all material transactions between the Corporation and the Town Entities only on an arm's-length basis;

(g) observe all necessary, appropriate and customary corporate formalities, including, but not limited to, holding all regular and special Member' and directors' meetings appropriate to authorize all corporate action, keeping separate and accurate minutes of such meetings, passing all resolutions or consents necessary to authorize actions taken or to be taken, and maintaining accurate and separate books, records, and accounts, including, but not limited to, intercompany transaction accounts. regular Member' and directors' meetings shall be held at least annually;

(h) ensure that decisions with respect to its business and operations shall be independently made by the Corporation;

(i) act solely in its own corporate name and through its own authorized officers and agents;

(j) other than as expressly provided herein, pay all expenses, indebtedness and other obligations incurred by it;

(k) not enter into any guaranty, or otherwise become liable, with respect to any obligation of the Town Entities;

(l) cause any financial reports required of the Corporation to be prepared in accordance with generally accepted accounting principles and be audited annually and be issued separately from any reports prepared for any member of the Town Entities; and

(m) ensure that at all times it is adequately capitalized to engage in any contemplated transaction.

ELEVENTH: The sole Member of the Corporation shall be the Town acting by and through the Town Supervisor (the "Member").

TWELFTH: The Corporation shall be managed by a Board of Directors consisting of Five Directors. The Board of Directors shall be appointed by and serve for terms established by the Member. Any subsequent increase or decrease in the size of the Board of Directors will require the approval of the Member and the affirmative vote of a majority of the Directors.

THIRTEENTH: The names and addresses of the initial Directors of the Corporation and the expiration of the term for each initial Director shall be as follows:

	Name	Address
1.	Hon. Ray Ashton	9939 Hardpan Road, Angola, NY 14006
2.	Hon. John Wilson	36 Maple Street, Angola, NY 14006
3.	Vincent Gugliuzza	436 Lakeside Road, Angola NY 14006
4.	John Latimore	8434 N. Main Street, Angola NY 14006
5.	Karen Erickson	8991 Iroquois Street, Angola 14006

FOURTEENTH: The duration of the Corporation shall be perpetual.

FIFTEENTH: The Corporation shall indemnify each member, each Director, each officer, and, to the extent authorized by the Board of Directors, each other person authorized to act for the Corporation or on its behalf, to the full extent to which indemnification is permitted under the Not-For-Profit Corporation Law.

SIXTEENTH: The Secretary of State of the State of New York State is designated as agent of the Corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the Corporation served upon him is as follows: 8787 Erie Road, Angola, NY 14006.

SEVENTEENTH: The By-laws of the Corporation may be adopted, amended or repealed by a majority of the Directors of the Corporation.

EIGHTEENTH: The Corporation will not do any of the following:

(a) Without the affirmative vote of the Member and the affirmative vote of a majority of the Directors, increase or decrease the number of Members of the Corporation.

(b) Without the affirmative vote of the Member and the affirmative vote of a majority of the Directors, (i) dissolve or liquidate, in whole or in part, or institute proceedings to be adjudicated bankrupt or insolvent, (ii) consent to the institution of bankruptcy or insolvency proceedings against it, (iii) file a petition seeking or consenting to reorganization or relief under any applicable federal or state law relating to bankruptcy or insolvency, (iv) consent to the

appointment of a receiver, liquidator, assignee, trustee, sequestrator or other similar official of the Corporation or a substantial part of its property, (v) make a general assignment for the benefit of creditors, (vi) admit in writing its inability to pay its debts generally as they become due or (vii) take any corporate action in furtherance of the actions set forth in clauses (i) through (vi) of this paragraph.

(c) Without the affirmative vote of the Member and the affirmative vote of a majority of the Directors, merge or consolidate with any other corporation, company or entity, sell all or substantially all of its assets or acquire all or substantially all of the assets or capital stock or other ownership interest of any other corporation, company or entity.

IN WITNESS WHEREOF, this certificate has been subscribed this _____ day of March, 2026.

_____

[name and address of incorporator]

Exhibit A
Pg 9

CERTIFICATE OF INCORPORATION

OF

TOWN OF EVANS LOCAL DEVELOPMENT CORPORATION

(Under Section 402 and Section 1411 of the Not-For-Profit Corporation Law of the State of New York)

Filed by: Harris Beach Murtha Cullina PLLC
726 Exchange Street, Suite 900
Buffalo, NY 14210

TOWN OF EVANS
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Evans on April 1, 2026, at 6:10 P.M. in the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the following: Adopting the Evans Parks and Sturgeon Point Marina Master Plan. The Master Plan outlines conceptual plans and recommendations created to guide the further development of Evans' parks, marina, and public spaces.

The full document of said plan shall be available for inspection at the Evans Town Hall during normal business hours (Monday, Tuesday, Thursday, Friday 8:00 a.m.-4:00 p.m.; Wednesday 9:00 a.m-5:00 p.m.) and on the Town of Evans website: www.townofevansny.gov/docs/planning-department/parks-master-plan-1. Click on the link titled *Charting the Course* to view the document in total. If you would like to discuss the plan with the Planning Department, please make an appointment via email or by phone: (716) 549-0945.

Residents are encouraged to attend. Questions and comments may also be forwarded via USPS to the Evans Planning Office at 8787 Erie Road, Angola, NY 14006 or by email to planning@townofevans.org: any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All interested parties and citizens shall have an opportunity to be heard by the Town Board at the Zoom and/or In-Person Public Hearing to be held aforesaid.

Lynn M. Krajacic
Town Clerk
Town of Evans

RES #1

RESOLUTION – APPOINTMENT OF POLICE MATRON(s)

Submitted for the April 1, 2026 Board Meeting

WHEREAS; there are openings for part time/on call basis Police Matrons to aid in the arrest processing of female offenders; and

WHEREAS; interviews were conducted, and Police Department background checks were completed on Katie Aleksandrowicz, Michele Redeye, and Laurie Wojcik;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Katie Aleksandrowicz, Michele Redeye, and Laurie Wojcik, effective immediately, to the position of part time Police Matron with the Evans Police Department at a salary set in the 2026 reorganizational meeting; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law; and

FURTHER, BE IT RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources and the Chief of Police.

ROLL CALL VOTE:

Authorized by _____

Chief of Police

Res #2

RESOLUTION – APPOINTMENT OF A PROVISIONALLY APPOINTED DETECTIVE

Submitted for the April 1st Board Meeting

WHEREAS, a vacancy exists for the position of Detective in the Town of Evans Police Department; and

WHEREAS, interviews were conducted with interested Town of Evans Police Officers that meet Civil Service requirements for the position of Detective; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Patrolman Daniel Welch to the rank of Detective for the Town of Evans Police Department, effective April 6, 2026. This appointment is considered provisional pending the Erie County Civil Service examination requirements; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the Police Benevolent Association Collective bargaining agreement.

ROLL CALL VOTE:

Res #3

RESOLUTION – AGREEMENT BETWEEN TOWN OF EVANS AND INSTREAM LLC (SOFTWARE SUPPORT AGREEMENT)

WHEREAS, the contract for services between the Town of Evans and InStream, LLC Software Support Agreement will expire on April 16, 2026; and

WHEREAS, pursuant to the terms of the aforementioned contract, the Town of Evans will enter into an agreement for a period of one (1) year, April 17, 2026 through and including April 16, 2027, in the amount of $6,983.86;

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Ray Ashton is hereby authorized to execute any documents necessary to enter into the above referenced agreement for a period of one (1) year from its expiration (April 17, 2026 through April 16, 2027), upon approval of the Town Attorney.

ROLL CALL VOTE:

RES #4

Resolution – Approval of Chicken Permit Fee

WHEREAS, the Town Board of the Town of Evans has adopted a Local Law requiring a permit for the keeping of chickens within residential zoning districts; and

WHEREAS, Section 106-1 of the Town Code of the Town of Evans authorizes the Town Board to establish fees by resolution; and

WHEREAS, the Town Board finds it necessary and appropriate to establish a fee for such chicken permits;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby establishes a fee in the amount of $25.00 for a chicken permit required for the keeping of chickens in residential zoning districts; and

BE IT FURTHER RESOLVED, that such fee shall be incorporated into Article II of Chapter 106 of the Town of Evans Schedule of Fees.

ROLL CALL VOTE:

Res #5

Resolution – Approve Lead Agency for SEQR – Minor Subdivision Gary Ballowe

Submitted for the April 1, 2026 Town Board meeting:

WHEREAS, Gary Ballowe has applied for a Minor Subdivision application brought before the Town Board for approval to subdivide a 3.2 ± acre parcel to create 3 parcels, and

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town Board of the Town of Evans desires to be the Lead Agency for the SEQR process, and

WHEREAS, the Town has completed a Short Environmental Assessment Form for this action, and

WHEREAS, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Gary Ballowe Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of these properties will not result in any significant environmental impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town of Evans shall be Lead Agency for the SEQR process for the above mentioned minor subdivisions; and

RESOLVED, that the Town Board of the Town of Evans considers the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Ballowe Minor Subdivision.

a division of SBL# 235.01-1-22, dividing a 3.2± acre parcel to create three parcels:

1. a 0.31± acre parcel to be annexed to the parcel 766 Beach Road, SBL# 235.09-2-37.1 with 170± feet of frontage on Eden Evans Center Rd., and
2. a 0.14± acre parcel to be annexed to the parcel 778 Beach Road, SBL# 235.09-2-40 with 50± feet of frontage on Eden Evans Center Rd., and
3. a 2.78± acre parcel with 0± feet of frontage on Sandy Ave.

Petitioner: Gary Ballowe, 8966 Lake Shore Rd., Angola, NY 14006

ROLL CALL VOTE:

RES #6

Resolution – Approval of Minor Subdivision – Gary Ballowe

Submitted for the April 1, 2026 Town Board meeting:

WHEREAS, the proposed subdivisions were referred to the Erie County Department of Environment and Planning for a 239M Review as required; the stated proposed actions have been reviewed and determined to be of local concern, and

WHEREAS, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval upon the following conditions that all names on the new parcel deeds must match with existing parcels for annexation and the remaining lot is not to be built on until proper road frontage is created, and

WHEREAS, the Evans Town Board, as Lead Agency, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby considers the findings of the Town of Evans Minor Subdivision Review Committee and approves the Gary Ballowe Minor Subdivision with the previously stated conditions,

a division of SBL# 235.01-1-22, dividing a 3.2± acre parcel to create three parcels:

1. a 0.31± acre parcel to be annexed to the parcel 766 Beach Road, SBL# 235.09-2-37.1 with 170± feet of frontage on Eden Evans Center Rd., and
2. a 0.14± acre parcel to be annexed to the parcel 778 Beach Road, SBL# 235.09-2-40 with 50± feet of frontage on Eden Evans Center Rd., and
3. a 2.78± acre parcel with 0± feet of frontage on Sandy Ave.

Petitioner: Gary Ballowe, 8966 Lake Shore Rd., Angola, NY 14006

ROLL CALL VOTE:

Res #7

Resolution – Employee Stipend

RESOLVED, that Parker McSkimming shall receive additional compensation in the amount of $1000 annually for additional duties performed pursuant to the administration of the Town of Evans website, payable bi-weekly.

ROLL CALL VOTE:

Res #8

RESOLUTION – EVANS CENTER VOLUNTEER FIRE COMPANY ELECTED MEMBERSHIP

WHEREAS, the Evans Center Volunteer Fire Company has accepted applications for new candidates for membership; and

WHEREAS, each candidates was interviewed thoroughly and found to meet or exceed the qualifications; and

WHEREAS, the following candidates were elected into membership of the Evans Center Volunteer Fire Company during the March 3, 2026 General Membership Meeting;

NOW, THEREFORE, BE IT RESOLVED, based on the above, the Evans Town Board hereby approves the following members elected into membership to the Evans Center Volunteer Fire Company;

Nicholas Emhof
Rose Lederhouse
Sarah Pitts
Gavin Walker
Cameron Wittmeyer

ROLL CALL VOTE

Res #9 Pg 1

Resolution – Adoption of the Evans Parks and Sturgeon Point Marina Master Plan

WHEREAS, the Town of Evans received funding from New York State Department of State's Local Waterfront Revitalization Program for the development of the Evans Parks and Sturgeon Point Marina Master Plan; and

WHEREAS, the Town procured Fisher Associates and their team of subconsultants to provide various planning, architectural, engineering, research and public outreach services required to complete the Evans Parks and Sturgeon Point Marina Master Plan; and

WHEREAS, the purpose of the Master Plan is to guide the development, improvement, and maintenance of all Town of Evans' parks, public spaces and Sturgeon Point Marina; and

WHEREAS, the Planning Board has served as the primary Stakeholder Advisory Committee throughout the master planning process; and

WHEREAS, the Town has received regular input from the local community on the Master Plan through regular public engagement, including multiple meetings, workshops and surveys; and

WHEREAS, Fisher Associates have now prepared a complete draft of the Master Plan, which incorporates input received and includes conceptual plans and detailed recommendations for improvements to all Evans Parks and the Sturgeon Point Marina; and

WHEREAS, the Master Plan outlines responsible capital and operational investments, while emphasizing functionality, universal design, sustainability, accessibility and resiliency; and

WHEREAS, the Evans Planning Board held a public meeting on January 28, 2026, and unanimously voted to recommend the adoption of the Evans Parks and Sturgeon Point Marina Master Plan; and

WHEREAS, Town Board has declared Lead Agency and instructed the Planning Department to conduct a coordinated review of the Master Plan pursuant to the requirements of the State Environmental Quality Review Act ("SEQRA"), New York State Environmental Conservation Law, Article 8 and 6 NYCRR Part 617; and

WHEREAS, responses from involved agencies were received with no objections to Evans Town Board serving as Lead Agency in making the determination of significance under SEQRA; and

WHEREAS, a public hearing was advertised and copies of the Master Plan were made available for public viewing both at Town Hall and on the Town's website; and

WHEREAS, the Town Board of the Town of Evans held a public hearing on April 1, 2026, at 6:10 P.M. in the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of the Evans Parks and Sturgeon Point Marina Master Plan; and

WHEREAS, the Town Board of the Town of Evans is declared Lead Agency for adoption of the Master Plan under SEQRA and has considered all of the criteria for Determination of Significance.

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

BE IT FURHTER RESOLVED, after careful review and consideration, the Evans Town Board hereby adopts the Town of Evans Parks and Sturgeon Point Marina Master Plan; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Department of Planning and Development to continue working and seeking funding towards the implementation of the adopted Master Plan.

ROLL CALL VOTE