



Town of Cheektowaga

3301 Broadway
Cheektowaga, NY 14227

Meeting: 02/28/23 07:00 PM

ADOPTED

Sponsors: Councilmember Nowak, Councilmember Adamczyk

RESOLUTION 2023-120

Call for Public Hearing / Special Use Permit / 1551 Harlem Road (113.54-8-8.1)

WHEREAS, applicant Ahuja Development, has filed a request for a special use permit to established local code compliant drive-thru established at the following, 1551 Harlem Road, Cheektowaga, New York, 14227 / SBL 113.54-8-8.1, **AND**

WHEREAS, under the provisions of Local Town Law of Cheektowaga, all Special Use Permits shall be heard before the public prior to a determination given by the Town Board of Cheektowaga, **AND**

NOW, THEREFORE BE IT RESOLVED, that a public hearing is to be held regarding the aforementioned special use permit as per the dictation under the Town of Cheektowaga Local Law on March 14th, 2023 at 7:00 PM EST, at Cheektowaga Town Hall, 3301 Broadway, New York, 14227 in the County of Erie.



PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Cheektowaga Town Board on March 14th, 2023 at 7:00 PM EST, in the Council Chamber of Town Hall, located at 3301 Broadway, Cheektowaga, New York, 14227 in the County of Erie, for the purpose of hearing a Special Use Permit regarding the proposed continuation of the code compliant drive-thru developed pre current statue establishment requiring a special use permit submitted by Ahuja Development, for establishment at 1551 Harlem Road, Cheektowaga, New York, 14227 / SBL 113.54-8-8.1. All parties and/or residents considered in interest will be given an opportunity to submit their stance on the proposed in either vocal or written format regarding the proposed special use permit request.

BY ORDER OF THE TOWN BOARD OF CHEEKTOWAGA, NEW YORK IN COUNTY OF ERIE.

Dated: February 28, 2023
Kimberly Burst, Town Clerk

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Farm Lot 23, Township 11, Range 7 of the Holland Land Company's Survey and according to a map filed in the Erie County Clerk's Office under Map Cover 636, are known and distinguished as subdivision lots 1, 2, 3, 4, 5, 22, 23, 24, 25, 26, 27 and 28 in Block "A".

Excepting therefrom that portion appropriated by the People of the State of New York for the

widening of Harlem Road by Notice of Appropriation recorded in liber 9004 of Deeds at page 35 (Map 92, Parcel 92;) Notice of Appropriation recorded in liber 9004 of Deeds at page 655 (Map 91, Parcel 91;) Notice of Appropriation recorded in liber 9005 of Deeds at page 183 (Map 80, Parcel 80;) and Notice of Appropriation recorded in the Erie County Clerk's Office in liber 9003 of Deeds at page 527 (Map 77, Parcel 77).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian Nowak, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Adamczyk, Hammer, Jasinski, Kaminski, Nowak, Pilarski

State Of New York
Erie County
Office Of The Clerk Of The
Town of Cheektowaga

ss:

This is to certify that I, *Kimberly Burst*, Clerk of the *Town of Cheektowaga*, in the said *County of Erie*, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the *Town of Cheektowaga*.

in said *County of Erie*, on Tuesday, February, 28, 2023, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town on Wednesday, May, 3, 2023.

(Seal)

CLERK OF THE TOWN BOARD, TOWN OF CHEEKTOWAGA, NY