

**COUNTY OF ERIE**  
**DEPARTMENT OF ENVIRONMENT & PLANNING**  
**DIVISION OF SEWERAGE MANAGEMNT**  
**\*\* MEMORANDUM \*\***

---

---

**FROM:** Matt A. Salah, P.E., Sr. Coordinator of Sewer Construction Projects  
**TO:** ECSD No. 1 Board of Managers  
**DATE:** April 3, 2024  
**RE:** Erie County Sewer District (ECSD) No. 1  
ORF Site Lease Agreement

---

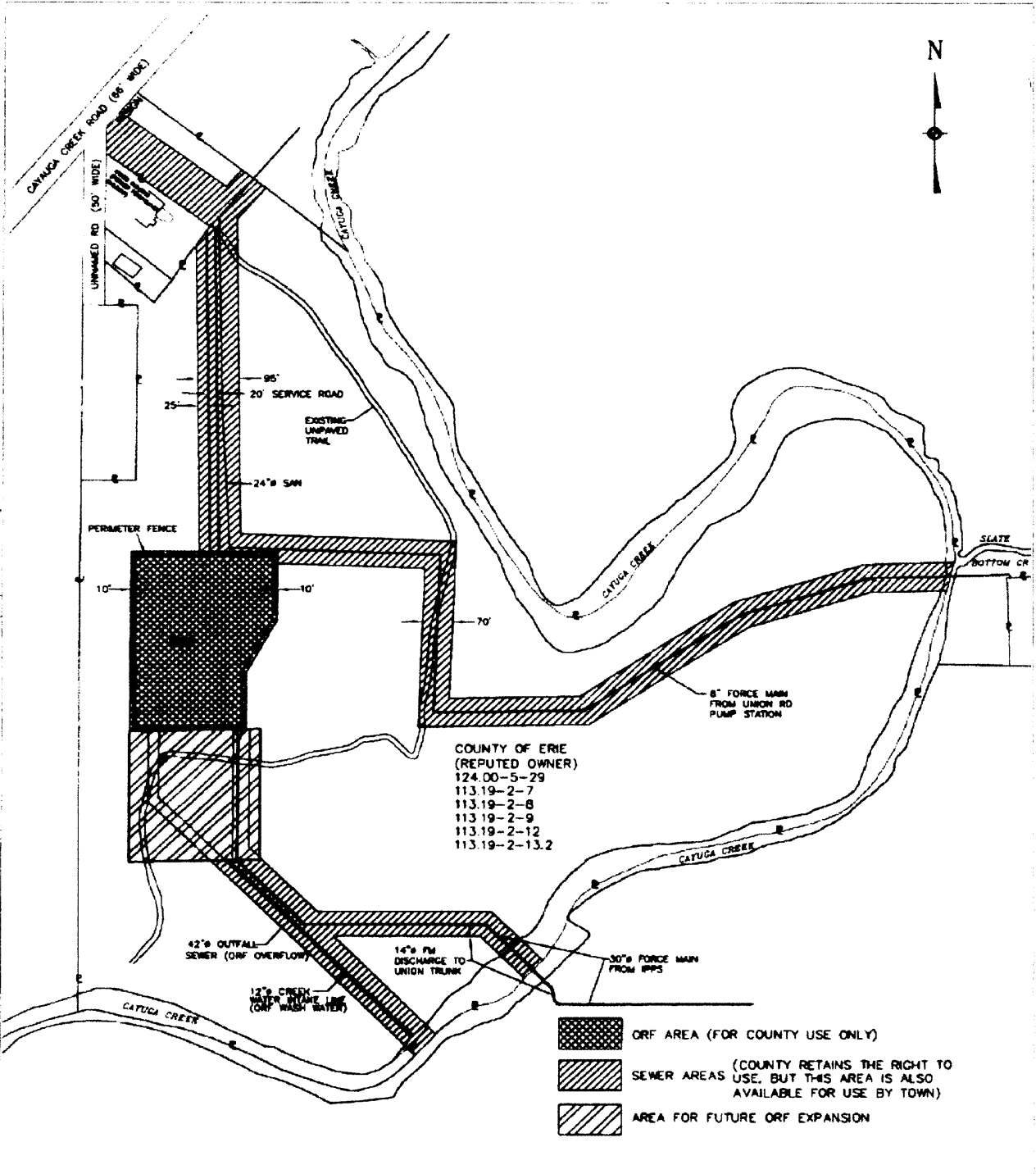
---

The County of Erie has a lease agreement with the Town of Cheektowaga for portions of the ECSD No. 1 Overflow Retention Facility (ORF) site to be used for nature trails and other parks/recreation purposes. The current agreement expires on 1/1/2025. Upon recent communication with Mr. John Dudziak, Town Attorney, the Town of Cheektowaga desires renewal of the lease.

Please find attached for your consideration an exhibit showing the areas to be leased and a resolution requesting authorization to enter into a new agreement. The proposed agreement will be similar in content to that current document. The current annual rent of \$500.00 (plus the cost of any special assessments on the parcels) would remain the same. The agreement would be subject to approval of content by the Department of Environment and Planning and approval as to form by the County Attorney's office.

As always, if you have any questions, please let me know.

File: V:\0504\Engineering\CAD\Active\DIST1\MSCDWC\ORF\orfwalleypond2014.dwg, Last saved: 3/28/2024, Plot Date: 3/28/2024, Plot Style: BLACK.CTB



**ERIE COUNTY**  
**DEPT. OF ENVIRONMENT & PLANNING**  
**DIVISION OF SEWERAGE MANAGEMENT**

**EXHIBIT A**

Scale: 1"=300'	Checked by: MAS
Date: 3/28/24	Drawn by: DFS/WJL
File: ORFWALLEYE POND 2014	

**Erie County Sewer District No. 1**  
**ORF Site Lease Agreement Resolution**

WHEREAS, the Town of Cheektowaga currently leases portions of the property that surrounds the Erie County Sewer District No. 1 Overflow Retention Facility (ORF) on Cayuga Creek Road for passive recreation and open space preservation; and

WHEREAS, the lease expires on January 1, 2025 and the Town desires to continue its use of the site for the same purposes; and

WHEREAS, the Erie County Division of Sewerage Management is agreeable to renewal of the lease.

NOW, THEREFORE, BE IT

RESOLVED, that the ECSD No. 1 Board of Managers recommends that the County Legislature approve of a five-year lease, with a five year renewal clause, for properties known as SBL Nos. 113.19-2-7, 113.10-2-8, 113.19-2-9, 113.19-2-12, 113.19-2-13.2 and 124.00-5-29, reserving land needed for the ORF, appurtenant sewer lines, utility lines, and sewer outfall lines and possible future ORF expansion.

MOVED BY: \_\_\_\_\_  
SECONDED BY: \_\_\_\_\_  
APPROVED/DISAPPROVED: \_\_\_\_\_  
DATE: \_\_\_\_\_

\_\_\_\_\_  
MATT SALAH, P.E.  
SECRETARY

Mas:  
4/24  
CC:1.7.0.Municipal