

Town of Eden  
2795 East Church St.  
Eden, NY 14057



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Emily Hawkins  
Town Clerk  
716-992-3406  
emily@edenny.gov

October 3, 2018

The Honorable John Mills  
Erie County Legislature  
Old Erie County Hall  
92 Franklin St., 4<sup>th</sup> Fl  
Buffalo, NY 14202

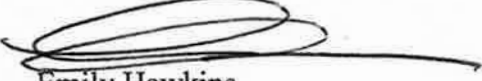
RE: Resolution 14-2018

Dear Legislator Mills,

Enclosed please find Resolution 14-2018 of the Eden Town Board notifying the County of Erie of defects, out of repair, unsafe, dangerous or obstructed conditions on certain County highways located in the Town of Eden.

If you have any questions please contact the Eden Town Hall.

Kind Regards,

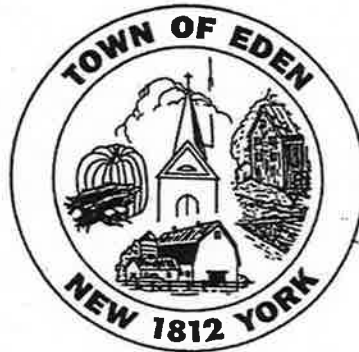


Emily Hawkins  
Eden Town Clerk

Enclosure

cc: Melissa Hartman, Supervisor  
William Trask, Attorney

# town of eden



Resolution No. 14-2018

STATE OF NEW YORK :  
COUNTY OF ERIE : ss:  
TOWN OF EDEN :

I, Emily Hawkins, Town Clerk of the Town of Eden, Erie County, New York do hereby certify that a Regular Meeting of the Town Board of the aforesaid town, held on the 26<sup>th</sup> day of September, 2018 at the Eden Town Hall, 2795 East Church Street, Eden, New York, the following resolution was adopted,

**MOTION** was made by Supervisor Hartman to approve the adoption of the following resolution:

**Resolution of Eden Town Board Notifying the County of Erie of Defects, Out of Repair, Unsafe, Dangerous or Obstructed Conditions on Certain County Highways Located in the Town of Eden**

WHEREAS, the Town of Eden contains a number of County highways which are regularly traveled by the public, including residents of the Town of Eden, and

WHEREAS, the Town of Eden has entered into an intermunicipal agreement with the County of Erie to provide snow and ice removal services on some County highways located within the Town of Eden, and

WHEREAS, conditions of some County highways in the Town of Eden requiring maintenance, repair or redesign have been previously reported by the Town of Eden Highway Department to the County of Erie Department of Public Works, which is responsible for design, maintenance and repair of County highways, and

WHEREAS, some of these reported conditions have resulted in defective or unsafe conditions which are dangerous to users of said highways and potentially damaging to vehicles using these highways, including town highway vehicles attempting to remove ice and snow, and

WHEREAS, the Eden Town Board wishes to memorialize the conditions that have previously been reported and further wishes to formally notify the County of Erie of these defective, out of repair, unsafe, dangerous or obstructed conditions.

NOW, THEREFORE, BE IT

RESOLVED, that the Eden Town Board hereby notifies the County of Erie of the defective and unsafe conditions contained in the September 20, 2018 Report of Town of Eden Highway Superintendent Ron Maggs which is attached to the Resolution and incorporated by reference as part of this Resolution, and it is further

RESOLVED, that the Eden Town Board requests that this Resolution be treated as a Notice of defective, out of repair, unsafe, dangerous or obstructed conditions of these County highways under applicable law, and it is further

RESOLVED, that the County of Erie is requested to take steps to rectify these defective, out of repair, unsafe, dangerous or obstructed conditions, and it is further

RESOLVED, that the Town Clerk be and hereby is authorized and directed to send certified copies of this resolution to Erie County Legislator John Mills, Erie County Commissioner of Public Works William Geary and Erie County Executive Mark Poloncarz.

Seconded by Councilperson Sam; All "Ayes"; Motion carried.

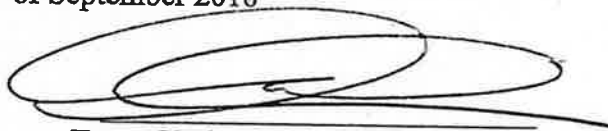
I do further certify that I have compared the foregoing with the original Minutes of the Town Board Meeting of the Town Board of the said Town held on the 26<sup>th</sup> day of September, 2018 and that the foregoing is a true and correct transcript from said original Minutes and the whole thereof, and that the resolutions duly adopted by the said

Town Board are on file in my office.

I do further certify that the members of the Eden Town Board on September, 26 2018 were as follows: Supervisor: Melissa Hartman; Councilperson: Richard Ventry; Councilperson: Susan Wilhelm; Councilperson: Michael Byrnes and Councilperson: Gary Sam.

IN WITNESS WHEREOF; I have hereunto set my hand and seal of the said Town of Eden, Erie County, New York, the 26<sup>th</sup> day of September 2018

Seal



Town Clerk, Town of Eden, New York

# TOWN OF EDEN HIGHWAY DEPARTMENT

## SUPERINTENDENT OF HIGHWAYS, RON MAGGS

8197 North Main Street  
Eden, NY 14057  
Voice 716-992-3823

e-mail: [highway@edenny.org](mailto:highway@edenny.org)  
[www.edenny.org](http://www.edenny.org)  
Fax 716-992-2787

September 20, 2018

### ERIE COUNTY HIGHWAYS THAT ARE A SAFETY CONCERN

Please note that ALL Erie County roads are in desperate need of mowing, ditching, shoulders, tree trimming and/or removal. Visibility is lacking extremely on ALL roads. The following list is of roads with more detailed problems.

- 1) Bauer
  - a) Dead trees with widow makers @ 2697
- 2) Bley
  - a) Visibility at Mill Road (many complaints at this intersection)
- 3) Derby
  - a) Numerous Pot Holes
- 4) East Church
  - a) Approach at bridge at 18 Mile Creek
  - b) Pot Holes between bridge and Rt 75
  - c) Holes in shoulder at Rt 62
  - d) Sink hole in winter @ 3196
  - e) Pot holes @ 2941-2996
- 5) New Oregon
  - a) Pot holes
  - b) Holes along shoulders
  - c) Visibility @ Clarksburg
- 6) North Boston
  - a) Dip at crossing near 3360
  - b) Pot holes near 3360
  - c) Pot holes near Rt 75 intersection
  - d) Water and Icing problem at Eden Valley Road
  - e) Brush at guard rail at curve between Eden Valley and Rt 75
- 7) Schintzius
  - a) Pot Holes
- 8) Shadagee
  - a) Holes along shoulders @ 2141
  - b) Holes in Ferrier Road area
  - c) Holes in Railroad area