

Amended BCPA Application
Date: April 4, 2024



TOWN OF AMHERST PLANNING DEPARTMENT
Request for Bicentennial Comprehensive Plan Amendment

For Official Use

File #: BCPA-2024-01 Acreage 62.03 Fee \$ 15

Address Verified by
Assessor's Office _____
VERIFIED BY DATE

Application Received
by Planning Department [Signature] 3/25/24
ACCEPTED BY DATE

Materials & Fee Paid to Town Clerk _____
ACCEPTED BY DATE

Fill In
Applicable Fees

COMPREHENSIVE PLAN AMMENDMENT	\$0*	<u> </u>
AFFIDAVIT FEE FOR PUBLIC HEARING	\$15	<u>\$15.00</u>

Fee schedule subject to change by future Town Board action

TOTAL FEE: \$ 15.00

TO BE COMPLETED BY APPLICANT

Petitioner:

Name: SBLC Development Corporation c/o Sean Hopkins, Esq.

Address: 5500 Main Street, Suite 343

Williamsville, NY 14221

City State Zip Code\

Phone: 716.510-4338 Fax _____

Email: shopkins@hsmlegal.com

Owner of Land (if different than above):

Name: 1. Anthony Cimato - 1790 North French Road [SBL No. 27.04-1-12]; 2. North Forest
Address: Development Corp. - 1920 North French Road [SBL No. 27.04-1-20]; 3. SBLC
Development Corp. - Portion of 999 Campbell Boulevard [SBL No. 27.00-2-29; and 4.
1860 North French Road Road [SBL No. 27.04-1-16.1] - SBLC Development Corp.]
City State Zip Code
Phone: 716.510-4338 Fax _____
E Mail: shopkins@hsmlegal.com

Representative (Architect, Engineer, Landscape Architect, Surveyor or Attorney):

Name: _____
Address: _____
City State Zip Code
Phone: _____ Fax _____
E Mail: _____

Petitioner's interest in property

- Option to purchase
- Owner
- Other (explain) The parcels at 1790 and 1920 North French Road are owned by related entities.

The parcels will be merged into a single parcel owned by SBLC Development Corp.

The following are all others having an interest in this application and join herein with the petitioner named above: (describe extent of interest; attach sheets as needed)

Not Applicable

Street address(es) of land subject to Bicentennial Comprehensive Plan Amendment:

1790 North French Road, 1920 North French Road and Portion of 999 Campbell Boulevard & Portion of 1860 North
SBL #(s): SBL No. 27.04-1-12, 2. SBL No. 27.04-1-20; and SBL No. 27.00-2-29 French Road [SBL:
27.04-1-16.1]

INFORMATION ON REQUEST

1. The undersigned hereby requests the Honorable Town Board to amend the following text sections of the Bicentennial Comprehensive Plan:

Section(s) #/page(s): Not applicable.

Note: If the requested amendment does not involve a map change, skip #2 and #3.

2. The undersigned hereby requests the Honorable Town Board to amend the Conceptual Land Use Map (Figure 6) and/or Commercial and Mixed-Use Designations (Figure 6A) as follows:

FROM:

- Rural Residential
- Single Family Residential
- Mixed Residential
- Medium Residential
- Commercial/ Mixed Use*
- Special Use Center
- Commercial-Office
- Industrial-Office
- Community Facilities
- Educational Campus
- Recreation, Open Space, & Greenways
- Agriculture
- Transportation

*Additional Designations in Figure 6-A:

- Suburban Center
- Suburban Corridor
- Traditional Areas

TO:

- Rural Residential
- Single Family Residential
- Mixed Residential
- Medium Residential
- Commercial/ Mixed Use*
- Special Use Center
- Commercial-Office
- Industrial-Office
- Community Facilities
- Educational Campus
- Recreation, Open Space, & Greenways
- Agriculture
- Transportation

*Additional Designations in Figure 6A:

- Suburban Center
- Suburban Corridor
- Traditional Areas

3. Other Bicentennial Comprehensive Plan Map Amendments (if applicable):

Figure # or Name: Figure 6 and 6-A

4. Information on prospective action (to be provided in separate attachment):

A. Description of any prospective action:

B. Rationale for request of amendment:

1. How will the requested amendment to the Bicentennial Comprehensive Plan consistent with *Section 2.2 (Vision Statement)*?
2. How will the requested amendment to the Bicentennial Comprehensive Plan consistent with *Section 2.3 (Key Initiatives)*?

C. How is the requested amendment align with the defined policies in Sections;

1. *3.0 Land Use and Development?*
2. *4.0 Natural and Cultural Resources?*
3. *5.0 Economic Development?*
4. *6.0 Transportation?*
5. *7.0 Infrastructure?*
6. *8.0 Housing & Neighborhoods?*
7. *9.0 Community Facilities & Services?*

SECTION 809 CERTIFICATION

The undersigned certifies that all information required to be disclosed pursuant to Section 809 of the General Municipal Law (see below) is as follows:

The undersigned swears or affirms that all statements made herein are true, that all drawings submitted correctly show the situation involved in this petition.



Signature of Petitioner

Subscribed and sworn to before me this 25th day of March, 2024

Notary Public, Erie County, New York  **NOREEN A. ZIMMERMAN**
Notary Public, State of New York
Qualified in Niagara County
My Commission Expires Aug. 31, 2026

N.Y.S. General Municipal Law - Section 809 Disclosure in certain applications:

1. Every application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provision of any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state office or any office or employee of such municipality or of a municipality of which such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
2. For the purpose of this section an officer or employee shall be deemed to have an interest in the applicant when he, his spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them
 - (a) is the applicant, or
 - (b) is an officer, director, partner or employee of the applicant, or
 - (c) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
 - (d) is a party to an agreement with such an applicant, express or implied, whereby he may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such applicant, petition or request.
3. In the county of Nassau the provisions of subdivisions one and two of this section shall also apply to a party officer. "Party Officer" shall mean any person holding any position or office, whether by election, appointment or otherwise, in any party as defined by subdivision four or section two of the election law.
4. Ownership of less than five per cent of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.
5. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

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