

6.3

Lower Niagara River Road @ Pletcher Road Comfort Station

(Additional Funding)

6.4

Sanborn “Main Street” Streetscape Improvement

(Additional Funding)

Town of Lewiston Greenway Summary Requests
For Additional Funding from the
Host Community Standing Committee
March 16, 2016

1. Project Name: **Lower Niagara River Road (at Pletcher Road) Comfort Station**

The Town of Lewiston converted an old unused pump house into a comfort station along Route 18F which follows along the Seaway Trail between the Village of Lewiston and Old Fort Niagara. This unused pump house is located on the west side of River Road with a spectacular view of the Niagara River. Originally the engineering and construction cost were estimated at \$30,000 however sewer connect turned out to be on the opposite side of the road.

With the advent of the Stella Niagara Land Conservancy project well underway, the importance of making this comfort station usable; connecting the restrooms to the sewer line is required. The detail budget is below:

Restroom to be connected to straight to sewer.	
Boring machine rental, to bore under River rd.	\$1,000
Piping to toilets, electrical conduits, water line connection.....	\$3,000
Grinder pump and tank with accessories.....	\$6,000
Wireless CCTV Standard mini dome camera (2).....	\$13,000
2 TBYTE (terabytes') streaming data.....	\$600
Magnetic Timer locked security door.....	\$10,000
<u>Electrical components, and piping accessories.....</u>	<u>\$2,000</u>
	Total \$35,600

NRGC: Consistency 9-21-2010

2. Project Name: **Sanborn "Main Street" Streetscape Improvement Project**

The Sanborn "Main Street" Streetscape Improvement Project included the construction of approximately 5,700 linear feet of sidewalk, restoring the landscape, and the addition of street amenities. The proposed improvements are on Saunders Settlement Road (Route 31) and Buffalo Street (Route 429). The new sidewalks, street lighting and landscaping has brought new life to the hamlet and has enhanced the community's image as a walkable community.

The Town Board and the Sanborn Area Business & Professional Association determined that an electrical sign (not digital) would be best to articulate events for the Town residents, visitors & tourist to the area. The electrical would be supplied by the Town and the Sanborn Area Business & Professional Association will maintain the notifications as directed and authorized by the Town.

The original budget included signage but the overall project was over budget and signage was not included in its completion. ***The request is for \$6,000 to purchase the sign, electrical setup (on the sign) and sign accessories (lettering, etc.).***

NRGC: Consistency 5-18-2010



TOWN OF LEWISTON
1375 Ridge Road
Lewiston, New York 14092
(716) 754-8213
www.townoflewiston.us

Town of Lewiston
AUTHORIZING RESOLUTION No. 2016 - 6
February 22nd, 2016
For the Niagara River Greenway Commission
for the
Town of Lewiston, Lower River Road Comfort Station Project

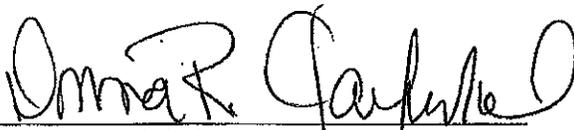
I, Donna Garfinkel, Town Clerk of the Town of Lewiston located at 1375 Ridge Road Lewiston, NY 14092, do hereby certify that the following resolution was adopted at a regular Town Board meeting of the Town of Lewiston held on February 22nd, 2016, and is incorporated in the original minutes of the said meeting and that the said resolution has not been altered, amended or revoked and is in full force and effect.

WHEREAS, the Town Board desires to use the Town of Lewiston's Niagara River Greenway funds to for the Lower River Road Comfort Station for additional costs to complete the project.

WHEREAS, the Town Board has to apply and request additional funding from the Niagara River Greenway Host Standing Committee, and

THEREFORE BE IT RESOLVED, that the Town Board authorizes and submits a request for additional funding for Lower River Road Comfort Station Project in the amount of \$35,600, and

RESOLVED, That Steve Broderick, as Supervisor of the Town of Lewiston, is hereby authorized and directed to file an application for additional funds from the Niagara River Greenway Host Standing Committee to complete Lower River Road Comfort Station project.



Donna Garfinkel, Town Clerk





TOWN OF LEWISTON
1375 Ridge Road
Lewiston, New York 14092
(716) 754-8213
www.townoflewiston.us

Town of Lewiston
AUTHORIZING RESOLUTION No. 2016- 7
February 22nd, 2016.

For the Niagara River Greenway Commission
for the

Town of Lewiston, Sanborn Main Street Streetscape Project

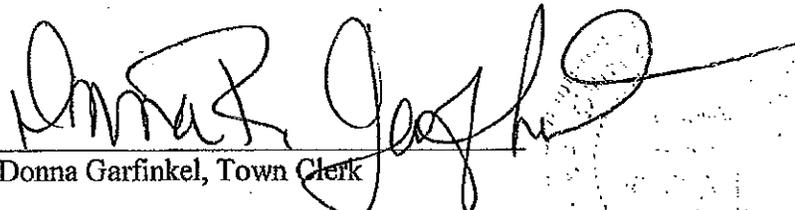
I, Donna Garfinkel, Town Clerk of the Town of Lewiston located at 1375 Ridge Road Lewiston, NY 14092, do hereby certify that the following resolution was adopted at a regular Town Board meeting of the Town of Lewiston held on February 22nd, 2016, and is incorporated in the original minutes of the said meeting and that the said resolution has not been altered, amended or revoked and is in full force and effect.

WHEREAS, the Town Board desires to use the Town of Lewiston's Niagara River Greenway funds to for the Sanborn Streetscape Project for additional costs to complete the project. The additional funding is to purchase a sign that will be used to relay events, notifications, and articulate Greenway activities,

WHEREAS, the Town Board has to apply and request additional funding from the Niagara River Greenway Host Standing Committee, and

THEREFORE BE IT RESOLVED, that the Town Board authorizes and submits a request for additional funding for Sanborn Streetscape Project in the amount of \$6,000, and

RESOLVED, That Steve Broderick, as Supervisor of the Town of Lewiston, is hereby authorized and directed to file a request for additional funds from the Niagara River Greenway Host Standing Committee to complete Sanborn Main Street Streetscape Project.


Donna Garfinkel, Town Clerk

7.1

Weber Property Acquisition & Restoration Planning

Host Community Project Number: _____

Date Submitted: _____

Host Communities Standing Committee Review Form

PROJECT SPONSOR INFORMATION:

Name: Town of Niagara

Mailing Address: 7105 Lockport Road

State: Niagara Falls NY Zip Code: 14305

PROJECT TYPE

- Check all that apply:
- | | | |
|---|---|---|
| <input type="checkbox"/> Environmental | <input type="checkbox"/> Cultural/Heritage | <input checked="" type="checkbox"/> Land or Water Public Access |
| <input type="checkbox"/> Cultural | <input checked="" type="checkbox"/> Trail | <input checked="" type="checkbox"/> Educational/Interpretive |
| <input type="checkbox"/> Waterfront or Land Based Development | <input checked="" type="checkbox"/> Signage | |
| <input checked="" type="checkbox"/> Recreational | <input type="checkbox"/> Other | |

Project Name: Weber Property Acquisition and Restoration Planning

Location: Town of Niagara

Site Address: 7105 Lockport Road

State: Niagara Falls NY Zip Code: 14305

Minor Civil Divison(s): Town of Niagara

County: Niagara

Project Proponent Property Interest (own, lease, easement or other):

Joseph C. Weber Inc. will convey title of the property to the Town of Niagara. The Western NY Land Conservancy, or a similar land trust, will consider holding a conservation easement on the property if deemed appropriate as project progresses.

AUTHORIZED OFFICIAL

Name: Jill Jedlicka / Nancy Smith **Title:** Executive Directors

Business Address: 721 main Street or PO Box 471

State: Buffalo NY or E. Aurora NY **Zip Code:** 14203 or 14052

Telephone Number: 716-852-7483 / 716-687-1225 **Cell Number:** N/A

Fax Number: 716-885-0765

E-Mail Address: jedlicka@bnriverkeeper.org (or) nancysr@wnylc.org

PROJECT POINT OF CONTACT

Name: Kerrie Gallo **Title:** Director of Ecological Programs

Business Address: 721 Main Street

State: Buffalo, NY **Zip Code:** 14203

Telephone Number: 716-852-7483, Ext. 30 **Cell Number:** N/A

Fax Number: 716-885-0765

E-Mail Address: kgallo@bnriverkeeper.org

If you have any questions regarding this form, please call 716-278-8760 for assistance.

**Buffalo Niagara Riverkeeper, Western New York Land Conservancy
& the Town of Niagara**

**Weber Property Acquisition
&
Development of a Restoration Master Plan**

Submitted by:

Buffalo Niagara Riverkeeper
Jill Jedlicka, Executive Director
721 Main Street
Buffalo, NY 14203

&

Western New York Land Conservancy
Nancy Smith, Executive Director
PO Box 471
E. Aurora, NY 14052

Submitted To:

Host Communities Standing Committee
630-66th Street, Room 215
Niagara Falls, NY 14304

PROJECT NARRATIVE

Please attach material which responds to the follow five items in the order that they are presented.

1. In a brief paragraph, describe the project and its purpose, how and when it will be accomplished, and why it is important.
2. Referring to the Niagara River Greenway Plan, clearly document and describe how the proposed project will advance the Niagara River Greenway vision including the goals, principles, and criteria that define that vision.
3. Define the budget for the proposed project and include costs for the following:

Planning	\$ _____
Construction	\$ _____
Acquisition	\$ _____
Administration	\$ _____
Operation and Maintenance / Year	\$ _____
TOTAL PROJECT COST	\$ _____

Identify all sources of funding and the amount of funding expected from each source. Identify and quantify funds that are already on hand or have been allocated for the proposed project. Explain how the project will be operated and maintained.

4. Describe the measures taken at the local level to gain community and government support for this project (hearings, petitions, public surveys, resolutions of support or other methods). If this project has been cited or described in a local planning document or some equivalent thereof, attach copies of that documentation highlighting the sections that are relevant to the proposed project. Describe the role of municipal agencies, stakeholder groups, consultants, volunteers or others who will be involved in the proposed project.
5. Describe and document the environmental setting and existing conditions at the proposed project site. If you are not the owner of the property include a letter(s) or resolution(s) evidencing support for the project by the owner. Provide photographs, conceptual plans and drawings that show the site as it presently exists and the how the site will change with the addition of the proposed project. Describe how your project will comply with the State Environmental Quality Review Act (SEQRA). The existence of wetlands, significant upland and aquatic habitats, and plant or animals species that are classified as rare, threatened, or endangered should be noted. Explain how such natural resources will be protected and / or enhanced. Cite any relevant project related studies.

PROJECT NARRATIVE

Buffalo Niagara Riverkeeper (Riverkeeper) and the Western New York Land Conservancy (Land Conservancy), in collaboration with the Town of Niagara, are proposing the acquisition, protection and restoration of a 36.9- acre property owned by Joseph C. Weber Inc. This property is made up of five parcels (SBL #146018000101000, 1460180001037002, 1460180001040000, 1460180001016000, and 1460180001016000) and is colloquially referred to as the Weber Property. Located just south of the Niagara Falls International Airport and Air Reserve Station on Porter Road, the Weber Property provides a unique opportunity to preserve and restore the ecological function of an important habitat corridor along Cayuga Creek, within the Niagara River Greenway. Additionally the project presents a rare opportunity for the Town to utilize living infrastructure to address historic flooding concerns, simultaneously creating an innovative demonstration project that can be used to educate the public and provide recreational opportunities. This proposal requests the funding necessary to acquire and protect this important property and develop a restoration master plan. It is anticipated that additional construction funding will be sought after the restoration master plan is completed.

This largely undeveloped property, surrounded by medium intensity residential and commercial development, is one of the few remaining properties of its size and type in the Town of Niagara. The property is considered to be of exceptional ecological value due to the relatively rare forested wetland habitat along the northern section of the parcel that supports a variety of amphibians, as well as birds, reptiles and mammals. The NYS Department of Environmental Conservation staff have reported the presence of several large shagbark hickories (*Carya ovata*), a New York State listed species. In addition, Closed Bottle Gentian, a botanically significant plant, was noted by Ecology and Environment staff when doing a site assessment survey for Riverkeeper.

In addition to the ecological resources, the acquisition and restoration of this property will provide several important services to local residents and visitors to the region. First, the Weber Property provides ample opportunity for natural recreational space and outdoor activities like hiking and birding. With several informal trails already existing on the property, a proper management plan with a well-designed trail network could be used to highlight key features of the property while guiding the public away from sensitive areas. The property could also serve as an outdoor classroom to teach local residents about important local habitats and species along with conservation and restoration practices. Riverkeeper is eager to use this site as an outdoor classroom for existing programs including RestoreCorps, Young Environmental Leader Program, and River Academy- all of which help connect local residents to the water while providing them with educational opportunities to better understand the environment where they live.

Second, the community immediately to southwest of the Weber Property has experienced flooding problems for years due to past alterations in the hydrology of Cayuga Creek (U.S. Army Corps of Engineers – Buffalo District, 2002). The protection and restoration of the site allows for flood mitigation via the implementation and demonstration of living infrastructure techniques which not only addresses community flooding, but simultaneously provide critical wetland habitat. Dating back to the 1970's, the original creek bed onsite was straightened and

disconnected from its historic floodplain, causing increased velocity and overflow during rain events. With more than fifteen hundred feet of altered stream channel running through the western portion of the property, a significant opportunity exists to re-establish a more natural meandering stream or potentially, flow relief channels. This would allow for water to be stored on the adjacent floodplain and wetlands which would in turn reduce flooding, improve water quality, and increase watershed function within the town. Such techniques provide an opportunity for the town to enhance its coastal resiliency and serve as a model community for living infrastructure implementation. Restoring the stream channel would provide a multitude of ecological benefits to the downstream Niagara River Area Of Concern (AOC) including helping to reduce sediment in Cayuga Creek and the Niagara River, and providing breeding habitat for fish species like northern pike who use tributaries like Cayuga Creek to spawn.

Initial steps for the acquisition process have been initiated through coordination and the matching resources of Riverkeeper, the Land Conservancy and the Town of Niagara. The remainder of this phase is estimated to take 8 to 12 months. With the assistance of Niagara County's Brownfield Revitalization Program the Environmental Site Assessment (ESA) is scheduled to begin on October 1, 2015. Funding for this portion of the acquisition has been secured from the Niagara County Brownfield Development Corporation who will subcontract out this work. After the updated Phase 1 & 2 ESAs are complete and all parties have a chance to review the results, the property transfer is anticipated to begin in May or June of 2016. With Joseph C. Weber Inc. willing to donate the property to the town, it is expected that the transfer could be completed as early as July or August of 2016. If deemed appropriate, a conservation easement may be established to help ensure the long-term protection of the property. If a conservation easement is completed, a stewardship fund and legal defense fund will be established to ensure the integrity of the easement in perpetuity.

Concurrent with the Phase I and II work, Riverkeeper intends to coordinate the planned restoration work for the site. Immediately following the property acquisition, it is anticipated that work will begin to complete a restoration master plan for the entire property. This phase of the project is expected to take 8 to 12 months. First, an initial stakeholder meeting will be held with the project partners and other interested parties (potentially including, but not limited to, U.S. Fish & Wildlife Service, SUNY Buffalo State College, NYS Department of Environmental Conservation, U.S. Army Corps of Engineers, City of Niagara Falls, Buffalo Audubon Society, as well as others) to gather information and support regarding restoration and future uses of the property. From this group, a technical advisory committee (TAC) will be established to help guide planning efforts throughout the remainder of the master plan development. Preliminary design concepts addressing habitat restoration, invasive species management, flood mitigation, and the creation of a recreational trail network will be developed during this process. Previous studies including the recently completed Niagara River Greenway Habitat Conservation Strategy (Buffalo Niagara Riverkeeper, 2015) will aid in the development of these plans. The resulting preliminary design concepts will be shared at a public meeting to gather input and support from the local community. Further refinement of the design concepts will be developed to come up with a 90% complete restoration master plan. A second series of meetings will then be held with the public and the TAC to receive final input. A complete restoration master plan with design concepts and budget details is anticipated to be complete by the spring of 2017. Additional technical and financial resources from the Town of Niagara and the US Fish and

Wildlife Service will be leveraged to complete this work. The completion of the restoration master plan will provide the design blueprint, allowing the project partners to secure additional funding for implementation and construction.

2. Niagara Greenway Vision Statement:

The Niagara River Greenway is a world-class corridor of places, parks and landscapes that celebrates and interprets our unique natural, cultural, recreational, scenic, and heritage resources and provides access to and connections between these important resources while giving rise to economic opportunities for the region.

Improve Access and Make Connections

The Weber Property is located along Cayuga Creek, one of two tributaries in the Town of Niagara that provides direct water access to the Niagara River for local residents. This 36.9-acre site is the largest undeveloped and forested piece of land within the Town of Niagara and serves as a critical connector in establishing the Niagara River Greenway. In addition, several major transportation corridors including Porter Road (Rt. 182), Niagara Falls Boulevard (Rt. 62), Military Road (Rt. 265), and the NYS Thruway (I-90) are directly adjacent to or within minutes of, the property allowing for easy access. With Niagara Falls State Park only 15 minutes away and the Niagara Falls International Airport and Air Reserve Station across the street, this site has the potential to attract numerous out-of-town visitors who enjoy hiking, birding and nature photography.

Protect and Restore Environmental Systems

Acquiring the Weber Property will ensure that this largely natural area remains protected from residential and commercial development. Restoration planning efforts will address past alterations made to the stream channel and the associated floodplain and wetlands. These efforts will reduce flooding along this section of the stream and surrounding community as well as add to the overall ecological value of the habitat. An invasive species management plan will be included in the restoration master plan to restore and help protect the ecological diversity of the property. A trail network plan will also help provide public access while simultaneously protecting important ecological areas of the property.

Celebrate History and Heritage

The Weber Property will provide a place to enjoy the natural world just minutes from the dense urban environment in Niagara Falls. It will become an important part of the natural heritage for the community that calls the Niagara River home as it offers opportunities for the next generation to hear chorus frogs and migratory song birds each spring. Outdoor events and activities will be planned to celebrate and explore this new addition of public space in the Town of Niagara and along the Niagara River Greenway.

Promote Long Term Sustainability

With the Town of Niagara acquiring this property, and with the support of the Land Conservancy and Riverkeeper, long-term protection of the property is at the heart of this proposal. Every effort will be made to ensure that the restoration master plan incorporates design concepts that will not only protect but also enhance the habitat value of the site. In addition, a conservation easement may be established by the project partners if it is determined appropriate for the long-term protection of the site. If a conservation easement is completed, a stewardship fund and legal defense fund will be established to ensure the integrity of the easement in perpetuity.

Extend the Legacy of Frederick Law Olmstead

The Town of Niagara has been working to increase the recreational activities available to its residents mainly through the development of Veterans' Memorial Park. Through the acquisition of the Weber Property, the Town of Niagara will greatly increase its ability to provide a wider array of outdoor experiences and to contribute to the establishment of the Niagara River Greenway. With a steadily growing population and increased commercial development, the protection of a large open space like the Weber Property will be an extremely important economic and ecological asset for the Town.

GUIDING PRINCIPALS

Through the **Weber Property Acquisition and Restoration Planning** efforts, the guiding principles of the Niagara Greenway Commission will be met as follows:

Excellence

The Town of Niagara, Riverkeeper, and the Land Conservancy are all committed to making sure that this project is completed with excellence. Through the acquisition and restoration of the Weber Property, additional amenities will be provided to residents and visitors to the Town of Niagara, improving quality of life and the experiences visitors have in Western New York. Through this project, the Town will enhance their coastal resiliency, increasing the safety and quality of life of its residents.

Sustainability

All of the project partners are committed to the long-term care of the Weber Property. The Town of Niagara's Parks and Recreation Department has committed to the operation and maintenance of this new public space. Riverkeeper has committed to completing additional programming that will both enhance the awareness of the property and help maintain and improve ecological and recreational experiences on the property.

Accessibility

The Weber Property is located along Cayuga Creek, one of two tributaries in the Town of Niagara that provides direct water access to the Niagara River for local residents. In addition, several major transportation corridors including Porter Road (Rt.182), Niagara Falls Boulevard

Construction	\$ 5,000.00
Acquisition	\$ 140,790.00
Administration	\$ 23,583.00
Operation and Maintenance / Year	\$ _____
TOTAL PROJECT COST	\$ 251,230.00

**Construction funds will be used for signage on the property to increase public awareness of the project and its importance in the Niagara River Greenway.

4. Community and Government Support

Several planning studies have identified this property as a major priority to improve the flooding conditions along Cayuga Creek and to protect an important area of habitat (Buffalo Niagara Riverkeeper, 2015, Ecology and Environment, 2014, and Frothigham & Brown, 2005). The Town Supervisor is in full support of this project and has the support of the town residents. Niagara County Brownfield Development Corporation has allocated funding to complete the updated ESA and is also in full support of this project. In addition, we have included letters of support from other agencies and organizations that have endorsed this project (see attached).

5. Environmental Setting

This large undeveloped area is significant in the context of the Town of Niagara and the Cayuga Creek corridor. The Weber Property is considered particularly valuable given that it is the only remaining contiguous tract of wetland, shrubland, and grassland along the Cayuga Creek that includes areas of relatively rare and valuable forested wetland habit (see attached map - Existing Conditions). This acquisition will allow the Town of Niagara to provide its residents with the opportunity to enjoy additional outdoor recreational space and activities like hiking and birding.

Attachments

- A. Map of the Weber Property – Existing Conditions
- B. Map of the Weber Property – Proposed Restorations
- C. Letters of Support
- D. Proof of 501c3 Status – Buffalo Niagara Riverkeeper
- E. Proof of 501c3 Status – Western New York Land Conservancy

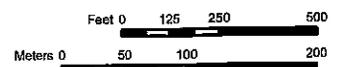


KEY:

-  Municipal Boundary
-  Weber Property Parcels
-  Channelized Section of Cayuga Creek
-  Scattered Dump Piles
-  Successional Shrubland

-  Historic Floodplain Forest
-  Forested Wetland Habitat Delineated by Earth Dimensions
-  Bottomland Forest Habitat
-  Closed Bottle Gentian Population

**Existing Conditions
Weber Property
Town of Niagara, New York**

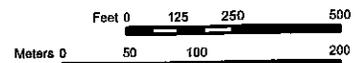




KEY:

- | | |
|--|---|
|  Weber Property Parcels |  Potential Area for Floodplain Reconnection and Excavation of Vernal Pools |
|  Channelized Section of Cayuga Creek |  Common Buckthorn and Purple Loosestrife |
|  Bottomland Forest Habitat |  Multiflora Rose and Common Buckthorn |
|  Historic Floodplain Forest |  Phragmites |
|  Successional Shrubland | |

**Opportunities
Weber Property
Town of Niagara, New York**





BUFFALO STATE
The State University of New York

Geography & Planning Department
Classroom Building, A213
1300 Elmwood Avenue
Buffalo, NY 14222-1095
Tel: (716) 878-6216
Fax: (716) 878-4009

www.buffalostate.edu

September 8, 2015

Niagara River Greenway Commission
Beaver Island State Park
2136 West Oakfield Road
Grand Island, New York 14072

To Whom It May Concern:

I am writing in support of the proposal from Buffalo Niagara Riverkeeper, WNY Land Conservancy, and the Town of Niagara to acquire the Weber Property and develop a restoration master plan with Niagara River Greenway Commission funds. The Weber Property is a 37 acre parcel of land in the Town of Niagara that is part of the Cayuga Creek watershed. I have worked on several watershed planning initiatives and projects in the Cayuga Creek watershed over the past 15 years and the Weber Property is a unique area that should be preserved and restored.

While most of the Cayuga Creek watershed is developed (e.g., urban, suburban, and agricultural land uses), the Weber Property is a forested wetland habitat area that is currently undeveloped. Unfortunately, the portion of Cayuga Creek that runs through the property is channelized and disconnected from the floodplain, which has contributed to flooding problems in the Town. Research that I have led in the watershed indicates that most of Cayuga Creek is in poor condition based on a qualitative visual assessment of stream characteristics like the width of the riparian zone, bank stability, and water quality. Moreover, a survey of residents living adjacent to the creek showed that most residents perceive the condition of creek to be poor based on concerns such as streambank erosion, water quality problems, and trash in the creek. However, landowners also indicated that they are using the creek for activities like fishing, kayaking, and observing nature and they expressed an overwhelming interest in enhancing aquatic habitat within the creek and keeping the creek in its natural state. Thus, the proposed acquisition of the Weber Property and restoring the creek to a more natural system would be an outstanding opportunity to preserve and enhance a unique area of the Cayuga Creek watershed while supporting stakeholder interests.

I believe that Buffalo Niagara Riverkeeper and its partners are well positioned to incorporate the Weber Property restoration plan into the larger, watershed-scale Niagara River Greenway Habitat Conservation Strategy and the Healthy Niagara plan that have been developed. I am also confident that the proposed project supports the Niagara River Greenway Commission mission to preserve and enhance natural resources in the Greenway. So, it is without hesitation that I support the proposal to acquire the Weber Property and develop a restoration master plan.

Sincerely,

Kelly M. Frothingham, Ph.D.
Chair and Professor, Geography and Planning Department

Internal Revenue Service
P.O. Box 2508
Cincinnati, OH 45201

Department of the Treasury

Date: **DEC 12 2006**

BUFFALO NIAGARA RIVERKEEPER
617 MAIN ST
BUFFALO NY 14203-1419

Person to Contact:
Vaida Singleton
ID# 31-03018
Toll Free Telephone Number:
877-829-5500
Employer Identification Number:
22-2993054

Dear Sir or Madam:

This is in response to the amendments to your organization's Articles of Incorporation filed with the state on October 25, 2005. We have updated our records to reflect the name change as indicated above.

Our records indicate that a determination letter was issued in October 1989, that recognized you as exempt from Federal income tax. Our records further indicate that you are currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records also indicate you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



Cindy Westcott
Manager, Exempt Organizations
Determinations

New York State
Department of State
Division of Corporations, State Records
and Uniform Commercial Code
41 State Street
Albany, NY 12231
www.dos.state.ny.us

06102500

**CERTIFICATE OF AMENDMENT
OF THE
CERTIFICATE OF INCORPORATION
OF**

Friends of the Buffalo Niagara Rivers, Inc.

(Insert Name of Domestic Corporation)

Under Section 803 of the Not-for-Profit Corporation Law

FIRST: The name of the corporation is: Friends of the Buffalo Niagara Rivers, Inc.

If the name of the corporation has been changed, the name under which it was formed is: _____
Friends of the Buffalo River, Inc.

SECOND: The date of filing of the certificate of incorporation with the Department of State is:
January 26, 1989

THIRD: The law the corporation was formed under is: Not-for-Profit Law

FOURTH: The corporation is a corporation as defined in Section 102(a)(5) of the Not-for-Profit Corporation Law. The corporation is a Type B corporation. If the corporate purposes are being enlarged, limited or otherwise changed, the corporation shall be a Type _____ corporation.

FIFTH: The amendment effected by this certificate of amendment is as follows: (Set forth each amendment in a separate paragraph providing the subject matter and full text of each amended paragraph. For example, an amendment changing the name of the corporation would read as follows: "Paragraph First of this Certificate of Incorporation relating to the corporate name is hereby amended to read in its entirety as follows: First: The name of the corporation is ... (the name) ...")

Paragraph First of the Certificate of Incorporation relating to Name

is hereby [check the appropriate box(es)] added to read in its entirety as follows or amended to read in its entirety as follows: The name of the Corporation is Buffalo Niagara RIVERKEEPER.

Secretary of State
Department of State
100 North Street, Room 1406, Baltimore, MD 21201

- SEVENTH: The certificate of amendment was authorized by:
- The amendment was authorized by a vote of a majority of the members of the corporation.
 - The amendment was authorized by the unanimous written consent of all the members of the corporation to vote thereon.
 - The amendment was authorized by a vote of a majority of the members of the corporation and the corporation has no members.

Julie Barrett O'Hell
(Signature)

John P. ...
(Signature)

CERTIFICATE OF AMENDMENT
OF THE
CERTIFICATE OF INCORPORATION
OF

Friends of the Buffalo Niagara Rivers, Inc.

(Insert Name of Domestic Corporation)

Under Section 803 of the Not-for-Profit Corporation Law

Filer's Name Tamar Rothaus

Address 617 Main Street, M106

City, State and Zip Code Buffalo, NY 14203

NOTE: This form was prepared by the New York State Department of State. It does not contain all applicable provisions under the law. You are not required to use this form. You may draft your own form or use forms available at legal stationery stores. The Department of State recommends that all documents be prepared by a qualified professional. Please be sure to review Section 804 and Section 804 of the Not-for-Profit Corporation Law. All necessary consents or approvals are required to be attached to this certificate of amendment. The certificate must be submitted with a \$30 filing fee.

For Office Use Only

STATE OF NEW YORK
DEPARTMENT OF STATE

OCT 25 2005

FILED
TAX'S
BY:

[Handwritten Signature]
[Handwritten Initials]

7/25

051025000 *1/5*

3

CINCINNATI OH 45999-0038

In reply refer to: 0248421964
June 11, 2013 LTR 4168C 0
22-3160426 000000 00
00019936
BODC: TE

WESTERN NEW YORK LAND CONSERVANCY
INC
PO BOX 471
EAST AURORA NY 14052

Employer Identification Number: 22-3160426
Person to Contact: Ms. L Mitchell
Toll Free Telephone Number: 1-877-829-5500

Dear Taxpayer:

This is in response to your May 31, 2020, request for information regarding your tax-exempt status.

Our records indicate that you were recognized as exempt under section 501(c)(3) of the Internal Revenue Code in a determination letter issued in April 1992.

Our records also indicate that you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section(s) 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Please refer to our website www.irs.gov/eo for information regarding filing requirements. Specifically, section 6033(j) of the Code provides that failure to file an annual information return for three consecutive years results in revocation of tax-exempt status as of the filing due date of the third return for organizations required to file. We will publish a list of organizations whose tax-exempt status was revoked under section 6033(j) of the Code on our website beginning in early 2011.



November 19, 2015

Jill Jedlicka, Executive Director
Buffalo Niagara Riverkeeper
721 Main Street
Buffalo, NY 14203

Dear Ms. Jedlicka:

The Niagara River Greenway Commission is pleased to support the Sustainable Stewardship of the Niagara River Greenway Proposal as well as the Weber Property Acquisition & Development of a Restoration Master Plan.

The projects were deemed consistent to the Niagara River Greenway Plan as determined by the Niagara River Greenway Commission on November 17, 2015. The subjective evaluations were based on the principals, goals and criteria that define the Niagara River Greenway Plan.

The Commission is pleased to support your project proposals and wishes you great success.

Respectfully,

Greg Stevens
Chairman, Niagara River Greenway

Cc: Gary Mucci, Erie County Standing Committee
Mary Melloni, Niagara County Host Committee
Lou Paonessa, NYPA

TOWN OF NIAGARA
COUNTY OF NIAGARA, STATE OF NEW YORK
NIAGARA FALLS, N.Y.

7105 LOCKPORT ROAD
NIAGARA FALLS, NY 14305



PHONE: (716) 297-2150
FAX: (716) 297-9262
www.townofniagara.com

Office of the Town Clerk/Tax Collector
SYLVIA VIRTUOSO

DATE: February 24, 2016
TO: Lee S. Wallace, Supervisor
FROM: Sylvia Virtuoso, Town Clerk
RE: Resolution authorizing the Town Supervisor to submit an application in the amount of \$43,000.00 to the Niagara River Greenway Commission, the Niagara Power Coalition and the Host Community Standing Committee for Phase I funding of the proposed Habitat restoration and flood management plan for the property currently referred as the "Weber Property". (Wallace)

At a Town of Niagara Town Board meeting conducted on the 23rd day of February 2016 the Town Board took the following action:

Approved the above referenced request.

Appropriate Town Officials shall take such action as may be required.

CC: J. Siegmann

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Office of the Town Clerk/Tax Collector
SYLVIA VIRTUOSO

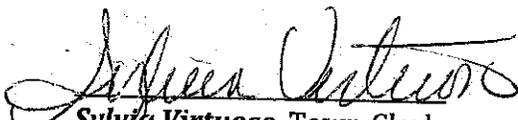
November 23, 2015

STATE OF New York)
COUNTY OF Niagara) SS:
TOWN OF Niagara)

I, *Sylvia Virtuoso*, Town Clerk of the Town of Niagara, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by the Town of Niagara Town Board at a meeting duly called and held at the Town of Niagara Town Hall on February 23, 2016 by the required and necessary vote of the members of the Town Board to approve the following Resolution:

Resolution authorizing the Town Supervisor to submit an application in the amount of \$43,000.00 to the Niagara River Greenway Commission, the Niagara Power Coalition and the Host Community Standing Committee for Phase I funding of the proposed Habitat restoration and flood management plan for the property currently referred as the "Weber Property". (Wallace)

Witness My Hand and the Official Seal of the Town of Niagara, New York this 1st day of March 2016.


Sylvia Virtuoso, Town Clerk