

FINAL AGENDA
TOWN BOARD MEETING
TOWN OF CLAY
June 5, 2023

1. Call to Order.
2. Pledge of allegiance.
3. Approve the minutes of the May 15, 2023, Regular Town Board Meeting.
4. Correspondence.
5. Cancellations and/or requested adjournments.
6. (7:35 P.M.) Public hearing to consider the application of **TIDAL WAVE AUTO SPA** for a Zone Change located at **5004, 5008 & 5014 West Taft Road**, from R-10 One-Family Residential District to HC-1 Highway Commercial District, to allow for an automobile carwash facility. **Tax Map Nos. 116.1-01-04.1, 116.1-01-05.0 and 116.1-01-06.0** consisting of ±3.87 acres of land. **– ADJOURN TO JULY 17, 2023, TOWN BOARD MEETING PER APPLICANT REQUEST.**
7. (7:38 P.M.) Public hearing to consider the application of **SPLASH CAR WASH 4S-BUCKLEY LLC.**, for a Special Permit to allow for a Car Wash for property located at **7190-7192 Buckley Road, Tax Map No. 117.-02-47.0.** **–APPLICANT REQUESTED TO WITHDRAW APPLICATION VIA EMAIL, MONDAY, MAY 15, 2023.**
8. (7:41 P.M.) Public hearing to consider the application to consider the application of **AMY MILES/EQUIPMENT SHARE**, for a Special Permit located at **SEC Dey Road and Edgecomb Drive, Tax Map No. 105.-02-02.1**, pursuant to Section 230-17C.(2)(e)[3] to allow for Motor Vehicle Rental on ±8.9 acres of land.
9. (7:44 P.M.) Public hearing to consider adding a proposed Local Law to be entitled **“LOCAL LAW NO. 1 OF THE YEAR 2023”** to amend **CHAPTER 230** entitled **“ZONING”** by amending Section §230-22C. (1) (c) [1] [a] [i] adding the words “and Community Center” after religious institutions and to strike the word “and” before religious institutions to said section of the Code of the Town of Clay.’’

10. (7:47 P.M.) Public hearing to consider the application of **POPEYES/LIBERTY RESTAURANTS DEVELOPMENT** for a Special Permit to allow for a fast-food restaurant drive through pursuant to **Section 230-16C.(2)(e)[2]** – Drive-In Service, for property located at **7379 Oswego Road, Tax Map No. 104.-02-13.1 and 104.-02-13.2.** *(Adjourned from the April 17, 2023, Town Board Meeting)* – **ADJOURN TO SEPTEMBER 6, 2023, TOWN BOARD MEETING PER APPLICANT REQUEST.**
11. Move the adoption of a resolution authorizing the Supervisor to enter into a **Professional Services Architectural Agreement** with **Donahoe Group**, to provide architectural services to create a specification book with bidding instructions for the Clay Park Central Restroom Facility. Specification Book and Bid Documents not to exceed **\$7,800.00** plus any additional fees incurred by the Architect, his employees, and sub-consultants in the interest of the project.
12. Move the adoption of a resolution approving the abandonment of a 25-foot-wide drainage easement at the request of the property owner, **Clay Quad West, LLC**, located at **3885 State Route 31, Tax Map No. 021-01-3.1** as shown on a map prepared by Ianuzi & Romans Land Surveying, P.C, dated May 23, 2023, and authorizing the Supervisor to execute a Termination of Easement form subject to execution by the property owner. The property owner shall bear the responsibility and all costs associated with the execution of this document. This resolution is in response to the request of the property owner challenging the necessity for this easement. The Town Engineer has determined the easement does not perform its original intent and is no longer needed. It would be reasonable for the Town Board to consider the property owner’s request.
13. Move the adoption of a resolution authorizing the Supervisor to enter into a professional services contract with **LaBella Associates** for creation of a **Master Plan and Comprehensive Plan** for the Town of Clay, said contract not to exceed \$_____.
14. Move the adoption of a resolution accepting a **REVISED Sexual Harassment and Prevention Policy** issued by New York State Department of Labor and New York State Division of Human Rights. This new policy will be incorporated with the Town of Clay’s policies and issued accordingly to all employees, along with New York State compliant harassment training annually.

15. Move the adoption of a resolution of the Town’s participation in the renewal of a Joint Agreement between the Town of Clay and Onondaga County for purposes of the Community Development Block Grant Program and the HOME Investment Partnership Program. Said resolution will be renewed for a three-year period including federal fiscal years 2024, 2025 and 2026.

16. Move the adoption of a resolution calling a public hearing June 20, 2023, commencing at 7:35 P.M., local time to consider proposed **LOCAL LAW NO. 2 OF THE YEAR 2023** to amend Chapter 230 entitled “ZONING” by amending Section §230-11C. Terms Defined to add and amend definitions for such classification to the Code of the Town of Clay.

IT IS PROPOSED TO ENACT by the Town Board of the Town of Clay, County of Onondaga as follows:

SECTION 1. It is proposed to amend Chapter 230 entitled “ZONING” Section §230-11 C. by adding the following:

E-COMMERCE OR DELIVERYS RETAIL USE

An activity characterized by the sale of goods directly to the consumer or business through off-site delivery service. Typically, have no or limited in-person sales or service. Delivery by business or via a third party is primarily used.

SECTION 2. It is proposed to amend Chapter 230 entitled “ZONING” Section §230-11 C. by amending the following:

RETAIL USE

An activity primarily characterized by the on-premise or delivery sales and display of goods and services to the consumer and businesses; the use may contain areas for related accessory uses. Examples include uses commonly referred to as: “department stores,” “hardware stores,” “grocery stores,” “boutiques,” “craft shops,” “appliance repair shops,” “video rental stores” and “personal service uses” (defined separately in this code). Excluded are the following principal uses: restaurants; gasoline service stations; motor vehicle sales, service or rental; and outdoor retail sales, display or service.