

AGENDA
TOWN BOARD MEETING
TOWN OF CLAY
September 18, 2023

1. Call to Order.
2. Pledge of allegiance.
3. Approve the minutes of the September 6, 2023, Regular Town Board Meeting.
4. Correspondence – **Announce retirement of Town Constable, Michael McCarthy effective September 25, 2023.**
5. Cancellations and/or requested adjournments.

6. **(SEOR)** Move the adoption of a resolution that the application of **PIZZA HUT / JAMES D. SMITH ARCHITECT**, for a Special Permit pursuant to Section 230-16C.9(2)(e)[2] – Drive-In Service, to allow for a restaurant with a drive-thru on land located at **7365 Oswego Road, Tax Map No. 104.-02-09.2.**, is an unlisted action with a completed EAF and involves no other permit granting agency outside the Town. The proposed project (may/will not) have a significant effect on the environment and therefore (does/does not) require the preparation of an EIS.

7. **(DECISION)** Move the adoption of a resolution (approving/denying) the application of **PIZZA HUT / JAMES D. SMITH ARCHITECT**, for a Special Permit pursuant to Section 230-16C.9(2)(e)[2] – Drive-In Service, to allow for a restaurant with a drive-thru on land located at **7365 Oswego Road, Tax Map No. 104.-02-09.2.**

8. **(7:35 P.M.)** Continued public hearing to consider the application of **JUNTAO YAN/DANIELLE FABRIZIO & DAVID CHRISTINE** for a Zone Change from RA-100 Residential Agricultural District to R-APT Apartment District, to allow for development of multi-family housing on land located at **7310 Oswego Road, Tax Map No. 114.-01-38.0** consisting of +/- 10.59 acres of land. (ADJOURNED FROM THE 9/6/2023 TOWN BOARD MEETING)

9. (7:38 P.M.) Continued public hearing to consider the application of **MORGAN ROAD STORAGE/KRAFT REAL ESTATE, LLC.**, for a Zone Change from O-2 Office to HC-1 Highway Commercial, to allow for a public storage facility on land located at **Morgan Road and Piccadilly Square, Tax Map No. 104.-03-13.1** consisting of ±2.2 acres of land. (REFERRED TO PLANNING AT THE 8/21/23 TOWN BOARD MEETING)
10. Move the adoption of a resolution calling a public hearing **October 2, 2023**, commencing at **7:41 P.M.** local time, to consider the application of **DONALD R. & CAROLYN J. CLARK IRREVOCABLE TRUST/CLARK-BURROWS SUBDIVISION** for a Zone Change from RA-100 Residential Agricultural District to R-7.5 One-Family Residential District, for land located at **6 Jay Path, Tax Map No. 094.-21-46.1**. The existing parcel currently has two different zoning districts.
11. Move the adoption of a resolution calling a public hearing **October 2, 2023**, commencing at **7:44 P.M.** local time, to consider the application of **DONALD R. & CAROLYN J. CLARK IRREVOCABLE TRUST/CLARK-BURROWS SUBDIVISION** for a Zone Change from RA-100 Residential Agricultural District to O-2 Office District, to allow for land located at **6 Jay Path, Tax Map No. 094.-21-46.1**, to be combined with an existing O-2 parcel.
12. Move an adoption of a resolution reducing the withheld overland securities for **Harke Farms Section No. 1** from \$45,000 to \$0. (COR Verplank Road Company, LLC: Harke Farms Drainage District Contract No. 1)
13. Move the adoption of a resolution authorizing a sanitary sewer lateral connection, pursuant to the written request of **Jeff Carkner (property owner), Tax Map No. 114-02-08.0**, to the existing sanitary sewer main located along Morgan Place. The associated construction will be at no cost to the Town of Clay. The property is located within the Woodard Sewer District. The property owner agrees to pay all costs (Town and private) associated with the sanitary sewer lateral connection as well as the Town of Clay Operation and Maintenance charges annually assessed for one unit and the County Sanitary District charges. The property owner further agrees to pay all annual Town and County charges thereafter.
14. Move the adoption of a resolution appointing Michael McCarthy as **Constable** effective October 2, 2023, through December 31, 2023.