

AGENDA
TOWN BOARD MEETING
TOWN OF CLAY
July 15, 2024

1. Call to Order.
2. Pledge of allegiance.
3. Approve the minutes of the June 17, 2024, Regular Town Board Meeting.
4. Correspondence.
5. Cancellations and/or requested adjournments.

6. **(SEOR)** Move the adoption of a resolution that the application of **S&G ACQUISITIONS** for a Zone Change from O-1 Neighborhood Office District to LuC-2 Limited Use District for Restaurants, to allow for an event space and commissary kitchen on land located at **5570 Caughdenoy Road, Tax Map No. 079.-05-73.1 f/k/a 079.-05-73.0**, consisting of +/- 6.5 acres of land. 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 **S&G ACQUISITIONS** for a Zone Change from O-1 Neighborhood Office District to LuC-2 Limited Use District for Restaurants, to allow for an event space and commissary kitchen on land located at **5570 Caughdenoy Road, Tax Map No. 079.-05-73.1 f/k/a 079.-05-73.0**, consisting of +/- 6.5 acres of land.

8. **(7:35 P.M)** Public hearing to consider the application of **TULLY’S GOOD TIMES** for Special Permits pursuant to Section 230-16B.(2)(e)[2] – Restaurant, and Section 230-16B.(2)(e)[7] – Drive-Thru, on land located at **3567 Route 31, Tax Map No. 019.-02-29.1** to allow for a restaurant and a drive-thru. (ADJOURNED FROM THE 3/18/24, 04/01/24, 05/06/24 & 06/03/24 TB MEETING)

9. (7:38 P.M) Public hearing to consider the application of **BREW TEAM NY, LLC.**, for a Special Permit pursuant to Section 230-16 B.(2)(e)[2] Uses Allowed – Restaurant and Section 230-16 B.(2)(e)[7] Drive-Thru, on land located at **3906 & 3908 Brewerton Road, Tax Map Nos. 118.-01-07.1 & 118.-01-17.1**, to allow for a Drive-Thru Coffee Shop. (ADJOURNED FROM THE 05/06/24 & 06/03/24 TB MEETING) – **ADJOURN TO 8/19 @ 7:35 P.M., APPLICANT IS STILL WORKING WITH PLANNING BOARD**
10. (7:41 P.M) Public hearing to consider the application of **LAUREL SPRINGS ZONE CHANGE** for a Zone Change from HC-1 Highway Commercial District to R-SR Senior Residential District to allow for Senior Housing on land located at **W. Taft Road, Tax Map No. 107.-18-12.0** consisting of +/- 4.74 acres of land. (ADJOURNED FROM THE 6/17/24 TB MEETING)
11. (7:44 P.M) Public hearing to consider the application of **TRAIN HARD FITNESS I, LLC.**, for a Zone Change from NC-1 Neighborhood Commercial District to R-7.5 One-Family Residential District to allow for creation of a residential lot on land located at **8180 Oswego Road, Tax Map No. 067.-01-03.1** consisting of +/- .29 acres of land. (ADJOURNED FROM THE 6/17/24 TB MEETING)
12. (7:47 P.M) Public hearing to consider the application of **ALLEN ROAD ZONE CHANGE/HAFNER FAMILY TRUST**, for a Zone Change from R-10 One-Family Residential District to O-1 Neighborhood Office District to allow for a small company office on land located at **Allen Road, Tax Map No. 112.-07-11.5** consisting of +/- 1.53 acres of land. (ADJOURNED FROM THE 6/17/24 TB MEETING)
13. (7:50 P.M) Public hearing to consider the application of **WEGMANS (GREAT NORTHERN)/WEGMANS FOOD MARKETS, INC.**, for a Zone Change from Rec-1 Recreation District to RC-1 Regional Commercial District to allow for future development on land located at **3955-3959 NYS Route 31, Tax Map No. 021.-01-05.6** consisting of +/- 24.40 acres of land. (ADJOURNED FROM THE 6/17/24 TB MEETING)

14. Move the adoption of a resolution calling a public hearing on **August 19, 2024**, commencing at **7:38 P.M.**, local time, to consider the application of **MCDONALD'S USA, LLC.**, for a Special Permit pursuant to Section 230-16C.(2)(e)[2] Drive-In Service to allow for a McDonald's restaurant with a drive-thru on land located at **4979 Taft Road, Tax Map No. 107.-20-01.1**, consisting of +/-1.43 acres of land on a proposed lease parcel. The property is located in the RC-1 Regional Commercial and LuC-1 Limited Use districts.

15. Move the adoption of a resolution authorizing the Supervisor to execute an agreement with, and awarding the bid to _____ for **JANITORIAL/CLEANING SERVICES FOR THE TOWN OF CLAY TOWN HALL BUILDING** for \$_____ per year **to be billed on a monthly basis of \$_____** for one (1) year, commencing July 1, 2024 and terminating June 30, 2025. This agreement may be renewed under the same terms and conditions for two (2) additional one (1) year periods upon written consent of both parties. The agreement shall be approved as to form and content by the Town Attorney.

16. Move the adoption of a resolution authorizing the Supervisor to transfer **American Rescue Plan Act (ARPA)** funding in the amount of **\$40,040.42** to the General Capital Fund for the Clay Park Central Water Line Replacement Project and transfer funding in the amount of **\$26,735.23** to the General Capital Fund for the Project Green Education Center and transfer funding in the amount of **\$479,578.62** to the General Capital Fund for the Town Hall Roof Installation Project and transfer funding in the amount of **\$38,925.00** to the to the Consolidated Drainage Fund for the Black Brant Flooding and Drain Repair Project.

17. Move the adoption of a resolution that the Town of Clay hereby establishes the **STANDARD WORK DAYS** for elected and appointed officials who choose to participate in the New York State Retirement System, and will report the days worked to the New York State and Local Employee's Retirement System based on the record of activities maintained and submitted by the officials to the Town Clerk of the Town of Clay, all as shown on a resolution to be filed in the Town Clerk's office and posted on the Town of Clay website and posted on the Official Board, located at 4401 State Route 31, Clay NY 13041 for no less than 30 days after the adoption of such resolution, as required by the State Comptroller's office.

18. Move the adoption of a resolution that the Town of Clay having conducted public hearings to consider the construction and acquisition of sewer and drainage facilities located within **THE FARMSTEAD SUBDIVISION SECTION NO. 7**, (The Farmstead Sewer District, Contract No. 2, The Farmstead Drainage District Extension, Contract No. 1) and the construction of said facilities having been completed in accordance with the Plans and Specifications thereof; the Town Engineers having certified that the facilities have been satisfactorily completed and that the developer post the following security as shown under correspondence by the Town Engineers' under date of July 15, 2024: **Maintenance Guarantee - \$13,077 (Sewer \$6,898 and Drainage \$6,179); Overland Drainage - \$30,000; Highway - \$47,824; Monument Deposit - \$900; Parkland Contributions - \$13,500; Additional Engineering Fees - \$7,000**; and any other unpaid fees that may be owed by the Town of Clay for engineering, legal and/or administrative fees; and further contingent upon the developer having complied with all the requirements set forth in an Agreement between the Town of Clay and **MAPLE ROAD ASSOCIATES, INC.**, that the Town accept title to such facilities.

19. Move the adoption of a resolution accepting easements for sewer and drainage facilities located within **THE FARMSTEAD SUBDIVISION SECTION NO. 7**, (The Farmstead Sewer District, Contract No. 2 and The Farmstead Drainage District Extension, Contract No. 1) all as shown on a Final Plan prepared by Ianuzi & Romans Land Surveying, P.C., dated **August 2, 2023**.

20. Move the adoption of a resolution accepting a Warranty Deed, Dedication, Application and Release of damages for the roads in Section Seven (7) located within **THE FARMSTEAD SUBDIVISION SECTION NO. 7**; from **MAPLE ROAD ASSOCIATES, INC.**, (Lepinske Farm Place and Cooper Trade Place all having Permeable Shoulders).

21. Move the adoption of a resolution authorizing the Supervisor to execute the necessary documents for a grant application with the **Dormitory Authority of the State of New York (DASNY)** for the purchase of a Splashpad for the **Town of Clay** to be located at **Clay Central Park, 4821 Wetzel Road, Liverpool, NY**.