

**AGENDA**  
**TOWN BOARD MEETING**  
**TOWN OF CLAY**  
**October 7, 2024**

1. Call to Order.
2. Pledge of allegiance.
3. Approve the minutes of the September 16, 2024, Regular Town Board Meeting.
4. Correspondence – **Newbury Woods Residents**
5. Cancellations and/or requested adjournments.
  
6. (7:35 P.M.) Public hearing to consider the amendment of **CHAPTER 211**, entitled **TRAFFIC AND VEHICLES ORDINANCE** of the Code of the Town of Clay, **SECTION 211-12 “STOP INTERSECTIONS,” SCHEDULE IX (§211-42)**, of the Town of Clay Municipal Code to install two additional stop signs at the intersection of Mediator Way and Weller Hall Place, creating a three-way stop; and installation of the necessary signs therefore.
  
7. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **7:38 P.M.**, local time to consider the application of Town Board Case #1212: **MIRABITO ENERGY PROJECTS/KELLY-TOBIN DEVELOPMENT CORP.**, for a Special Permit pursuant to Section 230-16 B.(2)(e)[7] – Drive-in Service to allow for a drive-thru coffee shop on land located at the intersection of **Route 31 at Lawton Road, Tax Map No. 077.-34-17.1** consisting of +/-9.57 acres of land. The property is located in the HC-1 Highway Commercial District.
  
8. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **7:41 P.M.**, local time to consider the application of Town Board Case #1213: **MIRABITO ENERGY PROJECTS/KELLY-TOBIN DEVELOPMENT CORP.**, for a Special Permit pursuant to Section 230-16 B.(2)(e)[7] – Drive-in Service to allow for a drive-thru bank on land located at **Route 31 at Lawton Road, Tax Map No. 077.-34-17.1** consisting of +/-9.57 acres of land. The property is located in the HC-1 Highway Commercial District.
  
9. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **7:44 P.M.**, local time, to consider adding a proposed Local Law to be entitled **“LOCAL LAW NO. 3 OF THE YEAR 2024 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN A GENERAL MUNICIPAL LAW SECTION 3-C”** to the code of the Town of Clay.

10. Move the adoption of resolution calling a public hearing on **October 21, 2024**, commencing at **7:47 P.M.**, local time, to consider the application of Town Board Case #1214: **3567 RT 31 TT, LLC/TULLY’S TENDERS**, for a Special Permit pursuant to Section 230-16B.(2)(e)[2] – Restaurant, and Section 230-16B.(2)(e)[7] – Drive Thru, to allow for a drive-thru restaurant, on land located at 3567 Route 31, Tax Map No. 019.-02-29.1 consisting of +/-1.88 acres of land. The property is located in the HC-1 Highway Commercial District.
11. Move the adoption of resolution calling a public hearing on **October 21, 2024**, commencing at **7:50 P.M.**, local time, to consider the application of Town Board Case #1215: **EMPOWER PARKINSON WELLNESS CENTER/EMPOWER PARKINSON, INC.**, for a Special Permit pursuant to Section 230-15B.(2)(e)[3] – Medical Office, to allow for a medical office on land located at **4886-4888 W. Taft Road, Tax Map No. 116.-02-01.0**, consisting on +/-1.84 acres of land. The property is located in the O-2 Office District.
12. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **7:53 P.M.**, local time to consider a Petition for a lighting district within the Town of Clay to be known as **“RED BARN EXTENSION LIGHTING DISTRICT”**.
13. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **7:56 P.M.**, local time to consider a Petition for a drainage district within the Town of Clay to be known as **“RED BARN EXTENSION DRAINAGE DISTRICT”**.
14. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **7:59 P.M.**, local time to consider a Petition for a sewer district within the Town of Clay to be known as **“RED BARN EXTENSION SEWER DISTRICT”**.
15. Move the adoption of a resolution calling a public hearing on **October 21, 2024**, commencing at **8:02 P.M.**, local time to consider a Petition for a water district within the Town of Clay to be known as **“RED BARN EXTENSION WATER DISTRICT”**.
16. Town Clerk presents the **2025 TOWN OF CLAY TENTATIVE BUDGET** to the Town Board Members pursuant to Town Law.

17. Move the adoption of a resolution, pursuant to the written recommendation of the Highway Superintendent, on a letter dated September 24, 2024, recommending the release of securities withheld for **Riverwalk Subdivision Section 3A-Amended**, for Beaver Watch Path in the amount of \$2,772.00.
  
18. Move the adoption of a resolution authorizing the Supervisor to transfer American Rescue Plan Act (ARPA) funding in the amount of \$54,462.66 to the General Capital Fund for Town Hall Improvements and transfer funding in the amount of \$25,227.64 to the General Capital Fund for Welcome Center Improvements and transfer funding in the amount of \$61,236.70 to the General Capital Fund for the Town Hall Roof Installation Project and transfer funding in the amount of \$ \_\_\_\_\_ to the General Capital Fund for the Clay Park Central Restroom Project.
  
19. Move the adoption of a resolution authorizing the advertisement of bids for the **COLLECTION AND DISPOSAL OF BRUSH FOR CLAY BRUSH REMOVAL DISTRICT NOS. 2, 3, AND 4** within the Town of Clay. Said Bids to be received until **November 8, 2024, at 11:00 A.M.**, local time.
  
20. Move the adoption of a resolution authorizing the advertisement of bids for the **COLLECTION AND DISPOSAL OF BRUSH FOR CLAY BRUSH REMOVAL DISTRICT NOS. 5, 7, AND 8** within the Town of Clay. Said Bids to be received until **November 8, 2024, at 11:00 A.M.**, local time.