

Approved

At the Regular Meeting of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the 5th of December, 2016 at 7:30 P.M., there were:

PRESENT:

Joseph A. Bick	Deputy Supervisor/Councilor
Naomi R. Bray	Councilor
William C. Weaver	Councilor
Eugene Young	Councilor
David Hess	Councilor
Jill Hageman-Clark	Town Clerk
Mark V. Territo	Commissioner of Planning & Development
Robert Germain	Town Attorney
Ron DeTota	Town Engineer

ABSENT:

Damian Ulatowski	Supervisor
Jim Rowley	Councilor

OTHERS PRESENT:

Russ Mitchell; member of the Planning Board.

The meeting was called to order by Deputy Supervisor Bick at 7:30 P.M. All present joined in the Pledge of Allegiance.

Approval of Minutes:

Councilor Bray made a motion to approve the minutes of the November 9th, 2016 meeting. Motion was seconded by Councilor Young.

Ayes – 4 and Noes – 0 and 1- Abstaining. *Motion carried. Councilor Hess abstained due to his absence at that meeting.*

Cancellation and/or requested adjournments.

Deputy Supervisor Bick said that item numbered 10 will be adjourned to February 6, 2017 at the request of the applicant. He continued that item numbered 11 has been withdrawn by the applicant.

Correspondence:

Deputy Supervisor Bick asked if anyone wished to address the Board on any items not on the agenda. There was no response.

REGULAR MEETING

R-16-201 ZONE CHANGE (SEQR) – Town Board Case # 1100 - JAMES DONEGAN (NYS Route 31):

Councilor Hess moved the adoption of a resolution that the application for **JAMES DONEGAN FOR A ZONE CHANGE** from **RA-100 Residential Agricultural** to **NC-1 Neighborhood Commercial** to allow for neighborhood commercial use located on **State Route 31, Tax Map No. 020.-01-05.4**; consisting of approximately 1.07± acres of land is an unlisted action with a completed EAF and involves no other permit granting agency outside the Town. The proposed project will not have a significant effect on the environment and therefore does not require the preparation of an EIS. Motion was seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-202 ZONE CHANGE (A)– Town Board Case # 1100 - JAMES DONEGAN (NYS Route 31):

Councilor Hess moved the adoption of a resolution **approving** the application of **JAMES DONEGAN FOR A ZONE CHANGE** from **RA-100 Residential Agricultural** to **NC-1 Neighborhood Commercial** to allow for neighborhood commercial use located on **State Route 31, Tax Map No. 020.-01-05.4**; consisting of approximately 1.07± acres of land. Motion was seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-203 ZONE CHANGE (SEQR) – Town Board Case # 1101- JAMES DONEGAN (NYS Route 31):

Councilor Hess moved the adoption of a resolution that the application for **JAMES DONEGAN FOR A ZONE CHANGE** from **RA-100 Residential Agricultural** to **NC-1 Neighborhood Commercial** to allow for neighborhood commercial use located on **State Route 31, Tax Map No. 020.-01-14.5** is an unlisted action with a completed EAF and involves no other permit granting agency outside the Town. The proposed project will not have a significant effect on the environment and therefore does not require the preparation of an EIS. Motion was seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-204 **ZONE CHANGE (A) – Town Board Case # 1101 - JAMES DONEGAN (NYS Route 31):**

Councilor Hess moved the adoption of a resolution **approving** the application of **JAMES DONEGAN FOR A ZONE CHANGE** from **RA-100 Residential Agricultural** to **NC-1 Neighborhood Commercial** to allow for neighborhood commercial use located on **State Route 31, Tax Map No. 020.-01-14.5**. Motion was seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

Special Permit (PH/Adj.) Town Board Case # 1102 - MCDONALDS USA, LLC AND WEGMANS FOOD MARKETS, INC.:

ADJOURNED TO FEBRUARY 6, 2017 at the request of the applicant.

Zone Change (PH/Adj.) – Town Board Case # 1103 - DANIEL BURROWS:
(WITHDRAWN)

R-16-205 **Fire Hydrants (3) Clay Consolidated Water Supply District:**

Councilor Young moved the adoption of a resolution authorizing the installation of three (3) fire hydrants in the Clay Consolidated Water Supply District and authorizing the Supervisor to execute the OCWA fire hydrant application. (Country Meadow Subdivision, Section No. 1). Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-206 **Appointment - CLAY VOLUNTEER FIRE DEPARTMENT, INC.:**

Councilor Young moved the adoption of a resolution approving the appointment of **Jim Gracievski and Mariah Hunter** as volunteer members of the **CLAY VOLUNTEER FIRE DEPARTMENT, INC.** Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-207 **Organizational Meeting for the Town of Clay:**

Deputy Supervisor Bick moved the adoption of a resolution cancelling the Monday, **January 2, 2017 Organizational and Regular Town Board Meetings for the Town of Clay** (New Year’s Day Observance) and rescheduling same to Wednesday, **January 4, 2017**, commencing at **7:00 P.M.**, local time,

prior to the Regular Town Board Meeting. Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-208 Meeting Date Change:

Deputy Supervisor Bick moved the adoption of a resolution cancelling the **January 16, 2017** Town Board Meeting and rescheduling same to Wednesday, **January 18, 2017**, commencing at **7:30 P.M.**, local time, due to the Martin Luther King Holiday. Motion was seconded by Councilor Hess.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-209 Meeting Cancellation:

Deputy Supervisor Bick moved the adoption of a resolution cancelling the **February 20, 2017** Town Board Meeting, due to President's Day and due to the annual Association of Towns meeting. Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-210 AUDIT – Judicial (2015):

Deputy Supervisor Bick moved the adoption of a resolution that the Town of Clay does hereby accept the Judicial Audit of the Town for the Fiscal Year ended December 31, 2015. Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-211 AUDIT – Town (2015):

Deputy Supervisor Bick moved the adoption of a resolution accepting the Town Audit for the Fiscal Year ended December 31, 2015. Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-212 STORMWATER AND EDUCATION COMPLIANCE ASSISTANCE PROGRAM:

Councilor Bray moved the adoption of a resolution supporting participation in the Central New York Regional Planning & Development Board's year 8 **STORMWATER AND EDUCATION COMPLIANCE ASSISTANCE PROGRAM** and authorizing the Supervisor to act on behalf of the Town of Clay

and execute any and all documents necessary with regard to said matters. In line with the recommendations of the CNY Stormwater Coalition Finance Committee, the CNY RPDB (Regional Planning & Development Board) has adopted a **FLAT FEE STRUCTURE to simplify the municipal budgeting process. At \$3,600.00 PER MUNICIPALITY, this rate reflects shared costs for common services provided equally to all participating municipalities regardless of size or population.** The funds will be available to the Board no later than **January 31, 2017** to complete the project, and a certified copy of this resolution will be prepared and sent to the Board no later than **November 30, 2016**. Motion was seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-213 **Special Permit (CPH) Town Board Case # 1104 - SYRACUSE BRICK HOUSE, INC. D/B/A SYRACUSE BEHAVIORAL HEALTHCARE:**

Deputy Supervisor Bick moved the adoption of a resolution calling a public hearing **December 19, 2016**, commencing at **7:35 P.M.**, local time to consider the application of **SYRACUSE BRICK HOUSE, INC. D/B/A SYRACUSE BEHAVIORAL HEALTHCARE for a SPECIAL PERMIT** to allow for a hospital/clinic, pursuant to Section 203-17 C.(2)(e)[8] located at **4567 Crossroads Park Drive, Tax Map No. 115.-01-19.1**. Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-214 **Zone Change (CPH) Town Board Case # 1105 – 8302 OSWEGO ROAD, LLC (ROBERT ALUZZO):**

Councilor Hess moved the adoption of a resolution calling a public hearing **December 19, 2016**, commencing at **7:38 P.M.**, local time to consider the application of **8302 OSWEGO ROAD, LLC (ROBERT ALUZZO) FOR A ZONE CHANGE FROM RA-100 Residential Agricultural to O-1 Neighborhood Office** to allow for a proposed office building located at **8302 Oswego Road, Tax Map No. 054.-01-03.1** consisting of approximately **.42±** acres of land. Motion was seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-215 **Traffic & Vehicles – (Stop Signs) (CPH)- New Hope and New Hope North:**

Councilor Young moved the adoption of a resolution calling a public hearing **December 19, 2016**, commencing at **7:41 P.M.**, local time to consider the amendment of **CHAPTER 211, 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 designate and provide for **THREE (3) STOP SIGNS** to be installed at the intersection of New Hope and New Hope North to make a three-way stop; and the installation of the necessary signs therefore. Motion was seconded by Councilor Bray.

Ayes – 5 and Noes – 0. *Motion carried.*

R-16-216 **LOCAL LAW NO. 1 OF THE YEAR 2017 (amending) CHAPTER 230**
“ZONING” (CPH) :

Councilor Bray moved the adoption of a resolution calling a public hearing **December 19, 2016**, commencing at **7:44 P.M.**, local time to consider proposed **LOCAL LAW NO. 1 OF THE YEAR 2017** amending **CHAPTER 230 “ZONING”** of the Town Code to amend **§230-22 Signs** by amending **§230-22C.(1) (c) [1] [a] [1]** adding “Or uses” after ‘Permitted zones’ and adding at the end of the paragraph “for use by *Emergency Vehicle Stations* as defined in the Zoning Code,” and to be included in the Town of Clay Municipal Code. Motion was seconded by Councilor Hess.

Ayes – 5 and Noes – 0. *Motion carried.*

Adjournment:

The meeting was adjourned at 7:42 P.M. upon motion by Councilor Bray and seconded by Deputy Supervisor Bick.

Ayes – 5 and Noes – 0. *Motion carried.*

Jill Hageman-Clark RMC / Town Clerk