

At the Regular Meeting of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the 18th of November, 2013 at 7:30 P.M., there were:

PRESENT:

Damian Ulatowski	Supervisor
Naomi R. Bray	Councilor
William C. Weaver	Councilor
Joseph A. Bick	Councilor
Bruce Johnson	Councilor
Eugene Young	Councilor
Jill Hageman-Clark	Town Clerk
Mark V. Territo	Commissioner of Planning and Development
Robert Germain	Town Attorney
Ron DeTota	Town Engineer

ABSENT:

Robert L. Edick	Deputy Supervisor/Councilor
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The meeting was called to order by Supervisor Ulatowski at 7:30 P.M. All present joined in the Pledge of Allegiance.

Approval of Minutes:

Councilor Bick moved the adoption of a resolution to **Approve** the Minutes of the November 6th, 2013 Town Board Meeting. Motion was seconded by Councilor Bray.

Ayes-5 and Noes-0. Motion carried. Councilor Johnson abstained due to his absence at that meeting.

Cancellation and/or requested adjournments.

Supervisor Ulatowski said that items 6 and 7 would not be heard.

Correspondence:

Melinda Norderhouse, the resident from Trastevere Road asked the Supervisor if anything had been decided regarding the parking situation on Trastevere Road. The Supervisor said that they are in the process of revising the code which will allow the Town to take action without the assistance of the Sheriff's Department. Robert Germain, legal counsel for the Town of Clay explained that by revising the Town of Clay Code, the Town could post No Parking/Towing and enforce it as well. He continued that the process will take a little while but this process will allow the Town Code Officer to enforce it within a reasonable time frame.

REGULAR MEETING:

ABANDONMENT (A/D) - OPAL DRIVE:

NO ACTION

Special Permit (PH) – Town Board Case # 1053 - MICHAEL BELL:

Adjourned to January 22nd, 2014.

Special Permit (PH/adj.) – Town Board Case # 1054 Yelann Momot of BERGMANN ASSOCIATES and SUNOCO, INC. (R&M):

A public hearing to consider the application of **Yelann Momot** of **BERGMANN ASSOCIATES** and **SUNOCO, INC. (R&M)** for a **SPECIAL PERMIT TO ALLOW FOR A DRIVE THRU** pursuant to **Section 230-16 D. (2) (e) [1]** as part of a proposed project to remove the existing car wash building at the Sunoco fuel station located at **8450 Oswego Rd, Tax Map No. 053.-01-8.2**; and to construct an **A Plus convenience store** with a food tenant. (Adjourned to this date and time from the October 21, 2013 Town Board Meeting).

The applicant began by explaining that they are proposing right in and right out access on Route 57 and on Route 31 closer to the traffic control signal and one full access onto Route 31 further down. There will be spaces for 37 cars to park. There were representatives from Dunkin' Donuts and Sunoco present. The applicant also stated that the Planning Board suggested a full access exit onto Route 57.

Supervisor Ulatowski asked about the square footage of the store. The applicant stated that it is 3774 square feet and that it meets the setbacks. He then asked if the structure and layout would be similar to the business on the corner of Buckley Road and Henry Clay Boulevard. The applicant said that it would and that it is the same operator.

Councilor Young asked which configuration (a or b) would be used. The applicant explained that one of the diagrams indicates a connection to the Laundromat, but the Laundromat was not agreeable to that. There was a brief discussion about the air pump and vacuums and where they will fit in. Councilor Young added that the Board could set conditions. Councilor Bray added that she had concerns that if the Special Permit was granted for a Dunkin' Donuts, a future tenant may have a more intense use and the site is a little tight. Commissioner Territo stated that a Special Permit follows the land, not the tenant but could be written to limit it to the Dunkin' Donuts with regard to the Boards concerns for higher volume traffic within the site.

Supervisor Ulatowski asked if anyone had any further questions or comments; hearing none he **closed** the public hearing and said that they would work on the wording if this application were to be approved.

Hydrants - THE FARMSTEAD WATER SUPPLY DISTRICT:

Councilor Johnson moved the adoption of a resolution authorizing the installation of five (5) fire hydrants in **The Farmstead Water Supply District** and authorizing the Supervisor to execute the OCWA fire hydrant application. Motion was seconded by Councilor Bick.

Ayes-6 and Noes-0. *Motion carried.*

Sewer Lateral Connection (A) – JOSEPH GROSSO:

Councilor Bick moved the adoption of a resolution authorizing a **SEWER LATERAL CONNECTION**, pursuant to the written request of **JOSEPH GROSSO**, the property owner, to a **TOWN OF CLAY SANITARY SEWER MANHOLE** located at the easterly portion of his property for servicing the residence at **7531 Mill Brook Road in North Syracuse (Tax Map No. 097.-01-01.2)**. The cost of construction will be at **no cost** to the Town of Clay. The property owner agrees to pay all costs (Town and private) associated with the sanitary sewer connection as well as the **Town of Clay Operation and Maintenance charges** as annually assessed for one unit per lot and the **County Sanitary District charges**. The property is located within the **ALLEN ROAD SEWER DISTRICT**. The property owner further agrees to pay all annual Town and County charges thereafter. This resolution is contingent upon receipt of \$700.00 for engineering, legal and administrative fees from Mr. Grosso. Motion was seconded by Councilor Johnson.

Ayes-6 and Noes-0. *Motion carried.*

Project/ Easement (A) – 7531 MILL BROOK ROAD:

Councilor Bray moved the adoption of a resolution accepting an easement from **JMG, Inc., d/b/a JMG Custom Homes** for the purpose of snow removal and storage located on the southeasterly portion of their property located at **7531 Mill Brook Road in North Syracuse (Tax Map No. 097.-01-01.2)** as depicted on the Final Plan of Lands of Martin made by Ianuzi and Romans, Land Surveying, P.C. dated 10/23/2013. Motion was seconded by Councilor Weaver.

Ayes-6 and Noes-0. *Motion carried.*

Appointment – MOYERS CORNERS FIRE DEPARTMENT:

Councilor Weaver moved the adoption of a resolution approving the appointment of **Dan Edwards** and **Brandon LaDue** as volunteer members of the **MOYERS CORNERS FIRE DEPARTMENT, INC. – STATION 2**; and **Alexander Dawley** as a volunteer member of the **MOYERS CORNERS FIRE DEPARTMENT, INC. – STATION 3**. Motion was seconded by Councilor Bray.

Ayes-6 and Noes-0. *Motion carried.*

Appointment – CLAY FIRE DEPARTMENT:

Councilor Bick moved the adoption of a resolution approving the appointment of **Eric Houde** and **David Evangelista** as volunteer members of the **TOWN OF CLAY FIRE DEPARTMENT, INC.** Motion was seconded by Councilor Johnson.

Ayes-6 and Noes-0. *Motion carried.*

Adjournment:

The meeting was adjourned at 8:47 P.M. upon motion by Councilor Bray and seconded by Councilor Bick.

Ayes-6 and Noes-0. *Motion carried.*