
RESOLUTION OF THE TOWN BOARD OF THE TOWN
OF CLAY, ONONDAGA COUNTY, STATE OF NEW YORK
RE: GRANTING 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, IN THE TOWN OF CLAY, STATE OF NEW YORK

At a Regular Meeting of the Town Board of the Town of Clay, County of Onondaga, State of New York, held at the Town Hall of the Town of Clay, located at 4401 State Route 31, Clay, New York, on the 16TH day of **OCTOBER, 2023** at **7:35 PM**, local time.

The meeting was called to order by Supervisor Damian M. Ulatowski and upon roll being called the following Town Board members were:

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|-----------------|----------------------|------------|
| PRESENT: | Damian Ulatowski | Supervisor |
| | Joseph Bick | Councilor |
| | Eugene Young | Councilor |
| | Kevin Meaker | Councilor |
| | Ryan Pleaskach | Councilor |
| | Deborah Magaro-Dolan | Councilor |

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| ABSENT: | David Hess | Councilor |
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The following resolution was moved, seconded and passed to wit.

WHEREAS, a petition dated **AUGUST, 28, 2023**, and made by **DONALD R & CAROLYN J. CLARK IRREVOCABLE TRUST/CLARK BURROWS SUBDIVISION**, has been presented to the Town Board and filed in the Office of the **TOWN CLERK** of the Town of Clay, which the Petitioner request 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**, and

WHEREAS, the proposed **ZONE CHANGE** was duly referred to the Onondaga County Planning Board on **September 1, 2023** in accordance with Article 12 (B) of the General Municipal Law; and

WHEREAS, the Onondaga County Planning Board has reviewed and considered the referral from the Town of Clay Town Board and has made its recommendation to the Clay Town Board that said application be decided solely on its own merits and comments; and

WHEREAS, the Planning Board of the Town of Clay has also examined into the application; held a public informational hearing on the matter and made its recommendation of approval to the Town Board of the Town of Clay; and

WHEREAS, the Town Board passed a resolution on **OCTOBER 16, 2023**, calling a public hearing for **SEPTEMBER 18, 2023**, commencing at **7:38 PM**, to consider said application at which time said public hearing was duly opened, held, and discussed and further scheduled for **OCTOBER 16, 2023** and, therefore, approved at the Town Hall of the Town of Clay, located at 4401 State Route 31, Clay, Onondaga County, State of New York, County of United States of America; and

WHEREAS, the Town Board has duly considered the Petition, evidence produced at said public hearings and the aforementioned recommendation; and

NOW, THEREFORE, be it

RESOLVED, ORDERED AND DETERMINED that the Town Board of the Town of Clay makes the following findings with respect to said Petition:

That the Town Planning Board reviewed said application and has recommended that said change of zone be approved and that the County Planning Board recommended that said application be approved; the Town Board after review of all submissions, public input, that there are adequate facilities available to provide the necessary public improvements to accommodate the requested zone change; and welfare of the Town of Clay; and therefore that the requests for a change of zone is approved, and

BE IT FURTHER RESOLVED, ORDERED AND DETERMINED, that the petition and "The Zoning Map of the Town of Clay" shall be, and the same is hereby approved and be amended to change the zone of the following described parcel of land from **RA-100 Residential/Agricultural District** to **O-2 Office District** on property located at **6 Jay Path, Tax Map # 094.-21-46.1** and being bounded and described as follows: **ALL THAT TRACT OF PARCEL OF LAND SITUATE** in the Town of Clay, County of Onondaga and State of New York, being part of Farm Lot No. 75 in said Town, being part of lands conveyed to the Donald R. & Carolyn J. Clark Irrevocable Trust by deed recorded in the Onondaga County Clerks Office in Book 5010 of Deeds at page 517, bounded and described as follows: Commencing at a point in the westerly boundary of Jay Path at its intersection with the northerly boundary of said lands conveyed to the Donald R. & Carolyn J. Clark, Irrevocable Trust, said point being the northeasterly corner of Lot No. 26 Woodgate according to a map of said tract filed in the Onondaga County Clerks Office August 1, 1966 as Map No. 4818; thence $S70^{\circ} 51' 10''W$ along said northerly boundary of lands conveyed to the Donald R. and Carolyn J. Clark, Irrevocable Trust, a distance of 114.47 feet to an angle point therein, said angle point being the northwesterly corner of said Lot No. 26 Woodgate; thence $S 71^{\circ} 02' 30''W$ continuing along said northerly boundary of lands conveyed to the Donald R. and Carolyn J. Clark, Irrevocable Trust, a distance of 30.00 feet to the actual point of beginning; running thence $S18^{\circ} 57' 30'' E$ through said lands conveyed to the Donald R. and Carolyn J. Irrevocable Trust, a distance of 127.00 feet to the northerly boundary of lands conveyed to Daniel J. Burrows by deed recorded in the Onondaga County Clerks Office in Book 5247 of Deeds at page 701; thence; S $71^{\circ} 02' 30''W$ along said northerly of lands conveyed to Daniel J. Burrows, a distance of 170.00 feet tot

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)


I, the undersigned Clerk of the Town of Clay, County of Onondaga, State of New York, **DO HEREBY CERTIFY:**

That the preceding Resolution was duly adopted by the Town Board of the Town of Clay at a Regular Meeting of said Town Board duly called and held on the 2nd day of **October 2023**, and, that said, Resolution was entered in the Minutes of the said Meetings; that I have compared the foregoing copy with the original thereof now on file in my office and that the same is a true and correct copy of said original and of the whole of said original.

I FURTHER CERTIFY, that all members of said Town Board had due notice of said Meetings.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Clay this 25th day of **August, 2023**.

(SEAL)



**JILL HAGEMAN-CLARK, TOWN CLERK OF THE TOWN
OF CLAY, COUNTY OF ONONDAGA, STATE OF NEW YORK**

the easterly boundary of Lands of Norman N. and Josephine Guinta, as shown on a map of said tract filed in the Onondaga County Clerks Office April 17, 2001 as Map No. 9171; thence N18° 57' 30"W along said easterly boundary of Lands of Norman N. and Josephine Guinta, a distance of 127.00 feet to said northerly boundary of lands conveyed to the Donald R. and Carolyn J. Clark Irrevocable Trust; thence N70° 02' 30" E along said northerly boundary of lands conveyed to the Clark Irrevocable Trust, a distance of 170.00 feet to the point of beginning. Subject to any easements or restrictions of record.

IT IS FURTHER RESOLVED AND ORDERED, that the Town Clerk shall enter this change of **ZONE** in the Minutes of the Town Board, shall cause a copy thereof to be published in the Post-Standard, shall post a copy thereof together with the necessary change on the Zoning Map, on the sign board maintained by the Town Clerk pursuant to Section 30, Subsection 6 of the Town Law of the State of New York and shall cause Affidavits of Publication and Posting to be filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a roll vote, which resulted as follows:

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| Damian Ulatowski | Voting | YES |
| Joseph Bick | Voting | YES |
| David Hess | Voting | YES |
| Eugene Young | Voting | YES |
| Kevin Meaker | Voting | NO |
| Ryan Pleaskach | Voting | YES |
| Deborah Magaro-Dolan | Voting | YES |

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

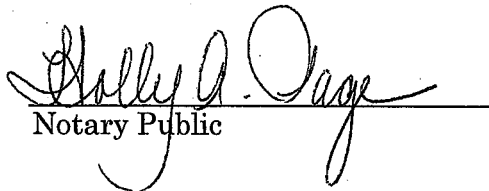
The undersigned deposes and says:

1. That she is the Town Clerk of the Town of Clay, Onondaga County, and State of New York.
2. That on **25th** day of **October 2023**, she duly caused to be posted a certified copy of the preceding Resolution on the Town Bulletin Board maintained pursuant to Subdivision 6 of Section 30 of the Town Law of the State of New York.
3. That on **25th** day of **October 2023**, she duly caused to be posted a copy of the preceding Resolution on the Town of Clay Website, www.townofclay.org, under Legal Notices and published in the Post-Standard.



JILL HAGEMAN-CLARK, TOWN CLERK OF THE TOWN OF CLAY,
COUNTY OF ONONDAGA, STATE OF NEW YORK

Subscribed and sworn to before
me this **25th** day of **October 2023**.



Notary Public

HOLLY A. PAGE
NOTARY PUBLIC-STATE OF NEW YORK
No. 01PA6387013
Qualified in Oswego County
My Commission Expires 02-11-2027

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The following information is provided for
your information only. It is not intended
to constitute an offer of insurance.