

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of CLAY

FILED
STATE RECORDS
DEC 28 2011

DEPARTMENT OF STATE

Local Law No. 4 of the year 20 11

A local law Amending Chapter 230 entitled "ZONING", Sections 230-16B, HC-1 Highway Commercial (2)(e) and 230-16C. RC-1 Regional Commercial (2)(e) by adding new categories to subparagraph (e) Town Board special permit approval and optional advisory referral to the Planning Board: INDOOR RECREATION - PARTICIPANT; INDOOR RECREATION - SPECTATOR; OUTDOOR RECREATION - PARTICIPANT; OUTDOOR RECREATION - SPECTATOR and to renumber accordingly to the Code of the Town of Clay.

Be it enacted by the Town Board of the
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of Clay as follows:

SEE ATTACHED LOCAL LAW

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**(Complete the certification in the paragraph that applies to the filing of this local law and
strike out that which is not applicable.)**

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 2011 of
the ~~(County)(City)~~(Town)(Village) of Clay was duly passed by the
Town Board of the Town of Clay on December 19th, 2011, in accordance with the applicable
(Name of Legislative Body)
provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective
Chief Executive Officer*.)**

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of
the (County)(City)(Town)(Village) of _____ was duly passed by the
_____, on _____ 20____, and was (approved)(not approved)
(Name of Legislative Body)
(repassed after disapproval) by the _____ and was deemed duly adopted
(Elective Chief Executive Officer*)
on 20 , in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of
the (County)(City)(Town)(Village) of _____ was duly passed by the
_____, on _____ 20____, and was (approved)(not approved)
(Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____.
(Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative
vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____
20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of
the (County)(City)(Town)(Village) of _____ was duly passed by the
_____, on _____ 20____, and was (approved)(not approved)
(Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. Such local
(Elective Chief Executive Officer*)
law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____
20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there
be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is
vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

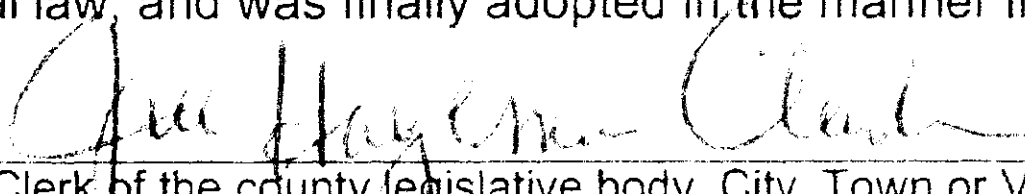
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.


Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

JILL HAGEMAN-CLARK, TOWN CLERK

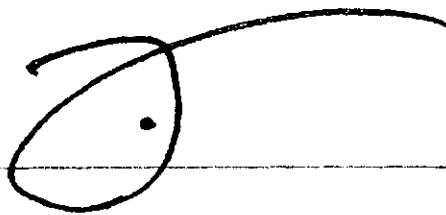
Date: **December 20, 2011**

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF ONONDAGA

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.


Signature

ROBERT M. GERMAIN, TOWN ATTORNEY

Title

County

City of Clay

Town

Village

Date: 12-20-11

LOCAL LAW NO. 4 OF THE YEAR 2011

TOWN OF CLAY

LOCAL LAW NO. 4 OF THE YEAR 2011 TO AMEND CHAPTER 230 entitled 'ZONING', Section 230-16B. HC-1 Highway Commercial (2)(e) and Section 230-16 C. RC-1 Regional Commercial, (2)(e) of the Code of the Town of Clay

IT IS ENACTED by the Town Board of the Town of Clay, County of Onondaga as follows:

SECTION 1. Amending Chapter 230 entitled “ZONING”, 230-16 B. HC-1 Highway Commercial (2)(e) and 230-16 C. RC-1 Regional Commercial (2)(e) by adding new categories to subparagraph (e) Town Board special permit approval and optional advisory referral to the Planning Board: **INDOOR RECREATION - PARTICIPANT; INDOOR RECREATION – SPECTATOR; OUTDOOR RECREATION – PARTICIPANT; OUTDOOR RECREATION - SPECTATOR** and to renumber accordingly to the Code of the Town of Clay.

November 7th, 2011 called public hearing for proposed local law for December 5th, 2011 at 7:35 P.M.,

Notice of public hearing published in the Post Standard on November 25th, 2011.

Public hearing held and completed on December 19th, 2011.

Local Law was approved at the December 19th, 2011 meeting.

Local Law sent to Dept. of State on December 21st, 2011.

Received letter from Dept. of State, local law filed on _____.

§ 230-16 B.

CLAY CODE

§ 230-16 C.

The purpose of this local law is to allow outdoor recreation (such as volley ball courts, ball fields, golf courses, etc.) and indoor recreation (such as athletic clubs) Outdoor Recreation – Participant and Outdoor Recreation – Spectator in retail zoning districts with a Special Permit. At this time these are only allowed in the REC-1 Recreation District in the code of the Town of Clay.

§ 230-16 B. HC-1 Highway Commercial.

2. Uses Allowed:

(e) Town Board special permit approval

[10] Indoor Recreation – Participant

[11] Indoor Recreation – Spectator

[12] Outdoor Recreation – Participant

[13] Outdoor Recreation - Spectator

§ 230-16 C. RC-1 Regional Commercial

2. Uses Allowed:

(e) Town Board special permit approval

[9] Indoor Recreation – Participant

[10] Indoor Recreation – Spectator

[11] Outdoor Recreation – Participant

[12] Outdoor Recreation - Spectator

SECTION 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

State of New York, County of Onondaga ss. Pamela Gallagher, of the City of Syracuse, in said County, being duly sworn, doth depose and says: this person is the Principal Clerk in the office of THE POST-STANDARD, a public newspaper, published in the City of Syracuse, Onondaga County, New York and that the notice, is an accurate and true copy of the ad as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following days, viz.:

Reference #: 0000334626

Product: Post-Standard-Full Rum

End Date: 11/25/2011

Run Dates: 11/25/2011

Subscribed and Sworn to before me, this 11/25/2011

NOTARY PUBLIC, ONONDAGA COUNTY, NY Commission Expires

TOWN OF CLAY PUBLIC HEARING NOTICE
PLEASE TAKE NOTICE
that there has been introduced before the Town Board of the Town of Clay, County of Onondaga and State of New York, on the 21st day of November 2011, proposed Local Law No. 4 of the year 2011 amending Chapter 230 entitled "ZONING", Section 230-16b(2)(e) HC-1 High-Way Commercial District - Uses Allowed by adding new subparagraphs [10] Indoor Recreation - Participant, [11] Indoor Recreation - Spectator, [12] Outdoor Recreation - Participant, [13] Outdoor Recreation - Spectator and adding to Section 230-16c(2)(e) RC-1 Residential - Uses Allowed by new subparagraphs [9] Indoor Recreation - Participant, [10] Indoor Recreation - Spectator, [11] Outdoor Recreation - Participant and [12] Outdoor Recreation - Spectator to the Code of the Town of Clay. The purpose of this proposed local law is to allow outdoor recreation (such as volleyball courts, ball fields, golf courses, etc.) and indoor recreation (such as athletic clubs) in retail zoning districts with a Special Permit. Presently these are only allowed in the REC-1 Recreation District. PLEASE TAKE FURTHER NOTICE that pursuant to Section 20 of the Municipal Home Rule Law, a public hearing will be held on the aforesaid proposed local law amendment before the Town Board of the Town of Clay at the Town Hall of the Town of Clay, located at 4401 State Route 31, Clay, New York, on the 5th day of December 2011, commencing at 7:35 P.M., local time, at which time all interested persons will be given an opportunity to be heard. DATED: November 27th, 2011
TOWN BOARD OF THE TOWN OF CLAY, ONONDAGA COUNTY, NEW YORK
BY: JILL HAGEMAN-CLARK, TOWN CLERK