

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

SEP 02 2014

DEPARTMENT OF STATE

Local Law No. 1 of the year 2014

A local law to amend Chapter 230 entitled "Zoning," Section 230-17; Industrial Districts, of the Town
(Insert Title)
Code of the Town of Clay.

Be it enacted by the 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. 1 of 2014 of the ~~(County)(City)~~(Town)(~~Village~~) of Clay was duly passed by the Town Board on August 18 2014, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.)

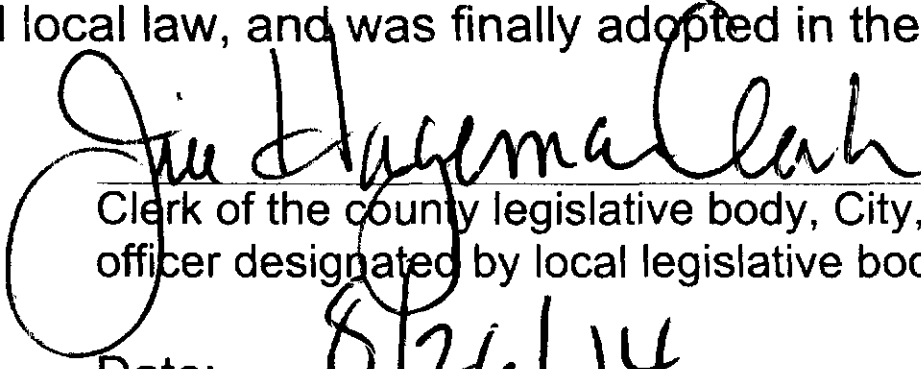
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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
Date: 8/26/14

(Seal)

LOCAL LAW NO. 1 OF THE YEAR 2014

TOWN OF CLAY

LOCAL LAW NO. 1 OF THE YEAR 2014 TO AMEND CHAPTER 230 entitled “**ZONING,**” **Section 230-17; Industrial Districts,** 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 230-17** entitled “**Industrial Districts,**” by amending **Section 230-17C (2)** adding a new category entitled **MOTOR VEHICLE STORAGE** to subparagraph **(e) Town Board Special Permit approval and optional advisory referral to the Planning Board:** and to renumber said categories accordingly to the Code of the Town of Clay.

June 16, 2014 called public hearing for proposed local law for July 21, 2014 commencing at 7:38 P.M.,
Notice of public hearing published in the Post Standard on July 10, 2014.
Public hearing held and completed July 21, 2014.
Local Law was approved at the August 18, 2014 Town Board Meeting.
Local Law sent to Dept. of State on August 25, 2014.
Received letter from Dept. of State, local law filed on _____.

C. I-1 Industrial 1 District.

- (1) *I-1 intent. The purpose of the I-1 District is to promote and accommodate those kinds of industrial uses that provide the logistical assembly, shipping, storage, servicing, or similar support for retail or other business uses. Nonindustrial uses are limited to large office buildings or land uses that are essential to the district. These uses are expected to conduct all operations in one or more buildings, organized in a well-planned setting within enclosed structures in a clean, quiet manner that results in little or no exterior evidence of industrial activity and, therefore, can be compatible to nearby commercial or residential areas.*
- (2) *Uses allowed. In addition to the following requirements, all land uses and/or structures shall comply with all relevant local, county, state or federal permits and regulations prior to or as a condition of final zoning approval.*
- (a) Department of Planning and Development issuing a building permit: (reserved)
- (b) Planning Board site plan approval (and within enclosed structure):
- | | |
|--|-------------------------------|
| [1] Office building (not less than 15,000 sq. ft. total floor area). | [6] Manufacturing. |
| [2] Exhibit hall. | [7] Emergency vehicle station |
| [3] Public self-storage facility. | [8] Cropland. |
| [4] Wholesale. | |
| [5] Warehouse. | |
- (c) Planning Board special permit approval:
- | |
|--|
| [1] Accessory exterior activity of the permitted uses listed above. |
| [2] Contractor's service yard. [Added 10-19-2009 by L.L. No. 4-2009] |
- (d) ZBA special permit approval and optional advisory referral to the Planning Board: (reserved)
- (e) Town Board special permit approval and optional advisory referral to the Planning Board:
- | | |
|---------------------------------------|--|
| [1] Trucking terminal. | [4] Commercial Nursery |
| [2] Outdoor furnace. | [Added 2-7-2011 by L.L. No. 1-2011] |
| [Added 10-19-2009 by L.L. No. 4-2009] | [5] Commercial Greenhouse |
| [3] Motor vehicle rental. | [Added 2-7-201 by L.L. No. 1-2011] |
| [Added 4-05-2010 by L.L. No. 3-2010] | [6] Motor vehicle sales (limited). [Added 3-5-2012 by L.L. No. 1-2012] |
- (3) Cross-reference to other commonly used regulations; see sections noted:
- (a) *Definitions: see Article II.*
- (b) *Accessory uses and structures: see § 230-20A.*
- (c) *Lot: structure dimensional exemptions: see § 230-20B.*
- (d) *Parking: see § 230-21.*
- (e) *Signs: see § 230-22.*
- (f) *Utility substation: see § 230-27.*
- (g) *Highway Overlay Zone: see § 230-19.*

Alteration of I-1 to allow for MOTOR VEHICLE STORAGE with a Town Board Special Permit.

To accommodate a request to change the zoning code that would permit Motor Vehicle Storage in the I-1 zoning district, the existing definition would have to be added to Sections 230-17C(2)(e)[7] with a Town Board Special Permit.

This change will accommodate a few of the vehicle towing service businesses that are currently located within the I-1 zoning district.

MOTOR VEHICLE STORAGE -- A facility occupying land, structures and/or buildings for the temporary controlled storage of operable motor vehicles. The addition or removal of any vehicle shall be subject to the control of the facility management. The use may contain space for offices and vehicles directly related to the operation. Examples include: impound yards, towing services, vehicle holding yards or similar facilities storing vehicles for legal or financial reasons. This use excludes routine public parking, public garages, the storage of disabled or junk motor vehicles and/or "motor vehicle sales, service, rental" (as defined).