

**RESOLUTION NO. 41 OF 2013  
TOWN OF CLAYTON  
A RESOLUTION APPROVING AMENDMENT NO. 36 TO THE TOWN OF CLAYTON ZONING  
ORDINANCE  
JUNE 26, 2013**

**Title:** A resolution approving Amendment No. 36 to the Town of Clayton Zoning Ordinance.

At a meeting of the Town Board of the Town of Clayton held at the Town Offices, 405 Riverside Drive, Clayton, New York, 13624, on the 26<sup>th</sup> day of June, 2013, at 5:00 PM prevailing time:

The meeting was called to order by Supervisor Taylor and upon roll being called the following were:

**PRESENT:** Justin A. Taylor, Supervisor  
George E. Kittle, Councilman  
Robert W. Cantwell III, Councilman  
Lance Peterson, Councilman  
Christopher E. Matthews, Councilman

**WHEREAS**, at a meeting of the Town Board held on April 10, 2013, an Amendment to the Town Zoning Ordinance was proposed to amend the Zoning Ordinance to incorporate various housekeeping changes to the ordinance, IE: orientation, punctuation, spelling and adding into various definitions, districts regulations, and special regulations the term "Bunkhouse", and by motion duly made, seconded and unanimously approved, this Board scheduled a public hearing to consider such Amendment for May 8, 2013, at 6:00 PM; and

**WHEREAS**, notice of the public hearing was duly published and posted as require by law and served upon all adjoining municipalities and other state and local agencies as required by Section 264 of the Town Law. The Public Hearing was opened at 6:00 PM on May 8, 2013 and re-opened on June 12<sup>th</sup>, 2013 to consider the proposed Amendment, and all persons interested therein were provided an opportunity to be heard, the Public Hearing was then closed, and

**NOW, THEREFORE**, be it resolved by the Town Board of the Town of Clayton as follows:

1. The Town Board of the Town of Clayton, acting as lead agency following a coordinated review under the State Environmental Quality Act, adopted a negative declaration, determination of non-significance on June 12, 2013, which determination was duly served and published as required by law and the regulations promulgated thereunder.

2. The proposed Amendment was referred to the Town Board by the Joint Town/Village Planning Board on February 13, 2013, pursuant to the Town of Clayton Zoning Ordinance, and their recommendations were incorporated therein.
3. The proposed Amendment was referred to the Jefferson County Planning Board following its introduction on April 10, 2013, pursuant to Section 239-m of the General Municipal Law.
4. The Jefferson County Planning Board conducted a review of the proposed Amendment at its regular monthly meeting held May 28, 2013, and adopted a motion that the project does not have any significant County-wide or Intermunicipal issues and is of local concern only. The local board is free to make its final decision.
5. The proposed Amendment was once again referred to the Joint Town/Village Planning Board on March 27, 2013, pursuant to the Town of Clayton Zoning Ordinance, and the recommendations received from the Town Board were accepted and agreed to by the Joint Planning Board representatives on April 10, 2013.
6. The Town Board has considered the comments from the public and the comments from the Joint Town/Village of Clayton Planning Board and the Jefferson County Planning Department and hereby determines that the Amendment to the Zoning Ordinance is consistent with the Town's Comprehensive Plan and is in the best interest of the Town of Clayton as it amends the Zoning Ordinance to incorporate the various housekeeping changes to the ordinance, IE: orientation, punctuation, spelling and the addition of "Bunkhouse" definition, district regulations and special regulations.
7. Based upon the foregoing, the Amendment to the Zoning Ordinance is hereby adopted and approved. The Clerk is directed to publish a copy of the Amendment in the official newspaper of the Town, to post a copy thereof on the official sign board and to notify the County Planning Board of this action.
8. The Amendment to the Zoning Ordinance shall be effective ten (10) days following publication.

A motion to adopt the foregoing resolution was made by Lance Peterson, and seconded by Robert W. Cantwell III, and upon a roll call vote of the Board was duly adopted as follows:

Justin A. Taylor, Supervisor	Yes X No __
George E. Kittle, Councilman	Yes X No __
Lance Peterson, Councilman	Yes X No __
Robert W. Cantwell III, Councilman	Yes X No __
Lance Peterson, Councilman	Yes X No __

Yes 5 No 0 Abstain 0 Absent 0

DATED: June 26, 2013

**Certification**

I, Kathleen E. LaClair, Town Clerk of the Town of Clayton, do hereby certify that the above resolution was adopted at a regular meeting of the Town Board of the Town of Clayton held on June 26, 2013 and it is on file and of record, and that said resolution has not been altered, amended or revoked and it's in full force and effect.

**(SEAL)**

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Kathleen E. LaClair, Town Clerk