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**IN THE MATTER**

**Of**

**THE ABANDONMENT OF A PORTION OF  
TILTON ROAD/TURN AROUND UPON THE  
APPLICATION OF THE PROPERTY  
OWNER (TODD E. HUMPHREY, TRUSTEE  
OF THE HUMPHREY FAMILY TRUST)  
SAID PAPER STREET/TURNAROUND  
THAT WAS NEVER BUILT**

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**RESOLUTION AUTHORIZING  
THE ABANDONMENT AND  
DISCONTINUANCE OF  
OBSOLETE TURNAROUND  
THAT WAS NEVER BUILT**

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, and virtually on the platform commonly referred to as Zoom, the Town Facebook page and YouTube on the \_\_\_\_\_<sup>th</sup> of \_\_\_\_\_, 2023, at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

John T. Deer	Supervisor
Sara Bollinger	Councilor
Elaine Denton	Councilor
Alissa Italiano	Councilor
Katelyn M. Kriesel	Councilor
William Nicholson	Councilor
Heather Allison Waters	Councilor

The following resolution was moved, seconded and adopted:

**WHEREAS**, an application has been made by **TODD E. HUMPHREY, TRUSTEE OF THE HUMPHREY FAMILY TRUST**, through its attorney Hancock & Estabrook, LLP, the property owner with an address of 5789 Tilton Road, Manlius, New York

(the “Applicant”) for the abandonment of a portion of a never construct road turnaround, which portion is set forth as the shaded area on a map prepared by Dussing Land Surveying, LLC, entitled “Location Survey for: 5789 Tilton Road, Lot 187 of the Freemont Hills Tract, Section C, and Additional Lands being part of Farm Lot No. 53 (30’ x 30’ Turn Around), dated 11/28/22, File No. 22-1121 (the “Turn Around Discontinuance Map”),

**WHEREAS**, the Board has obtained evidence from the Town Highway Superintendent which indicates that the said portion of Tilton Road set forth on the Turn Around Discontinuance Map has not been opened or worked by the Town, to his knowledge and within at least the last six years not been traveled or used as a highway.

**WHEREAS**, the Town Board has reviewed the Turn Around Discontinuance Map and has consulted with the Town Highway Superintendent and believes the abandonment/discontinuance is in the best interest of the Town and the Applicant;

**NOW THEREFORE, THE BOARD RESOLVES AS FOLLOW:**

1. Pursuant to NY Highway Law Article 8 Section 205 the portion of that Town highway known as Tilton Road as shown in the shaded area (approximately 30’ x 30’ feet in area) on the Map prepared by Dussing Land Surveying, LLC, entitled “Location Survey for: 5789 Tilton Road, Lot 187 of the Freemont Hills Tract, Section C, and Additional Lands being part of Farm Lot No. 53 (30’ x 30’ Turn Around), dated 11/28/22, File No. 22-1121 (the “Turn Around Discontinuance Map”) and which has been filed with the Town Clerk, has not been opened or worked by the Town, and within at least the last six years not been traveled or used as a highway.

2. The approximately 900 sq. ft portion of said Tilton Road is a “paper street” on tax map number 075.-07-18.0.

3. The Town Board authorizes the abandonment of that approximately 900 foot of Tilton Road as above described and set forth on the Turn Around Discontinuance Map.

4. The Town Board further finds that the Town has no public use for the abandoned property and therefore the Town may, but is not required to, deed portions of the abandoned roadway to adjoining neighboring property owners or others on reasonable terms and conditions as the Supervisor in his reasonable discretion may set including reimbursement for fees for administration, document preparation or out-of-pocket expenditures.

5. The Supervisor and/or the Superintendent of Highways are hereby authorized to execute, on behalf of the Town, all documents necessary to effectuate the abandonment of said portion of Tilton Road as set forth on the Turn Around Discontinuance Map.

**I, ALLISON WEBER**, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the \_\_\_<sup>th</sup> day of \_\_\_\_\_ 2023; that said Resolution was entered in the minutes of said meeting; 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 transcript of said Resolution and of the whole thereof.

**I FURTHER CERTIFY** that all members of said Board had due notice of said meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Town of Manlius, this \_\_\_\_ th day of \_\_\_\_\_, 2023.

**DATED:** \_\_\_\_\_, 2023  
**Fayetteville, New York**

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**Allison Weber**  
**Town Clerk of the Town of Manlius**  
**Onondaga County, New York**