
IN THE MATTER

Of

**The Application of DAVID CORBETT for
Special Permit Pursuant to Chapter 155,
Section 155-17 and 155-27 of the Town of
Manlius Code**

**RESOLUTION EXTENDING
SPECIAL PERMIT**

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, on the 8th day of January, 2020, at 6:30 p.m. The meeting was called to order by Edmond J. Theobald, Supervisor, and the following were present, namely:

Edmond J. Theobald	Supervisor
Sara W. Bollinger	Councilor
John T. Deer	Councilor
Elaine M. Denton	Councilor
Karen M. Green	Councilor
Katelyn M. Kriesel	Councilor
Heather Allison Waters	Councilor

The following resolution was moved, seconded and adopted with the following vote:

Theobald	_____
Bollinger	_____

Deer _____
Denton _____
Green _____
Kriesel _____
Waters _____

WHEREAS, application has been made to the Town Board of the Town of Manlius for an extension of an already issued Special Permit for the purpose of permitting the continuation of a garage/pole barn for cold storage in an Industrial District;

WHEREAS, The Town Board of the Town of Manlius held a Public Hearing on the 12th day of September, 2012, at 7:05pm, which all persons in interest and citizens desiring to be heard had an opportunity to be heard; and

WHEREAS, in 2012 the Board declared itself the lead agency on this unlisted action under SEQR and has issued a negative declaration under SEQR for the following reasons, which are set forth in more detail in the Short Environmental Assessment Form considered by the Board at its September 12, 2012 meeting: the intended use of the property fits within the zoning for the property with a special permit; the character of the property line to address any concerns by neighbors; the proposed visual and aesthetic impacts will be negligible based on the information provided by the applicant;

WHEREAS, the proposed Special Use is allowed under Town Code Section 155-17 with a special permit because it is an accessory use to a residential property;

WHEREAS, in the opinion of the members of the Town Board, the granting of the extension of the Special Permit requested by applicant will not adversely affect the health, safety, morals, and/or the general welfare of the public; and

WHEREAS, all other requirements of Law have been complied with and the Office of Code Enforcement is recommending the extension contemplated herein;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Manlius finds as follows:

1. The use possesses characteristics that will blend desirably with the neighboring properties and will secure the objectives of the Zoning Ordinance of the Town of Manlius because the neighboring properties are vacant pasture land currently owned by a family member of the applicant.
2. The location, size of the use of and structure, nature and intensity of the operations involved, size of the site in relation to it, and the location of the site with respect to the streets giving access to it are such that it will be in harmony with the orderly development of the district.
3. The location, nature and height of the buildings, walls and fences will not discourage the appropriate development and use of adjacent land and buildings or impair their value.
4. The use does not conflict with any master plan or part thereof.
5. The proposal will not significantly impair the safety of the general public nor unreasonably increase traffic congestion.

6. The proposal will not significantly increase the possibility of nuisance or noise from the site.

and be it further

RESOLVED, that the applicant be, and hereby is, granted a seven (7) year extension of a Special Permit (to January 1, 2026) pursuant to the provisions of Section 155-27 of the Town of Manlius Code for the purpose of maintaining garage/pole barn for private use of applicant related to storage of the property owners personal property, and be it further

RESOLVED, that the Special Permit shall be under the same terms and conditions as were issued by the Town Clerk in 2012, which is attached.

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 8th day of January, 2020; 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 HEREBY 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 8th day of January 2020.

DATED: January 8, 2020
 Fayetteville, New York

ALLISON WEBER
Town Clerk of the Town of
Manlius