

# 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.

STATE OF NEW YORK  
DEPARTMENT OF STATE  
**FILED**  
SEP 11 2006  
MISCELLANEOUS  
& STATE RECORDS

~~County~~  
~~City~~ of Granby  
~~Town~~  
~~Village~~

Local Law No. 1 of the year 2006

A local law amending the Zoning Ordinance  
*(Insert Title)*

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

~~County~~  
~~City~~ of Granby as follows:  
~~Town~~  
~~Village~~

"SEE ATTACHED"

(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 20 06 of the ~~(County)(City)~~(Town)(Village) of Granby was duly passed by the Granby Town Board on August 30, 2006, 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) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20 \_\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body)  
(Elective Chief Executive Officer\*)

**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) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_\_.  
(Name of Legislative Body)  
(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) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_\_. Such local 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.  
(Name of Legislative Body)  
(Elective Chief Executive Officer\*)

\* 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.

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

(Seal)

Date: 9-7-06

(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 OSWEGO

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.

D. Hunt  
Signature  
Town Attorney  
Title

~~County~~  
~~City~~ of Granby  
Town  
~~Village~~

Date: September 6, 2006

**NOTICE OF RE-ZONING**

**TOWN OF GRANBY**

**August 30, 2006**

<u>Property</u>	<u>Tax Parcel ID no(s).</u>	<u>Acreage</u>
16 Dey Drive	235-6-8	3.08
40 Dey Drive	Portion of 235-6-14	28.02

On August 30, 2006, following a public hearing held on August 23, 2006 to consider the re-zoning of the above-referenced tax parcels, and after due consideration, it was

RESOLVED, that the re-zoning of the parcel of real property commonly known as 16 Dey Drive, Granby, New York (Tax Parcel I.D. No. 235-6-8) as well as a portion of the parcel of real property commonly known as 40 Dey Drive, Granby, New York, (Tax Parcel I.D. No. 235-6-14) as said parcels are more particularly described as in Exhibit "A", was approved, thereby amending and changing the zoning of said parcels from "A" agricultural to "C-2" commercial.

Said matter having been put to a vote, the following votes were recorded:

Kathy Duncan	VOTING	(Aye)
Carol Abbott	VOTING	(Aye)
David Edwards	VOTING	(Aye)
Ellen Nowyj	VOTING	(Aye)
Susan Richardson	VOTING	(Aye)

The resolution was thereupon declared duly adopted.

DATED: Aug 30, 2006

Ruth Sheldon, RMC  
Ruth Sheldon, Clerk of the Town  
Board of the Town of Granby,  
New York.

## Exhibit "A"

PROPOSED LAND USE (ZONING) REVISION  
Agricultural (A) to Commercial District (C-2)  
Town of Granby, County of Oswego, State of New York

### PARCEL "1"

#### DESCRIPTION OF A PORTION OF TAX PARCEL NO. 235-6-14, A PORTION OF THE PARCEL OF LAND COMMONLY KNOWN AS 40 DEY DRIVE , TOWN OF GRANBY

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All that tract or parcel of land, situate in the Town of Granby, County of Oswego, State of New York, being part of Military Lot 74 of said town, bounded and described as follows:

Beginning at a 5/8" rebar at the intersection of the south line of the lands now or formerly owned by James D. Harris and Roseanne M. Harris, as recorded in Liber 1472 of deeds page 85 and the apparent east line of an apparent Town Highway known as "Dey Road"; thence, N 87<sup>^</sup>-29'-30" E along said south line a distance of 216 feet more or less to the west line of the lands now or formerly owned by Bilou Rinks, Inc; thence, S 03<sup>^</sup>-43'49" E along the last mentioned west line a distance of 362 feet more or less to a 5/8" rebar and cap and the southwest corner of the lands last mentioned; thence, along the approximate current zoning line between Agricultural District (A) and Commercial District (C-2) as shown on a Zoning Map, Town of Granby, Oswego County, New York adopted May 1975 by the Oswego County Planning Board, last revised 7-28-86; the following three courses through the lands now or formerly owned by David Seymour and Marion Seymour, as recorded in Liber 1275 of deeds Page 119;

(1) S 3<sup>^</sup>-43'-49" E a distance of 290 feet more or less; thence,  
(2) N 87<sup>^</sup>-59'-36" E a distance of 433 feet more or less; thence,  
S 00<sup>^</sup>-29'-49" E a distance of 106 feet more or less to the south line of the lands last mentioned, said line also being the north line of the lands now or formerly owned by Zappala Holding Company, LLC, as recorded in Document ID Number R 2001-005437 of deeds; thence, along the last mentioned north line the following four courses;

- (1) S 87<sup>^</sup>-59'-36" W a distance of 693 feet more or less; thence,
- (2) S 02<sup>^</sup>-00'-24" E a distance of 160 feet more or less; thence,
- (3) N 81<sup>^</sup>-16'-24" W a distance of 277 feet more or less; thence,
- (4) N 70<sup>^</sup>-20'-24" W a distance of 232 feet more or less; thence,

S 87<sup>^</sup>-59'-36" W through the lands of David Seymour and Marion Seymour, as recorded in Liber 1275 of deeds Page 119 a distance of 718 feet more or less; thence N 01<sup>^</sup>-30'-28" W continuing through the last mentioned lands a distance of 741 feet more or less to the south line of the lands now or formerly owned by James C. Phillips, as recorded

in Liber 1201 of deeds Page 30; thence N 88<sup>^</sup>-59'-32" E a distance of 887 feet more or less to the east line of the lands now or formerly owned by Paul Colloca and Megan Collaco, as recorded in Liber 2001 of deeds Page 7706; thence, N 01<sup>^</sup>-30'-26" W along the east line of the lands last mentioned a distance of 48 feet more or less to the south line

of the lands now or formerly owned by David G. Seymour, as recorded in Liber 826 of deeds, Page 335; thence, N 88<sup>^</sup>-13'-04" E along the south line of the last mentioned lands a distance of 313 feet more or less to a point in the centerline of an apparent Town Highway known as "Dey Road"; thence S 01<sup>^</sup>-30'-28" E along the centerline of said apparent Town Highway a distance of 5 feet more or less; thence, N 87<sup>^</sup>-29'-30" E a distance of 25 feet more or less to the point or place of beginning.

Intending to describe a portion of the land now or formerly owned by David Seymour and Marion Seymour, as recorded in Liber 1275 of deeds Page 119, containing 27.2 acres more or less and as shown on a map attached hereto.

## **PARCEL "2"**

### **DESCRIPTION OF TAX PARCEL NO. 235-6-8, A PARCEL OF LAND COMMONLY KNOWN AS 16 DEY DRIVE, TOWN OF GRANBY**

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All that tract or parcel of land, situate in the Town of Granby, County of Oswego, State of New York, being part of Military Lot 74 of said town, bounded and described as follows:

Commencing at a 5/8" rebar at the intersection of the south line of the lands now or formerly owned by James D. Harris and Roseanne M. Harris, as recorded in Liber 1472 of deeds page 85 and the apparent east line of a apparent Town Highway known as "Dey Road"; thence, S 87<sup>^</sup>-29'-30" W a distance of 25 feet more or less to a point in the centerline of an apparent Town Highway known as "Dey Road"; thence, N 01<sup>^</sup>-30'-28" W along the centerline of said Town Highway a distance of 5 feet more or less; thence, S 88<sup>^</sup>-13'-04" W a distance of 313 feet more or less to the POINT OF BEGINNING, said point being the southwest corner of the lands now or formerly owned by David Seymour, as recorded in Liber 826 of deeds page 335; thence, S 01<sup>^</sup>-30'-26" E along the last mentioned east line a distance of 48 feet more or less to the southeast corner of the lands now or formerly owned by Paul Colloca and Megan Colloca, as recorded in Document ID Number R-2001-007706 of deeds; thence, thence, S 88<sup>^</sup>-59'-32" W along the south line of the last mentioned lands a distance of 307 feet more or less to the southwest corner of the lands last mentioned; thence, N 01<sup>^</sup>-31'-11" W along the west line of the last mentioned lands a distance of 412 feet more or less to a point; thence, N 88<sup>^</sup>-28'-50" E along a northerly line of the last mentioned lands a distance of 193 feet more or less to a point; thence, N 01<sup>^</sup>-31'-10" W along a westerly line of the last mentioned lands a distance of 62 feet more or less to a point; thence, N 88<sup>^</sup>-28'-50"

E along the north line of the last mentioned lands a distance of 106 feet more or less to the southwesterly highway boundary of Fulton-Hannibal Pt.3, S.H. 772 (Dey Road) formerly County Route 3; thence, S 46°-44'-12" E along said southwesterly highway boundary a distance of 41 feet more or less to its intersection with the north line of the lands now or formerly owned by David G. Seymour, Sr. as recorded in Liber 1418 of deeds Page 178; thence, S 88°-28'-28" W along the north line of the last mentioned land a distance of 22 feet more or less to a point; thence, S 01°-31'-13" E along the east line of the last mentioned land a distance of 400 feet more or less to the point or place of beginning.

Intending to describe the land now or formerly owned by Paul Colloca and Megan Colloca, as recorded in Document ID Number R-2001-007706 of deeds containing 3.1 acres more or less and as shown on a map attached hereto.

The descriptions of Parcels "1" and "2" above intend to describe that portion of the lands shown on the proposed Site Plan dated December 16, 2003, as last amended on July 21, 2006 (the "Site Plan"), currently zoned "A" agricultural zoning, that once re-zoned, together with the remaining lands outlined therein constitute the entirety of the lands shown on the Site Plan.