

-Sent via email 4/3/2018, no response as of 4/8/2018

---

"Thomas Parisi <[thomas241@gmail.com](mailto:thomas241@gmail.com)>  
To: [supervisor@townofclay.org](mailto:supervisor@townofclay.org), [townclerk@townofclay.org](mailto:townclerk@townofclay.org)  
Cc: <Redacted>  
Subject: Requesting

Tue, Apr 3, 2018 at 11:45 PM

Mr. <Redacted>/Ms. <Redacted>,

I'm writing to inquire the Town's position on two issues regarding my most recent FOIL request (both the request and response are attached). I intend on blogging about this on my site (ClayIssues.com formerly Tom's Blog...I've developed quite the following so I upgraded to a real domain), but in the name of objective reporting, I feel it's only fair to give the town an opportunity to clarify the situation prior to reporting on it. I realize this is not as clear cut as the truck issue and my observations could potentially be the result of a simple mistake.

1. During the public hearing that was held on 03/19/2018, the Town stated multiple times that residential parking violations are not ticketed unless the Town receives a complaint of the specific violation. The information released in response to my FOIL request for "all files, letters, and documents regarding...code violation charges against me...complaint number 17-3260..." contradicts that statement by revealing the following:

a. There is no complaint from any town resident (aside from Town Officials) about my alleged violation of Clay Ordinance §211-29A. This conclusion was arrived upon by the fact that "all files, letters, and documents regarding...code violation charges against me...complaint number 17-3260..." contains none of the following information:

---A written complaint about my residence  
---A written complaint in the form of a "list of addresses in violation"  
---An electronic complaint via email, web form, etc.  
---Notes regarding a complaint received verbally or telephonically  
---Code Enforcement schedules to indicate the trip to my house was indeed preplanned (to investigate a compliant) vs. a "drive-by" ticketing at the discretion of code enforcement.

2. The town has chosen not to keep any records of the adoption of Ordinance 2017-01 (commonly referred to as "the change to the trailer law") other than the current reading of the ordinance itself. While the information released in response to my request for records regarding 2017-01 did contain some data about another Ordinance (2018-01, which was not requested, but appreciated), it revealed that the Town possesses none of the following with regards to the adoption of 2017-01:

a. Memorandums, notes, emails, etc, between departments or employees discussing the circumstances leading up to the proposed ordinance.

b. Correspondence between the Town Supervisor's office and the Department of Planning & Development.

c. Correspondence within the Department of Planning & Development, particularly between code

enforcement personnel and leadership.

- e. Memorandums, notes, or minutes from working meetings regarding the proposed ordinance.
- f. Correspondence from the Town Attorneys, or any other advisory personnel, regarding the change.
- g. Correspondence between Town Board members regarding the proposed ordinance.
- h. Public hearing notifications or Town Board Minutes documenting the change.
- i. ANY records, other than the current written version of the ordinance itself, regarding 2017-01.

I look forward to your response. I will wait until Friday 06 APR to write my article and will be happy to include any response you send. Thank you for your time and consideration.

Thank You,  
Tom Parisi

Thomas241@gmail.com”