

PUBLIC HEARING

July 12, 1946

Town Clerk's Office

2:00 P.M.

Present: Mr. Schmersahl
Mr. McIntyre
Mr. Eberling
Mr. Dillon

Mr. Dillon called the hearing to order, explaining that it had been called to consider the petition of Garrett Miller, Harry Schek, Ned A. Besso and William Van Doorn to change the zoning of their property from Residence A to Business B District.

Mr. Dillon requested the reading of the notice of the public hearing, which was read by the Town Clerk.

Mr. Dillon then read a letter from Mrs. Natalie Couch Williams, requesting that the hearing be postponed to a later date when she could be present as counsel for the temporary administrators of the Schieffelin Estate, namely, the Nyack Bank & Trust Company and B. Otto Jacobsen, as she has been advised by her physician to take a three week's vacation.

After discussing the matter, the Board agreed that an adjournment be granted.

Mr. Eberling then moved that the Public Hearing be adjourned on the application of Garrett Miller, Harry Schek, Ned A. Besso and William Van Doorn for a change in the zoning of their properties from Residence A to Business B to August 23rd, 1946 at 8:00 P.M.

Seconded by Mr. Schmersahl

Carried

Hearing adjourned until August 23rd, 1946 at 8:00 P.M.

Core M. Martling

Town Clerk of Clarkstown

TOWN BOARD MEETING

July 12, 1946

Town Clerk's Office

2:30 P.M.

Present: Mr. Schmersahl

Mr. McIntyre

Mr. Eberling

Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Eberling moved the following resolution:-

WHEREAS, the Town of Clarkstown, in the death of Receiver of Taxes, Charles Haerle, has lost one of its first citizens, and

WHEREAS, during Receiver of Taxes, Charles Haerle's useful life he was ever deeply interested in the affairs of his home community and home township, and

WHEREAS, Receiver of Taxes, Charles Haerle's public service and devotion to the interests of the people down through the years has been without reproach, and

WHEREAS, the members of this Town Board of the Town of Clarkstown feel that Receiver of Taxes, Charles Haerle was quick to make friends and slow to lose them, therefore

BE IT RESOLVED, that the Town Board of the Town of Clarkstown expresses its deepest and most sincere regret that the township has lost one of its valued public servants, and be it

FURTHER RESOLVED, that this resolution be spread upon the minutes of the Town Council of the Town of Clarkstown and that a copy be sent to the family of Receiver of Taxes, Charles Haerle, and be it

FURTHER RESOLVED, that this meeting be adjourned in honor of him.

Seconded by Mr. McIntyre	Vote: Mr. Schmersahl	Yes
	Mr. McIntyre	Yes
	Mr. Eberling	Yes
	Mr. Dillon	Yes

Mr. Trachtenberg, Town Attorney, reported that both applications for sewer districts were sent to the Post-War Planning Commission in Albany

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and have been duly acknowledged. He further told the Board that an Inspector from the Dept. of Health has been down to check the two areas, and that according to him the Central Nyack Dist. is a little underestimated. However, the Nanuet District is believed to be within the figure required. Mr. Trachtenberg further told the Board that he understands from information received from the Postwar Planning Commission that the fees of the engineer is 1% of the estimated cost of construction, the State paying 1/2 of 1% and the Town paying the balance.

Mr. Dillon reported that he had no definite answer from the Board of Supervisors on the price for the property being considered for the Town Hall. They did indicate, however, that they would be willing to sell it for the price originally paid which was \$3000.

The matter was discussed but no action was taken.

In regard to the Fire Ordinance, Mr. Trachtenberg reported that it might be possible to incorporate this in a Building Code

After discussing the matter, the Board suggested that a simple fire ordinance be prepared, and Mr. Trachtenberg said that he would draw up such a code.

Mr. Trachtenberg then reported that he had arranged an appointment with the Assessors and the officials of the Tolstoy Foundation so that an inspection of their premises could be made to determine the present status of the property. He said that both Mr. Bryant, their attorney, and Mr. Crawford Wheeler would be present.

In regard to the New City Park Roads, Mr. Trachtenberg reported that upon investigating further, he learned that in June, 1944, the Town Board rescinded a resolution regarding the requirements for a town road. A resolution was then adopted taking over 1 1/4 miles of roads in the Park. Then the resolution which had been rescinded regarding the requirements for a town road was again adopted and put on the record.

Mr. Dillon then told the Board that Mr. Hall and another gentleman named Mr. Fife from New City Park came to see him, and Mr. Hall advised that when the park was built, the New City Park group came before the Town Board and were told that the 40' roads were all right. Therefore, the roads were laid out as 40' in width. Mr. Dillon said that if the Supt. of Public Works will give a certificate approving the dedication of roads less than 50' in width, it is his understanding that the Town Board may accept the roads.

Mr. Dillon then told the Board that if the roads in the Park can be taken over at 40' it would be very much better, since it may mean condemnation proceedings where some of the owners are unwilling to deed the necessary property to make the 50' width, and this would be a costly venture.

Mr. Eberling then moved the following resolution:-

WHEREAS, the New City Park Corporation, New City, Town of Clarkstown, New York, desires to dedicate certain roads presently situated in New City Park, New York, to the Town of Clarkstown, and known and designated as follows:

- | | |
|-----------------|-------------------------------|
| Hansen Avenue | Hall Avenue |
| Roosevelt Place | Amundson Lane |
| Lindbergh Lane | Balchen Terrace from Amundson |
| Nansen Court | Lane to Lindbergh Lane |
| Lake Drive | |

and

WHEREAS, the Town Board of the Town of Clarkstown desires to accept and take over said roads, and

WHEREAS, it is necessary for the Town Board of the Town of Clarkstown to apply to the Superintendent of Public Works for a certificate approving the said dedication because the said roads are less than three rods in width,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Clarkstown apply to the Superintendent of Public Works for a certificate approving the dedication of the following roads situated in New City Park, New York, from the New City Park Corporation to the Town Board of the Town of Clarkstown, to wit:

- | | |
|-----------------|-------------------------------|
| Hansen Avenue | Hall Avenue |
| Roosevelt Place | Amundson Lane |
| Lindbergh Lane | Balchen Terrace from Amundson |
| Nansen Court | Lane to Lindbergh Lane |
| Lake Drive | |

and further

RESOLVED, that two copies of this resolution, together with two copies of a map indicating the location and dimensions of said roads, be forwarded to the Department of Public Works.

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<u>DISTRICT</u>	<u>NAME</u>
No. 3, West Nyack	Vietta Biltz Margaret Sucsy
No. 4, Upper Nyack	Daniel Rogers Elizabeth Kastner
No. 5, Nanuet	Leo Hayes Marie Bannen
No. 6, Central Nyack	Gustav A. Winko William Westerfield
No. 7, Congers	James Shortal Madeline Rose
No. 8, Valley Cottage	Leo Pollaci Michael J. McMahon
No. 9, Centenary	Charles Lenhart Mabel Clochessy
No. 10, Spring Valley	Marie Steinbach Marie Orgera
No. 11, Bardonia	Richard Martin Josephine M. Gaffney
No. 12, Nanuet	Helen Fee George Fee

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. McIntyre	Yes
	Mr. Eberling	Yes
	Mr. Dillon	Yes

Mr. Dillon then presented to the Board a petition from Rockland Transit Corporation for the consent of the Town Board to operate a motor bus line over certain routes in the Town.

A representative from the Rockland Transit Corp. appeared before the Board and advised that the bus company had been petitioned by the New City Park group, who would like bus service. The proposed route in New City would be past New City Park to Kings Highway and then east to Route 304. The other routes are through West Nyack and Central Nyack.

The petition of Rockland Transit Corporation, dated and verified June 13th, 1946, for a permit or consent of the Town Board of the Town of Clarkstown to operate certain extensions to its motor bus lines running through the Town of Clarkstown, Rockland County, New York, was read, and on motion of Councilman Fred M. Schmersahl, seconded by Councilman Charles McIntyre it was

RESOLVED, that a public hearing be held on said petition at the office of the Town Clerk of the Town of Clarkstown, Main Street, New City, New York, on July 29th, 1946 at 8:00 o'clock P.M., Daylight Saving Time.

FURTHER RESOLVED, that notice of such hearing be published once in the Journal-News, a newspaper published and circulating in the Town of Clarkstown, which is hereby designated as the official newspaper of the Town for such publication.

The foregoing resolutions were adopted by the following vote:

AYES: Fred M. Schmersahl
Charles McIntyre
Charles Eberling
Irvin F. Dillon

NOES: None

Mr. Dillon then presented a petition from taxpayers and residents of Grandview Ave. and Henry Court in Nanuet, requesting that street lights be installed in this area.

In discussing this matter, it was brought out that Grandview Ave. and Henry Court are not in the Nanuet Lighting Dist. and that before street lights could be installed, the Nanuet Lighting District would have to be extended. Mr. McIntyre was requested by the Board to inform the petitioners that before the Board can grant the lights requested, proper steps will have to be taken to extend the district, as required by law.

Mr. Dillon read a letter from the Public Service Commission advising that a Public Hearing would be held on July 11th, 1946 on the petition of Rockland Transit Corp. to operate a bus line in and near the Village of Nyack, N.Y.

Mr. Dillon read a letter from Archie J. Baxter relative to the installation of Parking meters in the Town. There was no action taken in this matter.

Mr. Trachtenberg reported again on the building on Lake and Clinton St. in Spring Valley which obstructs the view and thus creates a dangerous traffic hazard. He said he went over to inspect the property and also found a high hedge which likewise obstructs the view. He said that this should be trimmed down, and that the building itself should be removed.

Mr. Eberling moved the meeting be adjourned to go into Board of Health Meeting.

Seconded by Mr. Schmersahl Carried

After discussing matters pertaining to health in Board of Health Meeting, on motion of Mr. Schmersahl, seconded by Mr. McIntyre and un-animously carried, the Board reconvened into regular Town Board meeting.

In response to a question whether the Town could plow snow on private roads, Mr. Klein, Supt. of Highways, told the Board that the Town cannot plow snow unless the road is a Town road. He said that the Highway Dept. could not do this work on private roads.

Chief Liebert then told the Board that he would like to attend the State Police Chief's Convention which will be held on July 23rd, 24th and 25th and would like the permission of the Board to do so.

Mr. McIntyre moved that Chief Liebert be granted permission to attend the Police Chief's Convention which will be held on July 23rd, 24th and 25th.

Seconded by Mr. Eberling	Vote: Mr. Schmersahl	Yes
	Mr. McIntyre	Yes
	Mr. Eberling	Yes
	Mr. Dillon	Yes

Mr. McIntyre moved that the Police Department be complimented and commended for the very fine work they did in solving the Fred Schlasser assault case.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. McIntyre	Yes
	Mr. Eberling	Yes
	Mr. Dillon	Yes

The Board then discussed the appointment of a Planning Board at length.

Mr. McIntyre moved the following persons be appointed members

of the Clarkstown Planning Board.

- Henry Schriever - one year
- John Elliott - two years
- James J. Vodak - three years
- Reeve Terwilliger - four years
- George Scofield - five years

Seconded by Mr. Eberling	Vote: Mr. Schmersahl	Yes
	Mr. McIntyre	Yes
	Mr. Eberling	Yes
	Mr. Dillon	Yes

The Town Clerk was requested to advise the members of the Planning Board of their appointments, so that they might meet and select their own chairman.

Bills Nos. 456 to 519 on Warrant #7 were audited and ordered paid, amounting to \$7,324.63.

Mr. Eberling moved that the reading of the minutes be dispensed with.

Seconded by Mr. Schmersahl Carried

There being no further business, Mr. Eberling moved the meeting be adjourned.

Seconded by Mr. Schmersahl Carried

Meeting adjourned in honor of Mr. Charles Haerle.

Cora M. Martin

 Town Clerk of Clarkstown

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