

## SPECIAL TOWN BOARD MEETING

Nov. 21st, 1946

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. McIntyre

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Dominick Chilline, Mr. Joseph Miele and Mr. George Maskell, garbage collectors who have been using the Goebel property to dump garbage, appeared before the Board.

Mr. Dillon explained that the people who live in the Goebel colony have complained about the dumping of garbage because of the odor and the rates that invest the place. He further pointed out that under the Town Ordinances, no one is allowed to dump garbage in the Town, and that if the collectors do not find some other place, they may be stopped by the Health Officer or the Chief of Police because they are violating the ordinance. He told them that the Board wanted to see them go on conducting their business, and that they wanted to help them, and with this in mind, he contacted both the Mayor of West Haverstraw, Mr. Nardiello, and the Supervisor of Haverstraw, Mr. Shankey, and arrangements have been agreed upon to permit the collectors to dump on property partly in West Haverstraw and partly in Haverstraw at least for the time being.

The collectors then told the Board that they have been unable to find any other place, and that they would take their collections to the dump in Haverstraw.

Mr. Stahl, who was present at the meeting, told the Board that he could offer the garbage collectors an agreement whereby he would take their garbage and refuse, exclusive of ashes, and dispose of it for \$2.00 a ton at his incinerator in Hillburn.

It was then brought out by the collectors that such an arrangement would mean they would have to charge higher prices and also insist that the garbage be separated, since ashes are included in with the garbage in many instances.

Mr. Parish then appeared before the Board and informed them that he has bought Mr. Gailles garbage business, and that he has been dumping his collections on property owned by Mr. Gailles on Pascack Road. He further told the Board that he collects in Ramapo, and that the Ramapo officials have agreed to allow him to go on collecting on Mr. Gailles' permit until the end of the year.

Mr. Dillon then advised Mr. Parish that the dumping of garbage in the Town of Clarkstown is not permitted, and that refuse can only be dumped in specified areas.

Mr. Woods then appeared on behalf of Mr. Parish and asked the Board to allow him to dump on Mr. Gailles' property, as he will have no place to take his collections if they stop him, and this will mean that he will not be able to collect at all. He said that there haven't been any complaints, as the dump has been kept covered. He further told the Board that there is a section in the law - Sec. 58 - which says that the Board cannot stop the collectors from dumping when there is no established Town dump.

Mr. McIntyre then told Mr. Parish that his home was on Pascack Road, and that while there was no personal feeling against Mr. Parish, he believed that the people would not like the idea of garbage being dumped in this place. He said that with the cold weather coming on, there would not be so much of an odor, but that in warm weather it would certainly be objectionable.

After discussing the matter at length, the Board agreed to permit Mr. Parish to continue using the Gailles dump until he can work out some other arrangement, it being understood that the arrangement is purely a temporary one.

Mr. Trachtenberg was then requested to check the law and advise the Board further relative to dumping garbage in the township and also the issuing of garbage permits.

Mr. Dillon then read a letter from John Elliott, Chairman of the Planning Board, in which he enclosed recommendations adopted by his Board.

Mr. Dillon told the Board that the first resolution was adopted at a joint meeting of the Planning Board and the Zoning Board of Appeals, and in this resolution both boards recommended that the zoning application of Tillie Fulle to change the zoning of her property in Valley Cottage from Residence A to Residence B district be denied.

In reviewing the matter, Mr. Dillon told the Board that after receipt of Mrs. Fulle's application to change the zoning of her property, a public hearing was held on the matter, after which the application was referred to the Planning Board for their recommendation.

The Board then discussed the matter at length and checked the map of the Fulle property.

Mr. Eberling moved the following resolution:

WHEREAS, TILLIE FULLE has presented her petition to the Town Board of the Town of Clarkstown requesting that certain property owned by her in the Hamlet of Valley Cottage be rezoned from a Residence A District to a Residence B District, and

WHEREAS, the said Town Board has duly held a public hearing on said petition, and

WHEREAS, the Planning Board of the Town of Clarkstown has adopted a resolution requesting that the said petition be denied,

NOW, THEREFORE, BE IT RESOLVED that the petition of Tillie Fulle applying for a rezoning of the said property in the Hamlet of Valley Cottage from a Residence A District to a Residence B District be denied.

|                            |                      |     |
|----------------------------|----------------------|-----|
| Seconded by Mr. Schmersahl | Vote: Mr. Schmersahl | Yes |
|                            | Mr. McIntyre         | Yes |
|                            | Mr. Welchman         | Yes |
|                            | Mr. Eberling         | Yes |
|                            | Mr. Dillon           | Yes |

The Town Clerk was directed to advise Mrs. Fulle that her application had been denied, and to also advise her of the recommendations of both the Zoning and Planning Boards.

Mr. Dillon then presented another resolution adopted at the joint meeting of the Planning and Zoning Boards, recommending that certain sections of the Building Zone Ordinance be revised.

The Town Board then discussed all the recommendations, and it was their opinion that the Ordinance should be amended in certain respects with a view towards clarifying some of the sections. They also felt that it might be necessary to obtain the services of a technical expert. When it was brought out that the Planning Board is considering the employment of a consultant, the Board felt that it might be well to withhold any amendment at this time, so that the benefit of expert advice could be obtained regarding any changes. The Board also were agreeable if necessary

to a meeting with the Planning Board and the Zoning Board in joint session to further study the proposed changes.

The Board then referred the recommendations for the revision of the Ordinance to the Town Attorney, with the request that he check them and make a further report before any action is taken to amend the Ordinance.

The Town Clerk was then requested to advise the Planning Board of the action taken with reference to their recommendations.

Bill No. 916 on Special Warrant No. 11 A was audited and ordered paid, amounting to \$219.00.

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

Seconded by Mr. Schmersahl

Carried

Meeting adjourned.

*Carol M. Mastlin*

Town Clerk of Clarkstown

ABD 673