

PUBLIC HEARING

February 10, 1950

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the meeting to order, explaining that it was being held to consider the application of the Nanuet Civic Association for a change of zoning in Nanuet along Main St. from "Bus. A" to Bus B!

Mr. Dillon stated that the Board would listen first to those in favor of the change, and then to those opposed to it.

Mr. Louis Heydeman appeared on behalf of the Nanuet Civic Ass. and spoke at length in favor of the change.

Mr. Fred Horn of Nanuet also appeared before the Board and discussed the many advantages of the proposed change.

No one appeared to oppose the change.

Mr. Fibble moved the hearing be closed.

Seconded by Mr. Welchman.

Carried

Hearing closed.

August H. Hansen
Town Clerk of Clarkstown

AFA213

PUBLIC HEARING

February 10, 1950

Town Clerk's Office

8:15 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the hearing to order, explaining that it was being held to consider revising the present Ordinance regulating the fee's for Taxicab and Taxicab Driver's Licenses.

Mr. Dillon stated that the Board would listen first to those in favor of revising the Ordinance, and then to those opposing the change.

Mr. Peter Brega of Valley Cottage appeared before the Board and spoke in favor of revising the Taxicab Ordinance.

Mr. John Bassano of Valley Cottage, also appeared before the Board and spoke in favor of the change.

No one appeared to oppose the change.

Mr. Welchman moved that the hearing be closed.

Seconded by Mr. Schmersahl.

Carried

Hearing closed.

August H. Hansen
Town Clerk of Clarkstown

PUBLIC HEARING

February 10, 1950

Town Clerk's Office

8:30 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the hearing to order, explaining that it was being held to consider rescinding the present Ordinance licensing Pin Ball Machines.

Mr. Dillon stated that the Board would listen first to those in favor of rescinding the Ordinance, and then to those opposed to it.

No one appeared before the Board to oppose rescinding the present Ordinance.

Mr. Eberling moved that the hearing be closed.

Seconded by Mr. Schmersahl.

Carried

Hearing closed.

August H. Hansen
Town Clerk of Clarkstown

BOARD OF HEALTH MEETING

February 10, 1950

Town Clerk's Office

8:45 P.M.

Present: Mr. Schmersahl Dr. Marjorie Hopper, Health Officer

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Dillon presented to the Board the health reports of St. Agatha's Home for the months of December and January and the Health Officer's report for the month of January.

Mr. Schmersahl moved that these reports be accepted.

Seconded by Mr. Welchman.

Carried

Dr. Hopper then asked the Town Board if any thing could be done to stop the sale of Raw Milk in Clarkstown. Dr. Hopper stated that in the event of an infection in this milk it could become very dangerous to the health of the Public.

After discussing the matter, the Board decided to look into it a little further before coming to any decision.

There being no further business to come before the meeting, Mr. Fibble moved that the Board adjourn to a regular Town Board Meeting.

Seconded by Mr. Schmersahl

Carried

Meeting adjourned.

August H. Hopper
Town Clerk of Clarkstown

TOWN BOARD MEETING

February 10, 1950

Town Clerk's Office

9:00 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Welchman moved that the reading of the minutes of the last regular meeting be dispensed with.

Seconded by Mr. Fibble.

Carried

Mr. Dillon then brought the attention of the Board to the application of the Nanuet Civic Association for a change in zoning along Main St., Nanuet.

Mr. Louis Heydeman of Nanuet, appeared on behalf of the Nanuet Civic Association and spoke at length in favor of the change.

Mr. Fred Horn of Nanuet, also appeared before the Board and discussed the many advantages of the proposed change.

No one appeared before the Board to oppose this change.

Mr. Fibble moved the following resolution:-

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 6th of January, 1950, provided for a public hearing on the 10th day of February, 1950 at the Office of the Town Clerk, Main St., New City, New York at 8:30 P.M. in the evening to consider the application for a change in zoning in Nanuet on Main St. by redistricting said property from "Business A" to "Business B".

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice.

NOW THEREFORE, be it resolved that the Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting the following described property from "Business A" to "Business B".

Main Street, Nanuet, from Rt. 59 southerly to First Street, a uniform depth of 200 feet on both sides of Main Street.

FURTHER RESOLVED, that notice of said amendment be given by publishing and posting as required by law.

Seconded by Mr. Welchman.

On roll call, the vote of the Board was as follows:-

AFA213

AYES : Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon

NOES: None

Mr. Dillon then brought before the Board the matter of revising the present Ordinance regulating the fees for the Taxicab and Taxicab Drivers Licenses.

Mr. Peter Brega of Valley Cottage, appeared before the Board and spoke in favor of revising the Ordinance.

Mr. John Bassano, also of Valley Cottage, appeared before the Board and spoke in favor of the change.

No one appeared to oppose the change.

Mr. Welchman moved the following resolution:-

WHEREAS, by resolution of this Board dated January 6th, 1950, a public hearing upon a proposed amendment of an ordinance of the Town of Clarkstown adopted August 4th, 1948, and entitled " Regulation and Licensing of Taxicabs and Taxicab Drivers" was held on the 10th day of February, 1950, after due publication thereof.

NOW THEREFORE, be it resolved that the proposed amendment be and the same is hereby adopted and enacted effective upon publication and posting thereof as required by law.

The amendment is as follows:

Section 9.- The fee for a taxicab license shall be Five Dollars for each taxicab and the fee for a taxicab driver's license shall be Two Dollars.

BE IT FURTHER RESOLVED, that notice of adoption of this amendment be posted and published as required by law.

Seconded by Mr. Schmersahl.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Dillon then brought the Board's attention to the matter of rescinding the Ordinance licensing Pin Ball Machines.

No one appeared before the Board to speak for or against rescinding the ordinance.

Mr. Eberling moved the following resolution:-

WHEREAS, by resolution of this Board dated January 6th, 1950, a public hearing upon a proposed repeal of an ordinance of the Town of Clarkstown adopted March 13th, 1939, and entitled " Ordinance Licensing Pin Ball Machines" was held on the 10th day of February, 1950 after due publication thereof.

NOW THEREFORE, be it resolved that the said ordinance be and the same is hereby repealed.

BE IT FURTHER RESOLVED, that notice of the repeal of this ordinance be posted and published as required by law.

Seconded by Mr. Schmersahl.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Thomas E. Walsh of Congers came before the Board and spoke about the time limit of the commutation tickets being sold for the George Washington Bridge. He stated that the time limit on these tickets (20 round trips for \$10) is at present 30 days. He asked the Board to petition the New York Port Authority to consider extending this time limit from 30 days to 60 to 90 days.

Mr. Fibble moved the following resolution:-

RESOLVED, that the Town Board of the Town of Clarkstown, Rockland County, New York, favors extending to other than commercial users of the George Washington Bridge the purchasing of Commutation Tickets (20 round trips for \$10) and,

FURTHER RESOLVED, that the time limit be extended for the use of such tickets from 30 days to 60 to 90 days, and,

FURTHER RESOLVED, that a certified copy of this resolution be sent to the Port Authority of New York.

The Town Board then instructed the Town Clerk to write to the New York Port Authority and send them a certified copy of the resolution, and also to send a copy of the resolution to Mr. Walsh.

Seconded by Mr. Welchman.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Victor Smith of Centenary then appeared before the Board and inquired if the Planning Board has the final decision on the adoption of the Rules and Regulations controlling subdivision.

Mr. Edward G. Roepe, Town Attorney, informed Mr. Smith that the Rules and Regulations are drawn up by the Planning Board and are subject to the approval of the Town Board.

Bills Nos. 74 to 196 in the amount of \$27,377.57 were audited by the Board and ordered paid.

The Board then considered the application of Infra Insulation Co. in West Nyack for a change in zoning of their property from "Res. A" to "Bus. B".

Mr. Fibble moved the following resolution:-

WHEREAS, Infra Insulation Inc. and Highway Distributing Corp., have petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by redistricting property of the said petitioners and in said petition described from "Residence A" to "Business B",

BE IT RESOLVED, that a public hearing pursuant to Sections 265 and 264 of the Town Law be had at the office of the Town Clerk, Main Street, New City, New York, on the 10th day of March, 1950, at 9:00 P.M. relative to such proposed amendment, and it is,

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News at Nyack, New York, in the manner provided by law, and it is,

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Mr. Welchman.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Dillon then read a letter from Engineering News Record asking if any bids were being accepted for road and sewer work on certain roads in the Town.

No action was taken on this matter.

The Bonds of Frank W. Kemmer, Welfare Officer, and John M. Jeffrey, Building Inspector, were submitted to the Board and approved.

Mr. Dillon then read a letter from the State Traffic Commission which included applications for speed restrictions on the following town roads:-

Old Haverstraw Road

West Clarkstown Road

Lake Road

Mr. Fibble moved the following resolution:-

RESOLVED, that the Town Board of the Town of Clarkstown requests the State Traffic Commission, pursuant to Article 7 of the Vehicle and Traffic Law, to restrict the speed at which vehicles may proceed on the following roads:

Old Haverstraw Road

West Clarkstown Road

Lake Road

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Billon.

NOES: None

Mr. Dillon presented to the Board the contract from the Addressgraph Co. covering Inspection and Maintenance.

After considerable discussion, the Board took no action on this matter.

Mr. Dillon read a letter from Mr. Clement DeSimone of Nyack. Mr. DeSimone stated in his letter that he had contacted Mr. Klein, Supt. of Highways, regarding a bad road condition on his property in West Nyack. He informed Mr. Klein that he would do all in his power to correct it.

Mr. Dillon read a letter from the State Public Service Commission. The letter stated that a hearing would be held on the 10th of January, 1950 to discuss the revision of rates for space heating which had been filed with them by the Rockland Gas Co.

No action was taken by the Board in this matter.

Mr. Dillon presented the Annual Highway Budget and Estimate to the Board and it was duly approved and signed.

Mr. Charles Roth, Custodian of the Voting Machines, requested the Board's permission to contact the Automatic Voting Machine Co. to have them send a representative to inspect the voting machines.

This request was granted by the Town Board.

Mr. Dillon then read a letter from the Planning Board. The Planning Board recommended that the 15 foot right of way clause be eliminated from the Zoning Ordinance since it is in direct conflict with Section 280a of the Town Law.

This letter was referred to Mr. Roepe, Town Attorney, and the Board instructed him to check on it.

Mr. Dillon then read a letter from the State Board of Equalization and Assessments requesting that a joint meeting be held for the purpose of discussing Equalization rates in the Town with their representative.

After discussing the matter, the Board decided to hold a joint meeting of the Board of Assessors and the Town Board on Feb. 23, 1950, at the Town Clerk's Office at 8:00 P.M.

Mr. Dillon read a letter from Mrs. Katherine Gibney, New York City, requesting a refund of 87¢ due her because of a duplicate tax assessment.

Mr. Welchman moved the following resolution:-

RESOLVED, that Irvin F. Dillon, Supervisor, be authorized to pay to Mrs. Katherine Gibney, New York City, the sum of 87¢ due on a duplicate tax assessment.

Seconded by Mr. Eberling.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

The monthly reports of the following Town Officers and Departments were then submitted to the Town Board:-

Supervisor	Welfare Officer
Town Clerk	Police Dept.
Building Inspector	

Mr. Welchman moved that these reports be accepted.

Seconded by Mr. Schmersahl.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Fibble informed the Board that the School Zone Signs at the Congers School had been torn down and he would like to have something done about replacing them.

Mr. Klein, Supt. of Highways, told Mr. Fibble that he would contact the County Highway Dept. and ask to have the signs replaced.

Mr. Dillon then read a letter from the Valley Cottage Businessmens Association. The letter stated that the Businessmens Assn. was in favor of the rezoning of the Brega property in Valley Cottage.

Mr. Peter Brega of Valley Cottage, then came before the Board to speak in favor of rezoning his property.

The Board objected to this change however, on the grounds that it constituted spot zoning.

No action was taken in this matter.

The Board then discussed the need for more adequate lighting in Nanuet along Rt. 59 and on Main Street.

Mr. Eberling moved the following resolution:-

RESOLVED, that larger light lamps be installed in the present fixtures from Church St. to the intersection of Rt. 59 on Main St. and on Pole Nos. 179, 2, and one pole, number unknown, on Highview Ave. in front of the Nanuet School, and on Pole Nos. 42, 45, 48, on Rt. 59 from the four corners to College Ave., and,

FURTHER RESOLVED, that the Rockland Light and Power Co. be requested to make the necessary installation as soon as possible.

Seconded by Mr. Welchman.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Eberling then brought up the matter of having two (2) fire hydrants installed on Park Ave. in Nanuet, when the main water line is put in.

Mr. Eberling stated that due to the large number of new homes that are being built on Park Ave., it is necessary that fire hydrants be installed.

Mr. Eberling then moved the following resolution:-

RESOLVED, that two (2) fire hydrants be installed on Park Ave. in Nanuet, at the time that the main water line is put in, and,

FURTHER RESOLVED, that the Spring Valley Water Works & Supply Co. be requested to make the necessary installation.

Seconded by Mr. Welchman.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Dillon then informed the Board that there was a vacancy for the position of Secretary to the Planning Board, the Zoning Board of Appeals, and the Building Inspector.

Mr. Welchman nominated Miss Margaret Jaeger, Harrison Ave., Congers, for the position.

Seconded by Mr. Fibble.

Mr. Welchman moved the following resolution:-

RESOLVED, that Margaret Jaeger, Harrison Ave., Congers, be appointed Secretary to the Planning Board, Zoning Board of Appeals, and Building Inspector, at an annual salary of \$2080.00 per year, the appointment to be effective February 14, 1950.

Seconded by Mr. Fibble.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Dillon then informed the Board that it would be necessary to transfer \$280.00 from Current Surplus to the Salary Account in order to meet the salary for this position as set by the Board.

Mr. Welchman moved the following resolution:-

RESOLVED, that the Supervisor be authorized to transfer \$280.00 from Current Surplus to the Salary Account.

Seconded by Mr. Fibble.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Chief of Police, Walter Liebert, then informed the Board that a parking problem exists in West Nyack. He stated that the teachers of the West Nyack School were parking their cars on the school sidewalk and in the school yard and he felt that it was creating a safety hazard for the children.

After discussing the matter, the Board suggested that Chief Liebert contact the principal of the school and see if something more satisfactory could not be worked out.

Mr. Dillin then informed the Board that there were not sufficient funds in the Employee's Retirement Account to meet the payment, and suggested that the Board take the matter into consideration.

Mr. Welchman moved the following resolution:-

RESOLVED, that the Supervisor be authorized to transfer \$884.00 from Current Surplus to the Employee's Retirement Account.

Secoended by Mr. Fibble.

On roll call, the vote of the Board was as follows:-

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

There being no further business to come before the Board, Mr. Eberling moved that the meeting adjourn.

Secoended by Mr. Fibble.

Carried.

Meeting adjourned.

August H. Kensen
Town Clerk of Clarkstown