

PUBLIC HEARING

December 12, 1952

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Burleigh

Mr. Dillon

Mr. Dillon called the hearing to order, explaining that it was being held to consider a petition for street improvement which had been submitted by the residents of Dickinson Ave. at Central Nyack.

Mr. Dillon said that the Board would first hear those in favor of the improvement and than those in opposition.

Mr. E. Alfred Festa, Attorney for the Petitioners, called Mr. George Van Wyck before the Board to testify in favor of the petition:-

Mr. Van Wyck was sworn in by Supervisor Dillon and upon being questioned by Mr. Festa, testified as follows:-

Q. Where do you live?

A. Dickinson Ave.

Q. Do you own property on Dickinson Ave.?

A. Yes.

Q. Are you familiar with the condition of the road?

A. Yes.

Q. In what condition is the road?

A. The road is almost impassable during the winter and spring.

It is deeply rutted and very muddy during the spring and it can not be used at all during the winter when it snows.

Q. Was the road used at all during the recent snow?

A. Very little. The snow made the road impassable.

Q. How many people are affected by this condition?

A. About 40 people.

Q. Is it possible for Fire trucks or Ambulances to enter the road during bad weather?

A. Only with a great deal of difficulty.

Town Attorney Edward G. Roepe then questioned Mr. Van Wyck as follows:-

Q. Is it your opinion that the paving of this road is in the public interest?

A. Definitely.

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Mr. James E. Wicks was sworn in and testified as follows:-

Q. Where do you live?

A. On Dickinson Ave.

Q. Is it your opinion that the paving of this road is in the public interest?

A. Yes.

The following residents of Dickinson Ave. came before the Board in support of the petition:-

Mr. & Mrs. Richard Mills Victor Alfieri

Joseph Blanchett Harold Siegrist

Mr. Roepe presented the Deed of George W. Pollem Jewett to the Town Board.

Mr. Schmersahl moved that the hearing be closed.

Seconded by Mr. Fibble.

Carried.

Hearing closed.

August W. Hansen
 Town Clerk of Clarkstown

TOWN BOARD MEETING

December 12, 1952

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Burleigh

Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. John Feick of West Nyack came before the Board. Mr. Feick said that he had built a number of houses on Pheasant Lane at West Nyack and he wished to turn the street over to the Town. He stated that the road had been inspected by the Supt. of Highways and met Town specifications.

Mr. Dillon asked if the Planning Board had given final approval to the sub-division.

Mr. Feick said that the Planning Board had given preliminary approval pending approval of the septic systems from the State Dept. of Health. He presented the Deed, Certificate of Title and Survey for the street.

The papers were referred to Mr. Roepe to be checked.

Dean B. Siefert, Engineer for John Mein of New City, came before the Board. Mr. Siefert asked what the procedure was for the Town to accept Woodside Road in the Mein development.

Mr. Roepe informed Mr. Siefert that the map must be filed with the County Clerk and evidence of filing submitted to the Town Board before the road could be accepted.

Mr. Roepe informed the Board that all papers had been prepared for the establishment of the New City-West Nyack Water Supply District.

Mr. Schmersahl moved the following Order:-

- - - - -	x	
In the matter of the Establishment of a Water	x	ORDER
Supply District for New City, New City Park,	x	
Germonds, Bardonia, and parts of Nanuet and	x	ESTABLISHING
West Nyack, Town of Clarkstown, Rockland	x	
County, New York.	x	DISTRICT
- - - - -	x	

A petition in this matter for the creation of a water supply district having been duly presented to the Town Board, and an order having been duly adopted by the Town Board on the 10th day of October, 1952, for a hearing of all persons interested in the matter on the 6th day of November, 1952, at 9:30 P.M., Eastern Standard Time, at the office of the Town Clerk, Main Street, New City, New York, and a hearing by said Board having been duly held at such time and place,

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and it having been duly resolved and determined following such hearing that the petition herein was signed and acknowledged or proved as required by law and other wise sufficient, that all property and property owners within the proposed district were benefited thereby, that all property and property owners benefited were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there duly resolved that the establishment of such district as proposed be approved; it is hereby

ORDERED, that a water supply district be established in the said Town of Clarkstown, Rockland County, New York, to be designated as the New City-West Nyack Water Supply District of the Town of Clarkstown and to be of the following description and boundaries, to wit:

BEGINNING at a point in the center line of Route 304 which is distant 500 feet north of the intersection of the center lines of said Route 304 and New Hempstead Road; running thence westerly 1450 feet; thence turning and running southerly 1000 feet; thence turning and running in an easterly direction and 500 feet southerly from New Hempstead Road 875 feet to a point 500 feet west of Route 304, which point is also 500 feet south of New Hempstead Road; thence turning and running in a southerly direction parallel with said Route 304 and at all times 500 feet therefrom a distance of 3375 feet to a point 500 feet north of Collyer Avenue; thence turning and running in a westerly direction parallel with said Collyer Avenue a distance of 2500 feet to a point 500 feet easterly from Lindbergh Lane; thence turning and running in a northeasterly direction parallel with said Lindbergh Lane 1000 feet; thence turning and running in a westerly direction 1125 feet; thence turning and running in a southerly direction parallel with Amundsen Lane and for a part of the distance 500 feet therefrom 2625 feet to a point 500 feet south of Red Hill Road; thence turning and running in an easterly direction, southerly, southwesterly and easterly 1900 feet to the centerline of Middletown Road at a point therein distant 500 feet south of the intersection of Middletown Road, Red Hill Road and Vanderbilt Road; thence still continuing on the same easterly course 100 feet thru the easterly line of Middletown Road; thence turning and running in a northerly direction 375 feet to a point 500 feet south of Hall Avenue; thence turning and running in an easterly direction parallel with Hall Avenue and 500 feet therefrom 1500 feet; thence turning and running in a northeasterly direction 750 feet to a point 500 feet south of Collyer Avenue; thence turning and running in an easterly direction 625 feet to a point which is 500 feet west of Route 304 and 500 feet south of Collyer Avenue; thence turning and running in a southerly direction parallel with Route 304 and at all times 500 feet therefrom a distance of approximately 9000 feet to a point 500 feet north of Ludvigh Road; thence turning and running in a westerly direction parallel to said Ludvigh Road and at all times 500 feet therefrom a distance of 500 feet; thence turning and running in a southerly direction 1000 feet to a point 500 feet south of said Ludvigh Road; thence turning and running in a southeasterly direction parallel to Ludvigh Road and 500 feet therefrom a distance of 500 feet to a point 500 feet west of Route 304; thence turning and running in a southerly direction and at all times 500 feet therefrom and parallel to Route 304 a distance of 3250 feet to a point 500 feet north of the center line of Route 59; thence turning and running parallel to Route 59 and at all times 500 feet north therefrom a distance of 2125 feet to the easterly line of the Nanuet Water District #1 at a point 500 feet north of the center line of Route 59; thence turning and running in a southerly direction along said easterly boundary line of Nanuet Water District #1 500 feet to the center line of Route 59; thence turning and running along the center line of Route 59 a distance of 625 feet; thence turning and running southerly a distance of 500 feet; thence turning and running in an easterly direction parallel to Route 59 and 500 feet therefrom a distance of 1500 feet to the north line of the East Nanuet Water District; thence turning and running in an easterly direction along the line of the East Nanuet Water District a distance of 200 feet to a point 375 feet south of the south line of Route 59; thence turning and running in a northerly direction 375 feet to the southerly side of Route 59; thence turning and running along the southerly side of Route 59, 875 feet; thence turning and running southerly and easterly along the East Nanuet Water District three courses of 200 feet, 500 feet, and 300 feet to a point 500 feet west of Rose Road, which point is 375 feet south of Route 59 and also in the easterly line of the East Nanuet Water District; thence running in a southeasterly direction a distance of 1875 feet to a point 500 feet

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south of Route 59; thence running in an easterly direction parallel to Route 59 and at all times 500 feet southerly therefrom the following four distances 2300 feet, 1100 feet, 1200 feet and 1400 feet to the westerly boundary line of the West Nyack Water District; thence in a northerly direction along the line of the West Nyack Water District a distance of 1000 feet to a point 500 feet north of Route 59; thence turning and running in a westerly direction parallel to Route 59 a distance of 300 feet to a point 500 feet east of Strawtown Road; thence turning and running in a northerly direction parallel to Strawtown Road and at all times 500 feet therefrom a distance of 1750 feet; thence turning and running in a southwesterly direction a distance of 1650 feet part of the distance parallel to Demarest Avenue to a point 500 feet north therefrom which point is also 500 feet east of Highland Avenue; thence turning and running north 500 feet and thence turning and running in a westerly direction 1000 feet; thence turning and running south a distance of 800 feet to a point which is 500 feet west of Highland Avenue; thence turning and running westerly 220 feet to a point which is 500 feet north of Route 59; thence westerly and parallel to Route 59 and at all times 500 feet therefrom 3960 feet to a point 500 feet east of Route 304; thence turning and running in a northeasterly direction parallel to Route 304 and at all times 500 feet therefrom a distance of 3600 feet to a point 500 feet south of Bardonia Road; thence turning and running easterly parallel to Bardonia Road and at all times 500 feet therefrom a distance of 750 feet; thence turning and running in a northerly direction 1000 feet; thence turning and running in a westerly direction parallel to Bardonia Road 500 feet to a point 500 feet east of the center line of Route 304; thence turning and running in a northerly direction and at all times 500 feet therefrom a distance of 1650 feet to a point 500 feet south of Oakwood Road; thence turning and running in an easterly direction parallel to Oakwood Road 500 feet; thence turning and running in a northerly direction parallel with Route 304 1000 feet; thence turning and running in a westerly direction parallel to Oakwood Road 500 feet to a point 500 feet east of Route 304; thence running northerly parallel with Route 304 and at all times 500 feet therefrom a distance of 8360 feet to a point 500 feet south of Third Street, New City; thence turning and running in an easterly direction parallel with said Third Street and at all times 500 feet therefrom a distance of 2700 feet; thence turning and running in a northerly direction parallel to Route 304 1000 feet; thence turning and running in a westerly direction parallel with Third Street and 500 feet distant therefrom a distance of 1550 feet; thence turning and running northerly parallel with Route 304 a distance of 1350 feet to the northerly side of Congers Road; thence along the northerly side of Congers Road a distance of 850 feet to a point 750 feet east of Route 304; thence turning and running in a northwesterly direction 1100 feet to the center of Route 304 at the point or place of beginning.

Seconded by Mr. Fibble.

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

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

NOES: None.

The Town Clerk was instructed to file certified copies of the Order with the Dept. of Audit and Contral at Albany and the Rockland County Clerk.

Mrs. I. Simons of Rose Road came before the Board and asked if the district included the Rose Road area.

Mr. Dillon informed her that it did not. He said that at the last meeting the Board decided to establish the original district first and then to consider extending it to take in any areas that wished to be included.

Mr. Dillon informed the Board that the assessment roll for Parker Ave. had been completed by the Assessors and the corner property had not been included. He said that this had also happened when the roll was drawn up for Strawberry Hill Lane and had caused some discussion among the other property owners.

Mr. Roepe stated that Mrs. Ziccardi, the owner of the corner property, had signed the petition for the improvement and wished to know if she would be assessed even though her property did not front on the road.

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Mr. Reepe said that he had informed Mrs. Ziccardi that the matter was up to the Town Board or the Assessors.

Mr. Schmersahl then moved the following resolution:-

WHEREAS, the assessment roll for the improvement by paving of Parker Avenue, New City, in said Town, was duly completed and filed in the office of the Town Clerk, pursuant to Section 239 of the Town Law,

NOW, THEREFORE, be it resolved that the Town Board meet at the office of the Town Clerk, Main Street, New City, New York, in said Town, on the 9th day of January, 1953, at 8:30 o'clock, in the evening, Eastern Standard Time, to hear and consider any objections which may be made to said assessment roll, and,

BE IT FURTHER RESOLVED, that the Town Clerk cause notice thereof to be published once in the Journal News, pursuant to Section 239 of the Town Law. Seconded by Mr. Burleigh.

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

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

NOES: None.

Mr. Augustin Dombek of Congers came before the Board in regard to the culvert in front of his home which he had allegedly blocked up.

Supt. of Highways Emil Klein said that E. C. Getty, who lived on the other side of the Haverstraw Rd. had complained about the culvert repeatedly because the water flowed across his property instead of into the culvert. Mr. Klein said that he had advised Mr. Dombek to open the culvert.

Mr. Dombek insisted that the culvert was not closed up. He said that he had graded his property to a slight rise behind the culvert but had not blocked it up in any way. He stated that the source of the trouble was on the other side of the road in front of the Getty property.

Mr. Dillon suggested that the Board inspect the condition and he told Mr. Dombek that he would be notified as to when the Board would make the inspection.

Mr. Dillon presented a bid from Burnweit Motors, Inc. of Nyack for three (3) new Police cars. The bid offered three 1953 Pontiacs for a total price of \$2,453.52, including trade-in of the 1952 Pontiacs which the Police were now using. He said that it was the only bid which had been received.

Mr. Burleigh moved the following resolution:-

RESOLVED, that the bid of Burnweit Motors, Inc. on 3 new Police cars be accepted and Chief of Police Ernest Wiebecke be authorized to purchase the following described equipment:

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3 - 1953 Pontiac 8 Cylinder 4 Door Sedans with Underseat Heaters & Defrosters, Safety Deluxe Steering Wheels, Electric Clocks, Plastic Seat Covers, Change over for Generators & Sirens, Police Department Lettering:

Allowance of \$4195.32 for 3 - 1952 8 Cylinder 4 Door Pontiacs
Total cost to the Town of \$2,453.52

Seconded by Mr. Schmersahl.

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

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

NOES: None.

Mr. Dillon presented to the Board the Deed, Certificate of Title and Survey for Primrose Lane, New City, to the Board. He said that Frank Laiso who owned the road wished to turn it over to the Town.

Mr. Klein said that the road was constructed in accordance with Town Specifications but before the Deed is recorded he would like to have Mr. Laiso put more gravel on the turn-around and clear the 50 feet right of way of all boulders.

Mr. Schmersahl moved the following resolution:-

RESOLVED, that the Deed of Frank Laiso to the Town of Clarkstown, dedicating Primrose Lane at New City as a Town highway, be and the same is hereby accepted, and the said Primrose Lane be included in the Town Highway System.

Seconded by Mr. Welchman.

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

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

NOES: None.

Mr. Dillon presented the Deed, Certificate of Title and Survey for Briarwood Drive, New City. He said that Harry Gerken wished to turn the road over to the Town.

Mr. Klein said that the road met specifications but that the right of way was not cleared to his satisfaction. He requested that the recording of the Deed be held up until Mr. Gerken removes all stumps, fallen trees and boulders from the right of way.

Mr. Schmersahl moved the following resolution:-

RESOLVED, that the Deed of J. Harry and Edna Gerken to the Town of Clarkstown, dedicating Briarwood Drive at New City, as a Town Highway, be and the same is hereby accepted, and the said Briarwood Drive be included in the Town Highway System.

Seconded by Mr. Fibble.

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

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

NOES: None.

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Mr. Burleigh moved the following resolution:-

WHEREAS, a written petition dated September 14, 1952, was duly filed with this Board requesting the improvement of Dickinson Avenue at Central Nyack in said Town, beginning with its intersection with Towt Street, also known as Waldron Avenue, to the boundary line between the Town of Clarkstown and Orangetown by paving the entire length thereof in accordance with the Town Specifications as contained in Resolution of the Town Board of May 13, 1951, and whereas said petition was duly signed by owners of real estate owning real estate to the extent of at least one-half of the entire frontage or bounds on both sides of said portion of Dickinson Avenue and also by resident owners owning not less than one-half of the frontage owned by resident owners residing in or along Dickinson Avenue between the points aforesaid; and whereas the said petition was duly acknowledged and proved as to each signer in the same manner as a deed to be recorded, and whereas at a meeting of said Town Board duly called and held on November 6th, 1952, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit, the sum of \$4,650.00, and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Clerk's Office at Main Street, New City, in the said Town of Clarkstown on the 12th day of December, 1952, at 8:00 o'clock in the evening, Eastern Standard Time; and whereas the said order duly certified by the Town Clerk was duly published and posted as required by law, to wit, a duly certified copy thereof was published in the Journal News, the official newspaper of this town, on the 1st day of December, 1952, and copies of such order posted on the 2nd day of December, 1952, conspicuously in five public places along said portion of Dickinson Avenue proposed to be improved, to wit:

- R. L. & P. Co. Pole #10
- R. L. & P. Co. Pole #11
- R. L. & P. Co. Pole #13
- R. L. & P. Co. Pole #14
- R. L. & P. Co. Pole #15

and whereas a hearing was duly held by this Town Board at the place and on the date hereinbefore mentioned, and at such place and time, the said Town Board did duly consider the said petition and hear all persons interested,

NOW THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provision of Section 200 of the Town Law of the State of New York, it is hereby

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RESOLVED that this board does hereby determine that it is in the public interest to make the improvement petitioned for, to wit, by paving in accordance with the Town specifications as contained in Resolution of the Town Board of May 13, 1951, and it is further

RESOLVED, that William Yuda, a civil engineer who is hereby employed for that purpose, shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of Edward G. Roepe, Esq., the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as possible, and it is further,

RESOLVED, that William Yuda, a civil engineer, who is hereby employed for that purpose, shall survey the portion of the said highway to be improved, and establish the lines and grades thereof, marking out upon the ground the side lines of the lands owned or held by this Town for highway purposes and that he shall place such survey and a profile of the grade of such highway upon blueprints; and that there shall be at least three complete sets of blueprints prepared showing such survey and a profile of the grade, one of which shall be filed in the Town Clerk's Office, and the remaining two of which shall be delivered to this Board.

Seconded by Mr. Welchman.

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

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

NOES: None.

Mr. Dillon informed the Board that he had also retained Mr. Yuda to study the Sanitary Code which the Board was considering.

Mr. Dillon read a letter from Rockland Coaches Inc. expressing regret that they could not re-establish the Bus Service which they had recently discontinued between New City and Namet. The letter stated that the Company could not operate the route at a profit due to a lack of commuters.

Mr. Dillon presented the resignation of James J. Vodak as a member of the Planning Board.

Mr. Welchman moved the following resolution:-

RESOLVED, that Edward Huffman of Valley Cottage be appointed as a member of the Clarkstown Planning Board to fill the unexpired term of James J. Vodak.

Seconded by Mr. Fibble.

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

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

NOES: None.

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Mr. Dillon read a letter from John C. Fajen of New City informing the Board of a \$5.00 increase in the rent for the Town Clerk's Office and the Supervisor's Office effective on January 1st, 1953.

Mr. Welchman moved that the annual meeting of the Board be held on December 29, 1952, at 8:30 P.M. at the Town Clerk's Office.

Seconded by Mr. Fibble.

Carried.

The Bond of John M. Jeffrey as Building Inspector was approved as to form and sufficiency.

Mr. Dillon read a letter from the Clerk of the Central School District recommending the appointment of Charles Lenhart of Centenary as School Traffic Attendance Officer for the New City Street School. Mr. Dillon said that Mr. Lenhart had been serving in this capacity for some time without compensation and had submitted a Voucher for services rendered.

Mr. Roepe informed the Board that the Town could not compensate Mr. Lenhart on a retroactive basis since he had not been officially appointed at the time the services were rendered.

Mr. Burleigh moved the following resolution:-

RESOLVED, that Charles Lenhart of Centenary be appointed as School Traffic Attendance Officer for the New City Street School at a salary of \$2.00 per day.

Seconded by Mr. Welchman.

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

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

NOES: None.

Mr. Dillon informed the Board that the Annual Convention of the Association of Towns would be held at the Hotel Statler at New York City on Feb. 4, 5, and 6th, 1953.

Mr. Schmersahl moved the following resolution:-

RESOLVED, that permission be granted to all Town Officials to attend the Annual Convention of the Association of Towns to be held at the Hotel Statler at New York City on February 4, 5 and 6th, 1953, at the expense of the Town.

Seconded by Mr. Burleigh.

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

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

NOES: None.

Mr. Schmersahl moved the following resolution:-

WHEREAS, at the close of business of the fiscal year of 1952 of the Town of Clarkstown, certain additional appropriations are required to be made in order that none of the accounts shall be overdrawn, and,

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WHEREAS, there is a sufficient balance available in the account of Current Surplus to adequately care for such additional appropriations that are necessary, and,

WHEREAS, Section 107 of the Town Law provides that Surplus Funds of the Town may be used for its legal procedure, be it

RESOLVED, that the Supervisor be authorized to transfer in addition to transfers already sanctioned by this Board, certain sums necessary to effectively close the accounts of the Town for the year 1952, and the Supervisor is hereby authorized to make such intra account transfers as may be desirable in order to maintain sufficient credit balances within the several accounts of the Town so that none may be overdrawn including such exchange transfers within the several bank accounts as will best facilitate the proper closing out of said accounts.

Seconded by Mr. Burleigh.

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

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

NOES: None.

Mr. Dillon presented the monthly reports of the following Town Officials:-

Supervisor	Welfare Officer
Town Clerk	Police Dept.

Mr. Schmersahl moved that the reports be accepted.

Seconded by Mr. Burleigh.

Carried.

Supt. of Highways Emil Klein presented an Order describing and recording Highland Avenue at West Nyack as a Town highway.

The Town Clerk was instructed to write to the Attorney General and request information as to the disposition of the petition which had been submitted by the residents of Lexow Avenue at Nanuet in regard to the installation of faulty septic systems by the developer.

The Town Clerk was instructed to write to the Spring Valley Water Co. regarding the installation of hydrants on Lexow Avenue. Mr. Burleigh said that the pipe and hydrants have been lying along the street for some time and no work has been started as yet.

The Town Clerk was also instructed to write to the Rockland Light and Power Co. regarding the installation of street lights on Lexow Avenue.

Mr. Burleigh reported that there was also a bad water condition on Lexow Avenue.

Mr. Klein informed the Board that the developer had failed to fix the shoulders and ditches properly. He said that it would be attended to as soon as possible.

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Mr. Welchman informed the Board that the owners of the Celery Farm on Old Haverstraw Road had complained about their land flooding during heavy rains. He had been told that the bridge on Old Haverstraw Road was the cause of the trouble since it had not occurred before the bridge was repaired.

Mr. Klein said that he had tried to lower the water level by cleaning out the creek bed but that he could not go down any further without weakening the bridge pilings. He said that the bridge was in very poor condition and would cost about \$10,000 to replace.

Mr. Dillon said that the Board would inspect the bridge to determine what course of action should be taken.

Mr. Phillip Klein of Valley Cottage came before the Board and asked if any progress had been made regarding the installation of Gas Mains on Storms Road.

The Town Clerk was instructed to forward the franchise to the Town Attorney to see if there was any action that could be taken by the Town.

Mr. Dillon presented the Civil Service list of eligibles for appointment to the permanent position of Patrolman. The list contained the name of Russell Smith who was serving provisionally at the present time.

Mr. Schmersahl moved the following resolution:-

RESOLVED, that Russell Smith be permanently appointed to the position of Patrolman on the Clarkstown Police Dept. at an annual salary of \$3,300, the appointment to become effective immediately.

Seconded by Mr. Burleigh.

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

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

NOES: None.

Mr. Dillon said that the Planning Board had returned the Besso application for a change of zoning. He said that in their opinion the property was only suitable for business purposes.

Mr. Burleigh moved the following resolution:-

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 5th day of September, 1952, provided for a public hearing on the 10th day of October, 1952, at the office of the Town Clerk, Main Street, New City, New York, at 9:30 P.M., (Eastern Standard Time), to consider the application of Ned A. Besso to amend the Building Zone Ordinance of the said Town by redistricting the property of the said petitioner from "Residence A" to "Business B", and,

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

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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 at West Nyack in said Town from "Residence A" to "Business B",

BEGINNING at a point in the southerly side of the Nyack Turnpike which said point of beginning is marked by an iron pipe set in the ground at the northwesterly corner of the premises of Tappansee Oil Co., and at the northeasterly of the premises being described herein; running thence South 19 degrees 04' 50" West 160 feet to a point; running thence South 70 degrees 05' 30" East 200 feet to the Westerly line of lands of Gugliemello; running thence South 19 degrees 04' 50" West 609.41 feet to a point marked by an iron pipe and lands of Munich; running thence South 88 degrees 46' 10" West 1097.01 feet to a point; running thence North 19 degrees 04' 50" East 869.45 feet to a point; running thence South 88 degrees 46' 10" West 172.09 feet to a point and lands of Yuda; running thence North 21 degrees 43' East 339.70 feet to a point on the southerly side of Nyack Turnpike and running thence along the southerly side of Nyack Turnpike South 70 degrees 05' 30" East 821.84 feet to the point or place of beginning; excepting so much of the above described premises as is already located in "Business B" district.

Seconded by Mr. Welchman.

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

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

NOES: None.

Mr. Fibble moved the following resolution:-

RESOLVED, that street lights be erected on Pole #19 on Endicott St. and on the light pole at the intersection of Highway Ave. and Tremont Ave., and,

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

Seconded by Mr. Welchman.

Carried.

Mr. Fibble requested that a shield be placed on the street light that was erected recently on Jolliffe Lane.

The Town Clerk was instructed to forward the request to Rockland Light & Power Co.

Mr. Fibble requested that a "Stop" sign be erected on Grant Ave. at its intersection with the north side of Lake Rd.

The Board instructed the Supt. of Highways to erect the sign.

Mr. Dillon informed the Board that a request had been received from the Nanuet Board of Education for two street lights on Church St. near the Nanuet School.

Mr. Fibble moved the following resolution:-

RESOLVED, that street lights be erected on Poles #3 and 4 on Church St. at Nanuet, and,

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

Seconded by Mr. Schmersahl.

Carried.

Mr. Dillon requested a resolution to transfer \$2,500 from the General Fund to the Welfare Fund.

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Mr. Fibble moved the following resolution:-

RESOLVED, that Irvin F. Dillon, Supervisor, be authorized to transfer \$2,500 from the General Fund to the Welfare Fund.

Seconded by Mr. Burleigh.

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

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

NOES: None.

Mr. Burleigh moved the following resolution:-

WHEREAS, the Governer and the Legislature of the State of New York have created a Temporary Highway Finance Planning Commission to provide for the development of a modern highway system, and,

WHEREAS, we believe that the development of such a modern highway system is of vital importance to all of the people of our state,

NOW THEREFORE, be it resolved, that we, the members of the Town Board of the Town of Clarkstown do herewith express to the said Commission our support of their effort to provide such a modern highway system, and,

BE IT FURTHER RESOLVED, that we do also express our desire that the Governer and the Legislature commence a program that will bring such a modern highway system into being as soon as possible.

Seconded by Mr. Schmersahl.

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

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

NOES: None.

Mr. Dillon informed the Board that Mr. Frank Pollack of New City had submitted a map and filing fee of \$25.00 for a subdivision with the Planning Board. Mr. Dillon said that Mr. Pollack had withdrawn his application and had requested the refund of his filing fee.

Mr. Burleigh moved that the fee of \$25.00 be returned to Mr. Pollack.
Seconded by Mr. Welchman. Carried.

Mr. Fibble said that very little has been done to improve the shoulders of Route 303 at Congers. He said that he requested action some months ago and nothing has been done as yet.

The Board instructed the Town Clerk to write the District Engineer for the Dept. of Publi Works at Nyack and request that the shoulders of the road be repaired.

Mr. Welchman said that there is need of a traffic signal at the intersection of Route 303 and Lake Road at Valley Cottage. He said that the crossing is very hazardous since both roads are very heavily traveled.

Mr. Burleigh moved the following resolution:-

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RESOLVED, that the New York State Traffic Commission be requested to install a traffic light at the intersection of Route 303 and Lake Road at Valley Cottage.

Seconded by Mr. Fibble.

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

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

NOES: None.

Mr. Welchman also said that there should be an access road from Route 304 to the Thruway. He said that the nearest access to the Thruway would be at Nyack or Spring Valley and some provision should be made for the people living in the Nanuet-New City area.

Mr. Welchman moved the following resolution:-

WHEREAS, the Thruway in its passage through the Town of Clarkstown bisects three major arteries of transportation for which no access roads to the Thruway have provided and,

WHEREAS, the people of the Nanuet-New City area will have to travel to Nyack or Spring Valley in order to reach an access road to the Thruway,

THEREFORE, be it resolved, that the Town Board of Clarkstown request the New York Thruway Commission to provide for an access road from Route 304 to the Thruway in the Nanuet area.

Seconded by Mr. Fibble.

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

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

NOES: None.

Chief Wiebecke came before the Board and requested the provisional appointments as Patrolmen of Dwight Eisgrau of Congers and Donald Secor of Congers.

Mr. Burleigh moved the following resolution:-

RESOLVED, that Dwight Eisgrau and Donald Secor be provisionally appointed as Patrolmen to the Clarkstown Police Dept. at an annual salary of \$3,300, the appointments to become effective on January 1st, 1953.

Seconded by Mr. Welchman.

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

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

NOES: None.

Bills Nos. 1159 to 1263 on Warrant #12 in the amount of \$10,388.53 were audited by the Board and ordered paid.

There being no further business to come before the Board, Mr. Schmersahl moved adjournment.

Seconded by Mr. Burleigh.

Meeting adjourned

Carried.
August H. Hansen
Town Clerk of Clarkstown