

PUBLIC HEARING

July 10, 1953

Town Clerk's Office

8:30 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 the application of Joseph Pych for a change of zoning of his property at West Nyack from "Res. A" to "Bus. B".

Mr. Dillon said that the Board would listen first to those in favor of the application and then to those in opposition.

Mr. Joseph Pych came before the Board and stated that he was the owner of the Nyack Candy Company and wished to erect a combination store and warehouse on the property. He said that there were other business' in the neighborhood along Route 303 and the business would not be such that it would create any disturbance to the adjoining property owners.

Mr. Theo. Tagaras of West Nyack came before the Board. Mr. Tagaras asked why it was necessary to rezone the property to "Bus. B". He said that there were a number of homes in the vicinity and the change might well injure the value of these properties.

Mr. C. Rose also objected to the change on the grounds that the property in question was in the midst of a residential area.

Mr. Raymond Ackerman of West Nyack asked if rezoning the property would permit light manufacturing.

Mr. Dillon stated that it would.

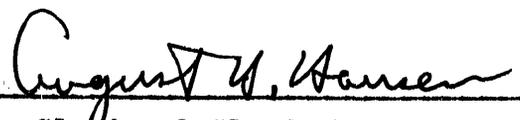
Mr. Albert Engels of West Nyack stated that he had examined the property at the request of Mr. Pych and it was not suited for residential purposes. He stated that business' must be located along the main arteries of traffic if Clarkstown was going to develop properly.

Mr. Welchman moved that the Board reserve decision on the matter and study it further.

Seconded by Mr. Schmersahl.

VOTE: ALL YES.

Hearing closed.



 Town Clerk of Clarkstown

AHA 538

TOWN BOARD MEETING

July 10, 1953

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. Wm. McCormick, Attorney, representing Gunnar Olberg, of West Nyack, came before the Board. Mr. McCormick stated that his client has build a home on Strawberry Hill Lane and wishes to tap onto the Nyack Water System. The Water Co. will not tap the line unless they receive permission from the owner of the pipe and the Upper Nyack Realty Co. will not grant permission because they feel that the line will be overtaxed. Mr. McCormick said that since the Town owns the road under which the pipe runs, he had come to the Board for relief.

Town Attorney Edward G. Roepe said that the Board cannot grant permission since they do not own the pipe

Supervisor Dillon informed Mr. McCormick that he would contact the Upper Nyack Realty Co. and try to work something out.

Walter Knapp, Chief of the Nanuet Fire Co. came before the Board and requested the installation of a traffice light at the intersection of Prospect St. and Middletown Rd. at Nanuet.

Chief Wiebecke was instructed to make a study of traffic conditions at this point and report his findings to the Board.

Dean B. Siefert, Engineer for the John Mein development, came before the Board and stated that the road had been completed according to Town specifications and Mr. Mein wished to turn it over to the Town.

Mr. Klein informed the Board that the road meets specifications.

Mr. Schmersahl moved that the Deed and Certificate of Title be referred to the Town Attorney.

Seconded by Mr. Welchman.

Carried.

Mr. Frank Case, Attorney for John Koop, informed the Board that maps for John Street in the Koop development at New City, had been filed with the County Clerk, and he asked what the next step would be to have the road accepted.

Mr. Casey was instructed to prepare a Deed and Certificate of Title and forward them to the Town Attorney for his approval.

Mr. Edward Gailles of Spring Valley, came before the Board and asked if a hearing date would be set on his petition for a change of zoning.

Mr. Roepe stated that the description contained in the petition was faulty and he had returned the petition to Mr. Gailles' Attorney.

7/10/53

Mr. Dillon read a letter from Nelson W. Hall, County Engineer, informing the Board that a thorough study of existing conditions on the Scratch Up Road would have to be made before any action can be taken.

Mr. Dillon read a letter from the New City Businessmen's Association favoring the building of a new road to take the place of Scratch Up.

Mr. Roland Giroux, representing the Businessmen, stated that the new road should be built in view of the dangerous conditions which exist on Scratch Up Road.

Mr. Dillon read a letter from the New City Businessmen recommending the appointment of Arne Berntsen of New City, as a member of the Planning Board to fill the vacancy created by the resignation of Melvin Knapp.

Mr. Dillon read a letter from the Naurashank Post #794. The letter requested that in the event that the Clarkstown Police Dept. is relocated, it remain within the Hamlet of Nanuet.

Mr. Roepe informed the Board that a judgment had been rendered against the Town in the matter of the New York Trap Rock Corp. vs. the Town of Clarkstown in the amount of \$62.09.

Mr. Schmersahl moved the following resolution:-

RESOLVED, that Supervisor Dillon be authorized to pay the costs in the amount of \$62.09 in the matter of the New York Trap Rock Corp. vs. the Town of Clarkstown. 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. Dillon presented a Civil Service List containing the names of those eligible for permanent appointment to the position of Sr. Acct. Clerk. The list contained only the name of ~~Lola~~ Lola Krausser of West Nyack, who was at present serving provisionally.

Mr. Burleigh moved the following resolution:-

RESOLVED, that Lola Krausser be permanently appointed as Senior Account Clerk for the Town of Clarkstown, at an annual salary of \$2,500. 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 Norman Cawley had passed the written Civil Service exam but had not passed the physical exam, and he suggested that Mr. Cawley's provisional appointment be renewed pending the outcome of another physical examination.

Mr. Welchman moved the following resolution:-

RESOLVED, that Norman Cawley be reappointed provisionally as Patrolman to the Clarkstown Police Dept. pending the results of a physical examination by the Civil Service Dept.

7/10/53

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. Dillon presented the Civil Service List containing the names of those eligible for permanent appointment as Patrolmen.

Mr. Schmersahl moved that Dwight Eisgrau be permanently appointed to the position of Patrolman at an annual salary of \$3,300.

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 moved the following resolution:-

RESOLVED, that Donald Secor be permanently appointed to the position of Patrolman at an annual salary of \$3,300.

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. Dillon read a letter from the Nanuet Community Ambulance Corp. informing the Board that a radio had been purchased for the ambulance and would operate on the same frequency as the Police. The letter stated that a number of conditions had been set up by the Chief for the operation of the radio and they were acceptable to the Community Ambulance and it was requested that the Town accept ownership of the radio and the Ambulance Corp. would be responsible for the maintenance and replacement.

Chief Wiebecke stated that he had insisted on the conditions so that he would have some measure of control over the use of the radio, and in the event of its improper use by any persons, he would be able to have the operation of the radio discontinued.

Mr. Fibble moved that the Town accept ownership of the radio on the Chief's conditions.

Seconded by Mr. Schmersahl.

Carried.

Two Street Opening Permits were approved by the Board.

Monthly reports of the following Town Officers were accepted by the Board:

Supervisor
Town Clerk
Police Dept.

Welfare Officer
Building Inspector
Rec. of Taxes

Mr. Burleigh then moved the following resolution:

RESOLVED, and determined pursuant to the provisions of Section 220, Sub'd. 3, subject to permissive referendum, that the Town of Clarkstown shall construct a Town building in the nature of a Storage Vault for the storage of Town records,

7/10/53

which said building, shall be constructed pursuant to the provisions of law under the supervision of the Superintendent of Highways, at a cost for all labor and materials, not to exceed \$1,000.00 and it is,

FURTHER RESOLVED, that pursuant to Sections 82 and 90 of the Town Law, that within ten (10) days from the date of this resolution, the Town Clerk shall post and publish a notice which shall set forth the date of adoption of this resolution, shall contain an abstract of such resolution concisely stating the purpose and effect thereof, shall publish such notice in the Journal News, a newspaper published in the County having a general circulation in the Town of Clarkstown, and in addition thereto, that the Town Clerk shall post or cause to be posted copies of said notice in five (5) conspicuous places in said Town of Clarkstown within ten (10) days after the date of adoption of this resolution.

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 read a letter from Building Inspector John M. Jeffrey in regard to the Kling property at Valley Cottage. Mr. Jeffrey stated that the matter was being held in temporary abeyance by the Zoning Board of Appeals since the proposed reservoir would inundate the property.

Mr. Dillon read a letter from the New York Central System informing the Board that conditions at the Congers crossing would be investigated.

Mr. Dillon presented the report of the Dept. of Audit & Control in regard to the recent examination of Town records and accounts.

A letter was read from the State Commission of Pensions granting an extension to the Building Inspector until August 31, 1953.

A petition for a change of zoning of property of Syd S. Boardman at New City was presented to the Board.

Mr. Burleigh moved the following resolution:-

WHEREAS, SYD S. BROADMAN, has 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 petitioner and in said petition described from "Residence A" to "Residence B",

BE IT RESOLVED, that a public hearing pursuant to Section 265 and 264 of the Town Law be had at the office of the Town Clerk, Main Street, New City, New York, on the 14th day of August, 1953, at 8:15 P.M., Eastern Daylight Saving Time, relative to such proposed amendment, 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. Schmersahl.

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

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

NOES: None.

AHA 538

7/10/53

A petition for a change of zoning of property owned by Katherine Driscoll at Congers was presented to the Board.

Mr. Fibble moved the following resolution:-

WHEREAS, KATHERINE DRISCOLL, has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of said Town be amended by redistricting property of the said petitioner and in said petition described from "Business A" to "Business B",

BE IT RESOLVED, that a public hearing pursuant to Section 265 and 264 of the Town Law be had at the Office of the Town Clerk, Main Street, New City, New York on the 14th day of August, 1953, at 8:30 P.M., Eastern Daylight Saving Time, relative to such proposed amendment, 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, Burleigh, Dillon.

NOES: None.

Mr. Fibble requested that the candlepower of the lights on Lake Rd. at Congers from the railroad to Route 303 be increased and he also requested that longer extension arms be installed.

The Board instructed the Town Clerk to contact Rockland Light and Power and request an estimate of the cost of the installations.

Mr. Fibble moved the following resolution:

RESOLVED, that street lights be installed at the following locations:-

Pole (No Number), corner of Pine Ave. & Lake Rd., Congers
Pole #26, Harrison Ave., Congers
Poles #226, 233, 236, Route 9W, Congers

FURTHER RESOLVED, THAT Rockland Light and Power Co. be requested to make the installations as soon as possible.

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 requested a resolution to transfer \$877.30 from Current Surplus to the Insurance Account.

Mr. Welchman moved the following resolution:-

RESOLVED, that Supervisor Irvin F. Dillon be authorized to transfer the amount of \$877.30 from Current Surplus to the Insurance Account.

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 requested a resolution authorizing him to pay claims for the operation of the Youth Programs.

7/10/53

Mr. Burleigh moved the following resolution:-

RESOLVED, that Supervisor Irvin F. Dillon be authorized to pay all claims in connection with the Congers and Nanuet Youth Programs.

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. Roepe presented the plans and specifications for Dickinson Ave. at Central Nyack. He stated that he had instructed the Engineer to submit a bid for the construction of the road.

Mr. Fibble moved the following resolution:-

WHEREAS, William A. Yuda, a Civil Engineer, was heretofore, by resolution duly adopted December 12th, 1952, directed to make and prepare definite plans and specifications, and a careful estimate of the expense and, with the assistance of the Town Attorney, a proposed contract for the paving 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 Towns of Clarkstown and Orangetown,

WHEREAS, said definite plans and specifications, estimate of the expense and contract have been made and prepared, and filed with the Town Clerk of the Town of Clarkstown, as directed by statute, and have been examined by this Town Board, now therefore, be it

RESOLVED, that the said plans and specifications, estimate and contract be and each and every one of the same is hereby approved and adopted, and be it further

RESOLVED, that this Board invite sealed proposals to be submitted to it at 9:30 P.M. in the afternoon, Eastern Daylight Saving Time on the 14th day of August, 1953, at the office of the Town Clerk at Main Street in said Town, for the furnishing of materials, machinery and equipment and performance of the labor necessary or proper for the paving of Dickinson Avenue, at Central Nyack, in said Town, beginning with the intersection with Towt Street, also known at Waldron Avenue, to the boundary line between the Towns of Clarkstown and Orangetown, in accordance with the aforesaid plans and specifications and under said contract and that said Town Clerk be, and he is hereby directed to prepare, with the assistance of the Town Attorney and William A. Yuda, a Civil Engineer employed by the Town, proper notices, calling for special proposals in detail, and cause the same to be published once in due form of law, in the Journal News, published at Nyack, New York, the official paper of this Town, in accordance with the provisions of Section 197 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

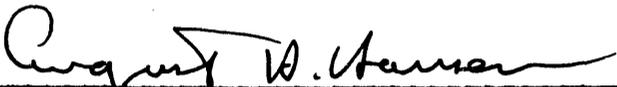
AHA 538

7/10/53

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

Seconded by Mr. Burleigh.

Carried.



Town Clerk of Clarkstown