

PUBLIC HEARING

MARCH 8, 1956

Town Clerk's Office

9:00 P.M.

Present : Mr. Renken
Mr. Jeffrey
Mr. Welchman
Mr. Schmersahl
Mr. Dillon

Mr. Dillon called the hearing to order, explaining that it had been called to consider the application of John Bassano and Rose Ann Bassano for a change of the Building Zone Ordinance of the Town of Clarkstown, be redistricting property of the applicants from R0 to C-2. Mr. Dillon said the Board would listen first to those in favor of the petition and then to those in opposition.

Mr. Bassano, petitioner, explained that the property in question was located on Route 303 in Valley Cottage and consisted of about one and three-quarters acres. He stated that his property was in a business zone previous to re-zoning and that he wanted to replace his present garage, which is a fire trap, with a cinder block building.

No one appeared before the Board in opposition.

Mr. Welchman moved that the Board reserve decision and that the hearing be closed.

Seconded by Mr. Renken

Carried.

Mildred F. Magari
Town Clerk of Clarkstown

TOWN BOARD MEETING

March 8, 1956

Town Clerk's Office

8:00 P.M.

Present: Mr. Renken
 Mr. Jeffrey
 Mr. Welchman
 Mr. Schmersahl
 Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Welchman moved that the minutes of the previous meeting be approved.

Seconded by Mr. Jeffrey.

Carried.

Mr. Dillon read a letter from Leonard Kohl of Whitewood Estates, Germonds Road, New City, requesting water hydrants along Lyncrest Avenue from Germonds Road, north, on which Mr. Adams reported that Lyncrest Avenue was in the Water Supply District on the west side.

Mr. Welchman moved the following resolution:

RESOLVED that a fire hydrant be installed on the west side of Lyncrest Avenue, New City, and be it

FURTHER RESOLVED, that the Spring Valley Water Works and Supply Company be authorized to install same.

Seconded by Mr. Renken.

Carried.

Mr. Dillon read a letter from the Planning Board dated February 28, 1956 setting forth findings of fact in respect to application for subdivision approval of Bardonia Land Corporation.

Mr. Welchman moved that the matter be held over for the next meeting of the Board.

Seconded by Mr. Renken.

Carried.

Mr. Klein reported on his meeting with Mr. Conway of the New York State Department of Public Works in respect to procuring an access road to Route 59 from First Street, Nanuet, advising that he had gotten an okeh.

Mr. Welchman moved that the Board go into the Board of Health.

Seconded by Mr. Schmersahl.

Carried.

Mr. Dillon read letters from the Valley Cottage Civic Association, the West Nyack Civic and Welfare Association, the Central Clarkstown Residents Association, the North Clarkstown Civic Association, Mr. Lincoln Waldron and a telephonic message from Mr. McCord, Secretary of the Veterans' Memorial Association of Congers, opposing the Board's appointment of Daniel J. Wakely to fill the vacancy on the Clarkstown Planning Board.

Several persons appeared before the Board with respect to the Planning Board appointment, some of whom were connected with the aforementioned civic associations, voicing displeasure and making inquiries and suggestion regarding the appointment, namely, Mr. R. D. Linton of Nanuet, Mr. Charles Martin of New City, Mr. Batzold of West Nyack, Mr. Ambrose of Nanuet, Mr. E. C. Ferguson of Valley Cottage, Mrs. Feller of New City, Mr. Hugo Robus of New City, Mr. Alan Anderson of New City, Mr. Harold Laskey of New City and Mr. Raymond Palen of New City. Several persons appeared before the Board and spoke favorably about the Board's action, namely Mr. Bert Lamborn of Congers, Mr. Stanley Partridge of West Nyack, Mr. Metlitz of Nanuet,

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Mr. Stephen Danko of Congers and Mr. Nick Hlipala of Nanuet, the latter submitting a petition of 450 names upholding Mrl Wakely's appointment.

Mr. Renken read a statement prepared by himself, answering the inquiries contained in letters from the various civic associations, setting forth how qualifications to fill vacancy on the Planning Board were arrived at and thanking the people of Clarkstown for their confidence in the Town Board.

Mr. Batzold of West Nyack appeared before the Board and inquired about the date of completion of assessment cards. Mr. Dillon advised that the cards will be completed by April 1st but that the legal date for sending out these cards is between June 24th and 29th.

Mr. Raymond Palen of the West Clarkstown Residents Association brought up the matter of Sherwood Drive, Nanuet. The Board again reviewed the matter concluding with the explanation that this road anti-dated subdivision control and therefore nothing could be done until legislature was passed to remedy such conditions. Mr. Palen was informed that a bill was now in Senate to correct these conditions. Mr. Frick of Sherwood Drive also appeared before the Board in this connection.

Mr. Welshman moved that sealed proposals for fill for the Clarkstown Sanitary Fill be opened.

Seconded by Mr. Schmersahl.

Carried.

The following proposals for fill were opened:

Graney Building Material Corporation -- \$1.00 per yard.
 Ward Pavements, Inc. -- \$1.00 per yard.
 William J. Wolf -- \$.90 per yard
 Edwin H. Roland -- \$1.05 per yard
 Keshon Brothers -- \$1.95 per pard
 Eric J. Binder -- \$1.00 per yard

The Board decided to hold the matter in abeyance.

Mr. Dillon read a letter from the Highway Superintendent recommending acceptance of Mary Lane, Cottage Road, Quaspeck Boulevard, Charles Boulevard and Valley Road, Valley Cottage, from Quaspeck Park Homes, Inc., upon the filing of a maintenance bond in the sum of \$6,900.00. Mr. Roepe reported that he had returned the bond to the developer for correction.

Mr. Dillon read a letter from Mr. Klein, Highway Superintendent, with respect to additional piping for the Clarkstown Sanitary Fill.

Mr. Schmersahl moved the following resolution:

RESOLVED that the Town Superintendent of Highways be authorized to install 40 feet of arch pipe at the Clarkstown Sanitary Fill at a cost of \$21.92 per foot, plus the cost of three bands.

Seconded by Mr. Welchman.

Carried.

Mr. Dillon read a letter from the Highway Superintendent with regard to street signs in subdivisions.

Mr. Welchman moved the following resolution:

RESOLVED that in the future all subdividers be required to provide street signs for roads in their subdivisions and that such signs conform in type with present Clarkstown street signs.

Seconded by Mr. Schmersahl.

Carried.

The Clerk was instructed to write to the Planning Board advising that it should be a required condition, before final approval of a subdivision map, that provision be made for the developer to furnish street signs.

Mr. J. H. Martin, Jr. of West Nyack appeared before the Board in connection with extension of roads designated as Pheasant Drive and Cardinal Court in Rockland Heights, Section II, subdivision.

Mr. Welch, an moved the following resolution:

RESOLVED that roads in Rockland Heights, Section II, West Nyack, be exempt from present roadbed specifications and that permission be given to construct the said roads in conformance with the original portion thereof, to a width of 24 feet.

Seconded by Mr. Schmersahl.

On roll call, the Board voted as follows:

AYES: Messrs. Renken, Jeffrey, Welchman, Schmersahl, Dillon.

NOES: None.

The following performance bonds were submitted to the Board, and approved as to form and sufficiency:

Woodvue Estates, Valley Cottage (Woodvue Court)

Rockland Heights, Section II, West Nyack

Mr. Schmersahl moved the following resolution:

RESOLVED that deed of Birchwood Homes, Inc. to the Town of Clarkstown be and the same is hereby accepted, dedicating approximately 708 feet of road on Birchwood Terrace and approximately 825 feet of road on Forest Avenue in the aforesaid subdivision, and that said roads be included in the Town Highway System, and

FURTHER RESOLVED, that the Town Attorney be authorized to record the same.
Seconded by Mr. Renken.

On roll call, the Board voted as follows:

AYES: Messrs. Renken, Jeffrey, Welchman, Schmersahl, Dillon.

NOES: None.

Mr. Dillon read a letter from Mr. Fred Rustmann of Nanuet Knolls requesting a fire hydrant on the corner of Poplar and Beech Streets, Nanuet.

Mr. Welchman moved the following resolution:

RESOLVED, that a fire hydrant be installed on Beech Street, Nanuet, a distance of 60 feet from Poplar Street, and be it

FURTHER RESOLVED, that the Spring Valley Water Works and Supply Company be authorized to install same.

Seconded by Mr. Schmersahl.

Carried.

Mr. Dillon read a special notice from the Association of Towns of the State of New York regarding proposed legislation that might endanger the financial structure of towns if made law.

Mr. Renken moved the following resolution:

RESOLVED that the Town Board of the Town of Clarkstown go on record as opposing the passage of the following proposed legislation:

J. COOKE, Senate Introductory Bills No. 868, 870 and 875.

FURLEY, Senate Introductory Bills No. 893 and 896, and be it

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FURTHER RESOLVED, that a copy of this resolution be forwarded to Senator Thomas C. Desmond and to Senator Robert Walmsley, urging consideration of the Town Board's action.

Seconded by Mr. Welchman.

Carried.

Mr. Dillon presented certification of eligibles for the post of Town Assessor from the Civil Service list.

Mr. Jeffrey moved the following resolution:

RESOLVED that the appointment of Town Assessor be reserved.

Seconded by Mr. Welchman.

On roll call, the Board voted as follows:

AYES: Messrs. Renken, Jeffrey, Welchman, Schmersahl, Dillon.

NOES: None.

Mr. Dillon advised that a joint meeting with the Clarkstown Planning Board had been arranged for March 15th at 8:00 P.M. in the Town Clerk's office.

Mr. Dillon reported on his meeting with the New York State Department of Public Works, in connection with interchanges with Palisades Interstate Parkway and proposed Garden State Parkway and New York State Thruway link.

Mr. Welchman reported that the reservoir bridge on Old Mill Road was in a terrible state. Mr. Klein stated that it would probably be taken care of as soon as weather conditions improved.

Mr. Jeffrey inquired about weekly reports from the J. L. Jacobs Company in regard to re-assessment work. It was explained that these sheets merely set forth weekly progress and that the work was done under contract.

Mr. Roepe called the Board's attention to the judgment in favor of the Town of Clarkstown in the case against the New York Trap Rock Corporation and read part of the Appellate Division's findings.

Mr. Welchman moved the following resolution:

RESOLVED that the Town Attorney be authorized to dispose of the extra copies of the printed case on appeal in the Appellate Division, Second Department, in the New York Trap Rock case to the attorneys for the New York Trap Rock Corporation, at the agreed price of \$1,100.00 and that the check be made to the order of the Town of Clarkstown.

Seconded by Mr. Renken;

On roll call, the Board voted as follows:

AYES: Messrs. Renken, Jeffrey, Welchman, Schmersahl, Dillon.

NOES: None.

Mr. Jeffrey moved the following resolution:

RESOLVED THAT the Town Attorney be authorized to write a letter to Mr. Stickles, complimenting him on his very able handling of the New York Trap Rock case.

Seconded by Mr. Renken.

Carried.

Chief Wiebicke appeared before the Board and advised that he had received many requests that "No Parking" signs be installed in front of the Germonds Presbyterian Church.

Mr. Welchman moved the following resolution:

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RESOLVED that "No Parking" signs be installed on the north side of Germonds Road in front of the Germonds Presbyterian Church, and be it

FURTHER RESOLVED, that the Town Superintendent of Highways be authorized to install same.

Seconded by Mr. Jeffrey.

Carried.

On motion made, seconded and carried, monthly reports of the Building Inspector, Planning Board, Zoning Board of Appeals, Welfare Officer, Police Department, Town Clerk and Supervisor's trial balance were approved and filed.

Bills Nos. 246 through 361 on Warrant No. 3 in the total amount of \$13,074.56 were audited by the Board and ordered paid.

All business to come before the Board having been consummated, on motion made, seconded and carried the meeting was adjourned at 11:50 P.M.

Respectfully submitted.

William F. Maguire
Town Clerk of Clarkstown

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