

PUBLIC HEARING

Dec. 13, 1956

Town Clerk's Office

9:00 P.M.

Present: Messrs. Dillon
Renken
Schmersahl
Jeffrey

Absent: Mr. Welchman

Mr. Dillon opened the hearing.

The Deputy Clerk read Notice of Hearing on the application of Albert G. Lemborn and Christien Gunther.

Mr. Dillon asked if anyone present was in favor of the petition. No one appeared.

Mr. Dillon then asked if anyone present was opposed to the petition. No one appeared.

On motion made by Mr. Jeffrey, seconded by Mr. Renken and unanimously carried, the Hearing was closed.

Respectfully submitted,

Mildred F. Maguire
Town Clerk of Clerks town

PUBLIC HEARING

Dec. 13, 1956

Extension of New City-West Nyack Water Supply District (Wedgewood Estates)

Town Clerk's Office

8:30 P.M.

Present: Messrs. Kenken
Jeffrey
Schmersahl
Dillon

Absent: Mr. Welchman

Mr. Dillon called the meeting to order.

The Deputy Clerk read the Notice of Hearing on the extension of the New City-West Nyack Water Supply District.

Mr. Sheldon Goldstein, after being duly sworn by Supervisor Dillon, when questioned by Robert Granik, attorney for petitioners, testified as follows:

Q. What office do you hold in Shelby Construction Corp.?

A. Vice President.

Q. You are appearing on behalf of the officers of this Corporation?

A. Yes, I am.

Q. Mr. Goldstein, have you read the petition which was filed in the office of the Clerk of this Town on Oct. 10, 1956, which I now show you?

A. Yes sir.

Q. Are you familiar with the allegations contained in this petition?

A. Yes sir.

Q. I show you this petition and ask you to examine the signatures on this petition. May I ask you whether the signature of this corporate signer shown on here as Wedgewood Construction Corp. and the signature of the Clerk of the Central School Dist. No. 1, Town of Clarkstown are their signatures?

A. Yes, they are. I was present when they signed this petition.

Q. Mr. Goldstein, is it your opinion that all of the property owners represented by the signatures on this petition will be benefited by the establishment of this proposed extension of the New City-West Nyack Water Supply Dist.?

A. It is.

Q. Is it likewise your opinion that all of the property owners who will be benefited by this proposed extension of a water supply district are included in this petition?

A. They are.

Q. And, finally, is it your opinion that it is in the public interest that the Town grant this petition?

A. Yes, it is.

Mr. Roepe stated, for the record, that the petition was signed and acknowledged or approved as required by law.

There being no one else interested in the matter, on motion of Mr. Schmersahl, seconded by Mr. Renken and unanimously carried, the Hearing was closed.

Respectfully submitted,

William F. Maguire
Town Clerk of Clarkstown

DAA 657

TOWN BOARD MEETING

Dec. 13, 1956

Town Clerk's Office

8:00 P.M.

Present: Mr. Dillon
Mr. Renken
Mr. Jeffrey
Mr. Schmorsahl

Absent: Mr. Welchman

Chairman Dillon opened the meeting.

Mr. Roepe reported that in checking the papers in connection with the improvement of First Street, Nannet, the New York State Dept. of Public Works has not as yet approved the connection of this street with Route 59.

After discussing this matter at length, it was decided that Supervisor Dillon, Councilman Renken and Town Attorney Roepe would go to Poughkeepsie and meet with the District Engineer in regard to the matter of connecting First Street with Route 59.

Mr. Renken moved the following resolution:

WHEREAS, an offer has been made to the Town of Clarkstown by the New York Trap Rock Corporation to dedicate certain lands to the Town of Clarkstown for highway purposes, and

WHEREAS, said proposed road will run westerly from Crusher Road to Snake Hill Road at West Nyack, Town of Clarkstown, and

WHEREAS, certain parcels are necessary to be acquired by the Town of Clarkstown for the purposes of said road, which said parcels of land are reputed to be owned, (1) by Bray and (2) by Hale, and

WHEREAS, it is the judgment of this Town Board that it be necessary in the public interest and for the purpose of said road to acquire said parcels, and

NOW THEREFORE BE IT RESOLVED that the Town Attorney of the Town of Clarkstown be and hereby is directed and authorized to commence appropriate proceedings in the name of the Town of Clarkstown to acquire by condemnation or otherwise, the said two parcels, descriptions of which are annexed marked Schedule A, and

IT IS FURTHER RESOLVED that the said Town Attorney be and he hereby is authorized to employ any Title Company, Abstract Company or individual for the purpose of searching and certifying said titles, the reasonable expense of same to be a town charge, and

IT IS FURTHER RESOLVED that such appropriate proceedings to acquire title be commenced at such time as the New York Trap Rock Corporation tenders a deed in proper form to the Town of Clarkstown for the balance of the land required for said proposed road.

SCHEDULE "A"

PARCEL 1

All that certain lot, piece or parcel of land, situate, lying and being at West Nyack, Town of Clarkstown, Rockland County, New York, more particularly bounded and described as follows:

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BEGINNING at a point on the east side of Snake Hill Road, said point also being the northwest corner of lands of Richard Henry Bray, thence along Bray's lands the following courses and distances:

1. North $47^{\circ} 36'$ - 225.77 feet to northeast corner of lands of Richard Henry Bray and then along Bray's easterly line.
2. South $15^{\circ} 30'$ East - 28.03', then turning westward
3. South $47^{\circ} 36'$ West - 225.77 feet to east side of Snake Hill Road, thence along the east side of said road.
4. North $15^{\circ} 30'$ West - 28.03 feet and place of beginning.
Containing 0.145 more or less acres of land.

PARCEL 2

All that certain lot, piece or parcel of land, situate, lying and being at West Nyack, Town of Clarkstown, Rockland County, New York, more particularly bounded and described as follows:

BEGINNING at a point on the east side of Snake Hill Road said point being on the southern line of lands of the New York Central Railroad (West Shore Division) and the northern line of lands of Anna Hale thence along said division line the following courses and distances:

1. North $47^{\circ} 36'$ East - 374.10'
2. Northeasterly on a curve to the right having a radius of 1113' more or less a distance of 289.74'
3. North $76^{\circ} 07'$ East - 240.20' to lands of New York Trap Corporation, thence southerly along the division line of lands of New York Trap Rock Corporation and Anna Hale
4. South $10^{\circ} 11'$ West - 54.76 feet thence turning westerly on Hale's land
5. South $76^{\circ} 07'$ West - 217.89 feet
6. Southwesterly on a curve to the left, having a radius of 1063 feet more or less a distance of 270'
7. South $47^{\circ} 36'$ West - 173.70 feet to a point on the division line of lands of Richard Henry Bray and Anna Hale thence
8. North $15^{\circ} 30'$ West - 28.03' along said division line to the Northeast corner of lands of Richard Henry Bray thence, along Bray's northern line
9. South $47^{\circ} 36'$ West - 225.77 feet to a point on the East side of Snake Hill Road, thence along the East side of said Road
10. North $15^{\circ} 30'$ West - 28.03' and place of beginning containing 0.843 more or less acres of land.

Seconded by Mr. Jeffrey

On roll call, the Board voted as follows:

AYLS: Messrs. Dillon, Benken, Jeffrey, Schmersahl.

NAYLS: None

Mr. Dillon read a letter from the Valley Cottage Fire District regarding the widening of Lake Road, just west of Rt. 303. No action was taken at this time.

Mr. Dillon read a letter from the Valley Cottage Fire District regarding the parking near St. Theresa's Church on Lake Road. This matter was taken care of at a

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previous meeting when the Board authorized the erection of signs.

Mr. William Ebner and Mr. Harold Spires of Maple Rd., Valley Cottage appeared before the Board and complained that water was washing away the stone they had placed on the unimproved portion of Maple Rd. They requested the Board to do something about diverting the water.

Mr. Dillon, Mr. Schmersahl and Mr. Klein will make an inspection of this complaint on Saturday, December 15th.

In connection with the Sternpass septic matter, Mr. Schunacher reported that the plan submitted still did not comply with the Town's Septic Tank Ordinance.

The Board authorized the Town Attorney to write Mr. Sternpass pertaining to this matter.

Mr. Jeffrey moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by Resolution duly adopted on the 25th day of October, 1956, provided for a public hearing on the 13th day of December, 1956, at 9:00 P.M., Eastern Standard Time, to consider the application of Albert G. Lamborn and Christian Gunther, to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioners from a R-2 District to a C-2 District, and

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 at Congers, in said Town from R-2 to C-2:

ALL that certain lot, piece or parcel of land and premises situated, lying and being at Congers in the Town of Clarkstown, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at a point in the easterly line of Route 303, said point being about 205 feet more or less from the intersection of the easterly line of Route 303 with the southerly line of Lake Road, said point also being the southwesterly point of the present C-1 District, thence running easterly along the southerly line of the present C-1 District, a distance of 175 feet to a point in the southerly line of the present C-1 district, and said point being 20 feet west of the westerly line of Lenox Avenue, thence turning and running southerly in a line parallel to and 20 feet distant from the westerly line of Lenox Avenue a distance of 375 feet to a point, said point being in the southerly line of lot #78 Section O - Boston Improvement Co., thence turning and running westerly at right angles to the westerly line of Lenox Avenue along the southerly line of Lot #78, a distance of 80 feet to a point, thence turning and running northerly at right angles to the previous course along the easterly line of lot #237 - Section P, a distance of 20 feet to a point, thence turning and running westerly at right angles to the previous course along the southerly line of lot #80 - Section O, a distance of about 53 feet to a point in the easterly line of Route 303, thence turning and running northerly along the easterly line of Route 303 a distance of 360 feet to the southerly line of the C-1 district and the point or place of beginning.

Seconded by Mr. Renken.

On roll call, the Board voted as follows:

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

NAYES: None.

Mr. Schmersahl moved the following resolution:

RESOLVED, that bids for a police car be opened.

Seconded by Mr. Jeffrey.

Carried.

One bid was received from Burnweit Motors, Inc.

Mr. Welchman moved the following resolution:

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RESOLVED, that the Chief of Police, Ernest Diebicke, be authorized to purchase the following equipment:

One (1) 1957 Pontiac Chieftan 2 door Sedan with two tone paint, heater and defroster, heavy duty generator, heavy duty battery, plastic slip covers, and oil filter for the sum of \$2,002.31.

Seconded by Mr. Renken.

Carried.

Mr. N. A. Hall appeared before the Board concerning his duties as consulting engineer.

The Chairman informed Mr. Hall, that the Board's intentions were that Mr. Hall would be consulted by the Planning Board, Supt. of Highways, Building Inspector, and Town Board in the various engineering problems that might arise.

The Clerk was directed to advise the Planning Board to contact Mr. Hall with their various engineering problems.

Mr. Klein, Supt. of Highways and Mr. Hall, Engineer reported that the S. G. H. Development Corp. had complied with certain stipulations in connection with the dedication of Hillside Ave., Hall Ave., and Simkin Drive.

The Board approved as to form and sufficiency the Maintenance Bond of S. G. H. Development Corp. in the amount of \$1,175.00.

Mr. Renken moved the following resolution:

RESOLVED, that deed of S. G. H. Development Corp. to the Town of Clarkstown be and the same is hereby accepted, dedicating Hillside Avenue, Hall Avenue and Simkin Drive as shown on Map entitled "Rochelle Homes Subdivision", dated July 5th, 1954, and that said roads be included in the Town Highway System, and be it

FURTHER RESOLVED, that the Town Attorney be authorized to record same.

Seconded by Mr. Schmersahl.

Carried.

The Board approved the following Performance Bonds as to form and sufficiency:

George W. VanWyck	\$6,000.00
Laurel Park Sub. Div.	\$54,700.00

Mr. Renken moved the following resolution:

RESOLVED, that the Building Inspector, Karl Schumacher be authorized to purchase 1 desk, 1 desk chair and 2 legal files at a price of \$320.00.

Seconded by Mr. Jeffrey.

Carried.

Mr. Jeffrey moved the following resolution:

RESOLVED, that the Building Inspector be directed to issue a Building Permit to J. C. Fund for a building on Tor View Ave., off Crestwood Avenue, in New City.

Seconded by Mr. Schmersahl.

Carried.

The reports of the Police Dept., building Inspector, Board of Appeals, Planning Board, Town Clerk, Receiver of Taxes and Supervisor were accepted and placed on file.

Mr. Schmersahl moved the following resolution:

WHEREAS, Posner and Schrank, Inc. has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by re-districting property of the said petitioner and in said petition described as Parcel One from an RA-LX zone to a C-2 zone, or in the alternative to a R-1 zone, and the

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premises described as parcel Two from an EC zone and so much of said parcel as lies in the RA-1X zone to a R-2 zone.

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 4th day of January, 1957, at 8:30 P.M., Eastern Standard 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. Renken.

Carried.

Mr. Schmersahl moved the following resolution:

RESOLVED, that "No Parking" signs be placed on the west side of Maple Ave., in front of the New City Library.

Seconded by Mr. Renken.

Carried.

Mr. Dillon read a letter from Nor-Ben Builders, Inc. requesting a hydrant on west side of East Street, Nanuet.

The Board instructed the Clerk to refer this request to the chief of the fire department.

The Board received a report from the Nanuet Fire Dept. regarding an inspection of Dr. Hefter's Nursing Home and Obregon Rest Home.

The Board instructed the Clerk to refer these reports to the Building Inspector and have him report on same at the next meeting.

Mr. Dillon read a letter and petition from Daniel Brucker, Esq., regarding annexation of a part of Clarkstown to the Village of Nyack.

This matter was referred to the Town Attorney.

Mr. Jeffrey moved the following resolution:

RESOLVED, that the offices of the Town of Clarkstown be closed on Dec. 24th and 31st.

Seconded by Mr. Schmersahl.

Carried.

Mr. Dillon read a letter from the Street School PTA requesting that steps be taken to include roads in the vicinity of the school in the 30 MPH speed limit.

Mr. Renken moved the following resolution:

RESOLVED, that the Clerk forward the request of the Street School PTA to the New York State Traffic Commission.

Seconded by Mr. Jeffrey.

Carried.

Mr. Renken brought up the matter of a light on Pole No. 13, Main Street, Nanuet. He mentioned the fact that every pole had a light except Pole No. 13.

The Clerk was requested to contact Mr. Schaub of Rockland Light and Power Co. regarding this matter.

Mr. Jeffrey moved the following resolution:

RESOLVED, that a "Stop Sign" be placed on Mill Road, at the intersection of Kings Highway in Valley Cottage.

Seconded by Mr. Schmersahl.

Carried.

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Mr. Jeffrey moved the following resolution:

RESOLVED, that the deed of Lakes Realty Corp. to the Town of Clarkstown be accepted providing a Maintenance Bond is submitted and drainage is approved by the Consulting Engineer, Mr. W. A. Hall.

Seconded by Mr. Kenken.

Carried.

Mr. Schmersahl moved the following resolution:

WHEREAS, George M. Kleckner, former Welfare Officer of the Town of Clarkstown, affectionately known as "Lickie" by all Clarkstown residents, died after a long illness, and

WHEREAS, "Lickie" was held in great esteem by everyone with whom he came in contact during the years he served as Welfare Officer of the Town of Clarkstown, and

WHEREAS, "Lickie" was exceedingly accommodating in his attitude to the public which he served so faithfully, devoting many of his off-duty hours in the performance of the duties of his office, and

WHEREAS, he served all the people of the Township with the same degree of cordiality, tolerance and courtesy, therefore,

BE IT RESOLVED, that the Town Board of the Town of Clarkstown expresses its deepest and most sincere regrets that "Lickie" is no longer with us, and

BE IT FURTHER RESOLVED, that this resolution be spread upon the Minutes of the Town Board of the Town of Clarkstown and that a copy be sent to his beloved wife, Amelia Klechner.

Seconded by Mr. Jeffrey.

On roll call, the Board voted as follows:

AYES: Messrs. Dillon, Kenken, Jeffrey, Schmersahl.

NAYS: None.

Moved by Mr. Schmersahl, seconded by Mr. Kenken that the meeting be adjourned.

Carried.

Respectfully submitted,

Mildred F. Magai
Town Clerk of Clarkstown