

PUBLIC HEARING

Oct. 17, 1957

Town Clerk's Office

8:30 P.M.

Present: Messrs. Dillon
Welchman
Jeffrey

Absent: Messrs. Renken
Schmersahl

Supervisor Dillon opened the hearing.

The Clerk read notice of hearing in the matter of petition of Francis M. Casey and others for an Extension of the New City-West Nyack Water Supply District to include portions of Valley Cottage and Congers.

Town Attorney Edward G. Roepe advised that petitioners' counsel had submitted affidavit sworn to on October 17, 1957 in which he certified that more than one-half of the assessed valuation in the proposed extension is represented by signatures on the petition and also that the signatures on the petition represent the resident owners of more than one-half of all of the assessed valuation in said proposed extension which are owned by resident owners, which he filed with the Clerk.

George W. Vivino, Esq., appeared on behalf of the petitioners and introduced Mr. William J. Dreeland of Ohio Avenue, Congers.

Mr. Dreeland, after being sworn by Supervisor Dillon, upon questioning by Mr. Vivino, answered as follows:

Q.: Mr. Dreeland, I direct your attention to the original petition here and ask if you can identify any of the signatures on the petition?

A.: I recognize those of Salvatore Mayo, Harry Niemeyer and Bertrand Kimbark.

Q.: Generally, you recognize them?

A.: Yes.

Q.: I also direct your attention to the petition and ask if you recognize the signature of Salvatore O. Mayo?

A.: I do.

Q.: I also ask you, Mr. Dreeland, if the people who have signed this petition for this proposed extension of the New City-West Nyack Water Supply District are included and represented here and will be benefitted by this petition?

A.: Yes. They will be.

Q.: I also ask you, Mr. Dreeland, in your opinion are more than one-half of the people who are represented property owners in this area included in this petition?

A.: They are.

Q.: Is it also your opinion that if the Town Board grants this request for an extension of the New City-West Nyack Water Supply District that the community will be benefitted by the granting of this petition?

A.: It will be.

Town Attorney Roepe then continued the questioning and Mr. Dreeland answered as follows:

Q.: With reference to your last question, Mr. Dreeland, is it your opinion that the granting of this petition by way of setting up the proposed extension of the

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Q.: (con't.) New City-West Nyack Water Supply District will be in the public interest?

A.: It will be.

Q.: You are substantially familiar with the allegations of that petition?

A.: I am.

Q.: You are familiar, substantially, with the people who signed it?

A.: I am.

Q.: Are there any people residing in that general area not included within the limits of the proposed extension who will be benefited by the proposed extension?

A.: No.

Mr. C. Robert Arnold of South Conger Avenue, Congers, was then sworn by Supervisor Dillon and upon questioning by Mr. Vivino, answered as follows:

Q.: I direct your attention to this original petition with the signatures on it. Can you identify any of them?

A.: I can.

Q.: Will you identify some of them?

A.: William Slattery, Wilfred Grace and Alfred Lee.

Q.: Generally you can identify all of these signatures?

A.: Yes. I can.

Q.: I ask you, Mr. Arnold, are the signatures that are on this petition representative of property owners generally in the area who will be benefited by this petition and included on this petition?

A.: They are.

Q.: I also ask you, Mr. Arnold, in your opinion, if the people who have placed their signatures and are represented in this area are included in the general area to be benefited?

A.: Yes. They are.

Q.: Is it also your opinion, Mr. Arnold, that if the Town Board grants the request for the extension of the New City-West Nyack Water Supply District that the public interest will be benefited by acceptance of this?

A.: Yes. It will be.

Supervisor Dillon then swore in Frank A. Furey of Ridge Road, Valley Cottage, who answered as follows upon questioning by Town Attorney Roepe:

Q.: Mr. Furey, do you think the granting of this petition by this Town Board will be in the public interest in so far as the people of Valley Cottage and Congers is concerned.

A.: I certainly do. Right now it will be a Godsend.

Q.: You and the people you are talking for here are in favor of it?

A.: 100%.

Supervisor Dillon then inquired of those present whether anyone had any objection to the granting of the petition. No one appeared.

A motion was made by Mr. Welchman that the hearing be closed. The motion was seconded by Mr. Jeffrey and unanimously carried.

Signed,
Mildred F. Magai
 Mildred F. Magai,
 Town Clerk.

SPECIAL TOWN BOARD MEETING

Oct. 17, 1957.

Town Clerk's Office

Present: Messrs. Dillon
Welchman,
Jeffrey

Absent: Messrs. Renken,
Schmersahl.

Supervisor Dillon opened the meeting.

Reading of the minutes of the previous meeting was dispensed with on motion made by Mr. Welchman, seconded by Mr. Jeffrey and carried.

-----X	
In the Matter of the Petition of FRANCIS :	
M. CASEY AND OTHERS for an Extension of :	
the New City-West Nyack Water Supply :	
District at Valley Cottage and Congers, :	ORDER
in the Town of Clarkstown, Rockland :	EXTENDING DISTRICT
County, New York. :	
-----X	

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A petition in this matter for the extension of the New City-West Nyack Water Supply District of the Town of Clarkstown having been duly presented to the Town Board and an order having been duly adopted by the Town Board on the 26th day of September, 1957, for the hearing of all persons interested in the matter on the 17th day of October, 1957, at 8:30 P.M., Eastern Daylight Saving Time, at the office of the Town Clerk, Main Street, New City, New York, and a hearing by the said Board having been duly held at such time and place, and it having been duly resolved and determined following such hearing that the petition herein was signed and acknowledge or proved as required by law and otherwise sufficient, that all the property and property owners within the proposed extension were benefited thereby, that all property and property owners benefited were included within the limits of the proposed district, and that it was in public interest to grant in whole the relief sought, and it having been then and there further duly resolved that the creation of such extension as proposed be approved, it is hereby

ORDERED, that the New City-West Nyack Water Supply District of the Town of Clarkstown be extended in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town described as follows:

BEGINNING at the point of intersection of the easterly line of Route 303 and the northerly line of the present New City-West Nyack Water Supply District; thence (1) running northerly along the easterly line of Route 303 to a point distant northerly 500 feet from the northerly line of Gilchrist Road; thence (2) running easterly along a line distant northerly 500 feet from the northerly line of Gilchrist Road to a point distant westerly 500 feet from the westerly line of Highway Avenue, thence (3) running northerly along a line distant westerly 500 feet from the westerly line of Highway Avenue to a point in the easterly line of Route 303; thence (4) running northerly along the easterly line of Route 303 to a point distant southerly 500 feet from the southerly line of Lake Road; thence (5) running westerly along a line distant southerly 500 feet from the southerly line of Lake Road to a point distant easterly 500 feet from the easterly line of Conger Avenue; thence (6) running southerly along a line distant easterly 500 feet from the easterly line of Conger Avenue to its point of intersection with the prolongation easterly of the southerly line of Conger Avenue where the same runs east and west; thence (7) running southwestwesterly along a straight course to the point of intersection of the prolongation southerly of the easterly line of Conger Avenue and a line distant southerly 500 feet from the southerly line of Conger Avenue, where the same runs east and west; thence (8) running westerly along a line distant

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southerly 500 feet from the southerly line of Conger Avenue to a point in the easterly line of Kings Highway; thence (9) running northerly along the easterly line of Kings Highway to a point distant southerly 500 feet from the southerly line of Lake Road; thence (10) running westerly along a line distant southerly 400 feet from the southerly line of New City-Congers Road to a point distant westerly 200 feet from the westerly line of Kings Highway; thence (11) running northerly along a line distant westerly 200 feet from the westerly line of Kings Highway to a point in the northerly line of Endicott Street, said point being distant westerly 500 feet from the westerly line of Grant Avenue; thence (12) running northerly along a line distant westerly 500 feet from the westerly line of Grant Avenue 2550 feet to a point; thence (13) running easterly at right angles to the 12th course in this description to a point distant easterly 500 feet from the easterly line of Grant Avenue; thence (14) running southerly along a line distant easterly 500 feet from the easterly line of Grant Avenue 1450 feet to a point; thence (15) running easterly along a line at right angles to the 14th course in this description to a point distant easterly 500 feet from the easterly line of Conger Avenue; thence (16) running southerly along a line distant easterly 500 feet from the easterly line of Conger Avenue to a point distant northerly 500 feet from the northerly line of Lake Road; thence (17) running easterly along a line distant northerly 500 feet from the northerly line of Lake Road to a point in the prolongation northerly of the westerly line of Ohio Avenue; thence (18) running southerly along the prolongation northerly of the westerly line of Ohio Avenue and the westerly line of Ohio Avenue to an angle in the westerly line of Ohio Avenue located approximately 200 feet southerly of the southerly line of Butler Street; thence (19) running southerly along a straight course to a point in the northerly line of the first unnamed street which is located 530 feet southerly of the southerly line of Jolliffe Avenue; said point being distant easterly 500 feet from the prolongation southerly of the easterly line of Highway Avenue; thence (20) running westerly along the northerly line of said first unnamed street and its prolongation westerly to a point distant easterly 500 feet from the easterly line of Wiegant Road (also known as Ridge Road); thence (21) running southerly along a line distant easterly 500 feet from the easterly line of Wiegant Road (also known as Ridge Road) to a point in the northerly line of the present New City-West Nyack Water Supply District; thence (22) running westerly along the northerly line of the present New City-West Nyack Water Supply District to the point of beginning.

Dated: October 17th, 1957

S/ Irvin F. Dillon
T/ Irvin F. Dillon - Supervisor

S/ Fred Schmersahl - Councilman
T/ Fred Schmersahl - Councilman

S/ Joseph Welchman - Councilman
T/ Joseph Welchman - Councilman

S/ Alastair Jeffrey
T/ Alastair Jeffrey - Councilman

S/ John H. Renken - Councilman
T/ John H. Renken - Councilman

Supervisor Dillon read a letter from E. Alfred Fests, attorney for residents of a proposed road known as Fay Road, off Collyer Avenue, New City, asking permission to pave said road to a width of 24' rather than the usual 30' stating the residents seek to improve Fay Road pursuant to Section 200 of the Town Law.

Mr. Richard Baker of Fay Road, New City, explained that Mr. Nathan Wyman, a developer to the north of this road, had met with residents and asked if they would be willing to have a paved road put in and permit him to use it as a secondary access for his development. Mr. Baker stated that Mr. Wyman was going to give \$2,000.00 towards the paving of this road and that the residents felt the improvement would be to the advantage of both residents and developer. Mr. Baker explained that Mr. Wyman's subdivision plan has not yet come up for preliminary approval.

The Town Attorney advised Mr. Baker that the residents' attorney should submit a proper petition under Section 200 of Town Law and mention in his petition that he wants

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to pave the road to a width of 24' instead of 30'. He added that Mr. Wyman should be told to make sure the Planning Board gives this 24' road, also state the Town Board's feeling in the matter.

There being no further business to come before the Board, on motion made by Mr. Welchman, seconded by Mr. Jeffrey and carried, the meeting was adjourned.

Signed,

Mildred F. Magai
Mildred F. Magai,
Town Clerk.

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