

PUBLIC HEARING

Dec. 12, 1957

Town Clerk's Office

8:30 P.M.

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

Supervisor Dillon opened the hearing.

The Clerk read notice of hearing on the application of Harry M. Coyle and Fred J. Seeger for a Change of Zoning by redistricting property from an RA-1X to an R-1 district.

Supervisor Dillon stated that the Board would first listen to those in favor of the change and then to those opposed.

Stephen G. Doig, Esq., attorney for the applicants, appeared before the Board and described the property and its location, being west of Brewery Road, New City and south of the Orchard Plains development.

Mr. Doig explained that the property consisted of approximately 43 or 44 acres most of which was in an R-1 district and that the change was sought for about 6 or 7 acres now zoned RA-1X. He added that the property was bordered on the north by an R-1 zone, on the west by an RA-1 zone and on the east, the Kupfer property, by an RA-1X zone.

Mr. Doig explained that the only access to the property is from Third Street and the Orchard Plains development and that the road will take up a good portion of the property sought to be changed.

Attorney Doig stated that his clients had no subdivision plan and that it was intended to develop the property slowly and when they did have a plan it would be presented to the Planning Board.

Supervisor Dillon asked if there was anyone who wished to voice opposition.

Mr. Hugo Robus of the Clarkstown Central School Board stated his Board would like to make a statement after having a chance to study the matter.

The Board gave Mr. Robus permission to file any papers he wished to until Dec. 20th, 1957.

On motion made by Mr. Welchman, seconded by Mr. Schmersahl and unanimously carried, the hearing was closed.

Signed,



Mildred F. Magai,
Town Clerk.

TOWN BOARD MEETING

Dec. 12, 1957

Town Clerk's Office

8:00 P.M.

Present: Messrs. Dillon
Renken
Jeffrey
Welchman
Schmersahl

On motion made by Mr. Renken, seconded by Mr. Jeffrey and unanimously carried, Mr. Welchman assumed the Chair until the arrival of Supervisor Dillon.

On motion made by Mr. Renken, seconded by Mr. Schmersahl and unanimously carried, the minutes of the meetings held on Oct. 24th, Nov. 7th and Nov. 20th, 1957 were accepted as read.

Supervisor Dillon then arrived and took over the Chairmanship.

Mr. Charles Cayot of Central Nyack appeared before the Board with respect to a water condition affecting his property. He explained that the water came from Cemetery Lane, was caused by the Village of Nyack dump and that he had contacted Mr. Conway of the Department of Public Works, who apprised him that Cemetery Lane was not a Town road. Mr. Cayot stated that if the Village of Nyack had not raised the road he would not have the water condition. The Board requested Highway Superintendent Klein to ask Mr. Sweet of the Village of Nyack to put in a drain pipe to alleviate matters.

George Vivino, Esq. appeared before the Board and asked that adjourned hearing on petition of Nyack Development Corporation for an extension of the New City-West Nyack Water Supply District be further adjourned. He stated he had an amended petition which included resident owners in area. He advised that the persons had promised to appear and testify but had not done so. The Board then adjourned the hearing until December 30th, 1957 at 8:00 P.M.

Mr. Ned Besso appeared before the Board in connection with dedication to the Town of Howard Street and Virginia Avenue, West Nyack, asking why they had not been accepted. He was advised that the Highway Superintendent had reported that sewage was running across the Street and that he had been notified to have the condition remedied. Mr. Besso stated that the Dairy Queen, Longo and Foreign Cars had filled in on the right-of-way and were responsible for the water. After some discussion, the Board requested that Mr. Besso and Mr. Klein approach Foreign Cars and see what could be done and report at the next Board meeting.

Mr. Welchman moved the following resolution:

RESOLVED, that decision on application of Harry M. Coyle and Fred J. Seeger for a Change of Zoning from an RA-1 to an R-1 district be reserved until the December 30th, 1957 meeting of the Board.

Seconded by Mr. Schmersahl.

On roll call, the vote was as follows:

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

NAYES: None.

12/12/57

Harry Edelstein, Esq. appeared before the Board in company with Mr. Guy and Mr. Fontaine of Namet Knolls and inquired about the status of easements for drainage in Namet Knolls. Town Attorney Roepe reported that he had written to Bankers Federal Savings and Loan Association asking for releases, that they had refused releases but were willing to give consents, had written that they were being forwarded but that to date they had not been received. The Board requested that Mr. Roepe again write to them and ask what had happened to the consents they were going to send.

Mr. Hugo Robus, Chairman of the School Board of Central School District No. 1, appeared before the Board in respect to a School Board problem. He stated that the School Board had had a lot of trouble because almost \$20,000.00 had turned up as duplication on the Assessor's rolls, the exact sum being \$19,323.00. He added that their Board could not set an item in the budget if they could not tell how accurately the Assessor is going to check the rolls and suggested that a little pressure be put on the Assessor to find out where the errors occurred. Mr. Robus stated to make up the duplication, the School has to borrow, which is an expense. Councilman Welchman advised that there is a new Civil Service Eligible List available and that an appointment would be made with the hope that matters would be corrected.

Jerome Trachtenberg, Esq. addressed the Board in connection with a contract for fill for the Clarkstown Sanitary Fill. Mr. Welchman gave a detailed report on the award of contract for fill and developments to date. He then asked Motor Equipment Operator John Eberling to give his opinion on the quality of the fill being supplied. He stated he had been getting just plain dirt and that there was no traction for trucks when wet. The Board advised Mr. Eberling that the fill should be 30 to 50% sand with loam. Mr. Trachtenberg stated that Mr. Wolf does not, has not and will not be able to meet specifications, and therefore his client, Mr. Bergholzer, should be awarded the contract. Mr. Renken suggested to Mr. Eberling that he have both Mr. Bergholzer and Mr. Wolf bring a sample of fill to the Sanitary Fill Committee for inspection at the Clarkstown Sanitary Fill. The Clerk was requested to advise Mr. Eberling the date of the next Board meeting so that he could report further.

Mr. Eberling requested the Board's permission to obtain 25 loads of shoulder stone for the road at the Sanitary Fill.

Mr. Jeffrey moved the following resolution:

RESOLVED, that the Motor Equipment Operator at the Clarkstown Sanitary Fill be authorized to order 100 tons of shoulder stone from the New York Trap Rock Corporation and that the Highway Superintendent be requested to deliver same to the Fill.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Jeffrey,

DAA 657

12/12/57

Welchman,
Schmersahl,
Dillon.

NAYES: none.

Mr. Richard Narducci appeared before the Board with regard to a petition filed by residents of West Palmer Avenue, Nanuet, requesting the Board to declare bond of Thomas Pedersen, Marguerite Pedersen and Thomas Moore-Smith and Charity Moore-Smith, for construction of road, in default.

Mr. Jeffrey moved the following resolution:

RESOLVED, that the Town Clerk be instructed to advise Saint Paul-Mercury Indemnity Company, reference Bond No. NY-45436, that by duly adopted resolution of the Town Board of the Town of Clarkstown, adopted December 12th, 1957, the subject bond, pursuant to the provisions of Section 277 of the Town Law, has been declared to be in default.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Jeffrey moved the following resolution:

RESOLVED, that the Highway Superintendent be directed to make a careful investigation of West Palmer Avenue, Nanuet, and determine what the cost to the Town of Clarkstown will be to complete the said road to Town specifications.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Dillon read a letter from the Planning Board recommending that application of Deerwood Park, New City, for conversion to an R-1 district from an RA-1X district, be denied.

Harry Waitzman, Esq., addressed the Board in connection with application of Deerwood Park advising that he had a letter from the Spring Valley Water Company which stated that water facilities may be extended to this area. Mr. Waitzman told the Board that the only objection voiced at the Planning Board hearing was by the School Board representatives, who said Chestnut Grove School was overcrowded because of having to absorb children from the Whitewood development, and that children could not be given the proper education because of the increase.

Mr. Waitzman reported to the Board that he had heard that a new public school is being considered in the Whitewood area, that the picture by the School Board is overly black and that he believed there will be adequate school facilities. He added

12/12/57

that should the Town Board consider granting the conversion, his clients would be agreeable to having certificates of occupancy staggered for the 30 houses contemplated to be built, 12 to be issued between the present time and the end of 1958, 9 for the first six months of 1959 and 9 for the balance.

The Board requested Mr. Waitzman to file the letter from the Spring Valley Water Company with the Clerk.

Town Attorney Edward G. Roepe stated for the record that he would advise the Town Board that the matter of school facilities or the lack of school facilities is not a proper question for the Planning Board to consider in determining whether this is eligible for conversion to an R-1 district and that school facilities are something schools have to work out for themselves, not the Town Board or the Planning Board matter.

Mr. Welchman moved the following resolution:

RESOLVED, that decision on application of Deerwood Park, New City, for conversion from an RA-1X district to an R-1 district, be reserved.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Nelson W. Hall, Engineer for the Improvement of Sherwood Drive, Nanuet, appeared before the Board stating he had submitted letter reporting that Sherwood Drive had been completed, both pavement and drainage. He advised that there was some cleaning up to be done in the Spring, removal of stumps and boulders, suggesting that \$1,000.00 be held in reserve until the work was finished.

Town Attorney Roepe reported to the Board that acknowledgment of easement of Myron Goldstein had been received and that all easements had been recorded by him.

The Board instructed the Town Attorney to prepare a serial bond resolution and bond anticipation note in the amount of \$22,500.00 covering the cost of the Sherwood Drive improvement.

Highway Superintendent Klein, reported that the road in Forest Acres-Section II was all right but that there were a couple of catch basins to be put in.

Supervisor Dillon read letter from Lederle Laboratories Division of American Cyanamid Company transmitting easement for drainage of Nanuet Avenue, Nanuet.

Consulting Engineer Nelson W. Hall advised the Board that the description in the easement followed the Lederle survey.

Mr. Welchman moved the following resolution:

RESOLVED, that upon report of the Consulting Engineer of the Town of Clarkstown that the description is correct, easement for drainage from American Cyanamid Company be accepted, and be it

DAA 657

12/12/57

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

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

The Clerk was requested to write to the Planning Board and ask for its recommendation with respect to application by Franciscan Missionaries of Mary to relocate Parrott Road under Section 171 of Highway Law.

Highway Superintendent Klein was requested by the Board to check on portions of Alan Drive and Oak Street proposed to be dedicated to the Town of Clarkstown and report at the next Board meeting.

Town Attorney Roepe reported that the owners of the Elms Hotel had been served with Notice and Order pursuant to Article X of Town Law, that he had received a letter from Mr. Pesner which he would submit at the next Board meeting.

Application for a Zoning Change from an R-1 and C-2 district to a C-1 district made by the New York Telephone Company for property at or near Congers, N.Y., was presented to the Board.

Mr. Renken moved the following resolution:

WHEREAS, THE NEW YORK TELEPHONE COMPANY has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by rezoning property of the said petitioner and in said petition described, from an R-1 district and a C-2 district to a C-1 district;

BE IT RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the office of the Town Clerk, 16 Main Street, New City, New York on the 9th day of January, 1958, 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. Schmersahl.

On roll call, the vote was as follows:

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

NAYES: None

Mr. Welchman moved the following resolution:

BOND RESOLUTION OF DECEMBER 12, 1957 AUTHORIZING THE ISSUANCE AND SALE OF SERIAL BONDS OF THE TOWN OF CLARKSTOWN, ROCKLAND COUNTY, NEW YORK, IN THE AMOUNT OF \$11,000.00 FOR THE IMPROVEMENT OF FIRST STREET AT NANUET IN SAID TOWN.

BE IT RESOLVED this 12th day of December, 1957, by the Town Board of the Town

12/12/57

of Clarkstown, Rockland County, New York, as follows:

FIRST: For the object or purpose of the improvement of First Street at Nanuet, in the Town of Clarkstown, by paving in accordance with the Town specifications, and to provide funds to defray the cost thereof, \$11,000.00 of general obligation serial bonds of the Town of Clarkstown, Rockland County, New York, to be of the terms, form and contents hereinafter provided for, shall be issued pursuant to the provisions of the Local Finance Law of the State of New York.

SECOND: \$11,000.00 is estimated as the maximum cost of the object or purpose for which such serial bonds are to be issued.

THIRD: The plan for the financing of such object or purpose, consists of the issuance of serial bonds of said Town in the principal sum of \$11,000.00 or so much thereof as shall represent unpaid assessments payable in installments pursuant to Section 242 of the Town Law.

FOURTH: It is hereby determined that the object or purpose for which such serial bonds are to be issued falls within subparagraph 20 of Subdivision (a) of Section II of the Local Finance Law, and that the period of probable usefulness of such object or purpose is five years.

FIFTH: The proposed maturity of the serial bonds hereby authorized will not be in excess of five years.

SIXTH: The said serial bonds shall be in equal denominations numbered from 1 to 4, inclusive, maturing in numerical order 1, 2, 3 and 4 years respectively from their date of issuance and shall bear interest at a rate not exceeding five per centum per annum payable at maturity.

SEVENTH: The said bonds shall be designated as "Serial Bonds of the Town of Clarkstown, Rockland County, New York, of 1957, in a sum not in excess of \$11,000.00 for the improvement of First Street at Nanuet in said Town".

EIGHTH: Except as herein expressly provided, the said bonds shall be of the terms, form and contents as the Supervisor of the Town of Clarkstown shall determine and execute, consistent, however, with the provisions of the Local Finance Law.

NINTH: Each of said bonds shall be executed in the name of the Town of Clarkstown by the Supervisor of said Town and sealed with the corporate seal of the Town of Clarkstown and attested by the Town Clerk.

TENTH: The bonds shall be sold at public or private sale by the Supervisor of the Town of Clarkstown at a price not less than the par value of, and accrued interest, if any, and the proceeds of sale shall be applied solely for the purpose aforesaid.

ELEVENTH: Upon due execution and sale of said bonds, the same shall be delivered to the purchaser upon payment of the purchase price in cash to the Supervisor of the Town of Clarkstown, and the receipt of said Supervisor shall be a full acquittance to said purchaser who shall not be obliged to see to the application of the purchase money.

TWELFTH: The full faith and credit of the Town of Clarkstown, Rockland County,

DAA 657

12/12/57

New York are hereby pledged to the punctual payment of the principal of and interest on said bonds.

THIRTEENTH: This resolution shall take effect immediately.

Seconded by Mr. Schmersahl.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Jeffrey moved the following resolution:

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CLARKSTOWN ADOPTED DECEMBER 12th, 1957, DELEGATING TO THE SUPERVISOR AUTHORITY TO ISSUE BOND ANTICIPATION NOTES.

BE IT RESOLVED, that the Supervisor of the Town of Clarkstown, Rockland County, New York, shall be and he hereby is empowered and directed to authorize the issuance and to issue bond anticipation notes of this Town, and renewals of any and all such notes at such times and under such circumstances as he deems proper and advisable; and to prescribe the terms, form and contents thereof, to execute the same in the name of and on behalf of the Town and to sell at private sale and deliver the same; and the full faith and credit of said Town of Clarkstown are hereby pledged to the punctual payment of the principal of and interest on all notes issued pursuant hereto by said Supervisor; all in pursuance to and consistent with the provisions of the Local Finance Law of the State of New York; provided however, that the Supervisor shall not issue any note or notes in a principal amount exceeding \$11,000.00, in addition to the amount or amounts of any such note or notes heretofore authorized, nor bearing a rate of interest in excess of five per centum per annum.

Seconded by Mr. Schmersahl.

On roll call, the vote was as follows:

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

Highway Superintendent Klein was requested to check Scott Drive and Mark Lane in Wedgewood Estates, New City, proposed to be dedicated to the Town of Clarkstown and report at the next Board meeting.

Highway Superintendent Klein was requested to check on Homestead Lane, Bellows Lane, Short Hill Road, Hollow Drive, Lawnwood Place and Shady Lane in Hempstead Heights, New City, proposed to be dedicated and report at the next Board meeting.

The Highway Superintendent asked the Board's permission to get bids for an additional sand spreader.

Mr. Schmersahl moved the following resolution:

RESOLVED, that the Highway Superintendent be authorized to advertise for bids for a sand spreader, said bids to be opened at the January 9th, 1958 Board meeting.

Seconded by Mr. Renken.

12/12/57

On roll call, the vote was as follows:

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

NAYES: None.

Supervisor Dillon reported to the Board that he had canvassed the Civil Service Eligible List for the position of Assessor and had received favorable answers from all four persons on the list.

Mr. Renken moved the following resolution:

WHEREAS, Certification of Eligibles list for the position of Assessor has been canvassed and Leonard H. Schwall had the highest rating, 97.000.

BE IT RESOLVED, that Leonard H. Schwall be appointed Assessor of the Town of Clarkstown pursuant to the provisions of Section 21 of Town Law, at an annual salary of \$6,000.00, effective as of December 15, 1957.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Welchman
Dillon

NAYES: Mr. Jeffrey.

ABSTAINS: Mr. Schmersahl.

Supervisor Dillon advised the Board that only one name appeared on the Certification of Eligibles for the position of Assessor's Assistant and that Frank W. Foley asked to be considered.

Mr. Renken moved the following resolution:

WHEREAS, only one name appeared on Certification of Eligibles List for the position of Assessor's Assistant,

BE IT RESOLVED, that the said list be rejected and the Civil Service Department be requested to hold a new examination, and be it

FURTHER RESOLVED, that Frank W. Foley be reappointed Assessor's Assistant on a provisional basis, at an annual salary of \$4,200.00, effective as of Dec. 15, 1957.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

A letter from Vincent Mellozzo of Central Nyack was read to the Board requesting a street light on Pole No. 13, Dickinson Avenue, Central Nyack.

Mr. Welchman moved the following resolution:

RESOLVED, that a street light be installed on Pole No. 13, Dickinson Avenue, Central Nyack, New York, and be it

FURTHER RESOLVED, that the Rockland Light and Power Company be authorized to make the installation.

DAA 657

12/12/57

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Councilman Welchman called the Board's attention to a bad accident on Middletown Road, Namet, and suggested obtaining from the Rockland Light and Power Company a survey and estimate of the cost of continuing street lights on Middletown Road southerly from Church Street to the Orangetown line. The Clerk was asked to procure a survey and submit same to the Board at its next meeting.

Mr. Schmersahl moved the following resolution:

RESOLVED, that a street light be erected on Pole No. 81, Route 9-W, Rockland Lake, provided it is in an established lighting district, and be it

FURTHER RESOLVED, that the Rockland Light and Power Company be authorized to make the installation.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Survey submitted without description by Mr. Eugene Blumenthal, with respect to property on west side of Route 9-W on the north corner of Lake Road in Rockland Lake, was called to the attention of the Board. Mr. Blumenthal had offered to furnish survey and description of property he claimed had been erroneously drafted on the Zoning Map, stating Mr. May of the County Planning Board had suggested the area as a shopping center. The Board requested the Clerk to write to Mr. Blumenthal to have his council appear before the Board, or himself, and furnish a description of the property involved.

Mr. Welchman moved the following resolution:

RESOLVED, that the next regular meeting of the Town Board be held on December 30th, 1957 at 8:00 P.M. in the Town Clerk's Office.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Supervisor Dillon suggested to the Board that the Annual Meeting of the Town Board be held on Dec. 30th, 1957 and the Board agreed.

12/12/57

The following Performance Bonds transmitted with letters from the Planning Board were presented to the Board and approved as to form and sufficiency:

Siru Estates, Inc.,
Colonial Acres, New City

Henry Gildersleeve,
Cypress Street, New City

Duan Construction Corporation,
Rose Estates, New City.

John Koop, (Cash Bond)
Henry Street Improvement, New City.

Solomon and Herman Kupperman,
Blue Spruce Estates-Sect. I, Nanuet.

Sheldon Goldstein and Bernard Wolkoff,
Grandview Acres, Nanuet.

Herbert E. Cocks,
Hillside Park-Sect. II, Nanuet.

Mr. Dillon read a letter from the Planning Board setting forth resolution re reduction of Town road width specifications to 24 feet in subdivision known as Hillside Park-Section 2.

A letter from the Building Inspector advising of request by New York Trap Rock Corporation for a Certificate of Occupancy for their new office building was read to the Board.

Mr. Renken moved the following resolution:

RESOLVED, that the Town Board of the Town of Clarkstown finds that Performance Standards in the Clarkstown Zoning Ordinance do not appear to have been or will be violated by proposed operations of the New York Trap Rock Corporation, and be it

FURTHER RESOLVED, that the Building Inspector be directed to issue a Certificate of Occupancy to said New York Trap Rock Corporation, based on these findings.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Dillon read a letter from Richard May, Jr., Planning Director of the Rockland County Planning Board, dated Nov. 21, 1957, advising of zoning amendments incorporated on Zoning Map and those not incorporated because incorrect as advertised. The letter also set forth recommendations for the Board's consideration. The Supervisor suggested that the Board consider hiring an engineer to make changes on the Zoning Map when amended, after the first of the year.

Supervisor Dillon read a letter from the Planning Board advising of resolution adopted re reduction of Town Road specifications to 24' width in subdivision known as Mill Heights.

A letter from Chief Allan Knapp of the Nanuet Fire Engine Co., No. 1, Inc. of Nanuet, granting permission for the temporary removal of fire hydrant on premises of

12/12/57

Louis H. Heydeman, Main Street, Nanuet, stating the Board had previously granted permission, was read to the Board. The Clerk was requested to ask the Spring Valley Water Works and Supply Company to remove the said hydrant.

Mr. Dillon read a letter from Donald F. Liebert of 13 Pigeon Hill Rd., Nanuet, asking what governmental services would be received in view of the fact that Pigeon Hill Road has not been accepted by the Town, and asking when the road would be accepted. The matter was referred to the Highway Superintendent Klein for a further report.

Highway Superintendent's bond in the amount of \$1,000.00 was presented to the Board and approved as to form and sufficiency.

Letter from J. L. Jacobs & Company dated Dec. 2, 1957 with respect to the Tax Map was submitted to the Board. Town Attorney Roepe suggested that the Clerk reproduce the letter and send copies to the individual Board Members to study and consider at the next Town Board meeting.

Supervisor Dillon read a letter from Melvin E. Knapp of New City requesting an increase in rent of \$10.00 per month for offices occupies on Main Street and Welfare offices on Maple Avenue, New City, effective Jan. 1, 1958.

Mr. Dillon advised that he had set hearing on petition for Annexation to the Village of Nyack of Territory Adjoining said Village for Dec. 20, 1957 at 8:30 P.M. in the Central Nyack Congregational Church.

Town Attorney Edward G. Roepe reported to the Board that an application for a Zoning Change had been filed by The Dells, Inc., that there were about 47 courses and he hadn't had a chance to compare or check the description with the survey. The Board requested the Town Attorney to report on same at the next Board meeting.

Mr. Welchman moved the following resolution:

RESOLVED, that the Supervisor be authorized to execute lease between John Maier and Robert J. Maier and the Town of Clarkstown covering premises occupied by the Clarkstown Police Department, for period Jan. 1, 1958 to Jan. 1, 1959.

Seconded by Mr. Schmersahl.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

RESOLVED, that the Supervisor be authorized to execute lease between Hutton-Johnson Co., Inc. and the Town of Clarkstown, covering premises at 135 Main St., Nanuet, occupied by the Receiver of Taxes, for the period Jan. 1, 1958 to Jan. 1, 1959.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

12/12/57

NAYES: None.

Mr. Renken moved the following resolution:

RESOLVED, that the Supervisor be authorized to execute least between Hutton-Johnson Co., Inc. and the Town of Clarkstown, covering premises at 135 Main St., Nanuet, occupied by the Receiver of Taxes, for the period Jan. 1, 1958 to Jan. 1, 1959.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolutions:

WHEREAS, Jesse Dines of 6 Birch Drive, Nanuet, N.Y. has petitioned this Board for a refund of erroneous 1957 Nanuet Light District taxes on property in the Town of Clarkstown assessed to Jesse Dines Account # 695100, 1957 TAX ROLL, on account of this property 16A 60- and was an erroneous assessment as verified by the Clarkstown Assessor, therefore, be it

RESOLVED THAT THE Supervisor be and he is hereby authorized to refund to the petitioner and charge \$8.96 Nanuet Light District, the amount of the erroneous tax.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None

Mr. Renken moved the following resolution:

WHEREAS, Edward E. Carlson, 4 Birch Dr., Nanuet, N.Y. has petitioned this Board for a refund of erroneous 1957 Nanuet Light District taxes on property in the Town of Clarkstown assessed to Edward E. Carlson, Account # 694400, 1957 TAX ROLL, on account of this property 16 A 59 and was an erroneous assessment as verified by the Clarkstown Assessor, therefore, be it

RESOLVED THAT THE Supervisor be and he is hereby authorized to refund to the petitioner and charge Nanuet Light District, \$8.18., the amount of the erroneous tax.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

WHEREAS, Ruth C. and Albert We'n, 23 Poplar St., Nanuet, N.Y., has petitioned this Board for a refund of erroneous 1957 Nanuet Light District taxes on

12/12/57

property in the Town of Clarkstown assessed to Ruth C. and Albert Wein, Account #693000, 1957 TAX ROLL, on account of this property 16 A 57 and was an erroneous assessment as verified by the Clarkstown Assessor, therefore, be it

RESOLVED THAT THE Supervisor be and he is hereby authorized to refund to the petitioner and charge Nanuet Light District, \$8.09, the amount of the erroneous tax. Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

WHEREAS, Walter P. Guenther, 2 Birch Drive, Nanuet, N.Y. has petitioned this Board for a refund of erroneous 1957 Nanuet Light District taxes on property in the Town of Clarkstown assessed to Walter P. Guenther and Wife, Account # 693700, 1957 TAX ROLL, on account of this property 16 A 58, and was an erroneous assessment as verified by the Clarkstown Assessor, therefore, be it

RESOLVED THAT THE Supervisor be and he is hereby authorized to refund to the petitioner and charge Nanuet Light District, \$2.00, the amount of the erroneous tax. Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

The Board signed Street Opening Permit on application of Harold J. Ryan for #3 Waldron Ave., Central Nyack; also on application of John Mellozzo for the Corner of Hall St., Dickinson Ave., Central Nyack.

Bills No. 1243 thru 1381 on Warrant No. 12 were presented to the Board, audited and ordered paid.

Monthly reports of the Building Department, Zoning Board of Appeals, Planning Board, Welfare Officer, Receiver of Taxes, Town Clerk and Police Department were presented to the Board, approved and ordered filed.

Supervisor Dillon presented to the Board letter from the Highway Superintendent to the County Superintendent of Highways requesting a transfer of \$57,690.96 from the Contingent Fund into General Repairs, Item One, the balance in the Contingent Fund as per Determination and Agreement dated April 14, 1957, which was signed by the Board Members.

On motion made by Mr. Renken, seconded by Mr. Schmersahl and unanimously carried, the meeting was adjourned.

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