

PUBLIC HEARING

Town Clerk's Office

May 8, 1958

8:30 P.M.

Present; Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

Supervisor Coyle called the hearing to order.

The Clerk read notice of hearing to consider application of Jack Terrace and Emil Altman for a Change of Zoning from an RA-1 to a C-2 district.

E. Alfred Festa, attorney for the petitioner, appeared and described the property and its location as being on Barmore Hill, Rockland Lake, on the east side of Route 9-W.

Mr. Festa advised that it was a peculiar shaped piece of property that ran perpendicular from one end to the other, approximately 250 feet. He stated that under present zoning 200' was in an RA-1 district, 30' was restricted to a right-of-way, leaving about 20' in a C-2 district, which rendered it useless to his clients. He added that the property along 9-W going north was all C-2, the property behind Summer Colony and that there were no residences of any kind. Mr. Festa said that to the south was the Bobin and business all the way to Four Corners, and that going south climbing 9-W was all mountain. He stated his client was applying for the change so he could make use of his property.

Mr. Renken asked how much frontage there was on 9-W. Mr. Festa advised 279.98' zig-zagging all the way across or perpendicularly about 250'.

Mr. Coyle asked if Mr. Festa felt the change would be detrimental to properties around the area sought to be change and he replied that it would not.

Mr. Coyle asked Mr. Festa if he believed the change would fit in with the present Clarkstown zoning and would not be a change from the plan of the ordinance. Mr. Festa replied that his opinion was it would fit into the general theme, intent and purpose of the present 1955 Zoning Ordinance.

Mr. Coyle asked if the safety of residents and inhabitants in the area would be affected. Mr. Festa stated it would not.

Mr. Danko asked who adjacent property owners were and Mr. Festa stated he did not recall the names but he had notified all people in the area.

Mr. Coyle inquired whether anyone present wished to be heard in favor of or in opposition to the change. No one appeared.

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

Signed,

Mildred F. Magai,
Town Clerk.

TOWN BOARD MEETING

Town Clerk's Office

May 8, 1958

8:00 P.M.

Present: Messrs, Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

Supervisor Coyle called the meeting to order.

On motion made by Mr. Jeffrey, seconded by Mr. Danko and unanimously carried, the minutes of the April 24th, 1958 meeting were approved and accepted.

Robert R. Granik, Esq. appeared before the Board and requested that hearings be set on three petitions submitted for extensions of the New City-West Nyack Water Supply District; that of Cranbrook Terrace-South Section and Cranbrook Terrace in New City; that of Rose Estates in New City (Windmill Estates); and that of Little Tor Estates.

Mr. Renken moved the following resolution:

----- X:

In the Matter of the Petition of WINTHROP :
 REALTY CORP., TALLU REALTY, INC., DATO REALTY :
 CORP., and TULIP REALTY, INC. for an Extensi on : ORDER
 of the New City-West Nyack Water Supply District :
 at New City, in the Town of Clarkstown, Rockland :
 County, New York. :

----- -X:

HAA 918

WHEREAS, a written petition, dated April 21st, 1958, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the extension of the New City-West Nyack Water Supply District at New City, in the said Town, to be bounded and described as follows:

BEING all of the premises shown and described on a certain subdivision plan entitled "Cranbrook Terrace, South Section in New City, Town of Clarkstown, Rockland County, New York", made by William A. Yuda, P.E., dated December 21, 1956, filed in the office of the Clerk of Rockland County on June 10, 1957, in Book 58 of Maps, at Page 19, as Map #2508, excepting any and all portions now included in the New City-West Nyack Water Supply District.

ALL of the premises shown and described on a certain subdivision plan entitled "Cranbrook Terrace, in New City, Town of Clarkstown, Rockland County, New York", made by William A. Yuda, P.E., dated August 27, 1956, revised April 5, 1957, filed in the office of the Clerk of Rockland County on July 2, 1957, in Book #58 of Maps, at Page 24, as Map #2513, excepting any and all portions now included in the New City-West Nyack Water Supply District,

it is hereby

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the office of the Town Clerk in New City, New York, on the 12th day of June, 1958, at 8:00 P.M., Eastern Daylight Saving Time, to consider the said petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said petition as may be required by law or proper in the premises.

Dated: May 21st, 1958

S/ John W. Coyle
T/ Supervisor

S/ John H. Renken, Jr.
Councilman

5/8/58

S/ Stephen Danko
Councilman

S/ Alastair Jeffrey
Councilman

S/ Joseph Welchman
Councilman

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Renken moved the following resolution:

----- X
 :
 In the Matter of the Petition of JUTLAND CONSTRUCTION :
 CORP. for an Extension of the New City-West Nyack Water : ORDER
 Supply District at New City, in the Town of Clarkstown, :
 Rockland County, New York. :
 :
 :
 -----X

WHEREAS, a written petition, dated April 23rd, 1958, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the extension of the New City-West Nyack Water Supply District at New City, in the said Town, to be bounded and described as follows:

BEING all of the premises shown and described on a certain subdivision plan entitled "Rose Estates in New City, Town of Clarkstown, Rockland County, New York", made by William A. Yda, P.E., dated March 1st, 1957, filed in the office of the Clerk of Rockland County on November 19, 1957, in Book 58 of Maps, at Page 45, as Map #2535, excepting any and all portions now included in the New City-West Nyack Water Supply District,

it is hereby

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the office of the Town Clerk in New City, New York, on the 12th day of June, 1958, at 8:15 P.M., Eastern Daylight Saving Time, to consider the said petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said petition as may be required by law or proper in the premises.

Dated: May 21st, 1958

S/ John W. Coyle
Supervisor

S/ John H. Renken, Jr.
Councilman

S/ Stephen Danko
Councilman

S/ Alastair Jeffrey
Councilman

S/ Joseph Welchman
Councilman

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey
Welchman
Coyle

5/8/58

NAYES: None.

Mr. Renken moved the following resolution:

----- x
 :
 In the Matter of the Petition of MAK :
 DEVELOPMENT CORP. for an Extension of the :
 New City-West Nyack Water Supply District at : ORDER
 New City, in the Town of Clarkstown, Rockland :
 County, New York. :
 :
 ----- x

WHEREAS, a written petition, dated April 30th, 1958, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the extension of the New City-West Nyack Water Supply District at New City, in the said Town, to be bounded and described as follows:

BEING all of the premises shown and described on a certain subdivision plan entitled "Little Tor Estates, New City, N.Y.", dated April 6th, 1956, made by George H. Schumacher, Surveyor, filed in the office of the Clerk of Rockland County on June 18, 1956, in Book #57 of Maps, at Page #5, as Map #2433, excepting any and all portions now included in the New City-West Nyack Water Supply District,

it is hereby

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the office of the Town Clerk in New City, New York, on the 12th day of June, 1958, at 8:30 P.M., Eastern Daylight Saving Time, to consider the said petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said petition as may be required by law or proper in the premises.

Dated: May 21st, 1958.

S/ John W. Coyle
 Supervisor
 S/ John H. Renken, Jr.
 Councilman
 S/ Alastair Jeffrey
 Councilman
 S/ Joseph Welchman
 Councilman

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
 Danko,
 Jeffrey,
 Welchman,
 Coyle.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that bond of Continental Casualty Company No. 207729, Jutland Construction Corp., Principal, in the amount of \$50,000.00, be and hereby is substituted instead of a bond of Continental Casualty Company, Daun Construction Corp., Principal, which substitute bond is approved as to form and sufficiency, and be it

FURTHER RESOLVED, that bond No. 203670 be returned to Continental Casualty Company with a copy of this resolution.

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Seconded by Mr. Renken:

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Jeffrey moved the following resolution:

RESOLVED, that bond of Continental Casualty Company No. 207080, MAK DEVELOPMENT CORP., Principal, in the amount of \$52,000.00, be and hereby is substituted instead of a bond of The Aetna Casualty and Surety Company, Highmeadow Estates, Inc., Principal which substitute bond is approved as to form and sufficiency, and be it

FURTHER RESOLVED, that Bond No. 1 S 167444 be returned to The Aetna Casualty and Surety Company with a copy of this resolution.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that bond of Glens Falls Insurance Company No. 76-09-88, Lunar Builders, Inc., Principal, in the amount of \$10,683.00, be and hereby is substituted instead of a bond of The Fidelity and Casualty Company of New York No. S1086475, Brunard Village, Inc. and Peter Lombardi, Principal, which substitute bond is approved as to form and sufficiency, and be it

FURTHER RESOLVED, that resolution of the Town Board, dated April 10th, 1958, pertaining to Bond No. 76-09-99 be rescinded.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Edward G. Roepe, Esq. appeared before the Board and presented a petition for the Establishment of a Sewer District at Manuet, which he informed the Board would service homes in the Clarkstown area of Silver Birch Homes development. He exhibited survey showing the layout of mains from Orangetown into Clarkstown and back into Orangetown. Supervisor Coyle advised that roads in the development had not yet been accepted by the Town. Mr. Roepe stated that he could procure from the developer the necessary easements to lay the mains. He stated he was presenting to the Town Board of Orangetown a petition to disestablish their Sewer District No. 7 in which this development lies and another petition to extend their District No. 3 to include the development. Mr. Roepe stated that if a sewer district is established by Clarkstown, the Town Board could,

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for and on behalf of the district, make an appropriate contract with the Town of Orangetown to handle sewage from the Clarkstown portion at the same rates and in the same manner that will be determined for the Town of Orangetown.

The Board signed the following order:

----- x

In the Matter of :

The Petition for the Establishment of a : ORDER
 Sewer District at or near Nanuet, in the :
 Town of Clarkstown, Rockland County, N.Y. :

----- x

WHEREAS, a written petition, dated May 6, 1958, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the establishment of a Sewer District at or near Nanuet, in the said Town, to be bounded and described as follows:

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

BEGINNING at a point where the Westerly line of Silver Birch Street intersects the Orangetown-Clarkstown line; thence (1) North 73° 17' 10" West a distance of 171.28 feet to a point; thence (2) North 11° 41' 20" East a distance of 148.57 feet to a point; thence (3) North 12° 14' 30" East a distance of 100.00 feet to a point; thence (4) South 89° 23' East a distance of 427.48 feet to a point; thence (5) South 89° 24' East a distance of 267.04 feet to a point; thence (6) South 87° 51' East a distance of 258.50 feet to a point; thence (7) South 89° 04' 10" East a distance of 177.83 feet to a point; thence (8) South 4° 49' 50" West 560.57 feet to a point; thence (9) South 5° 42' 40" West a distance of 4.02 feet to a point in the Orangetown-Clarkstown line; thence along said Orangetown-Clarkstown line (10) North 73° 32' 20" West 203 feet to a point; thence (11) North 73° 20' 10" West 287.71 feet to a point; thence (12) North 73° 17' 10" West 522.13 feet to the point or place of beginning.

BEING that portion of Silver Birch Hills in the Towns of Orangetown and Clarkstown, New York, shown on Map of Silver Birch Hills made by Rockland Bergen Surveyors dated July 20, 1955 and filed in the office of the Clerk of Rockland County on April 2, 1956 in Book No. 56 of Maps, page 53, as Map No. 2411, lying within the Town of Clarkstown.

WHEREAS, the improvements proposed consist of the erection, construction and maintenance of a sewerage system, to serve the said district, including main and lateral sewers, and all incidental equipment, including the acquisition of the necessary lands and rights of way therefor, in accordance with certain plans made a part of such petition now on file in the office of the Town Clerk of the said Town; and

WHEREAS, the maximum amount proposed to be expended for the improvement as stated in the said petition is \$28,000.00, it is hereby

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the office of the Town Clerk in New City, New York, on the 13th day of June, 1958, at 8:00 P.M., Eastern Daylight Saving Time, to consider the said petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said petition as may be required by law or proper in the premises.

Dated May 8th, 1958

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S/ John W. Coyle
Supervisor

S/ John H. Renken, Jr.
Councilman

S/ Stephen Danko
Councilman

S/ Alastair Jeffrey
Councilman

S/ Joseph Welchman
Councilman

Edward G. Roepe, Esq. reported to the Board that he had gone to Poughkeepsie, in company with Mr. Barbour, the engineer, to find out what the State would do in assuming the cost or part of the cost of preliminary engineering on the proposed New City Sewer District. He reported that he had been referred to Albany and that he had application forms and data from the State of New York, which looked forward to an outright grant on the part of the State - roughly, to finance one-half the cost of preliminary engineering. He further advised that he had written to a Federal bureau called the Housing and Home Finance Agency and had received all kinds of applications from them. He stated he understood they would make the complete cost of preliminary engineering available by means of an interest-free bearing loan. Mr. Roepe said it might be that the Town could get an outright grant for the permanent cost of the sewerage disposal plant, not the laterals, from the Public Health Service of the United States. He advised that he and the interested people would go over the forms, make a study and report to the Board further in about two weeks.

Charles B. McGroddy, Esq. appeared before the Board in connection with an application pursuant to Section 171 of the Highway Law made by the Franciscan Missionaries of Mary, to relocate Parrott Road, West Nyack. He stated the application was submitted last year and asked what the status was. The Highway Superintendent reported that at one time Mr. James H. Martin had offered to dedicate some land for the project. The Clerk was requested to write to Mr. Martin and ask whether he would be willing to dedicate land for the proposed realignment.

Paul Levine, Esq. appeared before the Board in connection with application of Ellen Springer for a Zoning Change from SC and RA-1 to R-1.

Mr. Renken moved the following resolution:

WHEREAS, ELLEN SPRINGER 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 an RA-1 (X), and an SC district to an R-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 South Main Street, New City, New York, on the 13th day of June, 1958, 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.

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Seconded by Mr. Welchman,

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Alec Reibestein of Valley Cottage appeared before the Board in respect to an alleged drafting error on the Zoning Ordinance Map in connection with property he owns at Four Corners, Valley Cottage. He stated the old Zoning Map showed the property in a Business A district but the new 1955 Map showed it in R-1.

Mr. Jeffrey moved the following resolution:

RESOLVED, that alleged drafting error in the Zoning Map with respect to property of Alex Reibestein, be referred to the Town Attorney to check.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Messrs. B. J. Solem, Piscotti and Ferretti of Jerrys Avenue, Nanuet, appeared before the Board in connection with their road. The Supervisor explained the necessary procedure to be taken to have the road improved under Section 200 of the Highway Law.

The Highway Superintendent reported on his investigation of the water condition to the rear of St. John's Church, New City. He stated he felt it was not a Town matter. The Clerk was requested to write to Mr. Richard Owen advising it was not a Town matter and that the Town would be unable to correct it in that the Town cannot enter upon private premises.

Mr. Klein stated he had investigated whether the drain on Dickinson Avenue, Central Nyack, had been opened up and had found that it was still plugged up.

The Supervisor read a letter from Nelson W. Hall, Engineer for the Improvement of Sherwood Drive, Nanuet, stating that restoration of lawns and cleanup work had been completed by the contractor and recommending payment of the balance of \$1,000.00 due the contractor.

Mr. Renken moved the following resolution:

WHEREAS, Nelson W. Hall, Engineer for the Improvement of Sherwood Drive, Nanuet, and the Town Highway Superintendent have reported restoration and cleanup work satisfactorily completed,

BE IT RESOLVED, that the \$1,000.00, balance due on contract, be paid to Ward Brothers.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

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Mr. Renken moved the following resolution:

WHEREAS, Nelson W. Hall, Engineer for the Improvement of Sherwood Drive, Nanuet, and the Town Highway Superintendent have reported resotration and cleanup work satisfactorily completed,

BE IT RESOLVED, that the \$449.50 balance due on Engineer's fee, be paid to Nelson W. Hall.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Supervisor Coyle reported having received a letter from Arthur M. Simpson of Sherwood Drive, Nanuet, complaining of hazardous condition in front of his property caused by ditch. Mr. Klein, Highway Superintendent, stated that Mr. Simpson was complaining about Town property and that the ditch would eventually have to be piped, for a distance of about 150 feet.

Mr. Sam Basson reported that the road, Sherwood Drive, needed repair or patching at the location of the two catch basins. Mr. Klein and Mr. Welchman were requested to check the grading.

Harry Edelstein, Esq. of Nanuet appeared before the Board and offered his services to the Town in collecting omitted tax bills. Mr. Coyle suggested he contact the Town Attorney in this connection.

Mr. Coyle read copy of a letter from Nelson W. Hall, Engineer, to the Assessor in which he enclosed 4 revised tax map sheets - Maps 39, 56, 57 and 58.

Mr. Harry Crowe appeared before the Board with proposal for design of clarifier cover for Valley Cottage Sewer District No. 1.

Mr. Renken moved the following resolution:

RESOLVED, that the Sewage Treatment Plant Operator of Valley Cottage Sewer District No. 1 be authorized to purchase material for the clarifier cover, and be it

FURTHER RESOLVED, that he be authorized to hire the necessary labor to build and install the said cover, and be it

FURTHER RESOLVED, that the total cost of material and labor shall not exceed \$975.00.
Seconded by Mr. Danko. On roll call, vote was

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Renken moved the following resolution:

WHEREAS, MAX SIEMENS 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 an R-2 district to a C-2 district;

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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 South Main Street, New City, New York, on the 13th day of June, 1958, at 9:00 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.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Crowe, Plant Operator of Valley Cottage Sewer District No. 1, made mention of a water problem in front of Rosen's on Lake Road, which affected the plant. Mr. Klein was requested to investigate the matter.

The Highway Superintendent reported on Snake Hill Rd., West Nyack, as to progress and stated he had spoken to Lawrence Williams, Esq. in respect to obtaining a piece of property from the Jacobsen's for the road.

Mr. Coyle called attention to the fact that a deed had been forwarded by the New York Trap Rock Corporation covering dedication of property for construction of the access road.

Mr. Welchman moved the following resolution:

RESOLVED, that the Supervisor be authorized to accept and execute deed from the New York Trap Rock Corporation to the Town of Clarkstown, dedicating property for the construction of the access road from Crusher Road to Snake Hill Rd., West Nyack, pursuant to terms of escrow agreement dated April 24, 1958, in the following letter:

New York Trap Rock Corporation
Crushed Stone
Old Mill Rd.
West Nyack

April 24, 1958

Town Board of the Town of Clarkstown,
in the County of Rockland, New York.

Gentlemen:

Under date of April 15th, 1957, we transmitted to you a deed dated April 15th, 1957, of highway dedication of lands at West Nyack, in the Town of Clarkstown, to be a part of a proposed road from Crusher Road to Snake Hill Road in said Town, said deed to be held by you in escrow upon the terms and conditions in said letter set out.

One of the terms and conditions of said escrow was that you should condemn for use in the building of the proposed road portions of lands referred to in said letter as lands of Richard Bray, Walter Bentley Brew and Anna Hale. Since the writing of that letter, this corporation has purchased the lands therein referred to as lands of Richard Bray, Walter Bentley Brew and Anna Hale and is willing to dedicate a portion thereof for highway purposes for the construction of said proposed road from Crusher Road to Snake Hill Road.

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In order to carry out this proposal, we herewith transmit to you duly executed in duplicate by New York Trap Rock Corporation a deed of highway dedication across said lands above referred to as lands of Richard Bray, Walter Bentley Brew and Anna Hale and of the lands described in the deed of dedication transmitted to you in our letter of April 15th, 1957. This new deed of dedication dated the thirty-first day of March, 1958, is sent to you upon the following conditions:

1. That you return to us unexecuted by you the two executed copies of the deed dedication transmitted to you in our letter of April 15, 1957.
2. That you hold the enclosed two executed copies of the deed of proposed dedication dated the 31st day of March, 1958, pending the construction thereon of the proposed road from Crusher Road to Snake Hill Road. If that road shall be constructed by you and completed on or before November 1st, 1959, you will accept the dedication by executing the enclosed deeds of dedication and returning one of them to us. If you shall not have completed the construction of said road on or before said date, you will return to us unexecuted by you the two enclosed executed copies of said proposed deed of dedication.

If the terms of this letter are satisfactory to you, will you be good enough to sign the acceptance thereof at the foot of a duplicate original of this letter and return it to us.

Very truly yours,

NEW YORK TRAP ROCK CORPORATION

and be it

FURTHER RESOLVED, that original escrow deeds held by the Town of Clarkstown be returned, pursuant to letter from Joseph Diehl Fackenthal, Vice President of the New York Trap Rock Corporation, dated 4/24/58.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

The Supervisor read a letter from the County Highway Superintendent dated May 8, 1958, in which he advised work on the Palisades Interstate Parkway Interchange - Rose Road intersection had started. He urged that the Board take action to have the Department of Public Works include in their contract acceleration and deceleration lanes at this intersection.

Mr. Danko moved the following resolution:

RESOLVED, that this Town Board urgently request the State Department of Public Works to include in their contract for the building of the Rose Road intersection of the Palisades Interstate Parkway interchange at Route 59, acceleration and deceleration lanes, as proposed in the Board's letter dated July 12, 1957.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

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Harry Edelstein, Esq. inquired whether it was permissible to run water from sump pumps and washing machines onto a public highway. He stated water was running into the street from Dr. Hefter's place on Middletown Road, Nanuet. The Highway Superintendent was requested to look into the matter.

Supervisor Coyle questioned the Highway Superintendent on roads that were to be completed in developments and Mr. Klein reported as follows:

Cherry Hill development: - There is one water problem. At an existing stream, the floor of the brook where it enters a catch basin has to be lowered 2 feet.

Whitewood Estates - Section II: - The roads were to have been completed that week but weather interfered.

Birchwood Homes - Section II: - Two roads were to have been completed that week but weather prevented completion.

Forest Acres: - The Highway Superintendent stated he had investigated complaint made by Mr. Feldman and that there was a drainage matter that needed taking care of. He added that he had submitted plans to Mr. Oatley covering what he had to do before acceptance of the 3 streets.

The Supervisor read a letter dated April 30, 1958 addressed to the Town Board by Miss Katherine Alexander, in which she complained about a drainage condition. The Highway Superintendent reported he had investigated the matter and that it was not a Town matter but one caused by neighboring properties. The Clerk was asked to write to Miss Alexander advising it was a private matter and the Town had no authority to work on private land.

Supervisor Coyle reported receipt of copy of a letter addressed to the Building Inspector by residents of Park View Homes development in Nanuet, which was ordered placed on file.

Mr. Coyle reported receipt of a letter of complaint about a water condition from Matthew T. O'Konsky of 21 Capral Lane, New City. The matter was referred to the Highway Superintendent to check on and report.

Copy of notice of violation sent by the County Health Department to Aaron Orland, owner of Dew Drop Inn, ordering removal of public health nuisance within 10 days, was read and ordered filed.

Mr. Renken moved the following resolution:

WHEREAS, the assessment roll with respect to street improvement of FIRST STREET at Nanuet, in said Town of Clarkstown, having been completed and filed in the office of the Town Clerk on May 8, 1958,

BE IT RESOLVED that a meeting be had at the office of the Town Clerk, 16 South Main Street, New City, New York on the 13th day of June, 1958 at 9:30 P.M., Eastern Daylight Saving Time, to hear and consider any objections which may be made to said assessment roll; and it is

FURTHER RESOLVED that the Town Attorney prepare notice of filing of said assessment roll; and notice of meeting and cause the same to be published and file proof thereof in the office of the said Clerk.

Seconded by Mr. Danko.

HAA 918

5/8/58

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

The Clerk was requested to notify all persons on proposed Assessment Roll for Improvement of First Street, Nanuet, of date of hearing.

Mr. Danko moved the following resolution:

RESOLVED, that a permit be granted under provisions of Section 4.32 (F) of the Zoning Ordinance of the Town of Clarkstown to MARJORIE CLARK SWANSON to build thirteen (13) lots under R-1 requirements, for premises owned by MARJORIE CLARK SWANSON and shown on preliminary subdivision map of property of MARJORIE CLARK SWANSON, New City, New York, dated March 1958, John M. Riggs, Surveyor, and be it

FURTHER RESOLVED that a copy of this resolution be transmitted to the Clarkstown Planning Board, the applicant, and the Building Inspector.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Welchman moved the following resolution:

WHEREAS, HAMILTON G. FISCHER 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 an RA-1 district to an R-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 South Main Street, New City, New York, on the 13th day of June, 1958, at 10:00 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. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

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The Supervisor reported to the Board that attorneys for the school districts were studying the best approach to the matter of assessment of State owned lands.

A letter from New City Fire Engine Co. No. 1 reporting a re-inspection of The Elms, New City, had been made and that the building was a fire hazard and in a dangerous and unsafe condition was referred to the Town Attorney.

Supervisor Coyle reported he had checked the hydrant location proposed by the Water Company for Debra Lee Court, West Nyack, and that it was satisfactory to the West Nyack Fire Department.

Mr. Welchman moved the following resolution:

RESOLVED, that the Clerk be authorized to sign hydrant order for the installation of one hydrant on Debra Lee Court, West Nyack, in accordance with sketch submitted, and be it

FURTHER RESOLVED, that the Spring Valley Water Works & Supply Company be authorized to make the installation.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Petition of Alexander Olsen, for an extension of an existing C-2 district to include property presently zoned R0, was presented to the Board.

Mr. Welchman moved the following resolution:

RESOLVED, that application of Alexander Olsen for a Zoning Change from an R0 to a C-2 district be referred to the Town Attorney to check, and if found in proper form, that the Town Clerk refer the said application to the Planning Board, pursuant to Section 8.51 of the Zoning Ordinance.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Supervisor Coyle read a letter from the Village Clerk of the Village of Nyack, dated May 1, 1958, advising annexation of a portion of Central Nyack to the Village of Nyack became effective as of April 15th, 1958. The letter was ordered filed.

A letter from the State Traffic Commission recommending extension of 30 MPH speed restrictions to the Haverstraw line, to cover the entire Clarkstown Area, was read to the Board.

Mr. Welchman moved the following resolution:

RESOLVED, that the Town Board request the State Traffic Commission, pursuant to Section 95-c of the Vehicle and Traffic Law to restrict to 30 MPH the speed at which vehicles may proceed on or along all County Roads and Town Highways within an area of

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the Town of Clarkstown, Rockland County, as shown on map submitted by the State Traffic Commission with letter dated April 25, 1958, described as follows:

Beginning at the intersection of the Ramapo-Haverstraw-Clarkstown Town lines; thence easterly along the Clarkstown-Haverstraw Town line to its intersection with the boundary of the 30 MPH area speed restriction established by Traffic Commission order dated March 3, 1952; thence southerly, westerly and southerly along the boundary of the 30 MPH area speed restriction established by Traffic Commission order dated March 3, 1952 to its intersection with the 30 MPH area speed restriction established by Traffic Commission order dated September 11, 1952; thence westerly along the northerly boundary of the 30 MPH area speed restriction established by Traffic Commission order dated September 11, 1952 to its intersection with the Clarkstown-Ramapo Town line; thence northerly along the Clarkstown-Ramapo Town line to the point of beginning.

FURTHER RESOLVED, that the County Superintendent of Highways be requested to endorse said request.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

The Clerk reported that the Town Attorney had looked into the matter of the legality of leasing property for parking purposes and that he had found it was legal. He had also reported that it was legal to improve the property to the extent of putting down screenings and that since there was a rental charge it was legal to charge for parking by means of parking meters, stickers of similar means. He suggested a study be made of the number of cars the area would accommodate to determine the charge to be made.

Mr. Coyle read a letter from the State Traffic Commission dated April 30, 1958, advising that traffic control signals would be installed at each access road intersection at Interchange No. 12 of the Thruway with Route 303 as well as the Snake Hill Road intersection. The letter was ordered filed.

Mr. Welchman reported having had a request for the re-location of a hydrant presently in line with a driveway at the Mendelsohn home.

Mr. Welchman moved the following resolution:

RESOLVED, that water hydrant in front of the property of Harold Mendelsohn, 80 West Prospect Street, Nanuet, be relocated so that it does not obstruct the Mendelsohn driveway, and be it

FURTHER RESOLVED, that the Spring Valley Water Wprks & Supply Company be authorized to relocate the hydrant, and be it

FURTHER RESOLVED, that a copy of the resolution be forwarded to the Chief of the Nanuet Fire Department.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Copy of a letter sent by the County Treasurer to Mr. A. S. Taylor of Spring Valley re property assessed to William Bolke & Walter J. Komisarek, Map 164, Block A, Lot 12, was referred to the Supervisor.

Mr. Welchman moved the following resolution:

RESOLVED, Performance Bonds covering the following subdivisions be approved as to form and sufficiency:

Rochelle Homes-East Section

West Clark Home

Hemclark Acres

Pascack Park

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that monthly reports of the Welfare Officer, Town Clerk, Police Department, Building Department, Zoning Board of Appeals and Planning Board be approved and accepted for filing.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Supervisor Coyle reported that there were two hydrants on Blauvelt Road and one on Loran Court in Nanuet, that were not in the present water district. The matter was referred to Councilman Welchman to contact people in the area about petitioning for an extension of the water district.

Mr. Coyle stated he had received a letter from a Mr. Hazelwood with respect to commutation suggesting that the Town or Town and County work up something in regard to commutation service. Mr. Coyle suggested going over the matter at a special meeting.

The Supervisor read a letter from the Board of Trustees of the Incorporated Village of Upper Nyack, in which they forwarded petition and surveys for the extension of boundaries and annexation of territory in the Town of Clarkstown to the Village of Upper Nyack, pursuant to Section 348 of Village Law. The letter suggested the Venice Restaurant as the place to hold a hearing. The Clerk was requested to advise the Valley Cottage Fire Company that the petition had been filed inasmuch as they had requested this.

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Mr. Coyle advised the Board that the Town Attorney was checking into the matter of levying the cost of operating sewer districts so that it will comply with the law. He stated this type of cost cannot be charged just on a valuation basis. Mr. Johns has procured copies of the ordinance of the Town of Orangetown. Mr. Coyle stated that if an ordinance was to be adopted he felt it would be well to have it conform to those of adjoining towns. A special meeting was scheduled for May 13, 1958 at 8:00 P.M. in the Supervisor's office for the purpose of discussing the matter.

The matter of the proposed sewer contract with the Village of Spring Valley was to be discussed at the May 13th meeting.

Councilman Danko inquired whether a copy of the Orangetown Dog Ordinance had been obtained. The Supervisor suggested money be budgeted next year to hire someone to pick up stray dogs.

Councilman Jeffrey reported that a spokesman for the Scavengers had registered a complaint that a Jersey collector was making large collections at Ford Motors. He was requested to contact the Dumpmaster and make inquiries about the complaint.

Mr. Renken moved the following resolution:

RESOLVED, that the Town Board hold one regular Board meeting during the months of June, July and August, 1958, on the second Thursday evening of each month.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

On motion made by Mr. Danko, seconded by Mr. Jeffrey and unanimously carried, the meeting was adjourned.

Signed,

Mildred F. Magai,
Town Clerk.