

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

ABSTAINING: Mr. Jeffrey.

Supervisor Coyle notified the Board that John Eberling had decided to resign his position as Motor Equipment Operator at the Clarkstown Sanitary Fill.

Mr. Renken moved the following resolution:

RESOLVED, that Francis Malone of 3 Lawnwood Place, New City, be appointed Motor Equipment Operator Grade 3 in charge of the Clarkstown Sanitary Fill, on a provisional basis, effective as of August 1, 1959, at an annual salary of \$5,000.00.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

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

Signed,

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

PUBLIC HEARING

Town Clerk's Office

Aug. 10, 1959.

8:30 P.M.

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

Supervisor Coyle called the hearing to order.

The Clerk read notice of hearing to consider the application of Mitchell Miller for a Change of Zoning from an RA-1(X) and M-1 to an R-1 district, covering property located South of Maple Road, Valley Cottage.

Edward G. Roepe, Esq. appeared on behalf of the petitioner and described the property and its location, stating that to the east was an M-1 district bordering the West Shore Railroad, to the south an RA-1 district owned mostly by Mr. Jerome Trachtenberg who did not object to the change sought and to the west Lake DeForest and near the New York Trap Rock Corporation.

Mr. Roepe called attention to the fact that some months before another application had been referred to the Planning Board of Clarkstown, who stated they did not like the application for the reason there was not sufficient access, and to cure that his client had purchased additional property which would give direct access to Old Mill Road and that they had continued on with Carl Ann Lane.

Mr. Roepe referred to findings of the Planning Board and stated the question of school facilities had been discussed with Superintendent MacCalman of the Nyack Public Schools, inasmuch as all of the subject property except 3 small gores was in the Nyack School District, who advised their building expansion planned to meet school demands. Mr. Roepe also stated that St. Paul's Roman Catholic Church in Congers had definite plans for construction of a Parochial School at Kings Highway

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and Gilchrist Road, which was near the Nyack School District area.

Attorney Roepe then filed with the Board copy of a letter dated July 6, 1959 addressed to the Rockland County Health Department by the Spring Valley Water Works & Supply Company, advising there was a water main located on Kings Highway and that water could be furnished the proposed subdivision.

Mr. Roepe told the Board that his client planned some 80 houses for the property under consideration and that it would fit in well with plans for the building of the Parochial School and expansion in the Nyack Schools, as they contemplated the first section would be ready for delivery of houses maybe around the end of 1960 and the second section, roughly one half of each, around the end of 1961. He added that there was industry all around the area under consideration except to the north and that the application was in spirit, in intent and in harmony with the overall comprehensive plan of zoning, since nobody would put in the type of houses that call for 40,000 square foot lots in such an area.

Mr. Roepe then stated he had with him Mr. Nathan Wyman, an associate of Mr. Miller's who would be happy to answer any questions.

Upon questioning by the Town Attorney, Mr. Wyman then pointed out on the map Fulle Drive which at present is a dead end street and which is planned to be extended. This he stated was developed by Henry Fulle. He then pointed to Carl Ann Lane, developed by Mr. Sherer on small lots, which it is also proposed to extend with a wider road running south. Mr. Wyman stated the Planning Board did not like the original petition because there was no second access road and they therefore acquired an additional access to permit access on Fulle Drive from Maple Road out to Mill Road. He added that the average lot size proposed was in the neighborhood of 18,000 square feet each.

Mr. Roepe told the Board there was water in Kings Highway 400' north of Lake Road in front of the liquor store, running about 2000' under the railroad track to the end of Fulle Drive and the beginning of the development.

Supervisor Coyle asked if anyone wished to speak in favor of the granting of the application. No one appeared.

Supervisor Coyle then asked if anyone wished to speak in opposition to the granting of the change.

Mr. Park Smith appeared and stated he lived at the corner of Fulle Drive and Maple Road, Valley Cottage, and that he had brought people with him whose views he thought would coincide with his. He stated they were long time residents of Clarkstown and Valley Cottage who expected to continue to live there, school their children, derive a good living and pay taxes for the growth of Clarkstown and take part in the election of Town officials in the future. He stated that with the continuing mounting school costs Valley Cottage must have school taxes protected and granting of the developer's request would prejudice the school taxes whether paid to Clarkstown or Nyack.

Mr. Park Smith added that on the re-zoning of the RA-1X portion in question, the character of the land as one approached on Fulle Drive and Maple Road was radically different than R-1 area construction, pointing out that there were trees and shrubs and that planting was an integral part and that it was one of the most attractive residential

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area in Rockland County. He went on to say that dropping to 1/3 acre would seriously spoil the residential characteristics now enjoyed. Mr. Smith stated that the road system in Valley Cottage did not justify a large development there. He stated people going into the shopping center would use the shortest route and not go all the way to Old Mill Road but use Fulle Drive and Carl Ann Lane to Maple Avenue. Mr. Smith then stated there was a serious drainage problem, running off the petitioner's property between Fulle Drive and Carl Ann Lane and that development of the property would aggravate the condition. He summarized by saying that the property had been purchased by the developer years after zoning was established and that any claims of hardship could only be blamed on the petitioner's lack of foresight, and therefore asked that the Board deny the change requested.

Dr. Ferdinand McAllister of Fulle Drive, Valley Cottage, appeared and also opposed the requested change.

Robert Dallow of Maple Road, Valley Cottage, a member of the Nyack School Board, appeared and opposed the application on the basis of the school load. When questioned by Councilman Renken, Mr. Dallow stated Nyack Schools were not yet in a position where State emergency aid was necessary but soon would be.

Other persons who appeared in opposition to the granting of the zoning change because of school problems, taxes and traffic, were: - Theodore May of Fulle Drive, Valley Cottage; Vito DeStaso, Valley Road, Quaspeck Park, Valley Cottage - on behalf of the Valley Cottage Civic Association; Harold Streit of Fulle Drive, Valley Cottage; William Clark of Carl Ann Lane, Valley Cottage; Claire Mertz of Maple Road, Valley Cottage; John I. Aho of Valley Cottage - representing Mr. Otto Breiting, Mr. William D. MacLean and Mr. Francis Byrne; Harold Spires, Maple Road, Valley Cottage; Edwin Wood of Fulle Drive, Valley Cottage; Edith Spires of Maple Road, Valley Cottage and Mr. Maurice Heaton of Maple Road, Valley Cottage.

The Town Attorney read a letter from the Planning Board dated July 10, 1959 stating that with the acquisition of a second access road all objections seemed to have been removed and granting of the application was recommended.

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

Signed,

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

PUBLIC HEARING

Town Clerk's Office

Aug. 10, 1959

9:00 P.M.

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

Supervisor Coyle called the hearing to order.

The Clerk read notice of hearing to consider the application of George G. Sharp, Sr. and Rose Walser Bayer for a Change of Zoning on property located on the east side of Route 303, Valley Cottage.

John A. Mirabile, Esq., attorney for the petitioners, described the property as being on the east side of Route 303 and having a frontage of 322 feet, with a

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(9:00 P.M.)

50' triangular gore at the north end already in a C-2 district. He stated the re-zoning was sought for a depth of 250 feet as the petitioners had a contract for the sale of the property with Hillswood Nurseries of New Jersey, who grow and sell wholesale and retail nursery stock, garden material and equipment.

Mr. Mirabile told the Board there was a gas station on the east side of Route 303 to the north of the subject property with property between owned by Lily Lodge consisting of about 500' of solid rock cut which was unusable. He added that there was a gas station directly across the street on the west side of Route 303 and that there was residential property to the south of the petitioners'.

Upon questioning by the Town Attorney, the petitioners stated they were aware re-zoning was sought only for a depth of 250 feet.

Supervisor Coyle asked if anyone wished to speak in favor of or in opposition to the granting of the change. No one appeared.

The Town Attorney read a letter from the Planning Board dated July 10, 1959 which recommended granting the change.

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

Signed,

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

TOWN BOARD MEETING

Aug. 10, 1959

Town Clerk's Office

8:00 P. M.

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

Supervisor Coyle called the meeting to order.

On motion made by Mr. Renken, seconded by Mr. Jeffrey and unanimously carried, the minutes of the five hearings on June 23, 1959 and the meeting and two hearings on July 13, 1959 were approved and accepted.

The Supervisor read a letter from the Town Hall architect, Karl Schumacher, bearing date August 10, 1959, advising he had examined bids and samples submitted with respect to bids for stacking chairs and venetian blinds for the new Town Hall and setting forth recommendations.

Mr. Renken moved the following resolution:

RESOLVED that, upon recommendation of the Architect, contract for the furnishing of heavy duty Levolor Orange Line, Plastic Tape and Nylon Cord venetian blinds be awarded to Amsterdam Fabricators Corp., 165-7 Classon Ave., Brooklyn 5, N. Y., at a total price of \$740.00 delivered and installed, in accordance with proposal dated Aug. 3, 1959 submitted with Sample No. 2.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

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Mr. Jeffrey moved the following resolution:

RESOLVED that, upon recommendation of the Architect, contract for the furnishing of 170 Herman-Miller molded Plastic DSS stacking chairs, in accordance with proposal submitted July 13, 1959 and sample submitted, be awarded to Bett's Home Art, Inc., Inc., 15 N. Main St., Pearl River, N. Y., at a total price of \$3034.50 delivered and installed.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Vincent Fiorello of Thruway Carting Company, 10 Martin Road, Yonkers, N. Y. appeared and apologized for misuse of permission to use the facilities of the Clarkstown Sanitary Fill, stating the employee responsible had been discharged. He submitted letters from three persons he had done business with, which he stated would prove his integrity, and asked the Board for permission to use the Fill again. Supervisor Coyle told Mr. Fiorello that he had been given two chances already, that there was a limited area for dumping and the Town did not want garbage from Westchester or anywhere else dumped at the Clarkstown Sanitary Fill. He added that it was the Board's intention to tie up police and detectives and everyone else because of one firm not complying with rules and regulations.

Mr. Michael Brady of 23 Carrie Lane, Nanuet, appeared and stated he had bought a home in the development known as Meadow Brook Estates and had a serious water problem. He filed with the Board a letter setting forth the details. The matter was referred to the Town Engineer and Highway Superintendent.

Mrs. Theresa Reed of 19 Nanuet Ave., Nanuet, appeared before the Board stating she had a water problem caused by a pipe installed by the Town which takes water from roads at a higher level, at the end of her property and under the street. She stated the new pipe was installed at Palisade Avenue. The matter was referred to the Town Engineer and Highway Superintendent.

On motion made by Mr. Danko, seconded by Mr. Renken and unanimously carried, the Board moved to hearing on the application of Mitchell Miller for a Change of Zoning from an RA-1(X) & M-1 to an R-1 district.

On motion made by Mr. Danko, seconded by Mr. Welchman and unanimously carried the Board returned to the regular meeting.

Mr. Danko moved the following resolution:

RESOLVED, that decision on the application of Mitchell Miller for a Change of Zoning from an RA-1(X) & M-1 to an R-1 district be reserved.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

On motion made by Mr. Jeffrey, seconded by Mr. Danko and unanimously carried, the Board opened hearing on application of George G. Sharp, Sr. & Rose Walser Bayer for a Change of Zoning on property at the east side of Route 303, near Valley Cottage.

On motion made by Mr. Renken, seconded by Mr. Jeffrey, unanimously carried,

the Board returned to the regular meeting.

Mr. Renken moved the following resolution:

RESOLVED, that decision on the application of George G. Sharp, Sr. & Rose Walser Bayer for a Zoning Change from an RA-1(X) to a C-2 district be reserved.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Irin Paris appeared in connection with dedication of roads in Windmill Estates. The Town Engineer was directed to meet with the developer's engineer in connection with a drainage ditch meeting Congers Road.

Town Attorney Johns reported all papers were in order for acceptance of Woodvue Court, Valley Cottage, and the Highway Superintendent reported that the road was satisfactory and that he would submit a letter to that effect.

Mr. Renken moved the following resolution:

RESOLVED that, upon recommendation of the Highway Superintendent and the Town Engineer, deed dated June 15, 1959 from Wood-vue Estates, Inc. to the Town of Clarkstown, conveying Woodvue Court and a portion of Lake Road as shown on subdivision map of Woodvue Estates, Valley Cottage, New York, together with easement for drainage, be accepted, and be it

FURTHER RESOLVED, that the said roads be included in the Town Highway System and that the Town Attorney be directed to record the deed.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

The Board approved as to form and sufficiency the following:

Maintenance Bond #215562  
Wood-Vue Estates,  
Valley Cottage, N. Y.

The Town Attorney reported all papers in connection with the proposed dedication of Sunny Ridge Estates roads were in order for acceptance and the Highway Superintendent agreed to furnish a letter stating the roads were satisfactory.

Mr. Welchman moved the following resolution:

RESOLVED that deed dated December 22, 1958 from Winthrop Realty Corp. and Tallu Realty, Inc. to the Town of Clarkstown, conveying Shetland Drive, Johnson's Lane, Crambrook Road, Dalewood Court, Gable Road and Hessian Place, as shown on subdivision map entitled "Crambrook Terrace in New City", together with drainage easement contained therein, be accepted, and be it

FURTHER RESOLVED that the said roads be included in the Town Highway System and that the Town Attorney be directed to record the deed.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

The Board approved as to form and sufficiency the following:

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Maintenance Bond #212946  
Crambrook Terrace in New City  
(Sunny Ridge Estates roads)

Performance Bond #216968  
Winthrop Realty Corp.  
(Sunny Ridge Estates drainage ditch)

Edward G. Roepe, Esq. called the Board's attention to the fact that he had filed an application for a Special Permit for McCafferty & Heck, Inc. for property on the north side of Town Line Road, Nanuet, around June 1, 1959. He stated that since that time the Board had adopted an amendment to the Building Zone Ordinance requiring 22,500 square foot lots, that there were only 9 houses planned for the subdivision and that such requirements would be impractical. He asked permission to withdraw the application for Special Permit and submit in its stead an application for a Zoning Change.

Mr. Renken moved the following resolution:

RESOLVED, that request of McCafferty & Heck, Inc. to withdraw application for Special Permit for property on the north side of Town Line Road, Nanuet, be granted without prejudice.

Seconded by Mr. Welchman.

On roll call the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

WHEREAS, McCafferty & Heck, Inc. 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) 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 14th day of September, 1959, 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.

Seconded by Mr. Welchman.

Samuel Gunn, Esq. appeared in connection with the application for a Special Permit made by Abraham Metlitz for property on the north side of Town Line Road, Nanuet, filed on June 17, 1959, stating he would like to handle Mr. Metlitz's application in the same manner in which Mr. Roepe proposed to handle that of McCafferty & Heck, Inc. He asked permission to withdraw the Special Permit application, adding that he would file, subsequently, an application for a Zoning Change.

Mr. Renken moved the following resolution:

RESOLVED, that request of Abraham Metlitz for permission to withdraw application for Special Permit for property on the north side of Town Line Road, Nanuet, be granted without prejudice.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

RESOLVED, that the time for receiving proposals for the construction of Black Top Sidewalks be closed and that the bids be opened by the Supervisor.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

The following bids were submitted and opened by Supervisor Coyle:

County Asphalt Company, Tarrytown, N. Y.	-----	-\$ 2,825.00
Cyler & Schuck, 130 Red Hill Road, New City, N. Y.	-----	2,950.00
Ward Pavements, Inc., Riverside Ave., Haverstraw, N. Y.	-----	3,050.00

Mr. Welchman moved the following resolution:

RESOLVED, that bids for the construction of Black Top Sidewalks be referred to the Town Engineer for review.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

WHEREAS, WOODFERN CONSTRUCTION CORPORATION 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 petitioners and in said petition described, from an LS district to a C-2 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 14th day of September, 1959, 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.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Jeffrey moved the following resolution:

At a meeting of the Town Board of the Town of Clarkstown, Rockland County, New York, held at the Office of the Town Clerk at 16 South Main Street, New City, in said Town of Clarkstown, on the 10th day of August, 1959.

P R E S E N T :

John W. Coyle, Supervisor  
Stephen Danko, Councilman

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(PRESENT:)

Joseph Welchman, Councilman  
Alastair D. Jeffrey, Councilman  
John H. Renken, Jr., Councilman

Members of the Town Board.

----- X  
In the matter of the Petition of WOODRIDGE ESTATES, :  
INC. (WOODSIDE ESTATES) for an Extension of the New-  
City-West Nyack Water Supply District at New City, in : ORDER  
the Town of Clarkstown, Rockland County, New York.  
----- X

WHEREAS, a written petition, dated June 19, 1959, 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:

ALL those certain lots, pieces or parcels of land situate, lying and being at New City, in the Town of Clarkstown, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at the Southwesterly corner of the premises herein described and the boundary line between the premises herein described and the premises now or formerly of Frances E. Jones; running thence along said boundary line (1) North 1° 32' 50" West 124.10 feet; (2) still along said boundary line and lands now or formerly of John Mein North 5° 53' 50" West 322.54 feet; (3) still along said boundary line of lands now or formerly of Jones and Mein North 6° 15' 50" West 428.00 feet to the northwesterly corner of premises herein described; running thence along lands now or formerly of Wedgewood Estates North 80° 12' East 521.66 feet; thence still along said lands now or formerly of Wedgewood Estates North 80° 48' 30" East 768.15 feet to the northeasterly corner of premises herein described; thence along lands now or formerly of Lyons South 0° 17' 40" East 391.85 feet; thence still along said lands of Lyons and lands now or formerly of Yeumans South 83° 44' 10" West 44.10 feet; thence along said lands South 1° 33' 20" East 527.50 feet to the sotheasterly corner of premises herein described; thence along lands now or formerly of Gerken South 85° 25' 40" West 690.95 feet; and still along said lands now or formerly of Gerken North 89° 16' 10" West 490.69 feet to the point or place of beginning.

Said Premises being more particularly shown on Map of Woodside Estates, made by William A. Yuda, P. E., dated October 1, 1956, and filed in the Office of the Clerk of Rockland County on February 13th, 1957 in Book 57 of Maps, page 60, as Map No. 2489,

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 14th day of September, 1959, at 9:30 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: August 10th, 1959.

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

Members of the Town Board

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken, Danko, Jeffrey, Welchman, Coyle.  
NAYES: None.

Mr. Renken moved the following resolution:

At a meeting of the Town Board of the Town of Clarkstown, Rockland County, New York, held at the Office of the Town Clerk at 16 South Main Street, New City, in said Town of Clarkstown, on the 10th day of August, 1959.

P R E S E N T :

- John W. Coyle, Supervisor
- Stephen Danko, Councilman
- Joseph Welchman, Councilman
- Alastair D. Jeffrey, Councilman
- John H. Renken, Jr., Councilman

Members of the Town Board

-----X  
 In the matter of the Petition of NANUET CONSTRUCTION :  
 CORP. (GREENRIDGE ESTATES) for an Extension of the ORDER  
 Nanuet Water Supply District in the Town of Clarkstown, :  
 Rockland County, New York.  
 -----X

WHEREAS, a written petition, dated June 18th, 1959, 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 Nanuet Water Supply District in said Town, to be bounded and described as follows:

ALL those certain lots, pieces or parcels of land situate, lying and being at Nanuet, 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 North Middletown Road at its intersection with the southerly line of Briar Place, as shown on map hereinafter mentioned; running thence along the southerly line of Briar Place and the southerly line of Lot 27, shown on said map, South 83° 30' 00" East 664.02 feet; running thence North 13° 50' 00" East and along the easterly line of Lots 27, 28, 29, 30, 384.64 feet; thence South 80° 51' 20" East and along the southerly line of Lot 37, 92.07 feet; thence still along the southerly line of said Lot 37, across Birch Drive, as shown on said map, and along the southerly line of Lots 38 and 47, South 81° 37' 40" East, a distance of 404.57 feet; thence South 82° 54' 30" East along the Southerly line of Lots 48, 50, 51 and 52 and across Stuart Road, as shown on said map, and along the southerly line of Lot 60, 865.32 feet; thence along a westerly boundary of Lot 60 South 6° 26' 30" West 79.81 feet; thence along the southerly line of said Lot 60, South 84° 46' 05" East 161.10 feet; thence South 38° 53' 12" East and still along the boundary line of Lot 60, 89.91 feet; thence still along said boundary line South 84° 48' 12" East 35.54 feet to lands of Palisades Interstate Parkway; thence along lands of said Palisades Interstate Parkway North 9° 30' 28" East, 69.42 feet; thence still along said lands of Palisades Interstate Parkway South 85° 52' 55" East, 55.03 feet; thence still along said lands North 4° 53' 53" West 81.00 feet; thence North 84° 48' 12" West, 18.04 feet; thence North 38° 53' 12" West 477.57 feet; thence North 82° 27' 04" West 170.26 feet to the easterly line of Stuart Road as shown on said map; thence along the easterly line of said Stuart Road North 10° 34' 30" West, 52.61 feet to lands of Palisades Interstate Parkway; thence North 82° 27' 04" West, across Stuart Road and along the northerly line of Lots 59, 58, 57 and 56, 343.79 feet; thence North 0° 33' 30" West and along the easterly line of Lots 56, 55, 54 and 53, 373.50 feet; thence North 81° 04' 18" West and along the northerly line of Lot 53, across Victoria Drive and along the northerly line of Lots 17 to 26, both inclusive, 1212.99 feet to the easterly line of North Middletown Road; thence along the easterly line of North Middletown Road South 25° 27' 00" West 9.01 feet; thence still along the easterly line of North Middletown Road South 22° 07' 01" West, 449.54 feet; thence South 10° 09' 55" West and still along said easterly line of North Middletown Road, 222.45 feet; thence still along said easterly line of North Middletown Road, South 13° 57' 56" West, 282.64 feet; thence still along the easterly line of North Middletown Road South 20° 02' 09" West 145.23 feet; thence still along the easterly line of said North Middletown Road and across Briar Place to the point or place of beginning.

Said Premises being more particularly shown on Map of Nanuet Construction Corp., made by Rockland Bergen Surveyors, dated September 22, 1956, revised February 25, 1959, and filed in the Office of the Clerk of Rockland County on April 6th, 1959 in Book 60 of Maps, page 8, as Map No. 2648,

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 14th day of

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September, 1959, at 9:45 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: August 10th, 1959

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

Members of the Town Board

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:

RESOLVED, that application of Frederick Frenz for a Change of Zoning from an R-1 to a C-2 district, covering property located on the east side of North Middletown Road, Nanuet, be referred to the Planning Board for report pursuant to the provisions of Sections 8.51, 8.52 and 8.522 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.

Mr. Danko moved the following resolution:

RESOLVED, that application of John and Aino Lanto Lazaration for a Change of Zoning from an SC and R0 to an R-2 district, covering property located at the corner of Old Nyack Turnpike and South Central Avenue, Town of Clarkstown, be referred to the Planning Board for report pursuant to the provisions of Sections 8.51, 8.52 and 8.522 of the Zoning Ordinance.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Danko moved the following resolution:

RESOLVED, that application of Harry L. Halberg for a Special Permit covering property located at the west side of Route 304 and east side of the Palisades Interstate Parkway, Bardonia, be referred to the Planning Board for report pursuant to the provisions of Sections 4.31 and 4.32 of the Zoning Ordinance.

Seconded by Mr. Jeffrey.

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 application of Rubin Josephs for a Special Permit covering property located on the west side of North Middletown Rd., New City, be referred

to the Planning Board for report pursuant to the provisions of Sections 4.31 and 4.32 of the Zoning Ordinance.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Town Attorney Johns reported to the Board that he had received Notice of Appeal to the 2nd Department of the Appellate Division in the matter of Alfred Infante & Ernest Capetta vs. the Clarkstown Town Board, with respect to Chestnut Knolls.

Mr. Renken moved the following resolution:

RESOLVED, that the Town Attorney be authorized to appear and defend the Town in the matter of Appeal to the 2nd Department of the Appellate Division by Alfred Infante & Ernest Capetta re 78 Proceeding vs. Clarkstown Town Board.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

The Town Attorney advised that a 78 Proceeding had been instituted by Hector Mariani who had been denied a Special Permit by the Zoning Board of Appeals.

Mr. Jeffrey moved the following resolution:

RESOLVED, that the Town Attorney be authorized to proceed in the matter of the Article 78 Proceeding brought against the Clarkstown Zoning Board of Appeals by Hector Mariani.

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 the road beginning on the south side of New Hempstead Road, about 175' east of Havermill Road, and continuing in a southeasterly direction to Little Tor Road, be designated as "Old Hempstead Road", in New City.

Seconded by Mr. Jeffrey.

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 the Clerk be authorized to execute hydrant order for installation of two hydrants on the west side of Park Lane, Nanuet, one approximately 25' south of the south property line of Prospect Avenue and one approximately 36' south of the south property line of North Green Oval, and be it

FURTHER RESOLVED, that they be charged against the Nanuet Water Supply District.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Jeffrey moved the following resolution:

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RESOLVED, that the Clerk be authorized to execute hydrant order for installation of one hydrant on the north side of Leona Avenue, New City, approximately 230' west of the west property line of Winfield Avenue, and be it

FURTHER RESOLVED, that no rental charge be made against the New City-West Nyack Water Supply District until January 1, 1960.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

The Supervisor read a letter from Everett Crosby, Chairman of the Clarkstown Democratic Committee, advising that Marie Peterson would be unable to serve as Inspector of Elections in Election District No. 15, West Nyack, recommending that Vietta Biltz be appointed in her stead.

Mr. Jeffrey moved the following resolution:

RESOLVED, that Vietta Biltz of Route 59-A, West Nyack, be appointed Democratic Inspector of Elections in Election District No. 15, in place of Marie Peterson.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Supervisor Coyle read a letter from Charles Dittrich, Republican Chairman of Election District No. 9, Centenary, recommending the appointment of Charles Lutz of Lake Lucille, New City, as Custodian of Election District No. 9, inasmuch as Charles Lenhart had reported he could not serve.

Mr. Welchman moved the following resolution:

RESOLVED, that Charles Lutz of Lake Lucille, New City, be appointed Custodian of Election District No. 9, Centenary, in place of Charles Lenhart.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Supervisor Coyle read a letter dated July 21, 1959 from the Veterans' Burial Commissioner with respect to future status of so-called abandoned or inactive cemeteries of the County, suggesting a review of laws pertaining thereto by Town Boards, Planning and Zoning Commissions and that such cemeteries be plotted on zoning maps. The Clerk was requested to write to Commissioner Frederick Loescher advising that the Board was well acquainted with the location of such cemeteries and had maps on hand covering them.

Supervisor Coyle read a letter dated July 30, 1959 from Nussbaumer, Clarke & Velzey, Engineers appointed for a Clarkstown Sewerage Study, advising they would contact the Town Engineer with respect to a contract.

A memorandum from the County Planning Director with respect to topographic maps of Rockland County being available shortly was read to the Board. The Town Engineer was asked to determine what was needed in this respect.

Mr. Jeffrey moved the following resolution:

RESOLUTION

The Town Board of the Town of Clarkstown finds as follows:

Special Findings, Section 4.31

That the proposed use, as described and represented by the Applicant

1. Will be appropriately located with respect to:

(a) Transportation.

(b) Water Supply.

Supply available subject to agreement with Spring Valley Water Works and Supply Co.

(c) Waste disposal.

Septic tanks are proposed to be used. Use of such installations is subject to Rockland County Health Department requirements.

(d) Fire Protection.

(e) Police Protection.

(f) Other Public facilities.

2.

(a) Will not cause undue traffic congestion.

The Planning Board shall take appropriate steps to assure that the development of the proposed use will not cause undue traffic congestion or traffic hazard.

(b) Will not create a traffic hazard.

Same as 2 A

3. Inapplicable.

4. Will not adversely affect the:

(a) Character of the area.

(b) Property values in the area.

5. Will not otherwise impair the:

(a) Public health.

(b) Safety.

(c) Morals.

(d) Convenience.

(e) Comfort.

(f) Prosperity.

(g) Other aspects of the general welfare of the Town

6. Will comply with all other regulations applicable to such use.

Additional Findings, Section 4.32 F

1. Public water facilities.

Supply available subject to agreement with the Spring Valley Water Works and Supply Co.

2. Residences are located on lots immediately adjacent to or within 1,000 ft. of:

(a) The boundary of an R-1 district, or a portion of an RA-1(X) district for which the Board has previously permitted development under the provisions of this section, and

(b) At least 5 lots with existing residences (or with building permits for same), each having a lot area of 20,000 sq. ft. or less.

3. Town Board study of the problems of providing necessary community facilities must find:

(a) Such study finds that existing facilities or plans or reasonable possibilities for the expansion of such facilities are adequate to provide for the needs of future residents in the proposed development, except school facilities in Clarkstown Central School District No. 1, which the Board finds as follows:

1. M. A. K. Development Corporation is situated within Clarkstown Central School District No. 1.
2. Clarkstown Central School District is designated by the New York State Board of Education as an emergency School District for the following reasons:
  - a: rapid rate of growth
  - b: high tax rate,
  - c: tax rate on debt service has exceeded certain established criteria.
3. The Clarkstown Central School District No. 1 has informed this Board by letter dated April 7, 1959 and on file in the Town Clerk's Office, and by appearance by representatives of the School Board on this application that present and authorized school facilities, kindergarten through high school, are expected to be completed in 1960 and present population figures indicate these facilities will be filled one year from that time. Also capacity through 1962 will be 5790 and the anticipated enrollment will be 5806.
4. That existing and proposed school facilities in Clarkstown Central School District No. 1 up to 1962 are inadequate to provide for the educational needs of future residents in the proposed development of the petitioner.

4. Will not adversely affect:

- (a) Health. (covered)
- (b) Safety. (covered)
- (c) Welfare (covered)
- (d) Morals. (covered)

The Town Board by these findings does not imply that the land involved lends itself to development; that water supply is assured; that waste disposal will be satisfactory; that drainage in, on, through or disposal beyond the property is satisfactory; that location of sub-division roads will not cause traffic congestion or a traffic hazard. The development of the proposed use is subject to further study and requirements of the Planning Board, Town Engineer, Town Superintendent of Highways and County Health Department.

CONCLUSION

WHEREAS, M. A. K. DEVELOPMENT CORPORATION has applied for Special Permit to Sec. 4.31 and 4.32F of the Zoning Ordinance of the Town of Clarkstown and

WHEREAS a public hearing was duly held on June 23, at 8 P. M. at the Town Clerk's Office, 16 South Main Street, New City, New York on said application and

WHEREAS the Town Board of the Town of Clarkstown has duly made the aforesaid findings of fact pursuant to said Ordinance.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Clarkstown does hereby deny the application of M. A. K. Development Corporation for a Special

Permit pursuant to Sec. 4.31 and 4.32<sup>F</sup> of the Zoning Ordinance of the Town of Clarkstown for the reason; existing school facilities in Clarkstown Central School District No. 1 or plans or reasonable possibilities for the expansion of such facilities, until 1962, are inadequate to provide for the educational needs of future residents in the proposed development of M.A.K. Development Corporation.

Dated: August 10, 1959

TOWN BOARD OF THE TOWN OF CLARKSTOWN  
S/ John W. Coyle, Supervisor

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None

Mr. Renken moved the following resolution:

RESOLUTION

The Town Board of the Town of Clarkstown finds as follows:

Special Findings, Section 4.31

That the proposed use, as described and represented by the Applicant

1. Will be appropriately located with respect to:

(a) Transportation.

(b) WaterSupply.

Supply available subject to agreement with Spring Valley Water Works and Supply Company

(c) Waste disposal.

Septic tanks are proposed to be used. Use of such installations is subject to Rockland County Health Department requirements.

(d) Fire Protection.

(e) Police Protection.

(f) Other Public facilities.

2.

(a) Will not cause undue traffic congestion.

The Planning Board shall take appropriate steps to assure that the development of the proposed use will not cause undue traffic congestion or traffic hazard.

(b) Will not create a traffic hazard.

Same as 2 A

3. Inapplicable.

4. Will not adversely affect the:

(a) Character of the area.

(b) Property values in the area.

5. Will not otherwise impair the:

(a) Public health.

(b) Safety.

(c) Morals.

(d) Convenience.

(e) Comfort.

(f) Prosperity.

(g) Other aspects of the general welfare of the Town.

6. Will comply with all other regulations applicable to such use.

Additional Findings, Sec. 4.32 F

1. Public water facilities.

Supply available subject to agreement with the Spring Valley Water Works and Supply Co.

2. Residences are located on lots immediately adjacent to or within 1,000 ft of:

- (a) The boundary of an R-1 district, or a portion of an RA-1(X) district for which the Board has previously permitted development under the provisions of this section, and
- (b) At least 5 lots with existing residences (or with building permits for same), each having a lot area of 20,000 sq. ft. or less.

3. Town Board study of the problems of providing necessary community facilities finds:

- (a) Such study finds that existing facilities or plans or reasonable possibilities for the expansion of such facilities are adequate to provide for the needs of future residents in the proposed development, except school facilities in Clarkstown Central School District No. 1, which the Board finds as follows:

- 1. Hillcrest Village is situated within Clarkstown Central School District No. 1.
- 2. Clarkstown Central School District is designated by the New York State Board of Education as an emergency School District for the following reasons:
  - a: rapid rate of growth,
  - B: High tax rate,
  - c: tax rate on debt service had exceeded certain established criteria.
- 3. The Clarkstown Central School District No. 1 has informed this Board by letter dated April 7, 1959 and on file in the Town Clerk's Office, and by appearance by representatives of the School Board on this application that present and authorized school facilities, kindergarten through high school are expected to be completed in 1960 and present population figures indicate these facilities will be filled one year from that time. Also capacity through 1962 will be 5790 and the anticipated enrollment will be 5806.
- 4. That existing and proposed school facilities in Clarkstown Central School District No. 1 up to 1962 are inadequate to provide for the educational needs of future residents in the proposed development of the petitioner.

4. Will not adversely affect:

- (a) Health (covered).
- (b) Safety. (covered).
- (c) Welfare. (covered).
- (d) Morals. (covered).

The Town Board by these findings does not imply that the land involved lends itself to development; that water supply is assured; that waste disposal will be satisfactory; that drainage in, on through or disposal beyond the property

is satisfactory; that location of sub-division roads will not cause traffic congestion or a traffic hazard. The development of the proposed use is subject to further study and requirements of the Planning Board, Town Engineer, Town Superintendent of Highways and County Health Department.

CONCLUSION:

WHEREAS, HILLCREST VILLAGE has applied for a Special Permit pursuant to Sec. 4.31 and 4.32F of the Zoning Ordinance of the Town of Clarkstown, and

WHEREAS, a public hearing was duly held on June 23, at 9:00 P.M. at the Town Clerk's Office, 16 South Main St., New City, N. Y. on said application, and

WHEREAS, the Town Board of the Town of Clarkstown has duly made the aforesaid findings of fact pursuant to said Ordinance,

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Clarkstown does hereby deny the application of Hillcrest Village for a Special Permit pursuant to Sec. 4.31 and 4.32F of the Zoning Ordinance of the Town of Clarkstown for the reason, existing school facilities in Clarkstown Central School District No. 1 or plans or reasonable possibilities for the expansion of such facilities, until 1962, are inadequate to provide for the educational needs of future residents in the proposed development of Hillcrest Village.

Dated: August 10, 1959

TOWN BOARD OF THE TOWN OF CLARKSTOWN

S/ JOHN W. COYLE, Supervisor

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None

Decision on application of Marlak Construction Corporation was held in abeyance pending receipt of information from the Spring Valley Water Works and Supply Company.

Mr. Jeffrey moved the following resolution:

RESOLUTION

The Town Board of the Town of Clarkstown finds as follows:

Special Findings, Section 4.31

That the proposed use, as described and represented by the Applicant

1. Will be appropriately located with respect to:

(a) Transportation.

(b) Water Supply.

Supply available subject to agreement with Spring Valley Water Works and Supply Co.

(c) Waste disposal.

Septic tanks are proposed to be used. Use of such installations is subject to Rockland County Health Department requirements.

(d) Fire Protection.

(e) Police Protection.

(f) Other Public facilities.

2.

(a) Will not cause undue traffic congestion.

The Planning Board shall take appropriate steps to assure that the development of the proposed use will not cause undue traffic congestion or traffic hazard.

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(b) Will not create a traffic hazard.

Same as 2A

3. Inapplicable.4. Will not adversely affect the:

- (a) Character of the area.
- (b) Property values in the area.

5. Will not otherwise impair the:

- (a) Public health.
- (b) Safety.
- (c) Morals.
- (d) Convenience.
- (e) Comfort.
- (f) Prosperity
- (g) Other aspects of the general welfare of the Town.

6. Will comply with all other regulations applicable to such use.Additional Findings, Section 4.32 F1. Public water facilities.

Supply available subject to agreement with the Spring Valley Water Works and Supply Co.

2. Residences are located on lots immediately adjacent to or within 1,000 ft. of:

- (a) The boundary of an R-1 district, or a portion of an RA-1(X) district for which the Board has previously permitted development under the provisions of this section, and
- (b) At least 5 lots with existing residences (or with building permits for same), each having a lot area of 20,000 sq. ft. or less.

3. Town Board study of the problems of providing necessary community facilities finds:

- (a) Such study finds that existing facilities or plans or reasonable possibilities for the expansion of such facilities are adequate to provide for the needs of future residents in the proposed development.

4. Will not adversely affect:

- (a) Health. (covered)
- (b) Safety. (covered)
- (c) Welfare. (covered)
- (d) Morals. (covered)

The Town Board by these findings does not imply that the land involved lends itself to development; that water supply is assured; that waste disposal will be satisfactory; that drainage in, on, through or disposal beyond the property is satisfactory; that location of subdivision roads will not cause traffic congestion or a traffic hazard. The development of the proposed use is subject to further study and requirements of the Planning Board, Town Engineer, Town Superintendent of Highways and County Health Department.

CONCLUSION:

WHEREAS, the applicant, GREAT OAKS HOMES, INC., Has complied with all the requisite findings of Sec. 4.31 and 4.32F of the zoning ordinance of the Town of

Clarkstown.

NOW THEREFORE, BE IT RESOLVED, that a Special Permit be and it is hereby granted to GREAT OAKS HOMES, INC., to build residences under R-1 requirements of the Zoning Ordinance of the Town of Clarkstown, on premises described as follows:

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

BEGINNING AT a Rockland County Highway Monument at the point of curvature of the westerly line of Burda Lane at its intersection with the northerly line of West Clarkstown Road; thence on a curve to the right having a radius of 40.22 feet, an arc distance of 58.12 feet to a point of tangency in the northerly line of West Clarkstown Road; thence along the north line of West Clarkstown Road North  $79^{\circ} 01'$  West, 1036.63 feet to the Southeast corner of land now or formerly of Glickman and Koral; thence North  $13^{\circ} 34'$  East along said lands and land now or formerly of Bender and partly through a stone wall 1373.37 feet to the corner monument at or near the southeast corner of lands now or formerly of Honicke; thence along land now or formerly of Bender and Kischel, South  $89^{\circ} 52'$  East, 902.10 feet to a Palisades Interstate Parkway monument in the west line of Burda Lane marginal road South  $12^{\circ} 49'$  East, 650.13 feet to a corner monument in the west line of Burda Lane; South  $19^{\circ} 50'$  West, 693.02 feet to a Rockland County monument; thence still along said road South  $18^{\circ} 11'$  West, 282.59 feet to the Rockland County Highway monument at the point and place of beginning.

Dated: August 10, 1959

TOWN BOARD OF THE TOWN OF CLARKSTOWN

S/ John W. Coyle, Supervisor

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Monthly reports for the month of July from the welfare Officer, Police Department, Town Clerk and for the month of June from the Supervisor's Office were submitted and placed on file.

The Supervisor read a letter dated August 10, 1959 from the Building Department stating he had referred to the Town Engineer, building permit applications of Mr. & Mrs. Frank Foley for Harrison Avenue and Mrs. Sophie Hicks for Whitman Street, both in Congers, for recommendation as per Section 280-A of Town Law. The Board discussed the matter at length and Mr. Welchman was requested to contact Mrs. Hicks and Mr. Renken was requested to contact Mr. & Mrs. Frank Foley.

Mr. Renken moved the following resolution:

RESOLVED, that the Town Superintendent of Highways be authorized to install a "Stop" sign at the intersection of Crusher Road and Snake Hill Road on the north side of the intersection and also a "Stop" sign at the intersection of Crusher Road and the new Access Road, in West Nyack.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

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The Highway Superintendent asked the Board's permission to advertise for bids on a Hydro Power Crane.

Mr. Renken moved the following resolution:

RESOLVED, that the Highway Superintendent be authorized to advertise for bids for the furnishing of a Hydro Power Crane.

Seconded by Mr. Danko.

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 the following Rules and Regulations with respect to the Clarkstown Sanitary Fill project be adopted:-

OPEN HOURS: 8:00 A.M. - 4:30 P.M. Monday through Friday  
8:00 A.M. - 2:30 P.M. Saturday

OPEN DAYS: All Weekdays except legal holidays of: New Year's Day, Decoration Day, Fourth of July, Thanksgiving Day and Christmas Day.

REFUSE ACCEPTED: Only that accumulated in the Town of Clarkstown & Orangetown.  
From other areas only upon special permission of Town Board.  
Refuse must not contain burning or smoldering substance.

FEES: Monthly Fees for trucks payable to Town Clerk on or before first day of month:

First truck owned \$100.00  
Each additional truck owned - 50.00

(Owner must have truck inspected by County Health Department and secure permission of Town Board before monthly fees will be acceptable. Renewal of such permission shall be applied for in January of each year.

Single load fees payable to machine operator who will issue receipt:

From passenger car or station wagon	\$1.00
From pickup truck	2.00
From larger truck (according to size of load)	3.00 to \$5.00

PRIVILEGES: The Town Board reserves the right to revoke permission for use of this facility for infractions of these rules or other conduct adversely affecting the quiet, efficient operation of the facility.

INTENT: The maintenance and operation of this facility is for the benefit of the residents of the Town of Clarkstown, to eliminate indiscriminate dumping and to provide proper disposal so that garbage collection in the Town of Clarkstown will be maintained as an efficient, competitive, private business.

OPERATION:

1. Machine operator has charge of project and his directions must be followed.
2. Operator will verify that fees for trucks on monthly rates have decal identification. Upon notification from Town Clerk of non-payment of fees, he shall refuse admittance to truck involved.
3. Operator will collect fees for single loads at fixed rates, issue receipts therefor and transmit moneys collected to Town Clerk at end of each month accompanied by verified report.

4. Operator will pack filled area and cover refuse with even layer of earth fill at the end of each day.
5. Operator will maintain suitable number of rat feeding stations at all times and use pest control apparatus as required.
6. Operator will maintain stockpile of earth fill for emergencies.
7. Operator will secure delivery slips for earth fill delivered, check and verify bills of vendor and transmit to Comptroller. He will notify Supervisor if earth fill does not meet specifications.
8. Operator will notify Town Highway Dept. immediately in event of fire and call alarm to West Nyack Fire Dept. if efforts with town equipment are ineffective.
9. Operator will endeavor to have relief operator available for call in event of vacation or sickness.
10. Operator will keep machine clean and lubricated. In event of breakdown, He will notify Highway Supt. who will arrange repair.
11. Operator will keep entrance area and garage in neat condition.
12. Operator shall keep entrance to premises locked during other than open hours.
13. Operator shall furnish inventory of tools and equipment at end of each calendar year.
14. Operator will not engage in, or permit others to engage in salvage operations except upon written instructions from the Town Board.
15. Operator will notify Supervisor of any person not complying with these rules.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

The Supervisor told the Board he had received a letter from the West Nyack School system asking that sidewalks be extended west on Route 59-A in view of the fact that easements could not be secured for Sickletown Road, West Nyack.

Supervisor Coyle stated he had received a request from John F. Weissingers, Sr. of 62 Church St., Nanuet, to act as scavenger at the Town Sanitary Fill and pay \$40.00 per month for the privilege.

Mr. Jeffrey moved the following resolution:

RESOLVED, that John F. Weissinger, Sr. be permitted to scavenge at the Clarkstown Sanitary Fill during regularly scheduled hours of operation and use only one truck in the operation, at a fee of \$40.00 per month, payable in advance.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that the portion of road formerly known as Burda Avenue, running northerly from West Clarkstown road on the west side of the Palisades Interstate Parkway to a dead

end, be named West Burda Place.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

The Board signed Street Opening Permit issued to Roy Ross for the South side of West Street, Central Nyack.

Supervisor Coyle advised that certification from the Civil Service Department on Edward P. Arbogast, Town Engineer, had been received.

Mr. Jeffrey moved the following resolution:

RESOLVED, that Edward P. Arbogast be appointed Town Engineer on a permanent basis at a salary of \$8500.00 per annum.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

The Supervisor reported to the Board that the architect for the new Town Hall, Karl Schumacher, had been working on set-ups for the offices of the Police Department, Receiver of Taxes and Town Clerk with various local concerns and Shaw-Walker of Newark, N. J. and that he recommended making purchases from Shaw-Walker. Mr. Coyle then read quotations from Shaw-Walker on the equipment as follows:

Town Clerk's Office

Counter - - - - - \$830.40

Filler - - - - - 793.60

Receiver of Taxes' Office

Counter - - - - - \$901.00

Filler - - - - - 859.00

Police Department

Counter - - - - - \$866.00

Filler - - - - - 981.00

Mr. Renken moved the following resolution:

RESOLVED, that Karl Schumacher, Architect for the new Town Hall, be authorized to purchase from Shaw-Walker, 54 Park Place, Newark, N. J., equipment for the Town Clerk's Office, the Receiver of Taxes' Office and the Police Department, in accordance with quotations dated Aug. 10, 1959.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

RESOLVED, that the Town Attorney be authorized to hire a substitute stenographer for Town work for the two week period the regular stenographer is on vacation at a cost not to exceed \$60.00 for the two weeks.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None

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

Signed,

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

SPECIAL TOWN BOARD MEETING

August 20th, 1959

Town Clerk's Office

8:15 P.M.

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

Supervisor Coyle called the meeting to order.

The Town Attorney discussed at length assessments on State-owned Lands in Clarkstown since original takings around 1920 as well as meetings and correspondence with the State Board of Equalization and Assessments in 1958 and 1959.

He pointed out that in a letter from Arthur L. Bergren of the State Board of Equalization and Assessment dated August 4, 1958, the last paragraph read in part "a substantial reduction would be necessary next year" and this was evidence of prejudging assessment.

Town Attorney Johns recommended that an attempt be made to review the decision of the Board of Equalization and Assessment and that application be made to the Special Term of the Third Department of the Supreme Court in Albany to institute an Article 78 Proceeding.

Mr. Jeffrey moved the following resolution:

WHEREAS the State Board of Equalization and Assessments has reduced the State Lands assessment in the Town of Clarkstown from \$1,829,777.00 to \$666,901.00, and

WHEREAS the Town of Clarkstown is aggrieved by the decision of the State Board of Equalization and Assessments in approving a reduction,

NOW THEREFORE, BE IT RESOLVED, that Leonard H. Schwall, Assessor of the Town of Clarkstown, and John W. Coyle, Supervisor, on behalf of the Town Board of the Town of Clarkstown, be and they are hereby authorized to review the decision of the State Board of Equalization and Assessments in the reduction of State-owned lands in the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town Attorney be directed to institute any and all necessary legal proceedings to review the decision of the State Board of Equalization and Assessments.

The Town Attorney told the Board that Mr. David Moses and Mr. Charles McGroddy were collaborating with him on the draft of a petition. He also told the Board about the time element involved.

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

Signed,

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

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