

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

Signed,

*Mildred F. Magai*

Mildred F. Magai,  
Town Clerk.

TOWN BOARD MEETING

Town Clerk's Office

Nov. 9, 1959

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. Danko and unanimously carried, the minutes of the meeting on Oct. 26th and meeting and three hearings on Nov. 4th, 1959 were approved and accepted.

Mr. Pat Nazzaro of South Orange, N. J. appeared and requested permission to use the Clarkstown Sanitary Fill, stating he had purchased a portion of John Capasso's scavenger route, namely Rockland Lake, Valley Cottage and Congers. The Board granted him permission provided he had his truck approved by the County Board of Health.

Mr. Renken moved the following resolution:

RESOLVED, that the Supervisor be authorized to execute lease between Lester Bittig as Executor of the Estate of Christian Smith and the Town of Clarkstown, covering land for Sanitary Fill purposes.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Councilman Renken reported to the Board that Mr. Danko and he had contacted Messrs. Munson and Wright of the Orangetown Town Board on the matter of an annual fee for the privilege of using the Clarkstown Sanitary Fill. He added that these gentlemen agreed to bring the matter before their Board but no work had been received as yet.

The Supervisor read a letter dated Nov. 9, 1959 from the Supervisor of Orangetown, requesting that the Clarkstown Town Board arrange to be at a meeting at 8:00 P. M. on Nov. 19, 1959 at the Orangetown Clerk's Office for the purpose of approving plans and specifications and a proposed contract for Orangetown Sewer District No. 3 extension. The Board agreed to meet at such time and place.

The Town Engineer stated permission had been obtained from Mrs. Alice G. Osborn for removal of large bushes causing visibility obstruction at the corner of Strawtown Road and Old Mill Road, West Nyack.

Councilman Danko reported he had not had an opportunity of checking on lights requested by Albert G. Lamborn at the October 26th meeting of the Board.

Mr. Danko moved the following resolution:

RESOLVED, that a 7000 lu. Mercury Vapor light be installed on Pole No. 250 on Kings Highway and on Pole No. 299 on Old Haverstraw Road, Congers, and be it

FURTHER RESOLVED, that Orange & Rockland Utilities, Inc. be authorized to install the said lights.

11/9/59

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

The Highway Superintendent reported he was working on sign adjustments as suggested by the State Traffic Commission with respect to 30 MPH area speed restriction. The Board requested that the Clerk be advised when the work was completed so that the Commission could be asked to make another inspection of the signs.

Jerome Trachtenberg, Esq., attorney for Mitchell Miller, appeared before the Board in connection with his client's application for a Zoning Change. He explained that the plot plan had been revised to provide for 64 plots instead of the original 72. He was advised that the Board had no jurisdiction over the subdivision plan, merely the land sought to be rezoned as set forth in the petition. Mr. Trachtenberg suggested to the Board that the County Planning Director be invited to the next Board meeting to obtain his views with respect to zoning in this area. The Board asked the Clerk to invite Mr. Ward and people in the vicinity of the Miller property to the next Board meeting.

Mr. Renken moved the following resolution:

RESOLUTION ADOPTED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN

November 9, 1959

= WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 19th day of September, 1959, provided for a public hearing on the 13th day of Oct., 1959, at 8:30 P.M. Eastern Standard Time, to consider the application of FREDERICK FRENZ to amend the Building Zone Ordinance of the said Town by redistricting the property of the said petitioner from an R-1 to a C-2 district; and

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice;

NOW THEREFORE, be it

RESOLVED, that the Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an R-1 to a C-2 district.

The following described property in the Hamlet of Nanuet, New York in said Town and is described as follows:

ALL that certain parcel of land situate in the Hamlet of Nanuet, Town of Clarkstown, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at a point located in the Easterly line of North Middletown Road which point is located a distance of 299 feet from the point of intersection of the Northerly line of Route 59 and the Easterly line of the said North Middletown Road, and running thence (1) on a course of North 86 degrees 05 minutes West a distance of 200 feet to a point; thence turning and running (2) on a course of South 63 degrees 00 minutes East a distance of 185 feet to a point in the Easterly line of North Middletown Road; thence turning and running (3) along the Easterly line of North Middletown Road South 27 degrees 00 minutes West a distance of 81 feet to the point or place of beginning.

Dated: November 9, 1959.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

BBC442

11/9/59

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

NAYES: None.

Mr. Renken moved the following resolution:

RESOLUTION ADOPTED BY THE TOWN BOARD  
OF THE TOWN OF CLARKSTOWN

November 9, 1959

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 14th day of September, 1959 provided for a public hearing on the 13th day of October, 1959 at 9:00 P.M. Eastern Standard Time, to consider the application of JOYN LAZERATION and AINA LANTO LAZERATION to amend the Building Zone Ordinance of the Town by redistricting the property of the said petitioner from an SC and RO district to an R-2 district; and

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice;

NOW THEREFORE, be it

RESOLVED, that the Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an SC and RO district to an R-2 district. The following described property in the vicinity of the Village of Spring Valley, New York in said Town and is described as follows:

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

BEGINNING at a point formed by the intersection of the northerly line of Old Nyack Turnpike with the easterly line of South Central Ave., and running thence (1) North  $4^{\circ} 55' 23''$  East along the easterly line of South Central Avenue, a distance of 418.28 feet to a line of lands now or formerly of Singer; thence (2) South  $85^{\circ} 25' 10''$  East, along the southerly line of said lands now or formerly of Singer, a distance of 906.04 feet to an iron pin in a stone wall in the westerly line of lands now or formerly of Herter; thence (3) South  $13^{\circ} 30' 52''$  West, along the center line of the stone wall and the westerly line of said lands now or formerly of Herter, a distance of 477.80 feet to a stake in the northerly line of lands now or formerly of Rutchik; thence (4) North  $86^{\circ} 17' 55''$  west, along the center line of a stone wall and the northerly line of said lands now or formerly of Rutchik, a distance of 477.12 feet to a monument in the northerly line of Old Nyack Turnpike; thence (5) on a curve to the left, in a northwesterly direction, having a radius of 158.28 feet, along the northerly line of Old Nyack Turnpike, a distance of 71.30 feet to a Rockland County monument; thence (6) North  $78^{\circ} 10' 20''$  West, along the northerly line of Old Nyack Turnpike, a distance of 293.21 feet to the point or place of beginning. Containing 9.23 acres, more or less.

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:

11/9/59

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RESOLUTION ADOPTED BY THE TOWN  
BOARD OF THE TOWN OF CLARKSTOWN

November 9, 1959

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 14th day of September, 1959, provided for a public hearing on the 13th day of October, 1959 at 9:30 P.M. Eastern Standard Time, to consider the application of ABRAHAM METLITZ to amend the Building Zone Ordinance of the Town by redistricting the property of the said petitioner from an RA-X to an R-1 district; and

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice;

NOW THEREFORE, be it

RESOLVED, that the Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an RA-1 district to an R-1 district.

The Following described property in the Hamlet of Nanuet, New York in said Town and is described as follows:

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

BEGINNING at a point in the northerly line or side of Town Line Road, being the southwest corner of the within described premises and being also the southeast corner of lands of Turine, said point of beginning being also 186 feet east of the east right of way line of the Erie Railroad, and running thence the following courses and distances: (1) North 15° West 166 feet; thence (2) North 32° West 132 feet; thence (3) North 132 feet to Northeast corner of lands now or formerly of Turine; thence (4) North 17° East 76.5 feet; thence (5) North 36° 40' East 100.5 feet; thence (6) North 28° 48' West 126.4 feet; thence (7) North 15° 44' West 181.7 feet; thence (8) South 67° 30' East 108 feet; thence (9) North 35° 27' East 220 feet; thence (10) South 72½° East 75 feet; thence (11) South 10° 20' East 72.5 feet; thence (12) North 77° East 26.5 feet; thence (13) North 0½° West 60 feet; thence (14) South 88° East 277 feet; thence (15) South 3½° West 115 feet; thence (16) South 88° East 271 feet; thence (17) North 3½° East 42 feet; thence (18) South 88° East 224 feet; thence (19) North 3½° East 132 feet; thence (20) South 88° East 417 feet; thence (21) South 7° West 1062 feet along the easterly line of the within described premises to a point in the northerly line or side of said Town Line Road, said point being the southeast corner of the within described premises and thence (22) westerly along the said northerly line or side of Town Line Road 510 feet to the southeast corner of lands of Wolf; thence (23) Northerly 200 feet to a point marking the northeast corner of said lands of Wolf; thence (24) westerly 100 feet to a point marking the northwest corner of said lands of Wolf; thence (25) southerly and parallel with course (23) aforesaid, to a point marking the southwest corner of said lands of Wolf to a point in the said northerly line or side of Town Line Road; thence (26) continuing westerly along said northerly line or side of Town Line Road 518 feet and thence (27) continuing further westerly along said northerly line or side of Town Line Road 112 feet to the point or place of beginning. Containing 27 acres, more or less.

Seconded by Mr. Danko.

Or roll call, the vote was as follows:

BBC442

11/7/59

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

NAYES: None.

The Town Attorney reported to the Board that he and Chief Wiebicke were working on the request by Clarkstown Central School District No. 1 for an off-duty uniformed officer for special school activities.

Mr. Danko moved the following resolution:

RESOLVED, that Mr. John Monahan of Maple Road, Valley Cottage and Mrs. Mabel Hall of 38 Amundsen Lane, New City be appointed as Dog Enumerators for the Town of Clarkstown for the year 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 The Clarkstown Citizen bearing date Nov. 7, 1959, advising that the paper would be known as The County Citizen beginning with the Nov. 12th issue. It further advised that circulation in Clarkstown as of the previous week was 3,560.

Mr. Jeffrey moved the following resolution:

RESOLVED, that all publications be made in The County Citizen, formerly The Clarkstown Citizen, which was designated as the official newspaper for the Town of Clarkstown in January 1959.

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 dated Nov. 2, 1959 from the Dept. of Public Works advising they would erect a sign for north and south bound traffic on Route 303 indicating that they were approaching Congers.

A letter dated Oct. 28, 1959 from the Planning Board forwarding Performance Bond covering Blue Spruce Estates - Sect. 2 subdivision was read to the Board. The Clerk was directed to write to the Chairmen of the Planning Board advising that approval of the said bond was being held up pending receipt of and approval of a bond from the developer of Brookhill Estates subdivision for certain work required to be done to the drainage course on which Blue Hill Estates subdivision depends.

The Supervisor read a letter dated Oct. 29, 1959 from the Planning Board transmitting Performance Bond covering Demarest Hills-Sect. I, New City. The letter stated the bond was fixed in the amount of \$6000.00 whereas the bond was in the amount of \$4,000.00. The Clerk was instructed to return the bond to the Planning Board calling attention to the discrepancy in amounts.

Supervisor Coyle read a letter dated Nov. 4th, 1959 from Frank H. Johnson, Member of the Zoning Board of Appeals, submitting his resignation effective as of Nov. 6th, 1959 because of ill health. The Clerk was requested to write to Mr. Johnson accepting the resignation with regret and thanking him for his service to the Town.

A letter dated Nov. 5, 1959 from Leonard Schwall, Assessor, submitting his resignation to become effective as of Jan. 1, 1960 was read to the Board, and placed on file.

Mr. Welchman moved the following resolution:

RESOLVED, that Supervisor's bond for the term beginning Jan. 1, 1960 and ending December 31, 1961 be fixed in the amount of \$500,000.00.

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 November 5, 1959 from the Town Attorney with reference to State Highway property (3 parcels) adjacent to new Route 59 which is tax exempt, in which was enclosed letter from the Assessor, the Dept. of Public Works and a map of the area involved. It was decided inasmuch as the matter would take a great deal of time to look into, it be referred to the new Supervisor at the first of the coming year.

Supervisor Coyle reported that he had written to the Department of Public Works with respect to obtaining access to Avenue D, Nanuet.

Chief Wiebicke was asked to check on whether Burnside Ave., Congers, should remain a one-way street inasmuch as the A. & P. is no longer there and make a recommendation to the Board.

With reference to dedication of Pigeon Hill Rd., Nanuet, the Town Attorney stated he would check to see if lein on road had been cleared up.

Mr. Danko moved the following resolution:

RESOLVED, that Continental Casualty Company Bond No. 188241 showing principal as S. S. B. Realty Corp., c/o Ira Selvin, 450 Seventh Ave., New York, N. Y., covering construction of roads and drainage as shown on Map entitled "Holt Hills, Subdivision of Property of Fred L. & Bertha G. Holt, New City, N. Y. dated May 20th, 1954 and made by the Rockland Bergen Surveyors, Pearl River, N. Y.", be and it hereby is declared in default, and be it

FURTHER RESOLVED, that the Town Attorney be authorized to take any and all legal proceedings necessary to affect the collection of the proceeds of the bond.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

Monthly report of the Police Department for the month of October, Welfare Officer for October, Planning Board, Zoning Board of Appeals and Building Inspector for the month of September were submitted to the Board and placed on file.

The Highway Superintendent requested that the Town Attorney draft an ordinance to prevent people from burning leaves on any paved portion of roads, since this practice caused holes.

Chief Wiebicke suggested that a notice be put in the paper calling the public's attention to the ban on overnight parking starting December 1st, because of snow coming soon.

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

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