

PUBLIC HEARING

Town Hall

Oct. 24th, 1960

8:45 P.M.

RE: EXTENSION OF NEW CITY-CITY - WEST NYACK WATER SUPPLY DISTRICT TO INCLUDE SYCAMORE DRIVE, FAIRVIEW COURT AND NEW HEMPSTEAD ROAD.

Present: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
Town Attorney Mr. Freund,
Town Clerk Mr. Blauvelt.

Mr. Mundt called Public Hearing at 8:45 P.M.

Mr. Blauvelt read legal advertisement of Public Hearing.

Mr. Robert W. Kane appeared as attorney for petitioner.

Mr. Thomas Early was sworn in by Mr. Mundt.

Mr. Early was asked the following questions by Mr. Kane:

Q. Will you state your name?

A. Mr. Thomas Early.

Q. Mr. Early, I show you a petition for an extension to the New City-West Nyack Water Supply Dist., which petition is made by residents of Sycamore Drive, Fairview Court, and New Hempstead Road. Is this your signature?

A. Yes.

Q. What is your capacity with this proposed district?

A. Resident property owner.

Q. Will this extension benefit all the property owners within the proposed district.

A. Yes.

Q. Are all the property owners who will benefit from this proposed extension included within the limits of the proposed district or extension?

A. Yes.

Q. Do you believe it is in the public interest to grant in whole or in part the proposed extension?

A. Yes.

Q. In what way will this proposed extension benefit the property owners involved?

A. It will provide fire protection for the safety and well-being of property and lives and a reduction in fire insurance rates.

Mr. Mundt asked if anyone wished to speak for or against this Public Hearing.

None.

Resolution by Mr. Welchman, seconded by Mr. Northrup and unanimously carried:

RESOLVED, that Town Board sign Order, and be it

FURTHER RESOLVED, that Public Hearing be adjourned at 9:55 P.M.

Signed,



Charles J. Blauvelt,
Town Clerk

PUBLIC HEARING

Town Hall

Oct. 24, 1960

9:00 P.M.

RE: EXTENSION OF NEW CITY-WEST NYACK WATER SUPPLY DISTRICT TO INCLUDE
CHERRY HILL ESTATES - WEST SECTION, WEST NYACK.

Present: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
Town Attorney Mr. Freund,
Town Clerk Mr. Blauvelt.

Mr. Mundt called Public Hearing at 9:00 P.M.

Mr. Blauvelt read legal advertisement of Public Hearing.

Mr. Thomas J. Carney appeared as attorney for petitioner.

Mr. Broom was asked the following questions:

1. Will you state your name.

A. Mr. R. Broom, Jr.

2. Mr. Broom, I show you a petition for an extension to the New City-West Nyack Water Supply Dist. which petition is made by residents of Cherry Hill Estates - West Section. Is this your signature?

A. Yes.

3. What is your capacity with this proposed district?

A. Resident property owner.

4. Will this extension benefit all the property owners within the proposed district?

A. Yes.

5. Are all the property owners who will benefit from this proposed extension included within the limits of the proposed district or extension?

A. Yes.

6. Do you believe it is in the public interest to grant in whole or in part the proposed extension?

A. Yes.

7. In what way will this proposed extension benefit the property owners involved?

A. It will provide fire protection ^{for} the safety and well-being of property and lives and a reduction in fire insurance rates.

Mr. Mundt asked if anyone wished to speak for or against this Public Hearing.

None.

Mr. Welchman moved the following resolution; seconded by Mr. Northrup, and unanimously carried.

RESOLVED, that Town Board sign Order, and be it

FURTHER RESOLVED, that Public Hearing be adjourned at 8:55 P.M.

Signed,



Charles J. Blauvelt,
Town Clerk

BBD875

TOWN BOARD MEETING

Town Hall

Oct. 4th, 1960

8:10 P.M.

Present: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
Town Attorney Mr. Freund,
Town Clerk Mr. Blauvelt.

Mr. Mundt called meeting to order at 8:10 P.M.

Mr. Alan W. Bottger of Hoke St., West Nyack, after considerable discussion by Mr. Bottger, Mr. Arbogast, Mr. Mundt, Mr. Northrup and Mr. Frohling relative to drainage on his property, Mr. Arbogast was instructed to make a detail plot plan of this easement and mail same to Mr. Bottger not later than Friday, Oct. 28th, 1960.

Mr. Danko moved the following resolution:

RESOLVED, that the minutes of Town Board Meeting of Oct. 10th, 1960 and Public Hearings Dog Ordinance, Soil Removal Ordinance and Zoning Ordinance Fees of Oct. 10th, 1960 be accepted and approved.

Seconded by Mr. Northrup.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Welchman, Northrup, Mundt.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED that Town of Clarkstown accept deed of the Rockland Lake Garden Corp. to the Town of Clarkstown and that the Town Attorney record same.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYES: None.

Town Clerk was authorized to receive and file Town Department Reports for month of September, 1960.

Mr. Northrup moved the following resolution:

RESOLVED, that the application of Green Valley Manor, Inc. for a change of zoning from RA-1(X) and RA-1 Dist. to an R-22 Special Permit respectively on property located on Kings Highway, Valley Cottage, N. Y., be referred to the Planning Board for report pursuant to the provisions of Secs. 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that the application of Ernest Capetta & Alfred Infante for a change of zoning from an RA-1(X) Dist. to an R-22 Special Permit district on property located on n/side of Germonds Road, New City, N. Y., be referred to the Planning Board for report pursuant to the provisions of Secs. 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman.

NAYES: None

TOWN BOARD MEETING - 10/14/60

Mr. Danko moved the following resolution:

RESOLVED, that the application of Tom's Corp. for a change of zoning from an RA-1(X) Dist. to an R-1 Dist., on property located on n/side of Morris Road and the east side of Kings Highway, Valley Cottage, N. Y., be referred to the Planning Board for report pursuant to the provisions of Secs. 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance.

Seconded by Mr. Welchman.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYES: None.

Mr. Danko moved the following resolution:

WHEREAS, Marjeff Realty Corp. filed a Performance Bond No. 2205091, and was reorganized under the same name, and

WHEREAS, as a result thereof the reorganized corporation filed Performance Bond No. 607918, be it

RESOLVED, that Bond No. 2205091 be released, and that Bond No. 607918 be accepted in place of and instead of said bond released.

Seconded by Mr. Welchman.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Mundt read a letter from Town Comptroller's Office re auditing the books of Supervisor, Town Clerk, Building Inspector, Planning & Zoning, Justices of the Peace, and Highway Cash Book for the year 1959.

With the exception of a few minor errors which have been corrected, the records were found correct and all monies accounted for.

Letter was read from Segar and Calhane, Attorney for Mr. Gerald Fleming, located at 71 Shetland Drive, New City, N. Y. Letter was referred to Town Engineer Mr. Arbogast for a report back to Town Board.

Mr. Welchman moved the following resolution:

RESOLVED, that Town Board Meeting be adjourned for Public Hearings at 8:30 P.M.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Frohling moved the following resolution:

RESOLVED that Town Board Meeting be reconvened at 9:20 P.M.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Welchman moved the following resolution:

RESOLVED that the position of Stenographer in the Office of the Building Inspector be and is hereby abolished.

Seconded by Mr. Danko.

BB0875

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Welchman moved the following resolution:

RESOLVED, that the position of Typist be created in a shared capacity between the office of the Town Engineer and the Building Inspector.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Welchman moved the following resolution:

RESOLVED that Dorothy Januet Collins, Grant Avenue, Congers, N. Y., a Civil Service qualified Typist, be and is hereby permanently appointed as Typist, her services to be in a shared capacity between the Town Engineer and the Building Inspector and be it

FURTHER RESOLVED, that the salary be set at \$3,200.00 per year on a joint budget arrangement, effective November 1st, 1960.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Danko moved the following resolution:

WHEREAS, New York Trap Rock Corporation has presented to the Town Superintendent of Highways its Petition for the alteration of a part of the Town road known and designated as Crusher Road by closing and discontinuing a part thereof and by laying out and constructing in lieu thereof a highway to be a part of said Crusher Road, all as shown and designated in said Petition, and

WHEREAS, THE Superintendent of Highways of the Town of Clarkstown has submitted his report thereon to this Town Board wherein he reports that the alteration and relocation of said road as prayed for in said Petition would be in the public interest and wherein he recommends that the Petition be granted and that the portion of said highway described in said Petition as to be closed and discontinued as a highway, be closed and discontinued and that a new road in substitution for said portion of said road to be so closed be layed out and constructed as in said Petition prayed, and

WHEREAS, in the opinion of this Board such closing, abandonment and discontinuance of said portion of said highway as hereinafter described is proper and in the public interest, provided that a new road or substituted road be constructed as in said Petition of New York Trap Rock Corporation set out;

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Clarkstown hereby consents to the discontinuing of the following described portion of the Town road known and designated as Crusher Road and to the abandonment and closing thereof as a highway:

That portion of the parcel of land described in a certain deed from Belmont Stone Company to the Town Board of the Town of Clarkstown dated the 7th day of August, 1926, and recorded in the office of the County Clerk of Rockland County in Liber 314 of Deeds at page 158 described as:

BEGINNING at a point on the easterly side of the highway dedicated by the New York Trap Rock Corporation to the Town of Clarkstown by deed dated March 31, 1958, and recorded in the office of the County Clerk in Book _____ at page _____, being South sixty-five degrees four minutes West thirty-six and sixteen one-hundredths feet from the most northerly corner and running thence; (1) North seventy-three degrees two ty-four minutes East one hundred fifty-two and forty-seven one-hundredths feet, (2) North eighty-five degrees fifty-four minutes East one hundred ninety-eight and seventy-two one-hundredths feet, (3) North seventy-one degrees forty-nine minutes East three hundred seventy-three and nine one-tenths feet, (4) North eighty-seven degrees eighteen minutes East eighty-three and four one-tenths feet, (5) North eighty degrees eighteen minutes East forty-two feet, (6) South fifty-one degrees forty-nine minutes East one hundred forty-one feet, (7) North fifty-nine degrees forty-eight minutes West fifty-five and ninety-two one-hundredths feet, (8) North sixty-five degrees seven minutes West fifty-one and three one-tenths feet, (9) North eighty degrees eighteen minutes West fifty-eight and four one-tenths feet, (10) South eighty-seven degrees eighteen minutes West seventy-four and six one-tenths feet, (11) South seventy-one degrees forty-nine minutes West three hundred eighty-two and one one-tenth feet and (12) South eighty-five degrees fifty-four minutes West three hundred forty-seven and fifty-eight one-hundredths feet to point of beginning. Containing 0.619 Acres,

and further

RESOLVED, that the stipulation and condition in said petition contained providing for the laying out and construction at the so cost and expense of New York Trap Rock Corporation of a new and substituted portion of said Crusher Road upon the lands designated in said Petition as follows:

BEGINNING at a point in the center of Crusher Road, said point being South forty-seven degrees twenty-eight minutes East 19.0 feet from a point which is thirty-three feet easterly (measured at right angles to the railroad center line) from the intersection of the center line of the West Shore Railroad and the center line of Bridge No.21 over Crusher Road at railroad stationing one hundred thirty-two plus nine hundred thirty-three, and running thence; (1) North seventy-three degrees twenty-four minutes East three hundred fourteen feet along the easterly right-of-way line of the railroad as described in Deed dated November 30, 1955, from West Nyack Trap Rock Company to New York Trap Rock Corporation and filed with County Clerk of Rockland County in Book 615 at page 48, (2) North sixty-nine degrees eighteen minutes East sixty-eight and two one-tenths feet along said right-of-way, (3) North fifty-two degrees eleven minutes East two hundred five feet along said right-of-way, (4) on a curve to the right having a central angle of seventy-six degrees and a radius of two hundred sixty-six and twenty-five one-hundredths feet a distance of three hundred fifty-three and seventeen one-hundredths along said curve to a point of tangency, (5) South fifty-one degrees forty-nine minutes East three hundred five twenty-seven and two one-hundredths feet, (7) South seventy degrees thrity-three minutes East eighty-eight and four one-hundredths feet, (8) South seventy-nine degrees no minutes East one hundred sixty-two and three one-tenths feet, (9) South eleven degrees no minutes West fifty feet, (10) North seventy-nine degrees no minutes West one hundred sixty-eight and fifty-five one-hundredths feet, (11) North seventy degrees thirty-three minutes West ninety-six and sixty-six one hundredths feet, (12) North sixty-four degrees forty-six minutes West thirty-five and eighty-two one-hundredths feet, (13) North fifty-one degrees forty-nine minutes West three hundred five feet to a point of curvature, (14) on a curve to the left having a central angle of seventy-six degrees and a radius of two hundred sixteen and twenty-five one-hundredths feet a distance of two hundred eighty-six and eighty-four one-hundredths feet to a point of tangency, (15) South fifty-two degrees eleven minutes West two hundred five feet, (16) South sixty degrees forty-six minutes West fourteen and eighty-nine one-hundredths feet, (17) South sixty-nine degrees eighteen minutes West sixty-eight and two one-tenths feet, (18) South seventy-one degrees sixteen minutes West three and fifty-eight one-hundredths feet, (19) South seventy-three degrees twenty-four minutes West one hundred fifty-two and forty-seven one-hundredths feet to a point on the easterly side of the highway dedicated by the New York Trap Rock Corporation to the Town of Clarkstown by deed dated March 31, 1958, and recorded in the office of the County Clerk of Rockland County in Book _____ at page _____, (20) North sixty-five degrees four minutes East thirty-six and sixteen one-hundredths feet to a point in the center of Crusher Road and the most northerly corner of the said highway so dedicated, (21) on a curve to the right having a central angle of fifty-seven degrees thirty minutes and a radius of ninety-two feet a distance of ninety-two and thirty-three one-hundredths feet along the curve and the northerly boundary of the said highway so dedicated to the point of beginning. Containing 1.704 Acres.

be and the same hereby is accepted, and that the Town Superintendent of Highways be and hereby is authorized and directed to do all acts and things necessary, convenient or pro er to be done in connection with the laying out and construction of said new or substituted part of said highway, and further

RESOLVED, that the abandonment and discontinuance as a highway of the portion of Crusher Road hereinbefore described shall be and become effective only after the completion of said new or substituted road and the dedication thereof by New York Trap Rock Corporation to the Town for Highway purposes, and further

BBD875

and IV.2, that

Whereas said Petitioner New York Trap Rock Corporation is the owner in fee of all the lands on both sides of said Crusher Road so to be closed, abandoned and discontinued upon the completion of said new or substituted road and the dedication thereof to the Town for highway purposes, the Town transfer and grant to New York Trap Rock Corporation by quit claim deed or other proper conveyance of all of its right, title and interest in and to the road so closed, abandoned and discontinued and in and to the land occupied by said road as hereinabove described, and that the Supervisor of the Town be and he hereby is authorized and empowered on behalf of and in the name of the Town of Clarkstown to make, execute, acknowledge and deliver a quit-claim deed or other proper conveyance thereof to said New York Trap Rock Corporation.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED that a surveyor acceptable to Town Engineer, be employed by the Town of Clarkstown to conduct any and all necessary surveys and prepare any and all necessary descriptions in order to resolve the Carmen Drive problem in Nanuet, New York.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.

NAYS: None.

Mr. Welchman moved the following resolution:

WHEREAS, GUSTAV SVAHN, has petitioned the Town Board of the Town of Clarkstown for a Special Permit pursuant to Section 3.11 Table of General Use Regulations and Section 4.31 and 4.32F of the Building Zone Ordinance of the Town of Clarkstown to permit the erection of residences in an RA-1X district under the requirements of an R-22 district in relation to the acreage lying within an RA-1X zone of the premises described in the Declaration, a copy of which is hereto annexed and made a part hereof.

WHEREAS, a public hearing was duly held on the 8th day of August, 1960, at 8:30 P.M. at the Board Room of the Town Hall, New City, New York on said application, and

WHEREAS, GUSTAV SVAHN, did submit a limitation to be placed upon the delivery of completed homes over the next several years over the entire premises as described in said declaration, and

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

WHEREAS, petitioner has agreed that no more than 20 residential certificates of occupancy shall be issued during the calendar year 1961 by the Town of Clarkstown and that the balance of 15 residential certificates of occupancy be issued in the calendar year 1962 affecting the premises described in said Declaration,

