

PUBLIC HEARING

Town Hall

May 8th, 1961

8:25 P.M.

RE: TOP-SOIL ORDINANCE.

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

Mr. Mundt called Public Hearing at 8:25 P.M.

Mr. Blauvelt read legal advertisement of Public Hearing.

Mr. Mundt explained changes in Art. 3 of ordinance.

Mr. Mundt asked if anyone wished to speak for ordinance - Mrs. Janet Seifreid stated she was in favor of proposed ordinance.

Mr. R. Lombardi asked if the Building Inspector will make inspections? He was advised Building Inspector will make inspections.

Mr. Mundt asked if anyone wished to speak against ordinance.

Mr. Sid Wyman of Rockland County Home Builders, stated that proposed ordinance does not define what is Top-Soil. He also stated that the penalties are too severe as defined in ordinance. Mr. Wyman said if ordinance simply stated that entire lot should be graded with 4 inches of Top-Soil, ordinance would be more effective.

Resolution by Mr. Danko, seconded by Mr. Frohling.

Resolved that Public Hearing be adjourned and that Town Board reserve decision at 8:45 P.M.

Vote unanimous.

Signed



Charles J. Blauvelt
Town Clerk

PUBLIC HEARING

May 8th, 1961

Town Hall

8:45 P.M.

Re: ZONING APPLICATION SPECIAL PERMIT (RA-1(X) TO R-22).
ROSE B. YOKELL

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. Bertram P. Krashes, Spring Valley, N. Y. appeared as Attorney for petitioner.

Property located on w/side of Rt. 304, Bardonia, N. Y. consists of 26.34 acres more or less. Mr. Krashes explained application to Town Board.

Mr. Eugene Yokel, Mr. Bernard Blasingheim, and Mr. Harry Philips were sworn in by Mr. Mundt.

Mr. Blasingheim testified he would build 2 & 3 bedroom homes to sell for \$23,00 to \$35,000.00. Plot plan shows about 40 homes of 22,500 square feet. Public utilities are available. Petitioner would accept restrictive covenant of 20 homes in 1961 and 20 homes in 1962.

Mr. Mundt asked if anyone wished to speak for petition - None.

Anyone against petition - None.

Mr. Mundt read letter from Planning Board recommending approval of petition except for drainage on back portion of property.

Resolution by Mr. Welchman, seconded by Mr. Northrup.

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(Zoning Permit - Rose B. Yokell - Cont'd)

RESOLVED that Public Hearing adjourn at 9:00 P.M. and that Town Board reserve decision.

Vote unanimous.

Signed

Charles J. Blauvelt

Charles J. Blauvelt
Town Clerk

TOWN BOARD MEETING

Town Hall May 8th, 1961 8:00 P.M.

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

Mr. Mundt called meeting to order at 8:00 P.M.

Mr. Welchman moved the following resolution:

RESOLVED that bids be closed on Blacktop Sidewalks at 8:00 P.M. E.S.T., and be it

FURTHER RESOLVED that Supervisor proceed to open same.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Following bids were opened:

WARD PAVEMENT INC:

| | |
|-----------------------------|-----------------|
| Rt. 59A, West Nyack | \$ 652.00 |
| Sickeltown Road, West Nyack | 7,526.00 |
| Church Street, Nanuet | 19,800.00 |
| Cairnsmuir Lane, New City | 24,483.00 |
| Elmwood Drive, New City | <u>3,315.00</u> |

LUMP SUM - 5 PROJECTS - - - - - \$52,266.00

SCALES CONSTRUCTION CORP.

| | |
|-----------------------------|-----------------|
| Rt. 59A, West Nyack | \$ 867.00 |
| Sickeltown Road, West Nyack | 8,780.00 |
| Church Street, Nanuet | 26,880.00 |
| Cairnsmuir Lane, New City | 48,589.00 |
| Elmwood Drive, New City | <u>2,904.00</u> |

LUMP SUM - 5PROJECTS - - - - - \$88,020.00

CYCLER & SCHUCK, INC:

| | |
|----------------------------------|-----------------|
| Rt. 59A, West Nyack | \$ 500.00 |
| Sickeltown Road, West Nyack | 5,500.00 |
| Church Street, Nanuet, N. Y. | 15,000.00 |
| Cairnsmuir Lane, New City, N. Y. | 16,500.00 |
| Elmwood Drive, New City, N. Y. | <u>2,850.00</u> |

LUMP SUM - 5 PROJECTS - - - - - \$38,000.00

Mr. Northrup moved the following resolution:

RESOLVED that Town Board reserve decision on bids.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

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Mr. Danko moved the following resolution:

RESOLVED that regular meeting be adjourned at 8:15 P.M. for Public Hearings.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

The Town Board signed and approved as to form & sufficiency performance bond of Nanuet Farms Section 1.

Town Board signed and approved as to form & sufficiency performance bond of Willow Heights Homes.

Town Clerk was instructed to receive and file Town Department Reports.

Mr. Mundt read a letter of resignation from Mr. Karl Schumacher, Building Inspector.

Mr. J. Northrup stated he was very sorry to hear of Mr. Schumacher's resignation, that he thought Mr. Schumacher had done a wonderful job as Building Inspector. Mr. Northrup stated the Town Board should meet with Mr. Schumacher to try to persuade him to remain as Building Inspector. Mr. Welchman, Mr. Frohling and Mr. Mundt echoed Mr. Northrup's remarks.

Mr. Mundt read a letter of resignation of Dorothy Janet Collins on May 19, 1961 in the Building Inspector's Office. Town Board accepted resignation with regret.

Mr. Mundt read a letter of resignation of Hilary Jersey on April 30, 1961 as Court Clerk for Justice Vines. Town Board accepted resignation with regret.

Mr. Frohling moved the following resolution:

RESOLVED that Mrs. Lois C. Johnson, 131 Valley View Road, West Nyack, N. Y. be and she is hereby appointed Clerk, Part-time, for Justice of the Peace William Vines, to fill the vacancy created by the resignation of Mrs. Hilary Jersey, effective May 1st, 1961 at an annual salary of \$1,950.00.

Seconded by Mr. Welchman.

Mr. Welchman moved the following resolution:

RESOLVED that a 1000 lu light be installed on Pole #6 St. Anthony Ave., Nanuet, N. Y. and same charged to Nanuet Lighting District.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Danko moved the following resolution:

| | | |
|--|---|--------------|
| In the Matter of Petition for Establishment: | : | |
| of a Sewer District to be known as | : | |
| <u>WEST CLARKSTOWN SANITARY SEWER DISTRICT</u> | : | <u>ORDER</u> |
| in the Town of Clarkstown, Rockland County, | : | |
| New York | : | |

WHEREAS, a written Petition, dated May 1, 1961 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the establishment of a Sewer District to be known as "WEST CLARKSTOWN SANITARY SEWER DISTRICT" in the said Town, to be bounded and described as follows:

(TBM- 5/8/61 - Cont'd)

ALL that certain plot, 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 point in the southerly line of West Clarkstown Road, at the southeasterly end of the curve joining the westerly line of West Clarkstown Road with the southerly line of West Clarkstown Road, and running thence (1) South 77 degrees 18' 40" East, along the southerly line of West Clarkstown Road, a distance of 145.64 feet to a point where the said southerly line of West Clarkstown Road is intersected by the easterly line of the proposed street to be known as Baylor Road; thence (2) South 19 degrees 06' 30" West, along the easterly line of Baylor Road, a distance of 175.00 feet to a point; thence (3) South 77 degrees 18' 40" East, a distance of 150.00 feet to a point; thence (4) South 19 degrees 06' 30" West, a distance of 1199.60 feet to a point at the southeasterly corner of the premises herein described; thence (5) North 83 degrees 59' 10" West, along the southerly line of the premises herein described, a distance of 231.03 feet to a point; thence (6) North 82 degrees 17' West, still along the same, a distance of 616.62 feet to a point in the boundary line between the Town of Clarkstown and the Town of Ramapo; thence (7) North 17 degrees 50' 20" East, along the dividing line between the Town of Clarkstown and the Town of Ramapo, a distance of 619.27 feet to a point; thence (8) North 20 degrees 40' 30" East, still along the same, a distance of 273.36 feet to a point at the southeasterly corner of the Mirror Lake Homes Subdivision; thence (9) North 16 degrees 16' 40" East, still along the same, being also the easterly line of the Mirror Lake Homes Subdivision, a distance of 471.42 feet to a point at the northeasterly corner of the Mirror Lake Homes Subdivision; thence (10) North 18 degrees 18' 30" East, still along the boundary line between the Town of Clarkstown and the Town of Ramapo, being also the easterly line of the Westclark Homes Subdivision, a distance of 95.00 feet to a point at the northwesterly corner of the premises herein described; thence (11) South 77 degrees 32' 40" East, along the northerly line of the premises herein described, a distance of 521.76 feet to a point in the curve joining the westerly line of West Clarkstown Road with the southerly line of West Clarkstown Road; thence (12) on a curve to the left, commencing in a southeasterly direction, having a radius of 79.33 feet, the arc length of 52.10 feet to the point or place of beginning.

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

WHEREAS, the maximum amount proposed to be expended for the improvement as stated in the said Petition is NONE, it is hereby

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Meeting Room of the Town Hall, in New City, New York, on the 22nd day of May, 1961 at 8:30 P.M., Eastern Daylight Saving Time, to consider the said Petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Petition as may be required by law or proper in the premises.

S/ Paul F. Mundt, Supervisor
Joseph Welchman, Councilman
Stephen Danko, Councilman
Philip J. Frohling, Councilman
Jay D. Northrup, Councilman

Seconded by Mr. Frohling

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None,

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(TBM- 5/8/61 - cont'd)

Mr. Frohling moved the following resolution:

In the Matter of Petition for an Extension :
of the MANUET LIGHTING DISTRICT to include MANUET :
FARMS, SECTION II in the Town of Clarkstown, Rock- : ORDER
land County, New York :

WHEREAS, a written Petition, dated May 5, 1961, 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 MANUET LIGHTING DISTRICT to include MANUET FARMS, SECTION II in the said Town, to be bounded and described as follows:

BEING all of the premises shown and described on a certain subdivision plan entitled, "MAP OF MANUET FARMS, SECTION II, TOWN OF CLARKSTOWN, ROCKLAND COUNTY, NEW YORK", by Barbour & Jost, Surveyors, New City, New York, dated September 24, 1959 and filed in the Rockland County Clerk's Office on March 28, 1961 in Book 62 of Maps, Page 60, Map #2850.

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, Rockland County, New York, in said Town of Clarkstown, on the 22nd day of May, 1961, at 8:45 P.M., 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.

- S/ Paul F. Mundt, Supervisor
- Joseph Welchman, Councilman
- Stephen Danko, Councilman
- Philip J. Frohling, Jr., Councilman
- Jay D. Northrup, Councilman

Seconded by Mr. Welchman

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Danko moved the following resolution:

In the Matter of Petition for an Extension :
of the NEW CITY-WEST NYACK WATER SUPPLY DISTRICT :
to include MANUET FARMS, SECTION II in the Town : ORDER
of Clarkstown, Rockland County, New York. :

WHEREAS, a written Petition, dated May 5, 1961, 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 to include Manuet Farms, Section II in the said Town, to be bounded and described as follows:

BEING all of the premises shown and described on a certain subdivision plan entitled, "MAP OF MANUET FARMS, SECTION II, TOWN OF CLARKSTOWN, ROCKLAND COUNTY, NEW YORK", by Barbour & Jost, Surveyors, New City, New York, dated September 24, 1959 and filed in the Rockland County Clerk's Office on March 28, 1961 in Book 62 of Maps, Page 60, Map #2850.

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ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, Rockland County, New York, in said Town of Clarkstown, on the 22nd day of May, 1961, at 9:00 P.M., 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.

S/ Paul F. Mundt, Supervisor
Joseph Welchman, Councilman
Stephen Danko, Councilman
Philip J. Frohling, Jr., Councilman
Jay D. Northrup, Councilman

Seconded by Mr. Northrup.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that the application of PATAYNE ESTATES, INC. for a change of zoning from an RA-1(X) district to an R-1 district, on property located on Cairnsmuir Lane, New City, New York, be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance, and also to the Rockland County Planning Board pursuant to Sections 239L and 239M of the General Municipal Law.

Seconded by Mr. Danko

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Welchman moved the following resolution:

WHEREAS, MILTON KAREL, has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by re-districting property of the said petitioner described from C-2 and R-0 district to a C-1 district;

BE IT RESOLVED, that a public hearing pursuant to Section 264 and 265 of the Town Law be had at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 22nd day of May, 1961, at 9:15 P.M., Eastern Daylight Saving Time, relative to such proposed amendment; and it is

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FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the Journal-News, a paper of general circulation in the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Mr. Frohling

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Frohling moved the following resolution:

WHEREAS, IRVING STARK, has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by re-districting property of the said petitioner described from R-1(X) and R-1 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 Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 22nd day of May, 1961, at 9:30 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 in the Journal-News, a paper of general circulation in the Town of Clarkstown, 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. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Northrup moved the following resolution:

In the Matter of the Petition for the Establishment :
: O R D E R
of the NEW CITY SEWER DISTRICT in the Town of Clarkstown, :
: ESTABLISHING DISTRICT
Rockland County, New York. :

Apetition in this matter for the establishment of the NEW CITY SEWER DISTRICT, of the Town of Clarkstown, excluding any portion already in an existing district, having been duly presented to the Town Board, and an order having been duly adopted by the Town Board on the 13th day of March, 1961, for the hearing of all persons interested in the matter of the 10th day of April, 1961, at 8:30 P.M., Eastern Standard Time, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Ave., New City, N. Y., and a hearing by the said Board having been duly held at such time and place, and it having been duly resolved and determined following such hearing that the petition herein was signed and acknowledged or proved as required by law and otherwise sufficient, that all the property and property owners

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within the proposed District were benefited thereby, that all property and property owners benefited were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further duly resolved that the creation of such District as proposed be approved; it is hereby

ORDERED, that the NEW CITY SEWER District of the Town of Clarkstown be extended in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town described as follows:

ALL that certain lot, piece or parcel of land shown on Tax Maps Nos. 39, 56, 57 and 58 of the Town of Clarkstown, and more particularly bounded and described as follows:

BEGINNING at the intersection of the westerly line of State Highway No. 9005 (Route 304, also known as South Main Street) and the southerly line of Schriever Lane; running thence (1) Westerly, along the Southerly line of said Schriever Lane 200 feet to the division line between Lots 14 and 15 in Block D, Map No. 57; running thence (2) Southerly and along the Easterly line of said Lot 14 to a point being the southeasterly corner of said Lot 14; thence (3) from said point, and parallel to the Westerly line of said State Highway No. 9005, to a point in the Northerly line of Lot 3, Block B, Map No. 56; thence (4) Westerly and along said northerly line of said Lot 3 to the Westerly line of said Lot 3; thence (5) Southerly and along the Westerly line of said Lot 3 and Lots 4 and 5 in said Block B, Map No. 56 to the Northerly line of Lot 6, Block B, Map No. 56; thence (6) through said Lot 6 and Collyer Avenue, parallel to the Westerly line of said State Highway No. 9005, to the Southerly line of Collyer Avenue; thence (7) Southerly and along the Westerly line of Lots 7 and 8 in Block B, Map 56, as aforesaid, to the southwesterly corner of Lot 8; thence (8) Easterly and along the Southerly line of said Lot 8 to a point in the center line of said State Highway No. 9005; thence (9) Southerly and along the center line of said State Highway No. 9005 to a point, which point is projected for 180 feet measured at right angles to the Southerly line of Laurel Road; thence (10) Easterly and through said State Highway No. 9005 and through Lots 24 and 36 in Block A, Map 56, distant at right angles 180 feet from the Southerly line of Laurel Road 535 feet to a point; thence (11) Northerly and through said Lot 36 and across Laurel Road to a point in the division line between Lots 35 and 25.01 in Block A, Map 56; thence (12) Northerly and along the division line between Lots 35 and 35.01 in said Block A, Map 56, to a point being the Northwesterly corner of said Lot 35.01; thence (13) Easterly and along the Northerly line of said Lot 35.01, 75 feet to a point; thence (14) through Lot 32 and parallel to the former New Jersey and New York Railroad right of way to the Northerly line of said Lot 32; thence (15) along a projection of the same course and through Lot 4, Block C, Map 57, 510 feet to a point; thence (16) still through said Lot 4 to the Northerly line of said Lot 4, which point is distant 45 feet measured easterly from the southeasterly corner of Lot 15, Block C, Map 57; thence

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(17) along the Northerly line of said Lot 4 to said Southeasterly corner of Lot 15; thence (18) Northerly along the Easterly line of Lot 15 to the Southerly line of Third Street; thence (19) Northerly through Third Street to the Southeasterly corner of Lot 8, Block N, Map 57; thence (20) along said Easterly line of Lot 8 to the Northerly line of said Lot 8; thence (21) Easterly and along the Northerly line of Lot 7, Block N, Map 57, 60 feet to the Southerly line of Lot 1.01, Block N, Map 57; thence (22) through said Lot 1.01 and across Second Street to the southeasterly corner of Lot 10, Block M, Map 57; thence (23) along the Easterly line of said Lot 10 to the northeasterly corner of said Lot 10; thence (24) Easterly and through Lot 9, Block M, Map 57, 60 feet to a point; thence (25) still through said Lot 9, 400 feet to the Northerly line of said Lot 9; thence (26) Northerly and through Lot 13, Block M, Map 57, to the Northerly line of said Lot 15 distant 80 feet westerly from the Southeasterly corner of Lot 1, Block M, Map 57; thence (27) along the southerly line of Lot 15, 80 feet to the Southeasterly corner of said Lot 15; thence (28) Easterly and through Lots 4 and 5 in Block M, Map 57, and Lot 41 in Block B, Map 57, to the Easterly line of said Lot 41; thence (29) along the Easterly line of said Lot 41 to the Southerly line of Ridge Road; thence (30) across Ridge Road on a projection of the last course to the Northerly line of said Ridge Road and in the Southerly line of Lot 7, Block A, Map 57; thence (31) through said Lot 7 and continuing on a projection of the last course, to the Southerly line of Lot 3, Block A, Map 57; thence (32) northerly and along the projection of the boundary line between Lots 11 and 12, Block A, Map 57, and through the division line between said Lots 11 and 12 to the Southerly line of New City-Congers Road; thence (33) across said road on a projection of the last mentioned course to the Northerly line of New City-Congers Road in the Southerly line of Lot 12, Block A, Map 58; thence (34) through said Lot 12 on a projection of the last mentioned course, 170 feet to a point; thence (35) Westerly through said Lot 12 to the Northeasterly corner of Lot 13, Block A, Map 58; thence (36) along the Northerly line of said Lot 13, to the Easterly line of Crestwood Drive; thence (38) Northerly along the center line of Crestwood Drive to a point opposite the projection of the boundary line between Lots 6 and 7 and 7.01 in Block C, Map 58; thence (39) along the Northerly line of said Lots 7 and 7.01 to the Easterly line of Elmwood Drive; thence (40) across Elmwood Drive to the boundary line between Lots 11 and 12, Block G, Map 58; thence (41) along the Northerly line of said Lot 12 to the Northwesterly corner of said Lot 12; thence (42) from said point to the Northeasterly corner of Lot 15, Block G, Map 58; thence (43) along the Northerly line of said Lot 15, 175 feet to a point; thence (44) through Lot No. 37, Block G, Map 58, 900 feet to the northerly line of said Lot 37; thence (45) along the Northerly line of Lot 37 to the northeasterly corner of Lot 38; thence (46) along the Northerly line of said Lot 38 to the Easterly line of State Highway No. 9005; thence (47) across said Highway on a projection of the last course to the Westerly line of State Highway No. 9005; thence (48) at right angles to the Westerly line of said State Highway No. 9005, 190 feet; thence

(49) Southerly and parallel to said westerly line of said State Highway No. 9005 to a point; thence (50) from said point westerly to the Easterly line of Eberling Drive, which point is 210 feet from the intersection of the said Easterly line of Eberling Drive and the Northerly line of New Hempstead Road; thence (51) across said Eberling Drive on a projection of the same course to the westerly line of Eberling Drive; thence (52) from the westerly line of Eberling Drive, on a projection of the same course, 220 feet to a point; thence (53) southerly 850 feet to a point; thence (54) Easterly 625 feet to the northwesterly corner of Lot 1, Block G, Map 57; thence (55) southerly and along the westerly line of Lots 1, 2, 3 and 4 in Block G, Map 57, to the southwest corner of Lot 4; thence (56) Easterly along the southerly boundary line of Lot 4 to the northwesterly corner of Lot 5, in Block G, Map 57; thence (57) along the westerly line of Lot 5 to the southwest corner of said Lot 5; thence (58) from said point and through Lot 6 to the northwesterly corner of Lot 9; thence (59) along the westerly line of said Lot 9 and Lot 10 to the southwest corner of said Lot 10; thence (60) Easterly to the northwesterly corner of Lot 11; thence (61) southerly along the westerly line of Lots 11 and 12 to the northerly line of Twin Elms Lane; thence (62) on a projection of the last mentioned course to the center line of Twin Elms Lane; thence (63) westerly along the center line of said Twin Elms Lane to a projection of the boundary line between Lots 1 and 22 in Block D, Map 57; thence (64) along the westerly line of Lots 1, 2, 3 and 4 in Block D, Map 57, to the southerly line of Lot 4; thence (65) along the northerly line of Lot 5 in a westerly direction to a point measured along said northerly line of Lot 5, which point is distant 190 feet from the westerly line of State Highway No. 9005; thence (66) from said point through Lots 5, 6, 7, 8, 9, 10 and 11 in Block D, Map 57, and through Schriever Lane in a straight line to the point or place of beginning.

Seconded by Mr. Welchman

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Northrup moved the following resolution:

RESOLVED, that Gloria Wadsworth, 10 Park Ave., New City, N. Y., be appointed to the newly created position of School Crossing Guard at the corner of Red Hill Road and West Clarkstown Road in Hillcrest School area, effective May 16th, 1961, compensation to be \$6.00 per day.

Seconded by Mr. Welchman.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Mudt stated he had five copies of a letter from Mr. Edward C. Palmenberg relative to Briar Road, Nanuet, New York.

Mr. Mudt set May 16, 1961 at 8:30 P.M. for a Special Meeting with the Clarkstown Youth Commission.

Mr. Mundt read a letter from Nicholas F. Lopes re Michael Bertolino, Old Haverstraw Road, Congers, N. Y.

Mr. Northrup read a letter from residents of Second Ave., in Spring Valley requesting installation of 30 mile per hour speed signs at Second Ave. near White St. and Second Ave. and Lawrence St. Checked with Mr. Wiebicke.

Mr. Northrup moved the following resolution:

RESOLVED that the Clarkstown Highway Dept. install 30 mile per hour signs on Second Ave. near White St. and Second Ave. & Lawrence St., Spring Valley, N. Y.

Seconded by Mr. Welchman. - On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Frohling moved the following resolution.

RESOLVED that Clarkstown Police Dept. be requested to deliver copies of new Clarkstown Memorial Day Ordinance to all business houses in the Town of Clarkstown.

Seconded by Mr. Welchman.

On roll call the vote was as follows:

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

Mr. Northrup moved the following resolution:

RESOLVED that ordinance with respect to the adoption of an Ordinance regulating EXCAVATING AND REMOVAL OF SOIL in the Town of Clarkstown to be known as ARTICLE XXIX of the Town Ordinances be adopted.

ORDINANCE REGULATING EXCAVATING AND REMOVAL OF SOIL

ARTICLE XXIX

Section 1. The original 4 inches of surface soil shall not be removed from property in any subdivision except such soil lying within the area where excavation is necessary for the construction of roads.

Section 2. In cases over which heavy equipment will be operated such 4 inches of soil shall be stripped and piled on the property and when final grading and construction activities have been completed the property shall be suitable graded and recovered with the said 4 inches of soil over the entire area except that portion covered by buildings, construction in roads, driveways, walks and patios.

Section 3. No certificate of occupancy shall be issued until respreading of surface soil has been completed if request for same is made during spring, summer or autumn seasons. A certificate of occupancy requested during winter seasons must be accompanied by an affidavit of the owner or builder, as the case may be, certifying that this work will be completed in the following spring season. The town reserves the right to withhold certificates of occupancy following such affidavit, when available facts indicate non-fulfillment of such affidavit.

Section 4. Any person violating this ordinance may be subject to a civil penalty and enforceable and collectible by the Town in the amount of \$50.00, or 6 months imprisonment, or both such fine and imprisonment.

(TBM - 5/8/61 - cont'd)

Section 5. Nothing contained in the preceding section of this ordinance shall prevent the Town Board from maintaining an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or restrain by injunction the violation of any of the provisions of this ordinance, or any rule or regulation promulgated hereunder.

Seconded by Mr. Danko.

On roll call the vote was as follows;

AYES: Messrs. Danko, Frohling, Northrup, Welchman, Mundt.
NOES: None.

On resolution by Mr. Welchman, seconded by Mr. Danko and unanimously adopted, Town Board meeting was adjourned in memory of the late David B. Tolins at 10:00 P.M.

Signed,



Charles J. Blauvelt,
Town Clerk

PUBLIC HEARING

Town Hall

May 22, 1961

8:35 P.M.

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

RE: EXTENSION WEST CLARKSTOWN SANITARY SEWER DISTRICT.

Mr. Mundt called Public Hearing at 8:35 P.M.

Mr. Blauvelt read legal advertisement of Public Hearing.

Mr. Robert Granik appeared as attorney for Petitioners, Hillcrest Village, Inc. Property is located on south side of West Clarkstown Road, New City, N. Y. Mr. Granik explained petition to Town Board.

Mr. Allen Kurtiss of 7 West 96th St., New York City was sworn by Mr. Mundt.

He answered questions as per list attached.

1. Will you state your name?
A. Allan Kurtiss

2. Mr. Allan Kurtiss, I show you a petition for an extension to the West Clarkstown Sewer District, which petition is made by Hillcrest Homes, Inc. Is this your signature?
A. Yes.

3. What is your capacity with Hillcrest Homes, Inc?
A. Vice-President.

4. Did you sign this petition on behalf of Hillcrest Village, Inc. as your capacity as Vice-President?
A. Yes.

5. Will this extension benefit all the property owners within the proposed district?
A. Yes.

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

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

8. In what way will this proposed extension benefit the property owners involved?
A. Sanitary reasons.

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