

alleged claim which is the basis of this action, in that event the Town Attorney is not to defend said action and the summons and complaint aforementioned are to be forwarded by the Town Clerk of the Town of Clarkstown to the appropriate insurance carrier for action.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

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

Signed
Anne E. O'Connor
Anne E. O'Connor, Town Clerk

Town Hall TOWN BOARD MEETING 3/26/62 8:00 P.M.

Present: Messrs. Frohling, Danko, Northrup, Welchman, Mundt.
Dep. Town Atty. Mr. Walber

Supervisor Mundt called Town Board meeting to order at 8:00 P.M.

On resolution by Mr. Frohling, seconded by Mr. Northrup and unanimously adopted, minutes of Town Board Mtg. of 3/12/62; 8 public hearings of 3/12/62; and Special Town Board Meeting of 3/19/62 were approved and accepted.

Mr. Frohling moved the following resolution:

RESOLVED, that time for receiving bids for Bucket Loader be closed and bids received be opened.

Seconded by Mr. Welchman All voted yes.

THE FOLLOWING BIDS WERE RECEIVED: NET BIDS

Born Tractor Co., Inc. 3 Chestnut St., Suffern, N.Y.....	\$10,000.00
Comad, Inc. 53 E. Main St., Moorestown, N.J.....	8,800.00
Comad, Inc. 53 E. Main St., Moorestown, N.J.....	5,400.00
Edward Ehrbar, Inc. 100 Secor Lane, Pelham Manor, N.Y.....	9,950.00
Edward Ehrbar, Inc. 100 Secor Lane, Pelham Manor, N.Y.....	9,900.00
Hudson Valley Equip. Co. Saugerties, N.Y.....	9,345.00
Dale Rankin, Inc. State Highway 59, W. Nyack, N.Y.....	12,037.80
H. O. Penn Mach. Co. Dutchess Tpk., Poughkeepsie, N.Y.....	8,414.00

All bids were turned over to Highway Supt. for his recommendations.

The following resolution was moved by Mr. Frohling:

RESOLVED, that on the recommendation of Frederick Seeger, Superintendent of Highways, the H. O. Penn Machinery Company be contracted for the purchase of one (1) #922 Caterpillar at a cost not to exceed \$8414.00.

Seconded by Mr. Northrup. All voted yes.

Mr. Welchman moved the following resolution:

RESOLVED, that time for receiving bids for 5 1962-Pontiac Catalina 4-dr. sedans for the Clarkstown Police Dept. be closed, and bids received be opened.

Seconded by Mr. Frohling. All voted yes.

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THE FOLLOWING BIDS WERE RECEIVED:

Burnweit Motors, Inc.
 Main St. & Midland Ave., Nyack, N.Y..... \$8,985.90

Monsey Garage, Inc.
 Monsey, N.Y..... 9,510.00

(Allowance was made for trade-in of four (4) 1961 Pontiac sedans.)

Mr. Frohling moved the following resolution:

RESOLVED, that Chief Ernest F. Wiebicke be authorized to purchase five (5) 1962 Pontiac Sedans from Burnweit Motors, Inc. at a net price of \$8,985.90.

Seconded by Mr. Danko.

All voted yes.

Town Board signed Order setting date of Public Hearing on Extension of New City-West Nyack Water Supply Dist. to include Woodfield Manor, Inc. for 4/9/62 - 8:30 P.M.

In the Matter of the Petition of Mark Wyle;
on behalf of Woodfield Manor, Inc., for an;
Extension of the New City-West Nyack Water;
Supply District at West Nyack, in the Town;
of Clarkstown, Rockland County, New York ;

ORDER
EXTENDING
DISTRICT

A petition in this matter for the extension of the New City-West Nyack Water Supply 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 26th day of March, 1962, for the hearing of all persons interested in the matter on the 9th day of April, 1962, at 8:30 P.M. EST at the Office of the Town Clerk, 10 Maple Avenue, 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 within the proposed extension were benefited thereby, and 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 extension as proposed be approved; it is hereby

ORDERED, that the New City - West Nyack Water Supply 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:

BEGINNING at the point of intersection of the easterly line of Vanderbilt Avenue and the northerly line of the existing New City-West Nyack Water Supply District; said point of beginning being distant northerly 500 ft. measured at right angles from the center line of Collyer Avenue; thence (1) running northerly along the easterly line of Vanderbilt Avenue, about 1590 ft. to a point on the southwest corner of the existing New City-West Nyack Water Supply District; said point being distant southerly 150 ft. measured at right angles from the centerline of Irion Drive; thence (2) running easterly along the southerly line of the existing New City-West Nyack Water Supply District about 1810 ft. to a point on the westerly line of the existing New City-West Nyack Water Supply District, said point being distant westerly 500 ft. measured at right angles from the centerline of New City Rd, (State Highway Route 304); thence (3) running southerly along the westerly line of the existing New Cit -West Nyack Water Supply Dist. about 1610 ft. to a point on the

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northerly line of the existing New City-West Nyack Water Supply Dist., said point being distant northerly 500 ft. measured at right angles from the centerline of Collyer Avenue; thence (4) running westerly along the northerly line of the existing New City-West Nyack Water Supply District about 2000 ft. to the point or place of beginning.

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

Mr. Danko moved the following resolution:

RESOLVED, that the petition of GREEN VALLEY MANOR, INC. for a reduction of Continental Casualty Co. Bond #22104080, dated June 12, 1961, in the amount of \$120,000.00 covering roads in subdivision entitled APPLEWOOD ESTATES in Valley Cottage, N.Y. be referred to the Clarkstown Planning Board.

Seconded by Mr. Frohling.

All voted yes.

Mr. Northrup moved the following resolution:

RESOLVED, that the application of BENJAMIN CASTRO for a change of zoning from an R-0 district to a C-2 district on property located on Route 304, Bardonia, N.Y. be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Bldg. 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.

All voted yes.

Letter was read from Oscar Lutz, Bldg. & Zoning Insp. re Technical Material Corp. advising Board that on his recommendation a Certificate of Occupancy has been issued for this project in accordance with resolution of August 15th, 1961.

Report on Junk Yards will be given by Mr. Danke at the next Town Board Meeting.

Mr. Eric Sundberg appeared before Town Board for continued discussion on suggested Code of Ethics. He was advised by Board that they would take it under advisement, and that further study was required.

A Mr. Donlan appeared before Board requesting that they look into situation at DeForest Road re hazard that would exist in realignment of Route 304. Mr. Mundt asked for letter and petition to present to County Board of Supervisors and County Engineer.

Mr. Bernstein reappeared before Board and read resolution passed by the New City Civic Assoc. re declaring moratorium on downzoning. He suggested that we first create master plan and have zoning ordinance covering plan.

Mr. Anthony Jasinski, 61 Briar Rd., New City N.Y. appeared before Board on behalf of residents of Briar Road. Stated that road is impassable and suggested placing bulldozer at end of road to help accessibility. Mr. Green, builder, claimed that road was plowed but reverts back to original condition. He said he would contact his engineer concerning this. Mr. Mundt will discuss this matter with Edw. Barbour.

Mr. Northrup moved the following resolution:

RESOLVED, that on recommendation of the Town Engineer, a Building Permit under Sec. 280-A of Bldg. Zone Ordinance be issued to Odd Frivoll for property situate on the w/side of Freedman Ave., distant 465' north of Convent Rd., Nanuet, N.Y.
Seconded by Mr. Welchman. All voted yes.

Mr. Danko moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 5th day of February, 1962, provided for a Public Hearing on the 26th day of February, 1962, at 9:00 P.M., EST to consider the application of Ira Selvin & Tobias Scher to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an RA-1 district to a R-22 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 application be denied.

Seconded by Mr. Northrup.

All voted yes.

Mr. Frohling moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 5th day of February, 1962, provided for a Public Hearing on the 26th day of February, 1962, at 9:15 P.M., EST, to consider the application of IRA SELVIN & TOBIAS SCHER to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said Petitioner from an RA-1(X) district to an R-22 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,

WHEREAS, the petitioner has agreed that no more than 16 residential building permits commencing March 30, 1962, will be issued by the Town of Clarkstown with regard to the premises described in Schedule A, and

WHEREAS, the Town Board of the Town of Clarkstown was agreeable to the entire petition at this time provided the petitioner executes and delivers to the Town of Clarkstown an approved declaration containing appropriate restrictions.

Upon motion duly made and seconded the following resolution was unanimously adopted:

RESOLVED, that the Town Board of the Town of Clarkstown does hereby approve said petition in its entirety dated the 30th day of March, 1962, as amended by said agreement for an amendment to the building and zoning ordinance of the Town of Clarkstown by redistricting the property described in said schedule A from an RA-1(X) district to an R-22 district, such approval to take effect upon execution and delivery to the Town of Clarkstown by Ira Selvin and Tobias Scher in proper form for recording.

(a) limited to 16 homes in 1st year from date of approval; and

(b) agree to petition for water supply dist. before streets are improved.

Seconded by Mr. Danko

All voted yes.

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Mr. Northrup moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 13th day of November, 1961, provided for a public hearing on the 27th day of November, 1961, at 8:15 P.M. EST, to consider the application of JHP Construction Corp. to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an M-1 district to a R-22 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 application be denied.

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 13th day of November, 1961, provided for a public hearing on the 27th day of November 1, 1961, at 8:15 P.M., EST, to consider the application of JHP Construction Corp. to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an RA-1(X) district to a R-22 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(X) district to a R-22 district the following described property in the Hamlet of Valley Cottage, 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 Hamlet of Valley Cottage, Town of Clarkstown, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at a point on the westerly side of Kings Highway the following courses and distances from the northerly end of the arc of a curve connecting Crusher Rd. with Kings Highway, running along the westerly side of Kings Highway on a course of S. 37°45'20" west a distance of 200 ft; thence along the arc of a curve curving to the left with a radius of 323.99 ft. a distance of 75 ft. to the point or place of beginning; thence along land now or formerly of Cunningham in a westerly direction N. 62°37'25" west a distance of 188.91 ft; thence (2) in a northerly direction N. 30°33'00" a distance of 131.30 ft; thence (3) on a course of N 88°16'40" west a distance of 622 ft; thence (4) in a northerly direction on a course of N 23°13'20" East a distance of 487 ft, more or less to a point; thence (5) in an easterly direction south 71°09'55" east a distance of 269.38 ft. to a point; thence (6) still in an easterly direction along a stone wall S. 59°19'10" East a distance of 329.86 ft; thence (7) northerly on a course of north 60°38'35" east a distance of 39.94 ft; thence (8) still in an easterly direction South 84°47'30" east along a stone wall 243.20 ft. to a point in the westerly side of Kings Highway; thence (9) along the westerly side of Kings Highway in a southerly direction on a course

of south 12°00'20" west a distance of 25.59 ft; thence (10) still along the westerly side of Kings Highway along the arc of a curve curving to the left, having a radius of 1373.13 ft. a distance of 216.36 ft; thence (11) still along the westerly side of Kings Highway on a course of south 24°02'00" west a distance of 224.31 ft. to a point; thence (12) still along the westerly side of Kings Highway along the arc of a curve curving to the left, having a radius of 323.90 ft., a distance of 19.56 ft. to the point or place of beginning.

Seconded by Mr. Danko.

All voted yes.

Mr. Northrup moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 25th day of September, 1961, provided for a public hearing on the 23 day of October 1961, at 8:15 P.M. EDST, to consider the application of HERBERT GOLDSTEIN to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an M-1 and C-2 district to a R-22 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 application be denied.

Seconded by Mr. Welchman.

All voted yes.

Mr. Northrup moved the following resolution:

RESOLVED, WHEREAS, HERBERT GOLDSTEIN 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 October 23, 1961 at 8:15 P.M. at the Board Room of the Town Hall, 10 Maple Avenue, 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 grant the application of HERBERT GOLDSTEIN for a Special Permit pursuant to Section 4.31 and 4.32F of the Zoning Ordinance of the Town of Clarkstown.

Seconded by Mr. Welchman.

All voted yes.

Mr. Frohling moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 5th day of February, 1962, provided for a public hearing on the 25th day of February 1962, at 8:30 P.M. EST to consider the application of HENRY FILEGGI, CARL CACIOPPO & ROSE FRIEDMAN to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an C-2 and R-1 district to a M-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 C-2 and R-1 district to a M-1 district, the following described property in the Hamlet of Congers, New York in said Town of Clarkstown and is described as follows:

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BEGINNING at a point in the southerly line of U.S. Hwy Route 9W at the northeast corner of the within premises and running thence along the southerly side of N.Y.S. Highway Route 9W north 81°16' west a distance of 183 ft; thence continuing along the southerly side of N.Y. State Highway Route 9W north 75°30' minutes west a distance of 282.20 ft; thence continuing along the southerly side of New York State Highway Route 9W north 59°35' west a distance of 58.39 ft; thence turning and running south 30°25' west a distance of 169.78 ft; thence turning and running north 64°54' west a distance of 150.00 ft to the lands of Etland Realty Corp.; thence turning and running along the easterly line of lands of said Etland Realty Corp. south 7°28' east a distance of 409.35 ft; thence turning and running south 79°28' east a distance of 380/21 ft; thence continuing south 79°57'30" east a distance of 100.18 ft; thence turning and running south 13°35' west a distance of 572.20 ft; thence turning and running south 76°25' east a distance of 100 ft. to the lands of the New York Central Railroad, West Shore division; thence turning and running along the westerly line of lands of the said New York Central Railroad, West Shore Division north 8°40' east a distance of 390/90 ft; thence continuing along the westerly line of lands of New York Central Railroad, West Shore Division north 15°37' east a distance of 665.43 ft to the point or place of beginning.

EXCEPTING from the above described parcel so much thereof as was conveyed by Henry J. Pileggi and Carl R. Capioppo to Frank Schmidt by Deed dated the 15th day of December and recorded on January 7, 1959 in the Rockland County Clerk's office in Liber 685 of Deeds at Page 142 and more particularly bounded and described as follows:

ALL that certain plot, piece or parcel of land, with the building and improvements, thereon erected, situate, lying and being in the Hamlet of Congers, 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 New York State Highway Route 9W situate 285 ft. westerly, measured along southerly line of New York State Highway, Route 9W from the westerly line of the New York Central Railroad Right-of-Way, and running thence (1) North 75°30' west along the southerly line of New York State Highway Route 9W a distance of 100.00 ft. to a point; thence (2) south 14°30' west a distance of 140.00 ft. to a point; thence (3) south 75°30' east a distance of 100.00 ft. to a point; thence (4) north 14°30' east a distance of 140.00 ft. to the point or place of beginning.

Seconded by Mr. Danko.

All voted yes.

Mr. Frohling moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 8th day of January, 1962, provided for a public hearing on the 5th day of February, 1962 at 9:00 P.M., EST, to consider the application of VALENTINE J. PIANKA to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an RA-1(X) district to a R-22 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 space specified in said notice;

NOW, THEREFORE, BE IT

RESOLVED, that the application be denied.

Seconded by Mr. Northrup.

All voted yes.

Mr. Danko moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 5th day of February, 1962, provided for a public hearing on the 26th day of February 1962 at 9:45 P.M., EST, to consider the application of VALENTINE J. PIANKA to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an RA-1(X) district to a 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(X) district to a R-1 district, the following described property in the Hamlet of New City, 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 Hamlet of New City, Town of Clarkstown, County of Rockland and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point in the boundary line between the District Zones RA-1X and R-1, which point of beginning is the following two courses and distances from a Rockland County monument at the northerly end of a curve connecting the westerly line of Route 304 (North Main Street) with the northerly line of New Hempstead Rd: North 9°10'35" East along said Westerly line of Route 304, 2084.37 ft.; thence North 81°47'00" West 200.00 ft.; thence from said point of beginning (1) North 81° 47'00" west, 24.25 ft. to an iron pin; thence (2) north 9°31'00" east, 75 ft. to another iron pin; thence (3) north 78°45'50" west, 293.73 ft.; thence (4) south 17°46'40" west 419.16 ft. to a point in the boundary line between Use district Zones RA-1X and R-1; thence (5) along said boundary line South 85°05' east 331.05 ft. to a point in the boundary line between Use District Zones RA-1X and R-1; thence (6) along said boundary line north 9°10'35" east, 301.00 ft. to the point or place of beginning.

Seconded by Mr. Northrup.

All voted yes.

Mr. Welchman moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 26th day of February, 1962, provided for a public hearing on the 12th day of March, 1962, at 9:45 P.M., EST, to consider the application of PATRICIA ANN HOMES, INC. to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an RA-1 district to a R-22 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 application be denied.

Seconded by Mr. Frohling.

All voted yes.

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A petition in this matter for the Establishment of Sewer District #11 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 23rd day of February, 1962, for the hearing of all persons interested in the matter on the 12th day of March, 1962, 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 received 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 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 Sewer District #11 of the Town of Clarkstown be established 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, lying, being and 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 which said point is marked by an iron pipe located at the northeast corner of James Street, at its intersection with the premises hereinafter described; running thence from said point of beginning on a course north $16^{\circ}33'26''$ west a distance of 305.27 ft. to a point in the southerly line of lands now or formerly of Hillside Park; running thence along the southerly lands now or formerly of Hillside Park on a course north $83^{\circ}38'38''$ east, a distance of 1,041 ft. more or less to an iron pipe; which said iron pin is in the southerly line of lands now or formerly of Pincus Schwartz, and in the westerly line of lands now or formerly of C. Corbett; running thence along the westerly line of land now or formerly of Corbett, on a course south $9^{\circ}06'04''$ east, a distance of 786.42 ft. to a thruway monument; which said point is in the northerly line of lands of the New York State Thruway Authority; running thence along the northerly line of lands now or formerly of the New York State Thruway Authority on a course north $83^{\circ}49'43''$ west, a distance of 990.78 ft. to a thruway monument; thence continuing along the northerly line of lands now or formerly of the New York State Thruway Authority on a course north $83^{\circ}47'44''$ west, a distance of 88.27 ft. to a stake; running thence along the easterly line of lands now or formerly of Nanuet Estates on a course due north a distance of 202.17 ft. to the southeast corner of James Street; thence continuing along the easterly terminus of said James Street, on a course due north a distance of 50.00 ft. to an iron pin and the point or place of beginning.

ORDER EXTENDING SEWER DISTRICT #4 TO INCLUDE NANUET PARK - TBM 3/26/62

A petition in this matter for the extension of 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 23rd day of February, 1962, for the hearing of all persons interested in the matter on the 12th day of March, 1962, at 10:00 P.M. EST, 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 within the proposed extension 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 an extension as proposed be approved; it is hereby

ORDERED, that the Sewer District No. 4 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:

BEGINNING at a stake at the intersection of two stone walls, said stake being on the northerly line of the Silver Birch Hills development and being the southeasterly corner of the lands now or formerly of Bell; thence along the stone wall the following courses and distances, (1) N. 24°24' East, 65.05 ft. to a stake; (2) N. 38°18' E. 131.40 ft; to a stake; (3) N. 29°25' E. 37.60 ft. to an iron pipe; (4) N. 20°24' E. 94.20 ft. to an iron pipe; (5) S. 81°48' E. 55.40 ft. to an iron pipe; (6) N. 11°51' E. 133.20 ft. to an iron pipe at the southeasterly corner of the lands now or formerly of Dickerson; thence along the easterly line of said lands N. 0°54' E, 376.53 ft. to a stake in the southerly line of the lands now or formerly of Hutton; thence along the southerly line of said lands N. 87°02' E. 449.00 ft. to a stake at a corner; thence along the easterly line of said lands of Hutton and of the lands now or formerly of Adler and partly thru a stone wall N. 1°32' E. 297.52 ft. to a tree standing at the intersection of the two stone walls; thence easterly along the said stone wall S 86°59' E. 615.00 ft. to the westerly side of a public road; thence southerly along said westerly line of a public road S. 30°50' E. 60.20 ft; thence westerly along a line parallel with and 50 ft. distant from the second previous course and being along the northerly line of the Landrock Holding Corp. N 86° 59' W. 382.59 ft. to a stake; thence southerly along the westerly line of the Landrock Holding Corp. S 2° 37' W. 524.59 ft. to a stake in a stone wall; thence westerly along the said stone wall S. 80°32' W. 100.00 ft. to a stake at the intersection of two stone walls; thence southerly along the said stone wall the following courses and distances (1) S 10°10' E. 96.42 ft. to a stake; (2) S. 40°51' E. 174.95 ft. to a stake; (3) S. 2°11' E. 242.95 ft. to a stake in a stone wall in the northerly line of lands of the Spring Valley Works; thence westerly along said lands of the Spring Valley Water Works along the lands of the Silver Birch development the following courses and distances (1) N. 89°43' E. 359.98 ft. to an

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iron pipe; (2) N. 88°02' W. 258.66 ft. to an iron pipe; (3) N. 89°24' W. 267.04 ft. to the point or place of BEGINNING.

Mr. Northrup moved the following resolution:

RESOLVED, that Supervisor be authorized to execute contract between Town of Clarkstown and Nanuet Park Homes for extension of Sewer Dist. #4 to include Nanuet Park Homes.

Seconded by Mr. Frohling.

All voted yes.

Town Board signed the following bond as to form and sufficiency:

Performance Bond
ESQUIRE GARDENS
Royal Indemnity Co.

Letter was read by Mr. Mundt from Mr. Richard Narducci re publications.

Mr. Mundt stated that he told Mr. Narducci that there are other county weeklies which print Public Notices in the respective townships, and that what the Town Board is doing is proper in dividing between two papers. Mr. Mundt will handle.

Discussion on procedure on road dedication was held for future meeting.

Mr. Welchman moved the following resolution:

RESOLVED, that on the recommendation of Ernest F. Wiebicke, Chief of Police, Mrs. Colleen M. Schnakenberg, Rammler Lane, Bardonia, N.Y. be appointed permanently as School Crossing Guard at the Bardonia School to replace Mr. Henry Speer at a salary of \$6.00 per day effective March 27, 1962.

Seconded by Mr. Frohling.

All voted yes.

Mr. Mundt read letter from Mr. D. Partridge re Jerry's & Fremont Avenues. We will have to readvertise for bids. Mr. Palmenberg to contact and tell them that new petition has to come in.

Mr. Danko moved the following resolution:

RESOLVED, that the Town Attorney be authorized to take any and all legal action against WERNER FASSLER in the matter of a certain violation of the Ordinances of the Town of Clarkstown, to wit Art. XXII of said Ordinances.

Seconded by Mr. Welchman.

All voted yes.

Mr. Frohling moved the following resolution:

RESOLVED, that the Town Attorney be authorized to take any and all legal action against LOUIS APPEL in the matter of a certain violation of the Ordinances of the Town of Clarkstown, to wit, ART XXII of said Ordinances.

Seconded by Mr. Danko.

All voted yes.

Letter was read from Earl W. Brigg, Supervisor of the Town of Meredith, East Meredith, N.Y. relating to passage of Mason bill. (An Act to amend the highway law in relation to the distrib. of the Motor Veh. Tax and Deisel Fuel Tax.)

Mr. Northrup moved the following resolution:

RESOLVED, that Town Clerk send a wire to the Hon. D. Clinton Dominick with copies to Mr. Briggs, Sup. of Town of Meredith, and Assemblyman Jos. F. X. Nowicki informing them that Town Board favors immediately passage of (Print 4586-Intro.4347) An Act to amend the Highway Law in relation to the distribution of the Motor Fuel Tax and Deisel Fuel Tax.

Seconded by Mr. Frohling.

All voted yes.

Mr. Northrup moved the following resolution:

TBM - 3/26/62

RESOLVED, that pursuant to the provisions of Section 270 of the Town Law of the State of New York, the Town Board of the Town of Clarkstown does hereby establish the certain map drawn by Maps, Inc., Baltimore, Md., dated April-May 1958, and entitled "Photogrametric Map of Rockland County, New York", prepared by Rockland County Planning Board as the official map of that part of the Town of Clarkstown which is outside the limits of any incorporated city or village, showing the streets, highways and parks theretofore laid out, adopted and established by law; and such map shall be final and conclusive with respect to the location and width of streets and highways and the location of parks shown thereon; and it is further

RESOLVED, that the Town Clerk of the Town of Clarkstown, Rockland County, New York, be and he is hereby directed to file a certificate of the establishment of such official map of the Town of Clarkstown with the Clerk of the County, N.Y. Seconded by Mr. Frohling. All voted yes.

Trial Balance of the Town of Clarkstown dated February 28, 1962, was ordered filed in the Town Clerk's office.

Mr. Northrup moved the following resolution:

RESOLVED, that Town Clerk be authorized to advertise for bids for 500 gallon pump and pipe for Sanitary Fill.

Seconded by Mr. Frohling. All voted yes.

Mr. Welchman moved the following resolution:

RESOLVED, that 36 new 1000 lu 8" Ups AD 6 street lights be installed within the Central Nyack Light. Dist. replacing old series lights at a total increase of \$336.96 and that the same be charged to the Central Nyack Light. Dist. and be it

FURTHER RESOLVED, that Orange and Rockland be authorized to make such installation.

Seconded by Mr. Northrup. All voted yes.

RESOLVED, that the Supt. of Highways be authorized to install proper sign, as designated by the Town Attorney, on East Orchard St., Grace St., and Loran Ct., Nanuet.

Seconded by Mr. Danko. All voted yes.

On resolution by Mr. Northrup, seconded by Mr. Frohling and unanimously adopted, Town Board Meeting was adjourned.

Signed


Anne E. O'Connor
Town Clerk

BBG973

PUBLIC HEARING

Town Hall

3/26/62

9:00 P.M.

Present: Messrs. Frohling, Danko, Northrup, Welchman, Mundt.
Dep. Town Atty. Mr. Walber

RE: APPLIC. OF PRENTICE-HALL FOR CHANGE OF ZONE - (R-1 & RO to M-1)

Mr. Marshall Rooney appeared as attorney for petitioner and explained petition to Board. Premises involved comprise 80 acres of land lying between Routes 59 and 59A West Nyack. Bounded on north by Route 59A; on east by West Nyack Elementary School; south by Route 59 and south of that by Cherry Hill Development. To the west lies Brookhill Subdiv.

The following questions were put to Mr. Rooney by Board.

Q: Do you expect to abandon building in Englewood Cliffs?

A: No.

Q: What are the means of egress and ingress on Route 59 on this property right now?

A: Has to be worked out with Planning Board, Town Board and Dept. of Public Works. They are limiting access, but Prentice-Hall, if application is granted, may be of some help in also attempting to alleviate a condition which presently exists at Cherry Hill.

Mr. Oliver H. Hiester, 21 Isabella Place, Glenrock, N.J. representative of Prentice-Hall, was sworn in by Mr. Mundt. He testified as follows:

Q: What is your position with Prentice-Hall?

A: Vice-president in charge of staff operations, which includes office layout and space planning.

Q: Are you familiar with contract between Prentice-Hall and various people in Rockland County for acquisition of land in this area?

A: I am.

Q: Is this contract subject upon Prentice-Hall obtaining suitable zone of the premises?

A: The decision of the Board of Directors of Prentice-Hall was that the purchase of the land was contingent on a change in the zone.

Q: Can you tell the Board the reasons why Prentice-Hall is contemplating the acquisition of this property?

A: At the present rate of expansion (20% increase in sales each year) we have found that we have outgrown the property which we have in Englewood Cliffs. In a matter of five years we will be completely unable to operate in this area. We will reach a point of saturation before that which forces us to provide for our future by having another location onto which we can expand.

Q: Would you propose some 8-10 structures on the site?

A: This is essentially correct.

Q: Are you contemplating the abandonment of building at Englewood Cliffs?

A: No.

Q: Assuming you acquire the property based upon action of Board, would Prentice-Hall contemplate disposing of any portion of this property to any other corporation, other than corporation held by Prentice-Hall?

A: No.

Q: What type of screening or buffering would you have between the adjacent home-owners and property of Prentice-Hall?

A: We would be willing to rely on Planning Board or Town Board to say it is suitable or adequate. We will conform as to minimum standards required as to buffer zone and also as to road patterns on ingress and egress.

Q: Number of jobs represented by your facility?

A: Since we have moved to Englewood Cliffs Plant, we have added 700 to 800 people. In a 25-30-year period we estimate 5 thousand to 6 thousand people.

Mr. Mundt asked if anyone wished to appear as being in favor of such petition. The following appeared:

Mr. Donald Bayer, 597 Route 59A, W. Nyack

Mr. Anthony Jsinski, Nanuet, N.Y.

Mr. Dean Seifried (Speaking for petition on behalf of Board of Education. Will defray school tax load.)

Mr. Harry Hansen, Rockland Co. Industrial Dev. Comm.

Mr. Francis Knarich, 648 Rt. 59A, Nanuet

Mr. William A. Johnson, 569 Rte. 59A

Mr. A. M. Griffith, Clarkstown Ind. Comm. (Need the industry)

Mr. Martin Bernstein, New City (Taxes and ratables)

Mr. Mundt asked if anyone wished to appear as being against. The following appeared:

Mr. Robert Landry, 168 Foxwood Rd., West Nyack

Presented petition signed by 160 residents from Cherry Hill. In agreement, only if land remains RO. Request they obtain special permit instead.

Mr. Dan Yudell, Brookhill Estates. (Presented petitions signed by residents of Deerpark Estates., Blue Spruce Est., and Brookhill Est.)

Mr. Arthur Gaetzens, 141 Foxwood Rd., Cherry Hill Subdiv. (Wants Master Plan - Board should take moratorium on downzoning.)

Mr. John Karenberg, 8 Brookhill Dr., W. Nyack

Mr. Wolf, West Nyack (Mentioned that St. Regis zoned RO)

Mr. John Tomicki, 2 Elrod Drive, W. Nyack. (Give them variance instead of M-1)

Mr. John Burnside, Brookhill Est.

In rebuttal, Mr. Rooney stated that petition, insofar as roads in the developments to east, there is no intention on the part of Prentice-Hall to use any of those roads.

Mr. Mundt read letter from Palisades Interstate Park stating that they have no objection to downzone.

Mr. Mundt read letter from Rockland County Planning Board disapproving petition.

On resolution by Mr. Welchman, seconded by Mr. Frohling and unanimously adopted, public hearing was closed. Board reserved decision.

Signed,

Anne E. O'Connor
Anne E. O'Connor
Town Clerk

BBG973

TOWN BOARD MEETING
4/9/62

Town Hall

8:00 P.M.

Present: Messrs. Frohling, Danko, Northrup, Welchman, Mundt.
Town Attorney Clifford J. Freund
Dep. Town Attorney Mr. Walber

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

On resolution by Mr. Northrup, seconded by Mr. Frohling and unanimously adopted, minutes of Town Board Meeting and Public Hearing of 3/26/62 were accepted and approved as presented.

Mr. Danko moved the following resolution:

RESOLVED, that time for opening bids for 1½-2 ton Tandem Roller and Trailer be closed and bids received be opened.

Seconded by Mr. Frohling.

All voted yes.

The following bids were received:

CLARKSTOWN EQUIPMENT CO., INC. Rte. 59, Spring Valley, N.Y.	\$2,170.00	
	<u>400.00</u>	Trade-In
	<u>\$1,770.00</u>	Net Price
 RALPH C. HERMAN Marlboro, N.Y.	 \$2,820.00	
	<u>300.00</u>	Trade-In
	<u>\$2,520.00</u>	Net Price

Mr. Frohling moved the following resolution:

RESOLVED, that upon recommendation of the Hwy Supt. bid of Ralph C. Herman, Rte. 9W County Line, Marlboro, N.Y., for 1 new 1½-2 Ton Tandem Roller w/carrying Trailer at a Net Price of \$2,520.00 be accepted.

Seconded by Mr. Danko.

All voted yes.

Town Board signed order setting date of Hearing on application of MAPLEWOOD HEIGHTS SUBDIV. for inclusion in New City-West Nyack Water Supply Dist. 5/14/62-8:15 PM