

3. That if such advance be made, the applicant shall provide or make necessary arrangements to provide such necessary funds, in addition to the advance as may be required to defray the cost of the plan preparation of such public works;

4. The said Supervisor is hereby authorized to furnish such information and take such action as may be necessary to enable the applicant to qualify for the advance;

5. That the officer designated in the preceding paragraph is hereby designated as the authorized representative of the applicant for the purpose of furnishing to the United States such information, data and documents pertaining to the application for an advance as may be required; and otherwise to act as the authorized representative of the applicant in connection with this application.

6. That certified copies of this resolution be included as part of the application for an advance to be submitted to the United States.

Seconded by Mr. Frohling.

On roll call the vote was as follows:

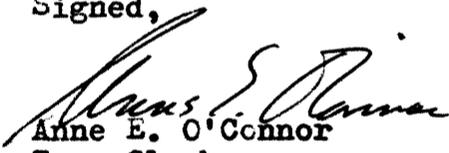
AYES: Messrs. Frohling, Welchman, Mundt.
NOES: None.

No action taken re instructing Nussbaumer, Clarke & Velzy to proceed on design of new lateral districts.

Resolution accepting extension of Sewer District No. 8 will be put on agenda for Special Meeting to be held on 7.29.63.

Resolution authorizing Charles Adams to attend IBM data processing school the weeks of August 5th, August 19th and August 26th, was placed on the Agenda for meeting to be held 7/29/63.

Signed,


Anne E. O'Connor
Town Clerk

SPECIAL TOWN BOARD MEETING
7/29/63

Town Hall

8:00 P.M. E.D.S.T.

Present: Messrs. Frohling, Danko, Welchman, Mundt.
Deputy Town Attorney John Walber
Town Clerk Anne E. O'Connor

Supervisor Mundt called Special Town Board Meeting in session at 8:00 PM., E.D.S.T.

Mr. Welchman moved the following resolution:

RESOLVED, that minutes of four (4) public hearings and regular Town Board meeting held on July 22, 1963, are hereby approved and accepted as submitted by Town Clerk.

Seconded by Mr. Frchling.

All voted yes.

Mr. Schwartz of Swivelier Company, Inc., appeared before Board re assessment. Board requested him to present brief for their consideration.

Town Clerk's regular monthly report; Planning Board report; Zoning Board report; Building Inspector's report for the month of June, 1963, were received and noted by Town Board.

STBM - 7/29/63

Town Board signed order extending Sewer District No. 8 to include Dalewood Homes subdivision.

A petition in this matter for the extension of Sewer District No. 8 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 17th Day of June, 1963, for the hearing of all persons interested in the matter on the 8th day of July, 1963, at 9:15 P.M. EDS Time, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, N.Y. and a hearing by 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 extension as proposed be approved; it is hereby

ORDERED, that the Sewer District No. 8 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 of Clarkstown described as follows:

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, 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 on the easterly line of North Middletown Road at the southwesterly corner of the within described parcel, said point being distant the following four courses and distances from the northerly terminus of an arc with a radius of 25.00 ft. and a length of 45.03 ft. joining the northerly line of Buckingham Road with the easterly line of said North Middletown Road: (1) north 22 degrees 07 minutes 01 second east; a distance of 142.23 ft; (2) north 25 degrees 27 minutes 00 seconds east, a distance of 11.29 ft; (3) north 81 degrees 04 minutes, 18 seconds west, 8.87 ft; and (4) north 25 degrees 16 minutes 10 seconds east, a distance of 62.53 ft; and from said point or place of beginning, running thence along the easterly line of North Middletown Road north 25 degrees 16 minutes 10 seconds east, 273.73 ft to the southwest corner of an excepted parcel, running thence along excepted parcel (1) south 76 degrees 07 minutes 18 seconds east, 111.02 ft; thence (2) north 13 degrees 52 minutes 42 seconds east, 40.00 ft and thence (3) north 76 degrees 07 minutes 18 seconds west, 102.96 ft. to the easterly line of North Middletown Road north 25 degrees 16 minutes 10 second east; 90.59 ft. to the southwest corner of lands now or formerly of Elinor Homes Corp.; thence turning and running along said lands of Elinor Homes Corp. the following three courses and distances: (1) south 71 degrees 39 minutes 38 seconds east, 333.47 ft. to a point; thence (2) south 81 degrees 10 minutes 38 seconds east 797.28 ft. to a point at a corner; and thence (3) still along said lands now or formerly of Elinor Homes Corp. and along lands now or formerly of Keyrouse north 22 degrees 04 minutes 20 seconds

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east through an iron pipe, 266.27 ft. to an iron pipe and lands now or formerly of Ostertag; running thence along said lands of Ostertag north 23 degrees 49 minutes 00 seconds east, 119.83 feet to a point; thence turning and running south 64 degrees 49 minutes 15 seconds east, 119.87 feet to a point; thence turning and running north 34 degrees 40 minutes 45 seconds east, 50.50 feet to a point; thence turning and running south 64 degrees 49 minutes 15 seconds east, through an iron pipe, 247.91 feet to a pipe monument and lands of the Palisades Interstate Parkway thence turning and running the following four courses and distances along said land of the Palisades Interstate Parkway; (1) south 5 degrees 12 minutes 10 seconds west, 282.13 feet to a pipe monument; (2) south 3 degrees 53 minutes 05 seconds east 376.51 feet to a pipe monument, and (3) south 3 degrees 34 minutes 50 seconds west 45.42 feet to a pipe monument at a corner, and thence turning and running (4) north 78 degrees 54 minutes 55 seconds west, 574.27 feet to a point; thence turning and running south 55 degrees 23 minutes west, 59.99 feet to a concrete monument; running thence north 81 degrees 04 minutes 18 seconds west; 157.15 feet to a concrete monument at the northeast corner of Victoria Drive; running thence along the northerly boundary of said Victoria Drive, north 81 degrees 04 minutes 18 seconds west, 50.69 feet to the northwest corner of said Drive; running thence along lands now or formerly of the Nanuet Construction Corp. north 81 degrees 04 minutes 18 seconds west, 576.32 feet to a point; thence turning and running north 13 degrees 52 minutes 42 seconds east, 92.22 feet; thence north 76 degrees 07 minutes 18 seconds west 2.00 feet; thence south 13 degrees 52 minutes 42 seconds west, 32.18 feet to a point; and thence turning and running north 81 degrees 04 minutes 18 seconds west, 414.42 feet to a point on the easterly line of North Middletown Road, at the point or place of beginning.

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 8th day of July, 1963, at 9:15 P.M. EDS Time, to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other action as may be required by law or proper in the premises.

Signed: PAUL F. MUNDT, SUPERVISOR
Philip J. Frohling, Jr., Councilman
Joseph Welchman, Councilman
Stephen Danko, Councilman
Jay D. Northrup, Councilman

Mr. Frohling moved the following resolution:

BE IT RESOLVED, that any easements appurtenant to said Sewer District No. 8 granted by others to the Town of Clarkstown including easements granted or to be granted by the Palisades Interstate Parkway Commission will be accepted by the Town of Clarkstown upon completion of the necessary installations in accordance with the plans and specifications as set forth in the final approval of the subdivision known as Dalewood Homes.

Seconded by Mr. Welchman.

All voted yes.

Town Board signed Order setting date of public hearing to consider Extension of Sewer District #8 to include property of 199 North Main Street Realty Corp. - 8/26/63 - 9:45 P.M., E.D.S.T.

STBM - 7/25/63

In the matter of petition for extension of Sewer District No. 8 to include property of 199 North Main Street Realty Corporation in the Town of Clarkstown Rockland County, New York;

WHEREAS, a written petition, dated July 10, 1963, 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 Sewer District No. 8 in the said Town, to be bounded and described as follows:

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

BEGINNING at a point at the westerly side of the curve connecting the southerly side of Smith Road with the westerly side of North Middletown Road at a Rockland County highway monument; running thence along said curve which has a radius of 38.98 feet on a curve to the right, an arc distance of 60.84 feet to the Southerly end thereof on the westerly side of North Middletown Road.

RUNNING thence along the said North Middletown Road the following courses and distances:

- a - South 13° 58' 00" west 280.30 feet to a Rockland County monument and
- b - South 20° 02' 00" west 388.45 feet.

Running thence north 69° 58' 00" west partly along the land of Maxwell S. Hefter and wife and partly along lands of Marjeff Realty Corporation 584.29 feet to a corner.

THENCE still along land of said Corporation north 20° 02' 00" east 652.62 feet to a point in the southerly side of Smith Road distant 11.05 feet east from a Rockland County highway monument.

THENCE along the southerly side of Smith Road 75° 27' 24" east 514.53 feet to the point or place of BEGINNING.

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 26th day of August, 1963, at 9:45 P.M. E.D.S.T., to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other action as may be required by law or proper in the premises.

Signed: Paul F. Mundt, Supervisor
Philip J. Frohling, Jr., Councilman
Joseph Welchman, Councilman
Stephen Danko, Councilman

Re drainage complaint made by Mr. Thomas McLeod, Stonewall Lane, Congers; Town Engineer will ascertain what is necessary to relieve condition and report to Town Board.

Mr. Welchman moved the following resolution:

RESOLVED, that Building Permit under Sec. 280-A be granted to Edw. Kirkland for property situate on the north side of Roosevelt Avenue, 115 ft. east of Schuyler Road, Central Nyack, N.Y.

Seconded by Mr. Frohling.

All voted yes.

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Mr. Welchman moved the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to transfer \$12,500.00 from Current Surplu-General to Sanitary Fill Project - Two Bay Garage. Seconded by Mr. Frohling. All voted yes.

Re bill from Ditmars in the amount of \$1500.00 for studies of Crangetown and Nanuet Sewers, letter and bill referred to Town Engineer for his approval before payment.

Mr. Frohling moved the following resolution:

WHEREAS, no petition was filed with the Town Clerk concerning General Map and Plan for providing sewage facilities in that portion of the Town covering Lexow and Park Avenues, north of Prospect Avenue in the hamlet of Nanuet (Sewer District #6 Extension) now, therefore, be it

RESOLVED, that the Supervisor be and he is hereby authorized to transfer \$800.00 from Current Surplus - General to Sewer District #6 Extension, and be it

FURTHER RESOLVED, that said amount is to be levied in 1965 Sewer District #6 Extension Budget and returned to the General Fund.

Seconded by Mr. Welchman.

All voted yes.

Mr. Welchman moved the following resolution:

WHEREAS, no petition was filed with the Town Clerk concerning General Map and Plan for providing water facilities in that portion of the town covering Goebel Road north of New City-Congers Road to Route 304 including Sher Construction Corp. Subdiv. Brookside, DeForest and Orchard Road (Goebel Road Water Supply District) now, therefore, be it

RESOLVED, that the Supervisor be and he is hereby authorized to transfer \$250.00 from CURRENT SURPLUS-general to Goebel Road Water Supply District, and be it

FURTHER RESOLVED, that if Goebel Road Water Supply be created that said amount is to be levied in 1965 Goebel Road Water Supply District Budget and returned to General Fund.

Seconded by Mr. Frohling.

All voted yes.

Re attendance of Charles Adams at I.B.M. School, matter was tabled till Fall.

Mr. Danko moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 10th day of June, 1963, provided for a public hearing on the 8th day of July, 1963, at 8:30 P.M., E.D.S.T., to consider the application of Frank W. Lance to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an R-2 district to a C-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 application be DENIED.

Seconded by Mr. Welchman.

All voted yes.

Mr. Danko moved the following resolution:

STBM - 7/29/63

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 17th day of June, 1963, provided for a public hearing on the 8th day of July, 1963, at 8:45 P.M., E.D.S.T., to consider the application of STONY POINT REALTY CORPORATION 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-2 district; and

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

NOW THEREFORE BE IT

RESOLVED, that the application be denied.

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 11th day of February, 1963, provided for a public hearing on the 11th day of March, 1963, at 8:15 P.M., E.S.T., to consider the application of JEROME JOHNSON and KARL F. KIRCHNER to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an R-1 district to a RO district; and

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

NOW THEREFORE BE IT

RESOLVED, that the building zone ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an R-1 district to a RO district, the following described property in the Hamlet of Congers, New York in said Town and is described as follows:

ALL those certain lots, pieces or parcels of land, together with the buildings and improvements thereon erected, situate, lying and being at or near Congers, in the Town of Clarkstown, County of Rockland and State of New York, and bounded and described as follows:

PARCEL I

BEGINNING at a New York State Highway Monument set in the ground in the westerly line of State Highway #5002, known also as Route #303, running thence the following courses and distances:

- 1). North 6°5-'50" west along the westerly line of Route 303, a distance of 211.20 ft. to a point; thence
- 2). North 75°01'40" west through lands now or formerly of Leebert L. Lamborn and along lands now of Interelectronics Corp. a distance of 696.87 ft. to monument set in the ground in the easterly line of lands of A. G. Lamborn, thence
- 3). South 14°58'20" west a distance of 1685.00 ft. (the last 995.00 ft. of which being along the easterly side of Wells Avenue) to a point being the Northeast corner of the intersection of Wells Avenue and Sherwood Road; thence

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- 4). South 75°01'40" east a distance of 175 ft. along the northerly side of Sherwood Road to a point; thence
- 5). South 14°58'20" west a distance of 50 ft. along the eastern terminus of Sherwood Road to a point; thence
- 6). South 75°01'40" east a distance of 809.77 feet partly along lands now or formerly of Carl Low to a point in the westerly line of Route #303; thence
- 7). Along the westerly line of Route 303 the following courses and distances:
 - (a) North 13°02'10" east 694.68 ft. to a monument;
 - (b) North 9°07'50" east 252.10 ft. to a monument;
 - (c) North 3°4-'45" east 264.00 ft. to a monument;
 - (d) North 2°59'05" west 352.21 ft. to the point or place of Beginning.

PARCEL II

BEGINNING at a point in the prolongation of the westerly side of Wells Avenue as shown on map entitled "Congers Estates, Inc., Congers, N.Y. Subdivision Section 1, Scale 1" = 50 feet, May 1929, Reginald W. Wells, Civil Engineer-Surveyor," and filed in this office of the Clerk of the County of Rockland on September 12, 1929 in Box 176, said point being 800 ft. north of a monument located on the westerly side of said Wells Avenue at the northeast corner of Lot 1 Block 21 as shown on said map; running thence north 14°58'20" east 650 feet; thence north 75°01'40" west and at right angles with said last mentioned course 150 feet; thence south 14°58'20" west 650 feet; thence south 75°01'40" east at right angles with said last mentioned course, 150 ft. to the point or place of Beginning.

SUBJECT to Right of Way recorded in deed dated April 29, 1932, and recorded in Liber 338 of Deeds at Page 275.

Being a portion of the premises conveyed by Albert G. Lamborn to Leebert L. Lamborn dated December 9, 1933 and recorded in the Rockland County Clerk's Office on August 18, 1934, in Liber 347 of Deeds at Page 217.

Said parcels containing 38/106 acres.

PARCEL III

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

BEGINNING at a point, said point being the Northwest corner of the intersection of Wells Avenue and Sherwood Road running thence the following courses and distances:

- (1). North 75°01'40" west along the northerly line of Sherwood Road a distance of 300.00 ft; thence
- (2). North 44°46'10" west still along the northerly line of Sherwood Road a distance of 347.31 ft. to the easterly line of Orchard Lane; thence
- (3). North 14°58'20" east along the easterly line of Orchard Lane a distance of 819.99 ft. to the southerly line of Homeward Lane; thence
- (4) South 75°01'40" east along the southerly line of Homeward Lane a distance of 450 ft. to lands of Leebert L. Lamborn; thence
- (5) North 14°58'20" east along the eastern terminus of Homeward Lane a distance of 50 ft; thence
- (6) North 75°01'40" west along the northerly line of Homeward Lane a distance

of 450 feet to the easterly line of Orchard Lane; thence

(7) North $18^{\circ}32'55''$ east along the easterly line of Homeward Lane a distance of 641.25 ft. to lands of A. G. Lamborn; thence

(8) South $75^{\circ}01'40''$ east along lands of A. G. Lamborn a distance of 610 feet to lands of Leebert L. Lamborn; thence

(9) South $14^{\circ}58'20''$ west through lands of Leebert L. Lamborn and along a line being the northerly prolongation of the easterly line of Wells Avenue a distance of 690 feet to the northerly terminus of the easterly line of Wells Avenue; thence

(10) North $75^{\circ}01'40''$ West along the northerly terminus of Wells Avenue a distance of 50 feet; thence

(11) North $14^{\circ}58'20''$ east through lands of Leebert L. Lamborn a distance of 405 feet; thence

(12) North $75^{\circ}01'40''$ west a distance of 150 feet; thence

(13) South $14^{\circ}58'20''$ west a distance of 650 feet; thence

(14) South $75^{\circ}01'40''$ east a distance of 150 feet to the westerly line of Wells Avenue; thence

(15) South $14^{\circ}58'20''$ west along the westerly line of Wells Avenue a distance of 750 ft. to the northerly line of Sherwood Road being the point or place of Beginning.

Said parcel containing 20.35 acres.

Being the premises conveyed in the deed of Albert G. Lamborn by Clara N. Lamborn attorney in fact to Leebert L. Lamborn dated November 14, 1942, and recorded in the Rockland County Clerk's Office on November 16, 1942, in Liber 403 of Deeds, Page 578.

Excepted from the aforesaid parcels I, II and III shall be all that portion thereof as lies on the northerly side of the existing zone line which indicates the southerly side thereof as R1 zoning and the northerly side thereof as R0 zoning.

Seconded by Mr. Danko.

On roll call the vote was as follows:

AYES: Messrs. Frohling, Danko, Welchman
ABSTENTION: Mr. Mundt

Mr. Welchman moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown deems it to be in the public interest to purchase a certain piece of property containing thirteen (13) acres more or less, located on the easterly side of Brewery Road in New City, New York, which said property is generally known as the "French Farms" for its public use; and

WHEREAS, the Town of Clarkstown has reviewed the appraisal of said property of Harry M. Coyle, sworn to on July 5th, 1963; and

WHEREAS, it has also reviewed the appraisal of Leonard Schwall contained in his letter to the Town Board dated July 29, 1963, which appraisal will be furnished to the Town in a more formal affidavit; and

WHEREAS, upon the review of the aforementioned appraisals the Town Board of the Town of Clarkstown has determined that the purchase price of said property of Forty-Five Thousand (\$45,000.00) Dollars is a reasonable one;

NOW THEREFORE BE IT

RESOLVED, that the Town of Clarkstown purchase said property for the sum of Forty-five Thousand (\$45,000.00) Dollars, subject to the approval of a contract of sale by the Town Attorney; and

BE IT FURTHER RESOLVED, that the sum of Four Thousand Five Hundred (\$4,500.00) Dollars be transferred from Current Surplus-General to an account entitled French Farm Account on the day of the execution of the aforementioned contract of sale, and

BE IT FURTHER RESOLVED, that the sum of Forty Thousand Five Hundred (\$40,500.00) Dollars be transferred from the Current Surplus-General to said French Farm Account on the actual date of closing of title; and

BE IT FURTHER RESOLVED, that the Town Attorney be authorized to order a title insurance policy and survey prior to the transfer of title, and

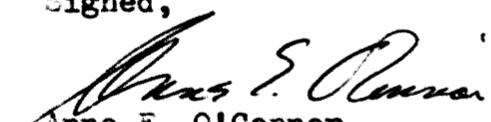
BE IT FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an appropriate contract of sale covering the aforesaid property after approval of same by the Town Attorney as aforesaid.

Seconded by Mr. Frohling.

All voted yes.

On resolution by Mr. Welchman, seconded by Mr. Frohling, and unanimously adopted, Special Town Board meeting was adjourned.

Signed,


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

8/26/63

8:15 PM E.D.S.T.

Present: Messrs. Frohling, Danko, Northrup, Welchman, Mundt.
Town Attorney Clifford J. Freund
Deputy Town Attorney John Walber
Town Clerk Anne E. O'Connor

RE: ZONE CHANGE APPLICATION OF LOUIS SILVER - (R-1 to C-1)

Supervisor Mundt called Public Hearing to order at 8:15 P.M. E.D.S.T.

Town Clerk read Notice of Public Hearing.

Everett Johns appeared as attorney for petitioner and explained petition to Board as follows:

Property 1000' south of intersection of Collyer and Route 304. Grocery across street from property. Approximately 5 acres of land with 994' frontage on Route 304. 1002' frontage in rear. 231' depth.

Area in question was originally 20½ acres. Balance of land now owned by Mr. Silver. Property is right at the apex of new intersection of new 304 and old 304. Property is bound on south by an LS which is known as Larry's Market, and C-2 directly in back of that. Directly across street is non-conforming use operating for some time as tree nursery. Directly to the north, Spring Valley Water, which, although shown residential, is used commercially. (C-1 Eidelberg property on other boundary).

Property surrounded by market, nursery, gas station and Dairy Queen.

Present intended use by petitioner is for C-1 type retail commerce, etc.