

PUBLIC HEARING

Town Hall

9/14/64

8:30 PM

Present: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt
Town Attorney J. Martin Cornell
Deputy Town Attorney Murray Jacobson
Town Clerk Anne E. O'Connor

RE: ZONE CHANGE APPLICATION - HARRY SHAPIRO (RA-1 and R-1 to R-1): Property located on north and south sides of Norfolk Avenue, Congers.

Supervisor Mundt called public hearing to order at 8:30 P.M. Town Clerk read notice of public hearing.

Stuart M. Mitchell, 86 Main Street, Nyack, appeared as attorney for petitioner.

Property part of Old Boston Improvement Subdivision Maps. 250 ft. west of Old Haverstraw Road, Congers. Request being made for rezoning to R-1 to enable development of entire parcel in unity. Other property in very immediate neighborhood of Lake Road 3/4 of a mile. Across from celery farm, north of Bergstol's. Six homes anticipated, by right can now build three.

BOUNDARIES:

To the east - R-1. North and south - part R-1 and part RA-1. To west - continues on to Lake DeForest area.

RESTRICTIVE COVENANT: Will accept covenant to bring road from property out to Old Haverstraw Road.

Property in RA-1: about 5000 square feet; entire parcel 2.68 acres.
Property in R-1: 80,000 square feet.

Petitioner willing to petition for extension of water district.

No witnesses. No further questioning.

IN FAVOR: No one appeared.

OPPOSED: No one appeared.

CORRESPONDENCE:

Rockland County Planning Board: DENIAL: Pending a total zoning study of the area under comprehensive planning study now underway as part of the Master Plan.

Clarkstown Planning Board: DENIAL: There has been no demonstrated need for additional R-1 lands in area which is generally zoned for low-density residential uses. Can be reasonably developed under existing zone.

On motion offered by Councilman Frohling, seconded by Councilman Welchman and unanimously adopted, public hearing was adjourned.

Signed,


Anne E. O'Connor
Town Clerk

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PUBLIC HEARING

Town Hall

9/14/64

8:45 PM

Present: Councilmen Frohling, Holbrook, Danko, Welchman, Supervisor Mundt.
Town Attorney J. Martin Cornell
Deputy Town Attorney Murray Jacobson
Town Clerk Anne E. O'Connor

RE: ZONE CHANGE APPLICATION - ALF C. CLEMENSEN & JENNIE L. CLEMENSEN (RA-1 to R-22)
Property located on north side of Old Middletown Road, New City, N.Y.

Supervisor Mundt declared public hearing in session. Town Clerk read notice of public hearing.

Edward G. Roepe appeared as attorney for petitioner and explained petition to Board as follows:

Four acres north and east of Old Middletown Road. Petition states that under existing zoning, which is RA-1, there would be available three building lots, one of which is the existing home of petitioner. Based on this sketch, there would be six in a \$22,500 zone, but there are only two of the contemplated six lots. The others range from 27,000 sq. ft. to 36,000 sq. ft. Isolated plot. All surrounding areas, with few exceptions, are zoned either R-1 or R-22.

Mr. Clemensen, 75 Old Middletown Road, New City sworn in by Supervisor and testified as follows:

1. Property opposite intersection of old North Middletown Road with Little Ter Road.
Across street from nursery.

Mrs. Clemensen of same address sworn in by Supervisor and stated she is co-owner.

QUESTIONS FROM BOARD: (Answered by Atty Roepe):

ACCESS: There are access roads for every lot except middle one. That has 55 ft. frontage on Old Middletown Road. The five lots, all except the northwest lot, have access from Old North Middletown Road and the corner lot has access from the same lot. The northwest lot has access on Old North Middletown Road.

Zoning immediately to the north originally RA-1(x) and reduced to R-1.

One home there at present, five more will be erected.

No further questions from Board.

IN FAVOR: No one appeared.

OPPOSED: No one appeared.

CORRESPONDENCE:

Rockland County Planning Board: Request reasonable, recommends approval.

Clarkstown Planning Board: Approval; Surrounding development has generally been on lots of 1/2 acre or more; essentially forms the residual portion of an area which has already been developed on these size lots.

On motion made by Councilman Welchman, seconded by Councilman Frohling, and unanimously adopted, public hearing was adjourned.

Signed,


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

9/14/64

9:00 PM

Present: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
Town Attorney J. Martin Cornell
Deputy Town Attorney Murray Jacobson
Town Clerk Anne E. O'Connor

RE: CHANGE OF ZONE APPLICATION : UNGAVA FARMS CORP. (NICK GUTTMAN, INC.) RA#1 to R-22)
Property located on Phillips Hill Road.

Supervisor Mundt called public hearing to order. Town Clerk read notice of public hearing.

Attorney for petitioner: David Coral, Suffern, New York

Petition to rezone a portion of property lying east of Little Tor Road. On the west of these premises, Camp Jawanic and Central School District.

Southwest: property zoned 15,000 square feet.

Northwest: property of The Dells, zoned R-22.

Public sewerage will be brought to the property. Water will also be brought in.

In the smaller lots to the south, no public water, no public sewer. If zone change granted, Sewer District #13, which lies to the northwest, will be extended to include all property and would go into same sewer plant.

Property line to west is not developed at this time. Approximately between 60 to 70 homes contemplated. Immediately to east, RA-1.

QUESTIONS FROM BOARD:

Restrictive covenant: Stage construction agreed to.

Sewers: Homes on south and southwest are not furnished with water lines at present time. Petitioner will not be applying, stating that they have no connection with it at present time. Water would be brought up from the Dells to property line. Re request of residents for sewer service - would depend on capacity of plant and flow.

As to amount of units plant would accommodate besides contemplated homes; attorney for petitioner will furnish reply to Supervisor's office.

Access and Ingress: One on Phillips Hill Road.

School District: Clarkstown Central. School not erected yet. Would be in Street School.

Drainage: In prior petition (R-1) question raised re drainage. Is there any drainage problem here? Attorney Coral: As far as I have been advised, no.

IN FAVOR: No one appeared.

OPPOSED:

1. Mr. E. H. Petersen, 13 Beverly Pl. (a) When will sewer plant be finished and will it be adequate for 60-70 homes contemplated. (b) Does petitioner really own this property. Does he intend to build himself? Opposed.

2. James E. Isbell, Jr., 11 Little Brook Lane: Opposed.

REBUTTAL: (Attorney Coral):

1. Reason for downzone: Economics.

2. Petitioner owns property. Will give sworn testimony to that effect.

3. When sewer plant will be operational (Referred answer to Town Engineer - Town Engineer stated he was told two weeks).

CORRESPONDENCE:

Rockland County Planning Board:

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Deny: Recommends denial for the northerly portion of this property extending from Phillips Hill Road to a depth of 2000 ft. Also recommends that the southerly portion of property, beginning at a point 2000 ft. south of Phillips Hill Road be granted a change of zone to R-22.

Clarkstown Planning Board:

Deny: Would be a substantial change in the character of the area which would not be appropriate at this time.

On motion by Councilman Danko, seconded by Councilman Frohling and unanimously adopted, public hearing was adjourned.

Signed,


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

9/14/64

9:15 PM

Present: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
Town Attorney J. Martin Cornell
Deputy Town Attorney Murray Jacobson
Town Clerk Anne E. O'Connor

RE: ZONE CHANGE APPLICATION: JOEL E. MANDEL, M.D., NEW CITY, N.Y. (R-1 to C-1)
Property located on southeast corner of Laurel Road and Main St., New City.

Supervisor Mundt called public hearing in session. Town Clerk read notice of public hearing.

Martin Hurwitz appeared as attorney for petitioner.

Property covered by petition on southeast corner of Laurel Road and Main St. Present use is for medical office and residence occupied by the petitioner. Approximate area little short of 1.2 acres. Was formerly part of R-1 zone which is east of New City. When new Route 304 comes in, a barrier was formed and made piece of property an island surrounded by roads:

SURROUNDING AREAS: North - Laurel Road
West - Main Street
East and South - New Route 304

Intended use; Medical building for several doctors. Off-street parking. (Presently Dr. Mandel's office and home). Presented rendering of proposed building to Board.

ACCESS: There will be access from Route 304.

PARKING: Will have to meet Building Inspector's requirements.

RESTRICTIVE COVENANT: Medical Building only?

Mr. Hurwitz: It is our intention at present to erect Medical Building. However, will not bind client for future. Covenant agreeable to restrict as to things he would not do: (1) No apartments; (2) No manufacturing - but will not accept restriction for medical building.

Will accept restrictive covenant to C-1 only for purposes of initially constructing medical building. Will be willing to submit plans to Architectural Advisory Board.

No further questions. No witnesses.

IN FAVOR: Mr. Rapping: Owns A & P Shopping Center. Intends to build stores planned by petitioner.

OPPOSED: Hector J. Mariani, 275 S Main St., New City: Owner of business property across from A & P. Pays commercial taxes with hope that property would be utilized in the near future as income producing property. Now have no road coming through it and it is going in back of A & P. Supposed to be non-access road. Business men in New City do not want to expand at present time to lateral streets until warranted.

Objects to anything that would appear to be on the New Route 304 as it is presently placed. In other words, to the right side facing north. Petitioner is not asking for medical building, he is asking for C-1. Would like building to face Main Street.

2. Mr. Paul Bavaro, Deerfield Drive, New City (Tucker Avenue): Objects to C-1. Wait for Master Plan. (Represented Rockland Park Association)

REBUTTAL: (Martin Hurwitz)

1. Building will be two stories - medical building and related uses; x-ray, orthopedic uses; laboratories. Only stores in relation will be put in.

2. Route 304; This is a non access road rather than down to triangle. We do not intend this access.

3. Trees. No intention of destroying trees already on property.

4. Zoning on opposite side of New Route 304 (east side): We are on west side. Route 304 where it meets Laurel, right of way 135 feet to 140 feet in width. Route 304 completely severs business section from homes.

5. Intend to erect separate building. Two stories medical building not attached to present structure. Dr. Mandell will maintain his office on existing structure and have other doctors go into new building.

CORRESPONDENCE:

Rockland County Planning Board.

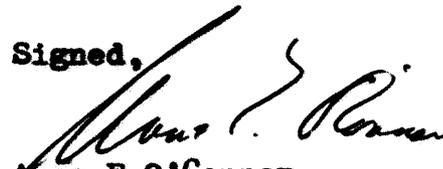
DENIAL: No demonstrated need for additional C-1. Proposed change would create an atmosphere for future changes which might seriously affect an important section of the Town.

Clarkstown Planning Board:

Recommends approval; providing that a covenant be made limiting the uses permitted on the land to physicians and dental offices including related services to the medical or dental professions, such as clinical laboratories. Many of commercial uses permitted in C-1 would not be appropriate. Professional offices would be appropriate to this parcel for which there would be few desirable land uses.

On motion offered by Councilman Danko, seconded by Councilman Holbrook and unanimously adopted, public hearing was adjourned.

Signed,


Anne E O'Connor
Town Clerk

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TOWN BOARD MEETING

Town Hall

9/14/64

8:00 P.M.

Present: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
 Town Attorney J Martin Cornell
 Deputy Town Attorney Murray Jacobson
 Town Clerk Anne E O'Connor

Supervisor Mundt called Town Board meeting to order.

(413) Councilman Frohling moved the following resolution:

RESOLVED, that minutes of seven (7) public hearings and regular Town Board Meeting held on 8/17/64 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Welchman.

All voted yes.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(414) Councilman Danko moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 13th day of April, 1964, provided for a public hearing on the 18th day of May, 1964, at 8:15 P.M., to consider the application of Harvey Realty Corp., to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-22 and SC 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.

Dated: September 14, 1964.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

(415) Councilman Holbrook moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 18th day of May, 1964, provided for a public hearing on the 8th day of June, 1964, at 8:45 P.M., EDT, to consider the application of S.B.DEVELOPMENT CORP., to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-1 district to a R-6 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

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in said notice;

NOW, THEREFORE, be it

RESOLVED, that the application be DENIED.

Dated: September 14, 1964.

Seconded by Councilman Welchman.

On roll call the vote was as follows:

AYES: Councilman Danko, Holbrook, Welchman, Supervisor Mundt.

ABSTENTION: Councilman Frohling

NOES: None

(416) Councilman Welchman moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 8th day of June, 1964, provided for a public hearing on the 13th day of July, 1964, at 9:15 P.M., EDT, to consider the application of GREEN TREE ESTATES, INC., for an amendment to the Zoning Ordinance so as to designate Klein Avenue and two portions of Louise Drive running easterly from the easterly line of Klein Avenue and a prolongation of the said easterly line, in West Nyack, Town of Clarkstown, Rockland County, New York, as commercial streets; 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.

Dated: September 14, 1964.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilman Danko, Holbrook, Welchman, Supervisor Mundt.

ABSTENTION: Councilman Frohling

NOES: None

(417) Councilman Welchman moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 8th day of June, 1964, provided for a public hearing on the 13th day of July, 1964 at 8:45 P.M., EDT, to consider the application of REYMOND BOYD to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-1 and 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.

Dated: September 14, 1964.

Seconded by Councilman Danko.

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On roll call the vote was as follows:

AYES: Councilmen Danko, Holbrook, Welchman, Supervisor Mundt.

ABSTENTION: Councilman Frohling.

NOES: None

(418) Councilman Welchman moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 13th day of July, 1964, provided for a public hearing on the 17th day of August, 1964, at 10:00 P.M. (EDT) to consider the application of JOHN W., MARY A., AND HELEN C. ORANGE, to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R0 district to a C-2 district; and

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

NOW THEREFORE, be it

RESOLVED, that the Building Zone Ordinance of the Town of Clarkstown, be and it hereby is amended by redistricting from an R0 district to a C-2 district, the following described property in the Hamlet of Bardonia, New York, in said Town, and is described as follows:

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

BEGINNING at an iron pipe on the Easterly side of State Highway No. 9005 (Route 304) which point is distant 14.92 feet, on a course of North 9° 04' 30" East, from a concrete monument on the Easterly side of said State Highway No. 9005; running thence along lands now formerly of Brain, South 75° 17' 10" East 514.77 feet to an iron pipe and lands of the State of New York (Thruway); thence along said lands of the State of New York, South 16° 41' 25" West 134.16 feet to an iron pipe and lands now or formerly of Fabris and Bruer; thence along said lands now or formerly of Fabris and Bruer, North 75° 17' 10" West 109.09 feet; thence still along said lands of Fabris and Bruer, South 8° 56' 50" West 45.00 feet to an iron pipe; thence still along the same North 79° 41' 10" West 65.00 feet to an iron pipe; thence still along the same South 9° 17' 50" West 50.00 feet to an iron pipe; thence still along the same North 75° 17' 10" West 120.00 feet to a point on the Easterly side of State Highway No. 9005 (Route 304) marked by a cut in rock; thence along the Easterly side of said State Highway No. 9005, North 8° 26' 55" East 220.08 feet to a concrete monument; thence still along the Easterly side of State Highway No. 9005, North 9° 04' 30" East 14.92 feet to the point or place of beginning.

Dated: September 14, 1964.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(419) Councilman Danko moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 13th day of July, 1964 provided for a public hearing on the 17th day of August, 1964 at 9:30 P.M. (EDT) to consider the application of BENJAMIN CASTRO, to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R0 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 Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an R0 district to a C-1 district, the following described property in the Hamlet of Bardonia, New York, in said Town and is described as follows:

SCHEDULE A

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Bardonia, Rockland County, New York, bounded and described as follows:

BEGINNING at a point or corner formed by the intersection of the northerly line of the New York State Thruway and the westerly line of State Highway No. 9005 (Route No. 304) as the said route is now laid out. Running thence from said point of beginning (1) North 79° 03 (minutes 00 seconds west along the northerly line of said lands of the New York State Thruway 204 feet, more or less, to a point, thence turning and running (2) North 17 degrees 20 minutes 00 seconds east along the line of other lands of Benjamin Castro 244 feet, more or less, to a point in the southerly line of lands now or formerly of McKinnon; thence turning and running (3) south 67 degrees 00 minutes 00 seconds east along the southerly line of said lands now or formerly of Mc Kinnon 204.40 feet to a point in the westerly line of State Highway No. 9005 (Route No. 304) as the said route is now laid out; and thence turning and running (4) south 17 degrees 20 minutes 00 seconds west along the westerly line of State Highway No. 9005 (Route No. 304) as said route is not laid out, 202.50 feet to the point or place of beginning.

Dated: September 14, 1964.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(420) Councilman Welchman moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 15th day of July, 1964, provided for a public hearing on the 17th day of August, 1964, at 9:15 P M EDT, to consider the application of BARDONIA AGRES, 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.

Dated: September 14, 1964.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

(421) Councilman Welchman moved the following resolution:

RESOLVED, that due to the fact that 10/12/64 is a legal holiday, the date of the first regularly scheduled meeting for the month of October be changed from

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10/12/64 to 10/19/64.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

Martin Hurwitz presented his final report in connection with the establishment of Sewer District No. 18.

(422) Councilman Frohling moved the following resolution:

RESOLVED, that the regular Town Board Meeting is hereby adjourned so regularly scheduled public hearing may be held.

Seconded by Councilman Welchman

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(423) Councilman Frohling moved the following resolution:

RESOLVED, that the regular Town Board Meeting be resumed, public hearing scheduled for this evening having been held.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(424) Councilman Welchman moved the following resolution:

WHEREAS, a letter was received from Bernard G. Mameroff, petitioner seeking zone change for The Dells, Inc. to change 145 acres presently zoned R-1 to an R-1 District requesting an adjournment of public hearing which was to be heard 9/14/64 at 8:15 P.M. for an indefinite time, now therefore, be it

RESOLVED, that the application be adjourned without date, and be it

FURTHER RESOLVED, that when and if another public hearing is scheduled, cost of publication be borne by petitioner.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(425) Councilman Holbrook moved the following resolution:

RESOLVED, that decision on zone change application made by Harry Shapiro for RA-1 & R-1 to R-1, be reserved.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

(426) Councilman Welchman moved the following resolution:
RESOLVED, that decision on zone change application made by ALF C. CLEMENSEN & JENNIE L. CLEMENSEN for RA-1 to R-22 be reserved.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(427) Councilman Welchman moved the following resolution:
RESOLVED, that decision on zone change application made by UNGAVA FARMS, CORP., - N. GUTTMAN, INC., RA-1 to R-22 be reserved.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES; Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

(428) Councilman Holbrook moved the following resolution:
RESOLVED, that decision on zone change application made by Joel E. Mandel, M.D., for R-1 to C-1 be reserved.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(429) Councilman Holbrook moved the following resolution:
WHEREAS, the residents of the Hamlet of Congers are highly desirous of having a traffic signal installed at the intersection of Kings Highway and Lake Road, be it
RESOLVED, that the County Highway Superintendent be requested to immediately commence survey required for said installation.

Seconded by Councilman Welchman.

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

Mr. Robert Orth appeared re Colonial Acres drainage ditch. Supervisor instructed Mr. Gerber to check with Building Inspector to see that no building permits are being issued. Supervisor will set up a meeting with Mr. Hall, Mr. Orth to be present, to see if they can proceed with matter.

(430) Councilman Welchman moved the following resolution:
WHEREAS, a written Petition dated July 30, 1964, 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 in the said Town, to be bounded and described as follows:

BEING all of the premises shown and described on a certain subdivision map entitled "Map of Patayne Estates, Town of Clarkstown, Rockland County, New York",

dated November 22, 1963, made by William A Yuda, P.E., and filed in the Rockland County Clerk's office on July 30, 1964 in Book 68 of Maps, at page 58, as Map No. 3258.

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 of the Town of Clarkstown, 10 Maple Avenue, New City, Rockland County, New York, in said Town of Clarkstown, on the 28th day of September, 1964 at 8:15 P.M. 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.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(431) Councilman Danko moved the following resolution:

WHEREAS, ROBERT NELSON & BERNAT NELSON d/b/a ROBERT LEE REALTY CO., has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by redistricting property of the said petitioner described from R-1 (X) district to a C-1 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 19th day of October, 1964 at 8:15 P.M., E.S.T. 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.

Dated: September 14, 1964.

Seconded by Councilman Welchman.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(432) Councilman Danko moved the following resolution:

WHEREAS, a written Petition, dated August 13, 1964, 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:

BEGINNING AT a point in the northerly line of lands now or formerly of Ostertag, said point being distant 372.70' Easterly from the East line of North Middletown Road, as measured along the northerly line of lands of Ostertag on a course of South 58-53-50 East;

RUNNING thence (1) through lands of J. Rinne North 31-06-10 East a

distance of 223.36' to the southerly line of lands now or formerly of Kramer; thence (2) along lands of Kramer south 59-27-25 east a distance of 155' to an old iron pipe in the southeast corner of lands of Kramer, thence; (3) through lands of J. Rinne south 21-02-25 west a distance of 72.56' to the northerly line of a proposed street to be known as Rinne Road; thence (4) along said proposed road north 82-28-40' east a distance of 9'; thence (5) on a curve to the right having a radius of 150' an arc distance of 91.75'; thence (6) north 34-46-00' east a distance of 155.62' to lands of J. Rinne; thence (7) south 49-29-15' east a distance of 234'; thence (8) still along lands of J. Rinne north 66-15-00 east a distance of 300.38' to lands of the Palisades Interstate Parkway; thence (9) along the same south 23-45-00 east a distance of 203.67' to a monument; thence (10) still along lands of the Palisades Interstate Commission south 7-08-10 west a distance of 518.95' to a monument; thence (11) through lands now or formerly of Dalewood Homes and crossing Oakland Place north 64-49-15' west a distance of 377.43' to an iron pipe set in the northerly line of lands of Ostertag; thence (12) along the same north 49-29-15' west a distance of 403.00 to an iron pipe set; thence (13) still along the same north 60-05-36 west a distance of 225.18' to an iron pipe set; thence (14) north 33-44-27 east a distance of 15.00' to an iron pipe set; thence still along lands now or formerly of Ostertag north 58-53-50 west a distance of 52.69' to the beginning point.

Seconded by Councilman Welchman.

All voted yes.

(433) Councilman Holbrook moved the following resolution:

WHEREAS, HOUSES & HOMES, LTD. 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 RA-1 district to a R-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, N.Y. in the said Town of Clarkstown, on the 28th day of September, 1964, at 8:45 P.M., E.D.T., 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 JournalNews 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 Councilman Welchman

All voted yes.

(434) Councilman Welchman moved the following resolution:

WHEREAS, it is proposed that the Town of Clarkstown purchase the following equipment and apparatus: Power Generator - to be leased to Sewer District #4 of the Town of Clarkstown for the use and maintenance of said District at a fair and reasonable yearly rental commensurate with its use by such sewer district, and

WHEREAS, the maximum amount to be proposed to be expended for the acquisition of said equipment is not to exceed the sum of \$5000;

NOW, THEREFORE, BE IT

ORDERED, that a meeting of the Town Board of the Town of Clarkstown shall be held at the Town Hall, 10 Maple Avenue, New City, New York, on the 28th day of

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September, 1964, at 9:00 P.M., E.D.T., to consider the acquisition of said equipment for lease to Sewer District #4 of the Town of Clarkstown 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 acquisition of said equipment and lease to Sewer District #4 of the Town of Clarkstown as may be required by law, pursuant to Section 202-B of the Town Law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in "THE ROCKLAND COUNTY CITIZEN", a newspaper published in New City, New York, the official newspaper of said Town, and post on the sign board of said Town maintained pursuant to subdivision six of section thirty of the Town Law a copy of the Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the designated day for said public hearing as aforesaid.

Seconded by Councilman Frohling.

All voted yes.

(435) Councilman Danko moved the following resolution:

RESOLVED, that the application of MELLEEN & SCHAEFER, INC. for a change of zoning from an RO and R-1 district to an R-2 district, on property located on the east side of Old Haverstraw Road, Congers, 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 Building Zone Ordinance, and also to the Rockland County Planning Board pursuant to the Sections 239L and 239M of the General Municipal Law.

Seconded by Councilman Holbrook.

All voted yes.

(436) Councilman Holbrook moved the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Rosalie Greene, 20 Pascack Road, Spring Valley, N.Y., to the position of Typist at a salary of \$3400 per annum, retroactive and effective as of August 24, 1964.

Seconded by Councilman Frohling.

All voted yes.

(437) Councilman Holbrook moved the following resolution:

RESOLVED, that Rosalie Greene, typist in the Town Clerk's Office, in addition to her duties in said office, work two mornings per week in the Data Processing Office, and that her salary be and it now is set at \$3600.00 per annum, effective September 14, 1964.

Seconded by Councilman Frohling.

All voted yes.

Town Board signed Order setting date of public hearing re Establishment of Sewer District #26 to include property of Congers Lake Homes, Inc.

WHEREAS, a written petition dated June 10, 1964, 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 Sewer District #26 in the said Town, to be bounded and described as follows:

BEGINNING at a point in the easterly line of Gilchrist Road, where the same is intersected by the mutual boundary line between lands of Congers Lake Homes, Inc. and lands now or formerly of Congers Realty Co., Inc. and running thence: (1) south 70-56-40 east along said mutual boundary line, partially along the center line of a stone wall and through an iron bar, a distance of 851' to a point in the westerly line of lands now or formerly of McDonnell; thence (2) south 15-46-00 west along

the mutual boundary line between lands of Congers Lake Homes, Inc. and lands now or formerly of McDonnell and through an old iron pipe, a distance of 357.72' to a point; thence (3) north 71-01-18 west along the mutual boundary line between lands of Congers Lake Homes, Inc., and the subdivision known as Green Hill Estates, a distance of 257.40' to a point; thence (4) north 63-59-23 west, still along the same, a distance of 73' to a point; thence (5) north 59-34-00 west, still along the same, and crossing Gilchrest Road, a distance of 741.45 ft. to a point in the center line of Kill Von Beaste Creek; thence (6) north 44-36-00 east, along the center line of said creek, a distance of 224.59' to a point; thence (7) south 70-56-40 east, partially along the center line of a stone wall and crossing Gilchrest Road, a distance of 89.50' to the point or place of beginning. Containing 6.459 acres.

(438) Councilman Welchman moved the following resolution:

RESOLVED, that upon recommendation of the Town Engineer Bond #617648, Manuet Knolls, Section 4 - Fred W. Rustmann - be released.

Seconded by Councilman Holbrook.

All voted yes.

(439) Councilman Frohling moved the following resolution:

WHEREAS, pursuant to the petition duly executed and filed and after a public hearing duly called and held, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, duly adopted on May 11, 1964, a resolution and order after Public Hearing, determining that it is in the public interest to improve a portion of Dyke's Park Road, in Manuet, in said Town, therein described, in accordance with the specifications required for highways in said Town, and

WHEREAS, the engineers retained by said Town Board have, pursuant to direction of said Board, prepared definite plans and specifications and with the assistance of the attorney retained therefor a proposed contract for the work and have estimated that the cost of such improvement is \$42,000 and it is now necessary and advisable to provide for financing such cost by the issuance of bonds;

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, New York, by the favorable vote of not less than two-thirds of all the members of said Board, as follows:

Section 1. The Town of Clarkstown, in the County of Rockland, New York, hereby authorizes the construction and installation of flexible pavement other than sand and gravel or water bound macadam or penetration process or with penetration or plant mix bottom course and heavy duty bituminous concrete wearing surface on and along Dyke's Park Road, a Town Highway, in Manuet, in said Town of Clarkstown, northerly from Route 59 to the southerly line of land of the New York Thruway, as authorized pursuant to and more particularly described in, the resolution adopted by the Town Board of said Town on May 11, 1964, and hereinabove referred to in the recital thereof, including curbs, gutters, drainage, landscaping and grading and improving of the rights of way and improvements in connection therewith, all in accordance with the map, plan and specifications prepared by Edward P. Arbogast, Engineer. The estimate of the maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$42,000 and the said amount is hereby appropriated therefor. The plan of financing is the issuance of serial bonds of the Town of Clarkstown in the principal amount of \$42,000 and the assessment, levy and collection

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of assessments from the several lots and parcels of land which the Town Board shall deem especially benefited thereby do pay the principal of said bonds and the interest thereon so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 2. To finance the said appropriation, serial bonds of the Town of Clarkstown are hereby authorized to be issued in the principal amount of \$42,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probably usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued within the limitations of 11.00 a 20(b) of said Local Finance Law, is ten (10) years.

(b) Current funds are not required by said Law to be provided prior to the issuance of the bonds authorized by this resolution, or any notes in anticipation thereof.

(c) The proposed maturity of the bonds authorized by this resolution may exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any notes in anticipation thereof shall contain the recital of validity prescribed by 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town of Clarkstown, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town of Clarkstown are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in each year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and pursuant to the provisions of 30.00 relative to the authorization of the issuance of bonds anticipation notes and of 55.00 and 56.00 to 60.00 of said Local Finance Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents and as to the sale and issuance of said bonds and notes, are hereby delegated to the Supervisor as the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of publication of such resolution, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

Seconded by Councilman Welchman.

All voted yes.

(440) Councilman Frohling moved the following resolution:

WHEREAS, pursuant to the petition duly executed and filed after a public hearing duly called and held, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, duly adopted on May 11, 1964, a resolution and order after Public Hearing, determining that it is in the public interest to improve a portion of Dyke's Park Road in Nanuet, in said Town therein described, in accordance with specifications required for highways in said Town; and

WHEREAS, the engineer retained by the Board has, pursuant to direction of said Board, prepared definite plans and specifications, and with the assistance of the attorney retained therefor, a proposed contract for the work, and

WHEREAS, pursuant to Section 171 of the Highway Law there has been received and duly filed with the Town Clerk of the Town of Clarkstown, certification from the Superintendent of Public Works of the State of New York, authorizing that a highway less than three (3) rods in width, to wit, thirty feet in width, be laid out; and

WHEREAS, resolution of the Town Board was approved on September 14, 1964, and publication thereof has been directed to be made in "The County Citizen" authorizing the said improvement appropriating the amount of \$ 42,000 and authorizing the issuance of bonds in said amount to finance said appropriation.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the plans, specifications and proposed contract have been examined and found to comply with the provisions of Section 197 of the Town Law and other pertinent Sections and same are adopted and approved.

2. That the Town Clerk, on behalf of the Town Board, invite sealed proposals for furnishing the material and labor necessary by the publication of a notice at least once in the official newspaper of the Town and in The Journal News, requiring that all persons who shall offer to do said work to file a sealed proposal or offer to do the work and with it a certified check for a sum equal to five percentum of the estimated expense of the improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, in a penal sum equal to five per centum of the estimated expense of the improvement and reserving to the Town Board the right to reject any or all bids.

3. That the Town Clerk shall speedily report to the Board the results of said bidding.

The foregoing Resolution was made by Councilman Frohling seconded by Councilman Welchman, and duly put to a vote or roll call which resulted as follows:

Ayes: Paul F. Mundt
 Martin E Helbrook
 Philip J Frohling, Jr.
 Joseph Welchman

Noes: None

The Resolution was declared unanimously adopted.

(441) Councilman Frohling moved the following resolution:

RESOLVED, that bids for the Improvement of Dykes's Park Road, Nanuet are to be submitted at the Town Clerk's office no later than 5:00 P.M. on October 7, 1964, and be it

FURTHER RESOLVED, that any or all bids received up to and including this time shall be opened on 10/7/64 at 8:05 P.M.

Seconded by Councilman Welchman.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(442) Councilman Frohling moved the following resolution:

RESOLVED, subject to Town acceptance of easements, that Victor Smith, New City, N.Y. is hereby authorized to clear and pave a sidewalk at the Chestnut Grove School at a cost not to exceed \$750.00, and be it

FURTHER RESOLVED, that said amount be transferred from Current Surplus-General to SIDEWALK CONSTRUCTION ACCOUNT-CHESTNUT GROVE SCHOOL.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

Mr. Wein appeared before Board re starting date of sidewalk construction - Bardonia Road. Supervisor Mundt advised him that this will have to be double-checked by Police Department.

Re Alleane Terrace Road dedication: Town Engineer stated that Town needs easement. Highway Superintendent stated that road is alright as far as dedication is concerned. All that is needed is easement (George Hall). Supervisor will call Mrs. Rogers to state results.

Re speed on Bardonia Road, investigation will be made as to possibility of installing "Drive Slowly" signs.

(443) Councilman Frohling moved the following resolution:

RESOLVED, that the following Polling Places be designated for the Qualified Voters to vote at the General Election in the Town of Clarkstown on November 3, 1964:

- District #1 - New City Fire House - New City
- District #2 - Rockland Lake Fire House - Rockland Lake
- District #3 - West Nyack Fire House - West Nyack
- District #4 - Upper Nyack Fire House - Upper Nyack
- District #5 - Nanuet Fire House - Nanuet
- District #6 - Central Nyack Fire House - Central Nyack
- District #7 - St. Paul's Parish Hall - Congers
- District #8 - Valley Cottage Fire House - Valley Cottage
- District #9 - Centenary Methodist Church - New City
- District #10 - Capri Hotel - Spring Valley
- District #11 - Bardonia Elementary School - Bardonia
- District #12 - Nanuet Ambulance Bldg - Nanuet
- District #13 - Park Evangelical Church - New City
- District #14 - Congers Methodist Church - Congers
- District #15 - West Nyack Elementary School - West Nyack

- District #16 - St. Paul's Lutheran Church - New City
 District #17 - Lake Road School - Valley Cottage
 District #18 - Trinity Presbyterian Church - Nanuet
 District #19 - Germonds Presbyterian Church - Nanuet
 District #20 - Central Nyack Fire House - Central Nyack
 District #21 - Taylor's Store, Spring Valley
 District #22 - New City Elementary School - New City
 District #23 - Upper Nyack Elementary School * Upper Nyack
 District #24 - Hillcrest Elementary School - New City
 District #25 - Camp Jawanio - New City
 District #26 - Germonds Presbyterian Church Hall - New City
 District #27 - St. Augustine's School Hall - New City
 District #28 - Birchwood Elementary School - West Nyack
 District #29 - Park Evangelical Free Church - New City
 District #30 - New City Park Club House - New City
 District #31 - West Nyack Free Library - West Nyack
 District #32 - Bardonia Elementary School - Bardonia
 District #33 - George Miller School - West Nyack
 District #34 - West Nyack Elementary School - West Nyack
 District #35 - St. Anthony's School - Nanuet
 District #36 - St. John's Episcopal Church, Stravtown Rd., New City
 District #37 - Camp Jawanio, New City

Seconded by Councilman Holbrook.

All voted yes.

(444) Councilman Holbrook moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown adopted a resolution on April 13, 1964, authorizing and directing the preparation of a general map, plan and report for the establishment of sewer districts in the Hamlets of New City, Central Nyack and Nanuet, and authorizing the Supervisor of the Town of Clarkstown to accept from the United States of America the amount of \$25,750 and said resolution having appropriated said amount for the preparation of said map, plan and report and

WHEREAS, said resolution was adopted subject to a permissive referendum in accordance with Article 7 of the Town Law and the thirty days having elapsed thereafter and no petition for referendum having been filed, and

WHEREAS, an agreement was entered into with the Housing and Home Finance Agency, which was accepted by the Town on May 25, 1964, providing for an advance to be made to the Town of Clarkstown in the amount of \$25,750 to aid the Town in the financing of the cost of preparing plans, map and reports in connection with the proposed lateral sewer districts, and

WHEREAS, the firm of Woodward, Clyde, Scherard and Associates, has proposed to prepare said plans, maps and reports,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute a contract with Woodward, Clyde, Scherard and Associates of 1425 Broad St., Clifton, New Jersey, for the purpose of preparing map, plans and reports in connec-

tion with proposed lateral sewer districts in the Town of Clarkstown designated as the "Second Program of Lateral Districts" including a portion of New City, Central Nyack and Nyack for a price not to exceed \$ 11,750 and the Supervisor is authorized to apply a portion of any advance to be received from the United States of America toward the payments due under said contract with Woodward, Clyde, Scherard and Associates.

Dated September 14, 1964.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(445) Councilman Frohling moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown adopted a resolution on April 13, 1964, authorizing and directing the preparation of a general map, plan and report for the establishment of sewer districts in the Hamlet of New City, Central Nyack and Manuet, and authorizing the Supervisor of the Town of Clarkstown to accept from the United States of America the amount of \$25,750 and said resolution having appropriated said amount for the preparation of said map, plan and report, and

WHEREAS, said resolution was adopted subject to a permissive referendum in accordance with Article 7 of the Town Law and the thirty days having elapsed thereafter and no petition for referendum having been filed, and

WHEREAS, an agreement was entered into with the Housing and Home Finance Agency, which was accepted by the Town on May 25, 1964, providing for an advance to be made to the Town of Clarkstown in the amount of \$25,750 to aid the Town in the financing of the cost of preparing plans, maps and reports in connection with the proposed lateral sewer districts, and

WHEREAS, the firm of Nussbaumer, Clarke & Velsy has proposed to prepare said plans, maps and reports,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute a contract with Nussbaumer, Clarke & Velsy of 500 Fifth Avenue, New York, N.Y. for the purpose of preparing maps, plans and reports in connection with the proposed lateral sewer districts in the Town of Clarkstown designated as the "Second Program of Lateral Districts" including a portion of New City, Central Nyack and Manuet for a price not to exceed \$14,000 and the Supervisor is authorized to apply a portion of any advance to be received from the United States of America toward the payments due under said contract with Nussbaumer, Clarke & Velsy.

Seconded by Councilman Holbrook.

All voted yes.

(446) Councilman Welchman moved the following resolution:

RESOLVED, that the Town Clerk is authorized to sign Hydrant Order and Sketch (Inves. #4120) authorizing Spring Valley Water Company, Inc. to install three hydrants in Congers; one on north side of Patricia Ave., approx. 25' west of west curb line of Kings Hwy; one w/side of Michelle Ave., approx. 25' south

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of the south curb line of Esther Ave., and one on n/side of Patricia Avenue, approx. 24' east of east curb line of Seletta Ave., Congers, and be it

FURTHER RESOLVED, that no charge be made against the district until after 1/1/65.
Seconded by Councilman Holbrook. All voted aye.

(447) Councilman Welchman moved the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign Hydrant Order and Sketch (Inves. #3745) authorizing the Spring Valley Water Company to install five (5) hydrants - three on Wells Ave. and two on Route 303, Congers, and be it

FURTHER RESOLVED, that no charge be made for said installations until after 1/1/65.

Seconded by Councilman Holbrook. All voted aye.

(448) Councilman Welchman moved the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign Hydrant Order and Sketch (Inves. #4529) authorizing Spring Valley Water Company, Inc. to install one hydrant on east side of Route 304, approximately 685' north of center line of Demarest Hill Road, and be it

FURTHER RESOLVED, that no charge be made for said installation until after 1/1/65.

Seconded by Councilman Holbrook. All voted aye.

Town Board signed Police Chief Ernest F. Wiebicke's Public Official's Bond No. B-187624, America Fore Loyalty Group, in the amount of \$1,000, approving it as to form and sufficiency.

John Tomicki appeared before Board representing Rose Road Civic Assoc. with request for School Crossing Guards at (1) west of P.I.P. on Townline Road; (2) east of P.I.P. northbound and (3) corner of Sickletown and Route 59A. Supervisor Muddt informed Mr. Tomicki that he will address letter to Police Department asking for their recommendation. If they so recommend, School Crossing Guards will be placed.

Re sidewalk (Hartshorn Lane) going north off Townline Road. Town Engineer stated that he needs assistance in obtaining easements. Supervisor requested that Town Engineer supply him with persons involved in securing easements, maps, etc.

Mrs. Graviano, 1 mile walk to school. Sidewalk will not help. Requests bussing to and from school. Supervisor informed Mrs. Graviano that bussing is school problem. Supervisor informed Mrs. Graviano that re speed hazard, speed traps will be set. Mb. Tomicki stated that he will havemeeting with School Board to ask for busses.

Re cars parked under viaduct of P.I.P. Highway Supt. stated that not in his jurisdiction. Supervisor will request that P.I.P. put up "NO PARKING" signs and we will enforce.

Supervisor will request reply by the 28th (date of next Town Board meeting) re recommendation on School Crossing Guards. Re sidewalks, Townline Road is going into budget for sidewalks.

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(449) Councilman Frohling moved the following resolution:

RESOLVED, that the Superintendent of Highways be instructed to make improvements as to plans and specifications on file re Freedman Avenue - Pillersdorf and Dos Santos properties.

Seconded by Councilman Holbrook.

All voted yes.

(450) Councilman Holbrook moved the following resolution:

RESOLVED, that Clarkstown Planning Board be authorized to negotiate under Sec. 281 of Town Law in terms of acquiring property to be deeded to the County- The Dells-Section 2E.

Seconded by Councilman Welchman.

All voted yes.

In connection with above: Sewage-Completion or Bond will be seen to by Mr. Guttman. Town Attorney will relay sense of this to Planning Board.

(451) Councilman Frohling moved the following resolution:

RESOLVED, that the Town Engineer is hereby authorized to retain the firm of Harriett Drilling Co. for the construction of a potable water well at the Sanitary Fill site at a total cost of \$995.00, and be it

FURTHER RESOLVED, that said project be completed by October 15, 1964.

Seconded by Councilman Welchman.

All voted yes.

Re Town Engineer's Project Status Report: (1) Baseball Field - Town Engineer to advise prices of top soil; (2) Fairfield Estates (Pileggi) - Town Engineer will draw up a proposal for Town Board's approval.

(452) Councilman Holbrook moved the following resolution:

RESOLVED, that upon recommendation of the Town Engineer, extension to John Arborio, Inc. for completion of sewer work be granted until 9/25/64.

Seconded by Councilman Welchman.

All voted yes.

Re Korvette drainage problem Councilman Frohling to see as to completion of work.

(453) Councilman Welchman moved the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign Hydrant Order and sketch (Inves. No. 4547) authorizing Spring Valley Water Company to install one hydrant on east side of Brookside Ave., 230 ft. north of the center line of Route 303, Congers, and be it

FURTHER RESOLVED, that no charge be made for said installation until after January 1, 1965.

Seconded by Councilman Frohling.

All voted yes.

Street light installations and changes held for 9/28/64 Town Board meeting.

(454) Councilman Welchman moved the following resolution:

In the matter of the petition for the extension of Sanitary Sewer District No. 7 to include property being the center line of Pascack Road, a distance of 845' south from the Ramapo Town Line in the Town of Clarkstown, Rockland County, New York;

A petition in this matter for the extension of the Sanitary Sewer District No. 7 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 7th day of November, 1963, for the

hearing of all persons interested in the matter on the 25th day of November, 1963, at 9:15 P. E.D.S. at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue New City, New York, and a hearing by 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 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 by approved; it is hereby

ORDERED, that Sanitary Sewer Dist. No. 7 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:

BEGINNING at a point in the center line of Pascack Road where said Pascack Road is intersected by the northerly line of the existing sanitary sewer district No. 7, Town of Clarkstown, said center line of Pascack Road being the mid line of the parcel being described, continuing along said center line of Pascack Road as laid out by the Office of the Superintendent of Highways of the County of Rockland and filed in the Office of the County of Rockland, in a northerly direction to the point where the center line of Pascack Road is intersected by the corporation line of the Town of Ramapo for a distance of 845 feet more or less.

Seconded by Councilman Holbrook.

All voted yes.

(455) Councilman Frohling moved the following resolution:

RESOLVED, that the agreement between the Town of Ramapo and the Town of Clarkstown, concerning the transportation of sewage from North Pascack Sewer Dist. Town of Ramapo, through Sewer District #7, Town of Clarkstown, to the sewage disposal plant of the Village of Spring Valley, be executed by the Town of Clarkstown acting on behalf of itself and on behalf of Sewer District #7, Town of Clarkstown, and be it

FURTHER RESOLVED, that Paul F. Mundt, Supervisor of the Town of Clarkstown, is hereby authorized to execute the said agreement on behalf of the Town of Clarkstown and Sewer District #7 of the Town of Clarkstown.

Seconded by Councilman Danko.

All voted yes.

(456) Councilman Welchman moved the following resolution:

RESOLVED, that the agreement between the Town of Clarkstown and Landau Building Corp, regarding construction of a sewer pipeline in Pascack Road connecting a group of residences in Mirror Lake, South Section, Map # 3180, situated in the Town of Ramapo, with Sewer District No. 7, Town of Clarkstown, be executed, and be it

FURTHER RESOLVED, that Paul F. Mundt, Supervisor of the Town of Clarkstown, is hereby authorized to execute the said agreement on behalf of the Town of Clarkstown.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

Town Board signed Order Establishing Sewer District No. 17.

CCC264

-----x
 :
 In the Matter
 of the
 :
 Establishment of Sewer District No. 17
 in the Town of Clarkstown, in the
 County of Rockland, State of New York
 :
 ORDER
 ESTABLISHING
 DISTRICT
 September 14, 1964
 -----x-x

WHEREAS, pursuant to resolution duly adopted, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has caused to be prepared a general map, plan and report relating to the establishment of proposed Sewer District No. 17, in said Town of Clarkstown, which map, plan and report have been made heretofore approved by said Town Board and filed in the office of the Town Clerk, and

WHEREAS, said Town Board determined to proceed with the proposed establishment of said Sewer District No. 17 and the construction of a lateral sewer system therein, consisting of lateral sewers and sub-mains and sub-trunks tributary to the Manuet Sub-trunk and Main-trunk; and

WHEREAS, on March 23, 1964, said Town Board adopted an order reciting (a) a description of the boundaries of said Sewer District No. 17 proposed to be established in a manner sufficient to identify the lands included therein as in a deed of conveyance; (b) the improvements proposed (c) the maximum amount proposed to be expended for such improvements; (d) the proposed method of financing to be employed; (e) the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection; and (f) specifying April 27, 1964 at 8:45 o'clock P.M. (D.S.T.) as the time when, and the Town Hall, 10 Maple Avenue, New City, New York, in said Town, as the place where, said Town Board would meet and hold a public hearing to consider the proposed establishment of said Sewer District No. 17, and construction of such lateral sewer system and to hear all persons interested in the subject thereof, concerning the same; and

WHEREAS, following publication and posting of certified copies of said order pursuant to Section 209 d of the Town Law and after a public hearing duly held by said Town Board at the time and place herein referred to, said Board, by resolution adopted April 27, 1964, determined that (a) the notice of hearing was published and posted as required by law and is otherwise sufficient; (b) that all of the property or property owners within said District proposed to be established are benefited thereby; (c) all of the property or property owners benefited thereby are included within the limits of said District and (d) it is in the public interest to establish said Sewer District No. 17, and approved the establishment of said District, including the necessary easements and lands to be acquired, at a cost not to exceed \$ 1,175,000 and within thirty (30) days thereafter, no petition requesting that the matter be submitted to a referendum of the owners or taxable real property situate in said Sewer District No. 17, as shown upon the latest completed assessment roll of said Town, was

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filed with the Town Clerk of said Town, and

WHEREAS, after submission of an application by said Town Board, the State Comptroller granted permission to establish said Sewer District No. 17 by order dated August 11, 1964 which was duly filed with the Town Clerk of said Town and presented to said Town Board by said Town Clerk at the next meeting held after the said order was filed with said Town Clerk;

now, therefore, be it

ORDERED, that a Sewer District is hereby established in the Town of Clarkstown, to be known as Sewer District No. 17, in the Town of Clarkstown and bounded and described as follows:

ALL the map, block and lot numbers herein mentioned or described refer to the tax maps of the Town of Clarkstown, Rockland County, New York, for the year 1963 on file in the Town Assessor's office located in the Town Hall, 10 Maple Avenue, New City, New York.

EASTERLY BOUNDARY

BEGINNING at a point on the present boundary line between the Town of Clarkstown and Orangetown, which point is the intersection with a line projected southerly from the easterly side of lot 30-A-12; thence northerly along said line to the southeasterly corner of said lot 12; thence continuing northerly along the easterly side of said lot 12, to the northeasterly corner of said lot 12; thence westerly along the northerly side of said lot 12 to the northwesterly corner of said lot 12, which point is on the easterly side of the right of way known as Blauvelt Road; thence northerly along the easterly side of the right of way known as Blauvelt Road, to the southwesterly corner of lot 30-A-13; thence easterly along the southerly side of said lot 13, to the southeasterly corner of said lot 13; thence northerly along the easterly side of said lot 13, to the southeasterly corner of said lot 13; thence northerly along the easterly side of said lot 13, and lot 30-A-11.02 to the northeasterly corner of said lot which point is on the southerly side of lot 30 A 14; thence easterly along the southerly side of said lot 14, to the southeasterly corner of said lot 14; thence northerly along the easterly side of said lot 14, lot 30-A-28.02 and lot 30-A-28, to the northeasterly corner of said lot 28, at the Erie Railroad right of way; thence continuing northerly across the Erie Railroad right of way to the southeasterly corner of lot 30-A-26; thence northwesterly along the southerly side of said lot 26 to the southwesterly corner of said lot 26; thence northerly along the westerly side of said lot 26 and lot 31 A 18, to the southeasterly corner of lot 31 A 10; thence continuing northerly along the easterly side of lots 31-A-9 to 31-B-1, inclusive, to the northeasterly corner of said lot; thence continuing northerly in a straight line across lot 31 A 19, to the southeasterly corner of lot 31 C 14; thence northerly along the easterly side of said lot 14 to the northeasterly corner of said lot 14, at St. Anthony Place; thence northerly across St. Anthony Place to the southeasterly corner of lot 31-C-6; thence continuing northerly along the easterly side of said lot 6 to the northeasterly corner of said lot 6, which is a point on the southerly side of lot 31 C 7; thence easterly along the southerly side of said lot 7 to the southeasterly corner of said lot 7; thence northerly along the easterly side of said lot 7 to the northeasterly corner of said lot 7; thence westerly along the northerly side of said lot 7 to the southeasterly corner of lot 31 C 8; thence northerly along the easterly side of said lot 8, to the northeasterly corner of said lot 8, at Church Street; thence northerly across Church Street, to the southeasterly corner of lot 32 2 B 28; thence continuing northerly along the easterly side of said lot 28 to the northeasterly corner of said lot 28; thence westerly along the northerly side of said lot 28 and lot 32 2 B 29, to the northwesterly corner of said lot 29; which point is on the easterly side of lot 32-2-B-30; thence northerly along the easterly side of said lot 30, to the northeasterly corner of said lot 30, at Van Nostrand Place; thence northwesterly across Van Nostrand Place to the southeasterly corner of lot 32-2-B-43; thence northerly along the easterly side of said lot 43 to the northeasterly corner of said lot 43; thence westerly along the northerly side of said lot 43, to the southeasterly corner of lot 32-2-B-52; thence northerly along the easterly side of said lot 52, to the northeasterly corner of said lot 52, at East Orchard Street; thence northerly across East Orchard Street, to the southeasterly corner of lot 32-2-B-56; thence continuing northerly along the easterly side of said lot 56, to the northeasterly corner of said lot 56, at Charles Street; thence northerly across Charles Street, to the southeasterly corner of lot 32-2-B-65; thence continuing northerly along the easterly side of said

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lot 65, to the northeasterly corner of said lot 65, at Grace Street; thence northerly across Grace Street, to the southeasterly corner of lot 32-2-B-73; thence northerly along the easterly side of said lot 73, to the northeasterly corner of said lot 73, which point is on the southerly side of lot 32-2-B-79; thence easterly along the southerly side of said lot 79, to the southeasterly corner of said lot 79; thence northerly along the easterly side of said lot 79, to the northeasterly corner of said lot 79, at Pierce Street, thence northerly across Pierce Street, to the southeasterly corner of lot 32-2-B-83.02; thence northerly along the easterly side of said lot 83.02 to the northeasterly corner of said lot 83.02, which point is on the southerly side of lot 32-2-B-86; thence easterly along the southerly side of said lot 86, to the southeasterly corner of said lot 86; thence northerly along the easterly side of said lot 86, to the northeasterly corner of said lot 86; thence westerly along the northerly side of said lot 86, to the southeasterly corner of lot 32-2-B-87; thence northerly along the easterly side of said lot 87, to the northeasterly corner of said lot 87 at First Street; thence northerly across First Street, to the southeasterly corner of lot 32-2-B-85.06; thence northerly along the easterly side of said lot 85.06, to the northeasterly corner of said lot 85.06, at Route 59; thence northwesterly along the northerly side of said lot 85.06 and lot 32-2-B-85.01, which is the southerly side of Route 59 right of way to the northwesterly corner of said lot 85.01; thence northerly in a straight line across Route 59 and lots 32-2-B-95 and 96, to the southeasterly corner of lot 32-2-B-97; thence continuing northerly along the easterly side of said lot 97 and lot 32-2-B-98, to the northeasterly corner of said lot 98, at Route 59A; thence northeasterly across Route 59A, to the southeasterly corner of lot 14-A-1.01; thence northerly, westerly and northerly along the easterly side of said lot 2, to the southeasterly corner of lot 14-A-1.01; thence northerly along the easterly side of lot 14-A-1.01 to the northeasterly corner of said lot 1.01, at Palmer Avenue; thence northerly across Palmer Avenue to the southeasterly corner of lot 15-C-3; thence continuing in a northerly direction along the easterly side of lots 15-C-3, 2.01, 2.02 and 1, to the northeasterly corner of lot 15-C-1, which is a point on the southerly side of the New York State Thruway; thence in a northwesterly direction across the New York State Thruway to the southeasterly corner of Lot 15-B-8; thence northerly along the easterly side of said lot 8 to the northeasterly corner of said lot 8, at James Drive; thence northerly across James Drive to the southeasterly corner of lot 15-B-22; thence northerly along the easterly side of said lot 22 to the northeasterly corner of said lot 22, which point is on the southerly side of lot 15-B-15; thence easterly along the southerly side of said lot 15 to the southeasterly corner of said lot 15; thence northerly along the easterly side of lot 15-B-15 to the northeasterly corner of said lot 15, at Ludvigh Road; thence northerly across Ludvigh Road to the southeasterly corner of lot 15-E-12; thence in a generally northerly direction along the easterly side of lots 15-E-2 to 21, inclusive, to the northeasterly corner of said lot 21, at Pigeon Hill Road; thence northerly across Pigeon Hill Road to the southeasterly corner of lot 15-E-59; thence northerly along the easterly side of said lot 59 to the northeasterly corner of said lot 59, which point is on the southerly side of lot 16-1-A-74; thence easterly along the southerly side of lot 16-1-A-74 to the southeasterly corner of lot 16-1-A-73; thence northerly along the easterly side of said lot 73 to the northeasterly side of said lot 73;

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thence westerly along the northerly side of lot 16-1-A-73 to the northwesterly corner of said lot 73, at Terrace Avenue; thence westerly across Terrace Avenue to the northwesterly corner of lot 16-1-80; thence westerly along the northerly side of said lot 80 to the northwesterly corner of said lot 80; thence southerly along the westerly side of lots 16-1-A-80, 79, and 75 to the southwest corner of said lot 75, which is a point on the northerly side of lot 15-E-57; thence westerly along the northerly side of lot 15-E-57 to 54; inclusive, to the northwest corner of said lot 54, at North Middletown Road; thence southwest across North Middletown Road to the northeasterly corner of lot 15-A-2; thence westerly 166 feet and southerly 60 feet along the northerly side of said lot 2, to a point which is on the southerly side of lot 15-D-6; thence southerly in a straight line across lots 15-A-2, 3, and 4 to the northwesterly corner of lot 15-A-5; thence southerly along the westerly side of said lot 5 to the southwest corner of said lot 5, which point is on the northerly side of lot 15-A-7.01; thence westerly and southerly along the sides of said lot 7.01 to the southwest corner of said lot 7.01, which point is on the northerly side of lot 15-A-8; thence westerly along the northerly side of said lot 8 to a point where it intersects the northerly boundary line of the New York State Thruway; thence southerly in a straight line across the New York State Thruway and lot 15-A-10 to the northwesterly corner of lot 15-A-11.02; thence southerly along the westerly side of lots 15-A-11.02; thence southerly along the westerly side of lots 15-A-11.02 and 11.01 to the southwest corner of said lot 11.01, at New Haven Avenue; thence southerly across New Haven Avenue to the northwesterly corner of lot 15-A-11.14; thence continuing in a southerly direction along the westerly side of said lot 11.14 to the southwest corner of said lot 11.14, which point is on the northerly side of lot 14-D-1; thence westerly along the northerly side of lots 14-D-1 and 1.03 to the northwesterly corner of said lot 1.03; thence southerly along the westerly side of lot 14-D-1.03 to the southwest corner of said lot 1.03 at West Palmer Avenue; thence southerly across West Palmer Avenue to the northwesterly corner of lot 14-D-2.01; thence continuing in a southerly direction along the westerly side of said lot 2.01 to the southwest corner of said lot 2.01, which point is on the northerly side of lot 14-D-35; thence westerly along the northerly side of said lot 35 to the northwesterly corner of said lot 35; thence southerly along the westerly side of said lot 35 to the southwest corner of said lot 35, at Fenner Lane; thence southerly across Fenner Lane to the northwesterly corner of lot 14-D-37; thence southerly along the westerly side of said lot 37 to the southwest corner of said lot 37, which point is on the northerly side of lot 14-D-5; thence westerly along

the northerly side of said lot 5 to the northwesterly corner of said lot 5; thence southerly along the westerly side of lot 14-A-5 to 10 inclusive; to the southwesterly corner of said lot 10; thence easterly along the southerly side of said lot 10, to a point on the southerly side of said lot 10, which point is the northwesterly corner of lot 14-D-11; thence southerly along the westerly side of said lot 11, to the southwesterly corner of said lot 11; thence southerly in a straight line across lot 14-D-13 to the southwesterly corner of lot 14-D-14, at Route 59; thence southerly across Route 59 to the northwesterly corner of lot 14-C-1; thence continuing in a southerly direction along the westerly side of lots 14-C-1 to 7, inclusive, to a point on the westerly side of said lot 7, which is the northeasterly corner of lot 14-C-11 and the southeasterly corner of lot 14-C-28; thence westerly along the southerly side of said lot 28, to the southwesterly corner of said lot 28; thence northerly along the westerly side of said lot 28 to a point on the westerly side of said lot 28, which point is the southeasterly corner of lot 14-C-30; thence westerly along the southerly side of said lot 30 to the southwesterly corner of said lot 30, which is a point on the easterly side of lot 14-C-24.01; thence southerly along the easterly side of said lot 24.01 to the southeasterly corner of said lot 24.01 to the southeasterly corner of said lot 24.01; thence westerly along the southerly side of said lot 24.01 to the southwesterly corner of said lot 24.01; thence northwesterly in a straight line across lot 14-C-11, to the southeasterly corner of lot 14-C-26; thence westerly along the southerly side of said lot 26, to the southwesterly corner of said lot 26; thence westerly in a straight line across lot 14-C-11 and the Erie Railroad Right-of Way, to the northeasterly corner of lot 163-B-2; thence westerly along the northerly side of said lot 2, to the northwesterly corner of said lot 2, thence westerly in a straight line across lot 163-B-1, to a point on the easterly side of lot 163-B-1.-1, which point is 255 feet, measured along the easterly side of said lot 1.01 from the Route 59 right of way; thence northwesterly in a straight line across said lot 1.01, to a point on the westerly side of said lot 1.01, which is the southeasterly corner of lot 163-B-30; thence westerly along the southerly side of said lot 30, to the southwesterly corner of said lot 30, which point is on the easterly side of lot 163-B-1.02; thence westerly in a straight line across said lot 1.02, to the southeasterly corner of lot 163-B-29; thence westerly along the southerly side of said lot 29, to the southwesterly corner of said lot 29, which point is on the easterly side of lot 163-B-25; thence northwesterly in a straight line across said lot 25, to a point on the westerly side of said lot 25, which is the northeasterly corner of lot 163-B-25.02;

WESTERLY BOUNDARY

thence southerly along the westerly side of lot 163-B-25 to the southwesterly corner of said lot 25, which is the northwesterly corner of lot 163-B-17; thence continuing southerly along the westerly side of said lot 17, to a point on the westerly side of said lot 17, which point is the northeasterly corner of lot 163-B-16; thence westerly along the northerly side of said lot 16, to the northwesterly corner of said lot 16, at Grandview Avenue; thence continuing westerly across Grandview Avenue, to the northeasterly corner of lot 163-C-14; thence westerly along the northerly side of said lot 14, to the northwesterly corner of said lot 14; thence southerly along the westerly side of said lot 14, to the southwesterly corner of said lot 14; thence continuing southerly in a straight line across lot 163-C-15; to the northwesterly corner of lot 163-C-16; thence southerly along the westerly side of said lot 16, to the southwesterly corner of said lot 16, at Nelson Place; thence southerly across Nelson Place, to the northwesterly corner of lot 163-C-17; thence southerly along the westerly side of said lot 17, to the southwesterly side of said lot 17, which point is on the northerly side of lot 162-E-1.01; thence westerly along the northerly side of said lot 1.01, to the northwesterly corner of said lot 1.01; thence southerly along the westerly side of lots 162-E-1.01, 1, 1.02 to 1.05 inclusive, to the southwesterly corner of said lot 1.05, which point is also the southeasterly corner of lot 162-E-1.06; thence westerly along the southerly side of said lot 1.06 to the southwesterly corner of said lot 1.06, at Edsall Avenue; thence southwesterly across Edsall Avenue to the northeasterly corner of lot 162-E-24; thence westerly along the northerly side of said lot 24 to the northwesterly corner of said lot 24; thence southerly along the westerly side of lots 162-E-24 to 35, inclusive, to the southwesterly corner of said lot 35, at Prospect Avenue; thence southerly across Prospect Avenue to the northwesterly corner of lot 162-D-36; thence continuing in a southerly direction along the westerly side of lots 162-D-36, 33.10, 33.02 to 33.04, inclusive, to the southwesterly corner of said lot 33.04 at Park Lane; thence southwesterly across Park Lane to the northwesterly corner of lot 162-D-33.11, thence southerly along the westerly side of lots 162-D-33.11 and 22 to 31 inclusive, to the southwesterly corner of said lot 31, at Convent Road; thence southerly across Convent Road; thence southerly across Convent Road to the northwesterly corner of lot 161-A-5; thence southerly along the westerly side of said lot 5 to a point 250 feet south of Convent Road; thence easterly across said lot 5 approximately 270 feet to a point which is at a turning point in the present boundary line of existing Lighting District 4; thence easterly along the present boundary line of existing Lighting District 4; thence easterly along the present boundary line of existing Lighting District 4 to a point where it intersects the westerly side of lot 161-A-11; thence southerly and northeasterly along the sides of said lot 11 to the northeasterly corner of said lot 11, at Convent Road; thence northerly across Convent Road to the center line of Convent Road; thence northerly across Convent Road to the centerline of Convent Road; thence easterly along the center line of Convent Road to a point where it intersects the projected easterly side of the New Jersey and New York Railroad right of way; thence southerly along the easterly side of the New Jersey and New York railroad right of way to a point which is the northerly corner of lot 161-A-3; thence southerly along the easterly side of said lot 3 to the southeasterly corner of said lot 3, which point is on the present Clarkstown-Crangetown Town Line;

SOUTHERLY BOUNDARY

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thence easterly, southerly and easterly along the present Clarkstown-Orangetown Town Line to the southeasterly corner of lot 12-A-13; which point is on the present boundary line of Sewer District 4;

thence following the present boundary line of Sewer District 4, to the southeasterly corner of lot 12-A-14.12, which point is on the present Clarkstown-Orangetown Town Line, to a point where the said Town Line intersects a line projected southerly from the easterly side of lot 30-A-12, the point of beginning.

All properties within the boundary described above shall be included in Sewer District 17 with the exception of those properties already forming a part of existing Sewer District 6, which said properties are described as Lots 162-A-33.01 to and including 162-A-33.09 and 162-A-33.11 to and including 162-A-33.31, and also excepting those properties which are about to be added to the said Sewer District 6, which said properties are described as Lots 162-F-2 to and including 162-F-15, 162-G-1 and including 162-G-29, 162-A-22 to and including 162-A-32, and 162-C-14 to and including 162-C-17.

and be it further

ORDERED that a lateral sewer system, including the necessary easements and lands to be acquired, as hereinabove referred to, shall be constructed in said Sewer District No. 17, in the Town of Clarkstown, at a cost not to exceed \$1,173,000, to be assessed, levied and collected from the several lots and parcels of land in said Sewer District No. 17 so much upon and from each as shall be in just proportion to the amount of benefit which the Town Board determine the improvement shall confer upon the same, and the establishment and collection of sewer rents to pay the costs of operation, maintenance and repair, all pursuant to the Town Law, and be it further

ORDERED, that within ten (10) days after adoption of this Order, the Town Clerk shall record with the Clerk of the County of Rockland, and file with the Department of Audit and Control in Albany, New York, copies of said Order certified by said Town Clerk.

Dated: September 14, 1964.

TOWN BOARD OF THE TOWN OF CLARKSTOWN

S/ Paul H Mundt, Supervisor

S/ Philip J Frohling, Jr., Councilman

S/ Martin Holbrook, Councilman

S/ Joseph Welchman, Councilman

S/ Stephen Danko, Councilman

Members of the Town Board of the Town of Clarkstown, in the County of Rockland, New York.

(457) Councilman Holbrook moved the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED SEPTEMBER 14, 1964, AUTHORIZING \$1,173,000 FOR THE CONSTRUCTION OF A LATERAL SEWER SYSTEM IN SEWER DISTRICT NO. 17, IN THE TOWN OF CLARKSTOWN AND AUTHORIZING THE

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ISSUANCE OF \$1, 173,000 SERIAL BCNDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

Recitals

WHEREAS, following preparation of a general map, plan and report for providing a lateral sewer system, including equipment and appurtenances, in a sewer district proposed to be established in the Town of Clarkstown, in the County of Rockland, New York, and after a public hearing duly called and held, the Town Board of said Town of Clarkstown determined, pursuant to resolution duly adopted on April 27, 1964, subject to permissive referendum, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all the property and property owners within said sewer district proposed to be established, are benefitted thereby; that all the property and property owners benefitted are included within the limits of said sewer district; and that the establishment of said sewer district is in the public interest and approved the establishment of said sewer district and the construction of such lateral sewer system, including equipment and appurtenances therein; and

WHEREAS, no petition signed and acknowledged by the owners of taxable real property situate in the proposed Sewer District No. 17, in said Town, as prescribed by 209-e of the Town Law, protesting against said resolution and requesting that said resolution be submitted to the owners of such taxable real property for their approval or disapproval has been filed with the Town Clerk within thirty (30) days after the date of the adoption thereof, or at any other time since said adoption, and

WHEREAS, following due submission of an application by said Town Board, the State Comptroller granted permission to establish said sewer district by order dated August 11, 1964, which order was duly filed with and presented to said Town Board, at its first meeting held after said order was so filed; and

WHEREAS, said Town Board duly adopted an order on September 14, 1964, establishing such sewer district, therein designated Sewer District No. 17, in the Town of Clarkstown, and ordering construction of said lateral sewer system, including equipment and appurtenances, therein at a cost not to exceed \$ 1, 173,000;
now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York, hereby appropriates the amount of \$ 1, 173,000 for construction of a lateral sewer system, including land or rights in land, buildings and

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original furnishings, equipment, machinery and apparatus required, in Sewer District No. 17, in the Town of Clarkstown, all as hereinabove referred to in the recitals of this resolution, and all in accordance with the map plan and estimates prepared by Nussbaumer, Clarke & Velzy, P.E., Consulting Engineers, duly licensed by the State of New York, on file in the office of the Town Clerk and heretofore approved by the Town Board of said Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1, 173,000 and the plan of financing includes the issuance of serial bonds of the Town of Clarkstown in the principal amount of \$ 1, 173,000 and the assessment, levy and collection of assessments on the several lots and parcels of land within the said Sewer District No. 17 to pay the principal of said bonds and the interest thereon so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 2. To finance the said appropriation, serial bonds of the Town of Clarkstown are hereby authorized to be issued in the principal amount of \$ 1, 173,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a 4 of said Local Finance Law, is thirty (30) years.

(b) Current funds are not required by said Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation thereof, pursuant to Section 109.00 d. 3 (i) of said Local Finance Law.

(c) The proposed maturity of the bonds authorized by this resolution may exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and notes shall be general obligations of the Town of Clarkstown, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town of Clarkstown are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and notes and provisions shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of said Local Finance Law, and pursuant to the provisions of Section 50.00 relative to the authorization of the issuance of bond anticipation notes and of Sec. 50.00 and

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Sections 56.00 to 60.00 of said Law, the powers and duties of the Town Board relative to prescribing the terms, form and content and as to the sale and issuance of the bonds hereby authorized and any notes issued in anticipation thereof are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provision of the constitution.

Section 7. This resolution shall take effect immediately.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(458) Councilman Holbrook moved the following resolution:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN IN THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Clarkstown, New York, is hereby directed to publish the foregoing bond resolution, in full, in "THE ROCKLAND COUNTY CITIZEN," a newspaper published in the Town of Clarkstown, New York, and having a general circulation therein, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory Notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilman Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

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(458) Councilman Welchman moved the following resolution:

RESOLVED, that Emily M. Gardineer be appointed to position as Senior Stenographer in Supervisor's office at a salary of \$ 4,464.00 per annum effective September 14, 1964.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

(460) Councilman Welchman moved the following resolution:

RESOLVED, that Camilia Gromack be appointed to position of Senior Stenographer in Supervisor's office at salary of \$ 4,200.00 per annum effective September 14, 1964.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None

Request for additional space made by Building Inspector held for 9/28/64 mtg. meeting.

(461) Councilman Frohling moved the following resolution:

RESOLVED, that on the request of James V Damiani, Chairman of the Clarkstown Recreation Commission, a telephone be installed in his residence in the name of Town of Clarkstown Recreation Commission.

Seconded by Councilman Welchman.

All voted Aye.

(462) Councilman moved the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to transfer from CURRENT SURPLUS-GENERAL to TOWN HALL AND OFFICE RENT, the sum of \$200.00.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

(463) Councilman Holbrook moved the following resolution:

RESOLVED, that Supervisor be authorized to make payment to Nussbaumer, Clarke & Velzy in the amount of \$85.00 for engineering services rendered.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.

NOES: None.

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Monthly Reports from Town Clerk's Office, and Supervisor's Office received and noted by Town Board.

Letter of appreciation addressed to employees in Supervisor's Office by John Moody, Data Processing Manager read and noted by Town Board.

Letter from Town Attorney re Sewer District #25 contacts held for 9/28/64 meeting.

(464) Councilman Holbrook moved the following resolution:

RESOLVED, that the amount of \$500.00 be transferred from CURRENT SURPLUS-GENERAL to CLARKSTOWN RECREATION COMMISSION ACCOUNT.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

(465) Councilman Danko moved the following resolution:

RESOLVED, that James J. Shortal, 138 New York Avenue, Congers, N.Y., be and hereby is permanently appointed to the position of School Crossing Guard, effective October 1, 1964, at a salary of \$6.00 per day and that the Supervisor be authorized to execute the necessary Civil Service form for such appointment.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

(466) Councilman Danko moved the following resolution:

RESOLVED, that E. Gleason, Sr., Congers, N.Y., be appointed to position of School Crossing Guard, effective 10/1/64, at a salary of \$6.00 per day.

Seconded by Councilman Welchman.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

(467) Councilman Welchman moved the following resolution:

RESOLVED, that Kathleen M. Clausz, New City, N.Y., be appointed to position of School Crossing Guard, effective 9/14/64, at a salary of \$6.00 per day or \$5.00 per day, depending on post covered.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

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(468) Councilman Frohling moved the following resolution:

RESOLVED, that Hildegarde C. Friscia, New City, N.Y., be appointed to position of School Crossing Guard effective 9/14/64 at a salary of \$6.00 per day. Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

Letter received from the Nyack Community Ambulance Corps., Inc. inviting Councilmen as guests and judges for their parade to be held on Saturday, 9/19/64. (Copy of letter will be mailed to each Councilman by Town Clerk).

(469) Councilman Danko moved the following resolution:

RESOLVED, that a Petty Cash Fund for the Receiver of Taxes be established, and be it

FURTHER RESOLVED, that the Supervisor be and is hereby authorized to draw a check from CURRENT SURPLUS-GENERAL for the amount of \$300.00 payable to C. Elsie Monneret, Receiver of Taxes.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

(470) Councilman Welchman moved the following resolution:

RESOLVED, that payment to Nussbaumer, Clarke & Velsy be authorized in the amount of \$5,500 for engineering work in relation to the construction of sewer crossings and sewer trunk in relocated State Highway Route 304.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

(471) Councilman Holbrook moved the following resolution:

RESOLVED, that Eugene Schmidt, New City, N.Y., be appointed temporarily as Engineering Aid at an hourly rate of \$1.75, effective 9/16/64 to terminate 2/1/65.

Seconded by Councilman Welchman.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

(472) Councilman Frohling moved the following resolution:

RESOLVED, that Daniel E. Klien, P.E., 23 Jill Drive, West Nyack, N.Y., be appointed to the position of member of the Drainage Commission, effective immediately, to serve without compensation.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

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AYES: Councilmen Frohling, Danko, Holbrook, Welchman, Supervisor Mundt.
NOES: None.

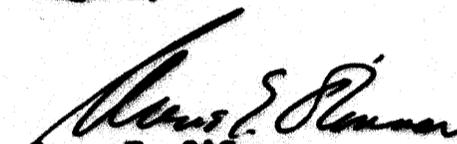
Supervisor Mundt stated that the Police Department will be asked to enforce Sec. 29-3 of Town Ordinances, entitled Peace, Good Order and Safety, which states that it shall be illegal for any minor under sixteen years of age to be on the streets or in any public place between the hours of 10:00 P.M. and 6:00 A.M. during the months of June, July and August, and between the hours of 9:30 P.M. and 6:00 A.M. during the balance of the year, unless accompanied by such legal adult custodian.

Councilman Danko inquired as to status of county sidewalks along Lake Road in Congers, stating that he is receiving complaints because these sidewalks are badly in need of repairs and school children also must use these sidewalks going to school. Supervisor Mundt stated that he will bring up the matter to the Board of Supervisors to put in the budget next year.

Councilman Danko inquired of the Town Attorney as to information regarding the old lunch wagon and the junk yards in Congers. Town Attorney stated that the lunch wagon will be going down in about two weeks. Re junk yard, Town Attorney stated that we will have to take them into Court. He has been in touch with Building Inspector.

On motion made by Councilman Frohling, seconded by Councilman Danko and unanimously adopted, regular Town Board meeting was adjourned to 9/28/64.

Signed,


Anne E. O'Conner
Town Clerk

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