

TOWN BOARD MEETING

Town Hall

4/31/66

2:00 P.M.

Present: Councilmen Holbrook, Brenner, Damiani, Frohling, Supervisor Mundt,
Town Clerk Anne E. O'Connor
Town Attorney Donald S. Tracy
Deputy Town Attorney Murray N. Jacobson
Anne E. O'Connor, Town Clerk

Supervisor Mundt called Town Board meeting to order at 2:00 P.M. commenting that this is the 175th year of the Town of Clarkstown's existence.

(249) Councilman Damiani offered the following resolution:

RESOLVED, that Yolanda C. DiMario, 11 Deerwood Drive, New City N.Y. be appointed to the position of School Crossing Guard at a salary of \$6.00 per day, retroactive to and effective 3/31/66.

Seconded by Councilman Holbrook.

All voted Aye.

Re Route 59: Public Hearing set for April 4, 1966, at 1:15 P.M. at the Town Hall.

(250) Councilman Holbrook offered the following resolution:

RESOLVED, that the amount of \$840.00 be transferred from CURRENT SURPLUS-GENERAL to ASSESSOR'S ACCOUNT FOR AERIAL PHOTOS OF ROUTE 59.

Seconded by Councilman Frohling.

All voted Aye.

Letter received from Mr. Michael A. Oliva, Director of the Rockland County Sanitation Association requesting access to the Clarkstown Sanitary Fill to meet emergency situations, such as scavengers needing additional time for delivery, etc. Supervisor Mundt stated that this request should be denied and will so inform Mr. Oliva.

(251) Councilman Frohling offered the following resolution:

In the matter of the Petition for the Establishment of Sewer District No. 29 to include property of THE DELLS, INC., Bernard Nemeroff and Frances Nemeroff, in the Town of Clarkstown, Rockland County, New York, 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 10th day of January, 1966, for the hearing of all persons interested in the matter on the 14th day of February, 1966, at 8:30 PM Local Time, 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 the said Board having been duly held at such time and place, and it having been duly resolved and determined following such hearing that the petition herein was signed and acknowledged or proved as required by law and otherwise sufficient, that all the property and property owners within the proposed District were benefited thereby, that all property and property owners benefited were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further duly resolved that the creation of such District as proposed be approved; it is hereby

ORDERED, that SEWER DISTRICT NO. 29 of the Town of Clarkstown be established in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town of Clarkstown described as follows:

(See Page 91)

ALL these parcels of land in the Town of Clarkstown, County of Rockland and State of New York, bounded and described as follows:

PARCEL IIIA

BEGINNING at a point on the westerly side of Zukor Road where the same is intersected by the northerly line of land now or formerly of Jacob Siegel;

thence running along said lastmentioned land, south 81° 56' 58" west 339.60 feet to the westerly line of said land now or formerly of Jacob Siegel;

thence running along same, south 9° 38' 00" west 200 feet to land formerly of Zukor now or formerly of The Dells, Inc.;

thence running along said last mentioned land, south 5° 29' 48" east 1213.40 feet to a stone wall and other land formerly of Zukor, now or formerly of The Dells, Inc.;

thence running along said last mentioned land and most of the way along a stone wall, north 85° 01' 10" west 1521.05 feet;

thence continuing along said last mentioned land, north 83° 56' 45" west 206.90 feet to land now or formerly of Roberts;

thence running along said last mentioned land, the following courses and distances:

north 15° 30' 46" east 108.38 feet
 north 3° 33' 46" east 178.50 feet
 north 6° 55' 14" west 65.50 feet
 north 3° 56' 14" west 113.05 feet
 north 5° 50' 46" east 162.20 feet
 north 2° 38' 46" east 100.20 feet
 north 1° 36' 14" west 86.85 feet
 north 6° 32' 14" west 105.45 feet
 north 14° 15' 14" west 58.05 feet
 north 3° 01' 38" east 56.05 feet
 north 1° 56' 46" east 119.70 feet
 north 61° 23' 46" east 23.70 feet
 north 77° 50' 46" east 70 feet
 north 57° 00' 46" east 53.50 feet and
 north 13° 19' 14" west 15 feet to the southerly shore of Lake Lucille;

thence running along said southerly shore of Lake Lucille, the following courses and distances:

north 63° 39' 32" east 20.60 feet
 north 56° 18' 35" east 36.06 feet
 north 40° 43' 56" east 47.51 feet
 north 53° 07' 48" east 15 feet
 north 75° 27' 56" east 27.89 feet

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north 61° 11' 21" east 22.83 feet
 north 7° 07' 30" east 32.25 feet
 north 7° 16' 30" east 47.38 feet
 north 70° 42' 36" east 84.76 feet
 north 56° 18' 35" east 36.06 feet
 north 54° 27' 44" east 86.02 feet
 north 67° 22' 48" east 65 feet
 north 78° 41' 24" east 61.19 feet
 south 74° 21' 28" east 51.92 feet
 south 58° 06' 33" east 53 feet
 north 56° 18' 35" east 54.08 feet
 due east 50 feet
 south 66° 58' 28" east 43.46 feet
 south 88° 21' 48" east 35.01 feet
 north 52° 31' 26" east 37.80 feet
 north 26° 33' 54" east 33.54 feet
 north 45° 00' 00" east 28.28 feet
 north 56° 39' 33" east 45.49 feet and
 north 45° 47' 16" east 26.75 feet to the northerly side of
 Rockland Avenue;

thence running along said northerly side of Rockland Avenue,
 south 88° 47' 07" east 957.98 feet to the westerly side of
 Zukor Road;

thence running along said westerly side of Zukor Road,
 south 1° 31' 52" east 2.30 feet and thence running along
 said westerly side of Zukor Road,
 south 5° 17' 52" east 287.82 feet to the point of beginning.

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PARCEL IIIB

ALL that parcel of land in the Town of Clarkstown, County of Rockland, State of New York, bounded and described as follows:

BEGINNING at a point on the westerly side of Zukor Road where the same is intersected by the northerly line of land now or formerly of Jacob Siegel, being the southeasterly corner of lands now or formerly of Bernard G. and Frances Nemeroff;

thence running along the lands of Nemeroff south $81^{\circ} 56' 58''$ west 339.60 feet to the westerly line of said land now or formerly of Siegel;

thence running along same south $9^{\circ} 38' 00''$ west 200 feet to land now or formerly of The Dells, Inc.;

thence running along said last mentioned land south $5^{\circ} 29' 48''$ east 1,213.40 feet to a stone wall and other land now or formerly of The Dells, Inc.;

thence along lands now or formerly of Nemeroff north $85^{\circ} 01' 10''$ west a distance of 65' to the point or place of beginning of the herein intended to be described parcel of land;

thence running through lands now or formerly of The Dells, Inc. the following courses and distances:

south $0^{\circ} 6' 00''$ west a distance of 102.10 feet
 south $48^{\circ} 38' 40''$ west a distance of 400.28 feet
 south $81^{\circ} 00' 40''$ west a distance of 354.45 feet
 north $84^{\circ} 14' 10''$ west a distance of 597.92 feet
 south $5^{\circ} 32' 10''$ east a distance of 152.74 feet
 south $80^{\circ} 10' 20''$ east a distance of 35.51 feet
 south $24^{\circ} 22' 00''$ east a distance of 153.93 feet
 south $3^{\circ} 53' 10''$ east a distance of 229.48 feet
 south $16^{\circ} 40' 13''$ west a distance of 60.00 feet to lands now or formerly of Rockland County;

thence along a curve to the right having a radius of 184.30 feet a distance of 218.07 feet;

thence north $5^{\circ} 32' 10''$ west a distance of 170.00 feet;

thence north $84^{\circ} 27' 00''$ west a distance of 580.50 feet to a point in the center line of Crum Creek and running thence along said Crum Creek the following courses and distances:

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PARCEL IIIB (Cont'd)

North 8° 05' 10" west a distance of 90 feet
north 2° 24' 50" east a distance of 72 feet

north 15° 30' 35" east a distance of 153.29 feet
north 16° 7' 30" west a distance of 85.00 feet
north 4° 11' 30" east a distance of 294.00 feet
north 57° 51' 10" east a distance of 73.15 feet

thence south 83° 56' 45" east a distance of 318.86 feet;

thence along lands now or formerly of Nemeroff south 85° 01' 10" east a distance of 1456.05 feet to the point or place of beginning.

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PARCEL IV

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

BEGINNING at a point on the easterly line of Zukor Road, said point being distant northerly 1457.52 feet along the easterly line of Zukor Road from the angle formed by the Northerly line of Route 304 with the easterly line of Zukor Road; running thence along a curve curving to the left having a radius of 135.18 feet a distance of 58.64 feet; running thence South $86^{\circ} 35' 25''$ East a distance of 226.01 feet; running thence North $4^{\circ} 27' 06''$ East 182.69 feet; thence South $86^{\circ} 12' 00''$ East 831.10 feet, to the point of beginning of the herein intended to be described parcel of land; thence North $0^{\circ} 44' 10''$ West 3228.36 feet and North $5^{\circ} 53' 10''$ West 1017.18 feet to an iron bar on the southerly side of South Mountain Road at the northeasterly corner of lands of Lott; running thence South $63^{\circ} 20' 40''$ East along the southerly side of South Mountain Road, a distance of 349.15 feet to a Rockland County Highway Monument; thence South $68^{\circ} 55' 35''$ East still along the southerly side of South Mountain Road a distance of 224.35 feet to an iron pipe at the northwesterly corner of lands now or formerly of Dixon; thence South $12^{\circ} 17' 07''$ West along the westerly line of lands of Dixon a distance of 452.02 feet to the center of the Hackensack Creek; thence the following fourteen courses along the center of the Hackensack Creek;

South $4^{\circ} 41' 05''$ East a distance of 25.22 feet;
 South $42^{\circ} 16' 25''$ West a distance of 29.73 feet;
 South $34^{\circ} 41' 40''$ East a distance of 31.62 feet;
 South $80^{\circ} 21' 45''$ East a distance of 53.76 feet;
 North $21^{\circ} 48' 05''$ East a distance of 37.70 feet;
 South $80^{\circ} 20' 25''$ East a distance of 47.68 feet;
 North $51^{\circ} 20' 25''$ East a distance of 38.42 feet;
 South $48^{\circ} 48' 50''$ East a distance of 106.30 feet;
 South $19^{\circ} 47' 55''$ West a distance of 53.14 feet;
 South $45^{\circ} 54' 35''$ West a distance of 44.55 feet;
 South $32^{\circ} 12' 28''$ East a distance of 150.10 feet;
 South $12^{\circ} 25' 33''$ West a distance of 60.42 feet;
 South $58^{\circ} 25' 50''$ East a distance of 97.42 feet;
 North $86^{\circ} 24' 17''$ East a distance of 73.35 feet to the corner of lands of Dixon;

thence North $4^{\circ} 39' 48''$ West along the line of lands of Dixon a distance of 773.70 feet to an iron pipe on the southerly side of South Mountain Road; thence the following five courses along the southerly side of said South Mountain Road:

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PARCEL IV (Cont'd)

South 71° 31' 25" East a distance of 105.52 feet to a Rockland County Highway monument;
 South 64° 24' 55" East a distance of 89.76 feet to a Rockland County Highway monument;
 South 58° 31' 55" East a distance of 164.16 feet to a Rockland County Highway monument;
 South 53° 52' 35" East a distance of 167.00 feet to a Rockland County Highway monument;
 South 50° 42' 45" East a distance of 134.94 feet to the northwesterly corner of lands of G. Deming;

thence South 5° 48' 43" East along the westerly line of lands of Deming 865.00 feet to the center of the Hackensack Creek; thence the following twenty-six courses along the center of said Hackensack Creek:

North 56° 44' 05" East a distance of 59.45 feet;
 South 75° 23' 55" East a distance of 122.97 feet;
 South 30° 47' 50" East a distance of 236.33 feet;
 South 25° 01' 00" West a distance of 49.66 feet;
 North 84° 17' 20" West a distance of 40.20 feet;
 South 62° 52' 45" West a distance of 46.06 feet;
 Due West a distance of 37.00 feet;
 South 32° 44' 05" West a distance of 33.29 feet;
 South 11° 18' 35" East a distance of 30.59 feet;
 Due East a distance of 16.00 feet;
 North 53° 58' 20" East a distance of 13.60 feet;
 South 71° 53' 45" East a distance of 109.42 feet;
 North 39° 33' 35" East a distance of 29.83 feet;
 South 64° 47' 55" East a distance of 18.79 feet;
 South 21° 22' 15" East a distance of 24.70 feet;
 South 57° 46' 15" West a distance of 54.38 feet;
 South 45° 40' 25" West a distance of 60.11 feet;
 North 87° 12' 25" West a distance of 41.05 feet;
 South 50° 18' 05" West a distance of 68.88 feet;
 South 6° 12' 15" East a distance of 46.27 feet;
 South 23° 27' 35" East a distance of 57.78 feet;
 Due East a distance of 24.00 feet;
 North 51° 04' 20" East a distance of 66.84 feet;
 South 70° 20' 45" East a distance of 44.60 feet;
 South 47° 43' 35" East a distance of 29.73 feet;
 South 76° 09' 10" East a distance of 38.82 feet;

thence North 85° 19' 10" East a distance of 55.52 feet to a concrete monument; thence North 82° 24' 15" East a distance of 267.55 feet to a concrete monument; thence South 5° 07' 55" East a distance of 147.13 feet to an old axle; thence North 83° 54' 40" East along a post and wire fence a distance of 700.19 feet to the westerly side of South Mountain Road; thence along the said westerly line of South Mountain Road South 8° 58' 40" East a distance of 75.38 feet to a Rockland County Highway Monument; thence still along the westerly line of South Mountain Road South 13° 40' 50" East a distance

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PARCEL IV (Cont'd)

of 79.44 feet to a Rockland County Monument; thence still along the westerly side of South Mountain Road South 37° 13' 20" East a distance of 52.46 feet to an angle point on the westerly side of South Mountain Road; thence South 60° 17' 20" East a distance of 8.11 feet to a monument on the northerly line of lands now or formerly of Mackey; thence South 78° 30' 35" West along the northerly line of lands of Mackey and Blauvelt a distance of 821.47 feet to the center line of Hackensack Creek; thence along the center line of Hackensack Creek North 75° 57' 50" West a distance of 36.00 feet; thence still along the center line of the Hackensack Creek South 84° 52' 35" West a distance of 145.58 feet to the center line of Demarest Kill; thence the following 42 courses and distances along the center line of said Demarest Kill:

South 12° 00' 40" West a distance of 48.05 feet;
 South 67° 22' 50" West a distance of 65.00 feet;
 South 2° 12' 10" West a distance of 104.08 feet;
 South 60° 42' 30" West a distance of 47.01 feet;
 North 41° 18' 30" West a distance of 43.93 feet;
 South 67° 19' 20" West a distance of 115.42 feet;
 South 1° 50' 50" East a distance of 31.02 feet;
 South 45° 00' 00" East a distance of 25.46 feet;
 North 67° 40' 50" East a distance of 51.35 feet;
 South 80° 13' 05" East a distance of 29.43 feet;
 South 63° 26' 05" East a distance of 29.07 feet;
 South 2° 16' 40" West a distance of 88.07 feet;
 South 9° 59' 45" West a distance of 141.14 feet;
 South 37° 40' 40" West a distance of 127.61 feet;
 South 87° 02' 20" West a distance of 58.08 feet;
 South 70° 20' 45" West a distance of 59.46 feet;
 South 7° 14' 15" West a distance of 63.51 feet;
 South 21° 45' 10" West a distance of 218.56 feet;
 South 9° 36' 20" West a distance of 65.92 feet;
 South 30° 48' 05" East a distance of 60.54 feet;
 South 15° 26' 10" West a distance of 139.01 feet;
 South 14° 14' 15" East a distance of 69.12 feet;
 South 33° 41' 25" East a distance of 72.11 feet;
 South 13° 26' 55" East a distance of 94.59 feet;
 South 61° 47' 00" East a distance of 46.53 feet;
 Due East a distance of 38.00 feet;
 Due South a distance of 84.00 feet;
 South 7° 40' 00" East a distance of 104.94 feet;
 South 5° 17' 25" West a distance of 54.23 feet;
 South 62° 44' 40" East a distance of 37.12 feet;
 South 33° 41' 25" West a distance of 39.66 feet;
 South 73° 36' 40" West a distance of 35.44 feet;
 North 63° 26' 05" West a distance of 38.01 feet;
 South 87° 30' 30" West a distance of 23.02 feet;
 South 19° 15' 00" West a distance of 33.37 feet;

PARCEL IV (Cont'd)

South 12° 49' 10" East a distance of 85.63 feet;
 South 15° 45' 45" West a distance of 128.85 feet;
 South 7° 07' 30" West a distance of 80.62 feet;
 South 4° 45' 50" East a distance of 96.33 feet;
 South 34° 05' 40" West a distance of 78.49 feet;
 South 3° 07' 20" East a distance of 55.08 feet;
 South 34° 35' 30" West a distance of 31.19 feet; thence
 North 86° 40' 40" West along the center line of a stone wall
 and the northerly line of Gibbons a distance of 1088.00 feet
 to a monument; thence along the center line of a stone wall
 North 1° 02' 10" West a distance of 170.91 feet; thence
 North 86° 35' 25" West a distance of 1204.95 feet to a point
 on the easterly side of Zukor Road; thence along the
 easterly side of Zukor Road on a curve to the left having
 a radius of 135.18 feet, a length of 58.64 feet; thence
 easterly on a course of:
 South 86° 35' 25" east a distance of 226.01 feet; Thence,
 North 4° 27' 06" east a distance of 182.69 feet; Thence,
 South 86° 12' 00" east a distance of 831.10 feet to the
 point or place of beginning.

Together with an easement for the installation of
 a sanitary sewer line from the easterly side of Parcel
 IIIA to the westerly side of PARCEL IV which easement
 is for the installation and maintenance of a sanitary
 sewer line as required for the operation of said sewer
 district.

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(252) Councilman Holbrook offered the following resolution:

In the Matter of the Petition for the Extension No. 1 of Sewer District No. 13 to include property of UNGAVA FARMS CORPORATION in the Town of Clarkstown, Rockland County, New York, 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 11th day of January 1965, for the hearing of all persons interested in the matter on the 25th day of January, 1965, at 8:30 P.M. A.S.T. at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, N.Y. and a Hearing by the said Board having been duly held at such time and place, and it having been duly resolved and determined following such hearing that the petition herein was signed and acknowledged or proved as required by law and otherwise sufficient, that all the property and property owners within the proposed extension were benefited thereby, that all property and property owners benefited were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further duly resolved that the creation of such extension as proposed be approved; it is hereby

ORDERED, that SEWER DISTRICT NO. 13 of the Town of Clarkstown, be extended, said Extension to be known as Extension No. 1, in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town of Clarkstown, described as follows:

SCHEDULE A

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

- BEGINNING** at a point in the southerly line of Phillips Hill Road, where the same is intersected by the westerly line of lands now or formerly of Marigliani; and running - - - -
- THENCE (1)** South 2° 57' 35" west and along lands now or formerly of Marigliani, a distance of 600.54 feet to a point; - - - -
- THENCE (2)** on a course south/42° 40' west along lands now or formerly of Gitlin a distance of 107.03 feet to a point; - - - -
- THENCE (3)** south along lands now or formerly of Marie Buckley, 2° 08' 10" west a distance of 363.43 feet to a point; - - - -
- THENCE (4)** still along lands now or formerly of Marie Buckley and on a course south 4° 27' 10" west a distance of 220.47 feet to a point; - - - -
- THENCE (5)** still along lands now or formerly of Marie Buckley and on a course south 5° 24' 50" west a distance of 249.11 feet to a point; - - - -
- THENCE (6)** still along lands now or formerly of Marie Buckley and on a course south 8° 26' 00" west a distance of 201.18 feet to a point; - - - -
- THENCE (7)** still along lands now or formerly of Marie Buckley and on a course south 5° 12' 20" west a distance of 440.82 feet to a point; - - - -
- THENCE (8)** still along lands now or formerly of Marie Buckley and on a course south 0° 00' 50" east a distance of 201.40 feet to a stone wall; - - - -
- THENCE (9)** turning and running along lands now or formerly of Forest Acres, Section 5, and through a stone wall on a course north 85° 15' 34" west a distance of 969 feet to a point;
- THENCE (10)** turning and running along lands now or formerly of Hickory Estates and on a course north 2° 54' 10" east a distance of 308.28 feet to a stone wall; - - - -
- THENCE (11)** running along said stone wall on a course south 86° 11' 20" east a distance of 27.07 feet to a point; - - - -
- THENCE (12)** along another stone wall along lands now or formerly of Huston and on a course north 3° 15' 00" east a distance of 592.92 feet to a point; - - - -
- THENCE (13)** still along said stone wall and along lands now or formerly of Carter and Fox and on a course north 69° 13' 00" east a distance of 1.70 feet to a point; - - - -
- THENCE (14)** still along said stone wall and along lands now or formerly of Carter and Fox and on a course north 3° 18' 30" east a distance of 25.86 feet to an iron pipe; - - - -
- THENCE (15)** turning and running along another stone wall and lands now or formerly of Camp Jawonio on a course south 87° 36' 00" east a distance of 257.02 feet to an iron pipe; --
- THENCE (16)** still along lands now or formerly of Camp Jawonio and on a course north 7° 30' 00" east, through a stone wall, a distance of 1430.90 feet to the southerly line of Phillips Hill Road; - - - -
- THENCE (17)** turning and running along Phillips Hill Road and on a course south 86° 39' 12" east a distance of 578.25 feet to a point marked by a Rockland County Highway monument; -
- THENCE (18)** still along the southerly line of Phillips Hill Road and on a course South 85° 52' 33" east a distance of 21.57 feet to the point or place of beginning.

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(253) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to institute proceedings, as stipulated in Chapter 43 of the Code of the Town of Clarkstown to rectify the violation on premises owned by R.D.R. Land Corporation at Old Haverstraw Road, Congers, New York.

Seconded by Councilman Frohling.

All voted Aye.

(254) Councilman Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, resolution adopted November 9, 1965, rezoned premises owned by UNGAVA FARMS CORPORATION from an RA-1 District to an R-22 District; and

WHEREAS, a restrictive covenant was entered into by Ungava Farms Corporation and the Town of Clarkstown, dated December 1, 1964, and recorded in the Office of the Clerk of the County of Rockland in Liber 786, at Page 743, on the 18th day of January, 1965; and

WHEREAS, by reason of the passage of time and the delay in approving an extension of sewer district and a final subdivision map, the owner has been unable heretofore commence the construction of any one family dwellings; and

WHEREAS, realizing that such delay was inimical to the reasonable interests of the Owner, the Town has agreed to a modification of the covenants contained in the aforesaid declaration dated December 1, 1964, and recorded January 18, 1965, in the Office of the Clerk of the County of Rockland in Liber 786 of Deeds at Page 743;

NOW, THEREFORE, be it

RESOLVED, as follows:

1. Paragraph "Second" of the aforesaid declaration of restrictive covenants, dated December 1, 1964, and recorded on January 18, 1965, in the Rockland County Clerk's Office in Liber 786 of Deeds at Page 743, is hereby modified and amended to read as follows:

"SECOND: UNGAVA FARMS CORP., its successors and assigns, shall build no more than thirty-six homes during the calendar year 1966, on its property located in Phillips Hill Road, Town of Clarkstown, Rockland County, New York, and shall have the right and privilege to build the balance of its homes thereafter."

2. Except as herein modified, each and every covenant contained in the aforesaid declaration of restrictive covenants dated December 1, 1964, and recorded on January 18, 1965, in the Rockland County Clerk's Office in Liber 786 of Deeds at Page 743, shall remain in full force and effect;

and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to sign said amended restrictive covenant on behalf of the Town of Clarkstown.

Seconded by Councilman Frohling,

All voted Aye.

(255) Councilman Frohling offered the following resolution:

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled as follows:

SAMUEL EIDELBERG

Petitioner

- against -

PAUL BAILEY, ASSESSOR and PAUL BAILEY,
PAUL F. MUNDT and PHILIP FROHLING AS
BOARD OF REVIEW and the TOWN OF CLARKSTOWN

-Respondents

To review Assessments made for the Year
1965-1966 against real property of Petitioner
in the Town of Clarkstown

and

WHEREAS, the said SAMUEL EIDELBERG was assessed as of June 1, 1965 for \$175,600 for premises

TBM - 4/20/66 - 2:10 PM

shown on Map 7, Block B, Lot 10.04, and

WHEREAS, as a result of evidence furnished concerning the economic value and the fact that 74% only of this premises is situate in the Town of Clarkstown, it is deemed advisable to compromise this action and set the 1965 assessment at \$150,000;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney be and hereby is authorized to enter into a Stipulation of discontinuing the proceeding known as:

SAMUEL EIDELBERG

Petitioner

- against -

PAUL BAILEY, Assessor, and PAUL BAILEY,
PAUL F. MUNDT and PHILIP FROHLING as
BOARD OF REVIEW and the TOWN OF CLARKSTOWN.

Respondents

To review Assessment made for the year
1965-1966 against real property of
Petitioner in the Town of Clarkstown.

consenting to the entry of FINAL ORDER by Petitioner, correcting and reducing the assessment of Samuel Eidelberg, Petitioner for premises known as Map 7, Block B, Lot 10.04, as of June 1, 1965, from \$175,600 to \$150,000; and that Paul F. Mundt, Supervisor of the Town of Clarkstown, is hereby designated to make application for approval of said settlement, and be it

FURTHER RESOLVED, that any taxes paid by said Petitioner levied on said assessment roll before reduction, shall be proportionately refunded without interest.

Seconded by Councilman Holbrook.

All voted Aye.

Town Board signed Order setting date of public hearing in connection with extension of New City-West Nyack Water Supply District to include various sections in the Town of Clarkstown - 4/20/66-8:45 PM.

In the matter of the Extension of New City-West Nyack Water Supply District for premises in the vicinity of Whitman Street, Van Orden Court, Inwood Drive, Joseph Lane, Rennert Lane, Twin Elms Lane, Tamarac Avenue, Primrose Lane, North Main Street, Teakwood Lane, Gable Road, Buena Vista Road, New Hempstead Road, West Clarkstown Road, Cairnsmuir Lane, Phillips Hill Road, Little Tor Road and Kings Highway.

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly caused to be prepared a general map, plan and report for the extension of the New City-West Nyack Water Supply District in said Town of Clarkstown, which map, plan and report have been duly filed in the office of the Town Clerk of said Town of Clarkstown for public inspection and

WHEREAS, said Town Board has determined to proceed with the extension of said water supply district; and

WHEREAS, said proposed extension of the New City-West Nyack Water Supply District is more particularly bounded and described in Schedule A to O attached hereto and made a part hereof; and

WHEREAS, the maximum amount proposed to be expended for the performance of supplying of services is \$100 annually for each fire hydrant installed, which said amount shall be raised by taxation in the proposed extension of said district pursuant to Town Law;

NOW, THEREFORE, be it

ORDERED, that a meeting of the Town Board of said Town of Clarkstown be held at the Town Hall, 10 Maple Avenue, New City, New York, in said Town, on the 20th day of April, 1966, at 8:45 o'clock PM to consider the proposed extension of said New City-West Nyack Water Supply District as herein referred to, 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 thereto as may be required by law, and be it further

ORDERED, that the Town Clerk publish at least once in THE JOURNAL NEWS, the official newspaper of said Town, and post on the sign board of said Town maintained pursuant to subdivision six of Section 30 of the Town Law and conspicuously in at least five public places within said proposed New City-West Nyack Water Supply District, a copy of this 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 day designated herein for said public hearing as aforesaid.

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(256) Councilman Frohling offered the following resolution:

RESOLVED, that the amount of \$2986.00 be transferred from CURRENT SURPLUS GENERAL to CAPRAL LANE DRAINAGE ACCOUNT.

Seconded by Councilman Holbrook.

All voted Aye.

Councilman Frohling requested Town Attorney to ascertain if Township can be reimbursed when drainage district is formed.

(257) Councilman Holbrook offered the following resolution:

RESOLVED, that the position of SENIOR TYPIST in the Office of the Town Clerk be and the same is hereby created, effective and retroactive to March 28, 1966.

Seconded by Councilman Frohling.

All voted Aye.

(258) Councilman Holbrook offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form appointing Marjorie T. Brooks, 23 Haverstraw Road, Congers, N.Y. provisionally to the position of SENIOR TYPIST in the Town Clerk's Office at a salary of \$3614. per annum, effective 3/28/66.

Seconded by Councilman Frohling.

All voted Aye.

(259) Councilman Holbrook offered the following resolution:

RESOLVED, that the position of ENGINEERING TECHNICIAN, Town Engineer's Office, be and the same is hereby created effective and retroactive to 3/16/66 at a salary of \$5330.00 per annum.

Seconded by Councilman Damiani.

All voted Aye.

(260) Councilman Holbrook offered the following resolution:

RESOLVED, that James Benzie, 258 South Main Street, New City, N.Y. is hereby appointed to the position of Engineering Technician at a salary of \$5330 per annum, retroactive and effective 3/16/66.

Seconded by Councilman Damiani.

All voted Aye.

(261) Councilman Frohling offered the following resolution:

RESOLVED, that the position of Inspector in the Town Engineer's Office be and the same is hereby created effective and retroactive to March 28, 1966 at a salary of \$5070 per annum.

Seconded by Councilman Holbrook.

All voted Aye.

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(262) Councilman Holbrook offered the following resolution:

RESOLVED, that Robert E. Ross, 9 Hillside Avenue, West Nyack, N.Y. be appointed to the position of Inspector at salary of \$5070.00 per annum, retroactive and effective to 3/28/66.

Seconded by Councilman Frohling.

All voted Aye.

Letter received from Murray N. Jacobson, First Deputy Town Attorney, informing Town Board that he attended informational meeting re County Community Development Committee held at the County Office Building, stating further that the Town Attorney's Office will look into various ramifications for the Town on some of the programs put forth at said meeting.

(263) Councilman Holbrook offered the following resolution:

RESOLVED, that James Summers, Highway Avenue, Congers, N.Y. is hereby appointed to position of Custodian of Wells Park, Congers, to commence May 1, 1966 and terminate October 31, 1966, at a salary of \$1.50 per hour.

Seconded by Councilman Frohling.

All voted Aye.

(264) Councilman Holbrook offered the following resolution:

RESOLVED, that the amount of \$250.00 be transferred from CURRENT SURPLUS-GENERAL to PRINTING & ADVERTISING ACCOUNT for the purpose of paying for Tercentennial Ad.

Seconded by Councilman Frohling.

All voted Aye.

(265) Councilman Holbrook offered the following resolution:

RESOLVED, that Seymour Bernstein, 16 Irion Drive, New City, N.Y. is hereby appointed as a member of the New City Hamlet Development Board effective immediately, to fill the vacancy caused by the resignation of Merton Rawson, to serve without compensation.

Seconded by Councilman Damiani.

All voted Aye.

(266) Councilman Damiani offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the furnishing of fill and grading and seeding of same at the Clarkstown Sanitary Fill in connection with Town Recreation program.

Seconded by Councilman Brenner.

All voted Aye.

Mr. John Tomicki appeared before Town Board re incinerator and garbage removal in commercial areas, suggesting a separately contained structure with door/ Mr. Tomicki was instructed to address letter to committee, copies to the Town Board, in this connection.

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Mr. George Hall submitted check in the amount of \$800 (representing 10% of purchase price) for property owned by the Town located on the east side of Western Highway in West Nyack. Messrs. Zollendeck and Seeger were asked by the Supervisor to determine whether or not the Town might have ultimate use for this property and to submit appraisal. Mr. Zollendeck was asked to contact Mr. Hall not later than 4/20/66.

Re request for two school crossing guards at the Palisades Interstate Park overpass, Chief of Police Ernest F. Wiebicke did not deem necessary.

(267) Councilman Frohling offered the following resolution:

RESOLVED, that the application of Seymour D. Gurlits, Ronald Beckerle and Jean Guterl for a change of zoning from LS, C-2, M-1 & RO to R-2 be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance and also to the Rockland County Planning Board pursuant to Sections 239-1 and 239-2 of the General Municipal Law.

Seconded by Councilman Holbrook.

All voted Aye.

Resolution authorizing Supervisor to execute two sewer agreements re Sewer District No. 30 (Reyville Estates, Sec. 2.) tabled for future meeting.

(268) Councilman Damiani offered the following resolution:

RESOLVED, that in compliance with request made by the Clarkstown Planning Board for an extension of time to 60 days for recommendations on zone change applications submitted to them by the Town Board, that time be extended for the following:

Isaac Cesla - (R-1 & R-2 to C-1)
 Eagle Day Camp, Inc. - (R-1 & R-2 to C-1)
 George B. Miller (Congers) - (R-1 & R-2 to C-1)
 Brent & Phillips, Nanuet - (R-1 & C-2 to C-1)
 Pascack Motel, Inc. - (M-1 to C-2)
 Congers Shopping Center - (LS to C-2)

Seconded by Councilman Holbrook.

All voted Aye.

(269) Councilman Damiani offered the following resolution:

WHEREAS, Parkside Homes, Inc. desired the Planning Board of the Town of Clarkstown to approve a subdivision map entitled "Subdivision of Property of Reyville Estates, Sec. 2, Town of Clarkstown, Rockland County, N.Y." dated September 18, 1964, and revised January 11, 1965, and June 30, 1965, made by Barbour, Jost and Boswell, and

WHEREAS, said Parkside Homes, Inc. in order to induce the Planning Board to approve said subdivision plat, designated an area "To be Gratuitously Conveyed to the Town of Clarkstown for Park Purposes", and

WHEREAS, said Parkside Homes, Inc. executed an agreement agreeing to improve and convey said park site to the Town of Clarkstown, and

WHEREAS, the Planning Board of the Town of Clarkstown has approved the subdivision map of Reyville Estates, Sec. 2;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown execute the said agreement guaranteeing the improvement and conveyance of the said park site gratuitously to the Town of Clarkstown, and be it

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

Seconded by Councilman Holbrook.

All voted Aye.

(270) Councilman Holbrook offered the following resolution:

RESOLVED, that Orange and Rockland Utilities, Inc. be authorized to install street lights in New City and Congers areas at total cost of \$1091.28.

Seconded by Councilman Brenner.

All voted Aye.

Re survey made in connection with street lights on Red Hill Road, matter referred to Councilman Holbrook for his recommendations. (Survey response cards filed in Town Clerk's Office.)

Re recommendation made by Charles Furst, Commissioner of Elections, for splitting of Election District #14 (Congers); Supervisor Mundt will write to respective chairmen concerning same.

(271) Councilman Frohling offered the following resolution:

WHEREAS, Charles Roth, Custodian of Voting Machines for the Town of Clarkstown has resigned, and

WHEREAS, a vacancy exists in that position due to said resignation,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown recommends to the Election Commissioners of the County of Rockland the appointment of Harold Roth, 9 Will Rogers Lane, Nanuet, to fill this vacancy.

Seconded by Councilman Holbrook.

All voted Aye.

(272) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to transfer from CURRENT SURPLUS-GENERAL to TOWN HALL REPAIRS the sum of \$2717.20.

Seconded by Councilman Holbrook.

All voted Aye.

Letter received from William J. Stein, Chairman of the Clarkstown Drainage Commission re Salem Road Drainage, recommending that Town Board request Nussbaumer, Clarke & Velzy to submit proposal for engineering surveys for cost evaluation of said drainage problems by April 4, 1966. Matter referred to the Town Engineer.

Matter of signing of contract with Village of Nyack (hydrant rents) tabled for April 6th meeting.

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(273) Councilman Holbrook offered the following resolution:

RESOLVED, that Walter B. Rose, 52 South Conger Avenue, Congers, be appointed a member of the ADVISORY TRAFFIC SAFETY COMMITTEE effective immediately to serve without compensation.

Seconded by Councilman Damiani

All voted Aye.

(274) Councilman Damiani offered the following resolution:

RESOLVED, that the Town Board of the Town of Clarkstown wishes to go on record as endorsing Senate Int. 4178, Pr. 4384 re apportionment to enable County Boards of Supervisors to reapportion their bodies in compliance with court one man-one vote mandates; and be it

FURTHER RESOLVED, that the Town Clerk notify the Governor, Assemblymen, Senator and the Hon. Nathan Proller, Chairman of Senate Towns and Counties Committee of the Association of Towns of the State of New York of such endorsement.

Seconded by Councilman Holbrook.

All voted Aye.

Re dumping along sides of Town roads, Supervisor suggested than analysis and report be submitted to the Town Board by the Highway Superintendent at a subsequent meeting stating cost of hiring person with truck to insure cleanliness of Town roads. Highway Superintendent informed Board that 14 boys from BOCES have been hired to do this work during Easter Week. More permanent arrangement will be discussed at future date; Supervisor suggested this be a budgeted item.

(275) Councilman Holbrook offered the following resolution:

RESOLVED, that Fannie V. V. Anderson be authorized to receive refunds for overpayment of 1965 and 1966 State and County taxes in amounts of \$20.78 and \$19.10 respectively.

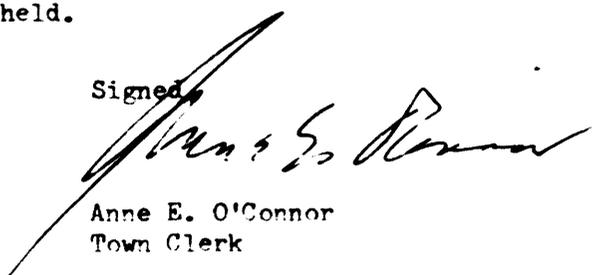
Seconded by Councilman Brenner.

All voted Aye.

At request of Councilman Brenner, Chief of Police was requested to look into matter of accumulation of trash in Korvette Shopping area.

On resolution offered by Councilman Brenner, seconded by Councilman Damiani and unanimously adopted, regular Town Board meeting was adjourned until 4/6/66 at 8:00 P.M. at which time next regularly scheduled Town Board meeting will be held.

Signed


Anne E. O'Connor
Town Clerk