

TOWN BOARD MEETING

Town Hall

6/15/66

8:00 P.M.

Present: Councilman Holbrook, Brenner, Damiani, Frohling, Supervisor Mundt.
Town Attorney Donald S. Tracy
Deputy Town Attorney Neal Hirshfeld
Town Clerk Anne E. O'Connor

Supervisor Mundt called Town Board Meeting to order.

(439) Councilman Frohling offered the following resolution:

RESOLVED, that minutes of Town Board Meetings held on 5/31/66 at 2:00 P.M.; and minutes of Town Board Meeting held on 6/1/66 at 8:00 P.M. are hereby approved and accepted with three changes as submitted by Councilman Brenner.

Seconded by Councilman Holbrook.

All voted Aye

(440) Councilman Frohling offered the following resolution:

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, (herein called "Town"), is hereby authorized to construct and install surface drainage sewer facilities consisting of mains, receivers, catch basins, manholes and appurtenances thereto in public streets or portions thereof and easements or other rights in land acquired or to be acquired therefor, in the Town, including original equipment, machinery and apparatus required therefor, all in accordance with plans and specifications to be prepared by the Town Engineers, filed in the office of the Town Clerk and approved by the Town Board of the Town. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$110,000 and the said amount is hereby appropriated therefor. The plan of financing is the issuance of \$110,000 serial

-2-

bonds to finance said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon.

Section 2. Serial bonds in the principal amount of \$110,000, of the Town, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

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

(a) The period of probable usefulness of the class of objects or purposes for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is thirty (30) years, but the maturity of said bonds shall not exceed fifteen (15) years.

(b) Current funds are not required by the Law to be provided as a down payment prior to the making of expenditures from the proceeds of said bonds herein authorized or any bond anticipation notes in anticipation of the sale of said bonds or from a fund into which the proceeds of said bonds or such bond anticipation notes are paid, pursuant to the provisions of Section 107.00 d. 4 of the Law.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, 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 are hereby irrevocably

CCG660

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 and any notes in anticipation thereof 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 the Law, and pursuant to the provisions of Section 30.00 and §50.00 and §§56.00 to 60.00 of said 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 the bonds and any notes issued in anticipation of said bonds, 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 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 provisions of the constitution.

Section 7. This resolution shall take effect thirty (30) days after its adoption unless within thirty (30) days after its adoption there shall be filed with the Town Clerk, in accordance with Article 7 of the Town Law, a petition signed and acknowledged by electors of the Town of the number required by law, qualified to vote upon a proposition to raise and expend money, protesting against this resolution and requesting that it be submitted to the

electors of the Town for their approval or disapproval, in which case this resolution shall take effect when approved by the affirmative vote of a majority of the qualified electors of the Town voting upon a proposition for its approval at a referendum held in accordance with the Town Law.

* * *

The adoption of the foregoing resolution was seconded by *Municipal Councilman Damiani* and duly put to a vote on roll call, which resulted as follows:

AYES: H-F-D-B-M

Supervisor Mundt, Councilmen Holbrook, Frohling, Damiani and Brenner

NOES: None *Man?*

The resolution was declared unanimously adopted.

* * *

Councilman Frohling offered the following resolution and moved its adoption:

CCG660

(441) Councilman Frohling offered 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, in the County of Rockland, New York, shall, within ten (10) days after the adoption of the resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted June 15, 1966, authorizing construction and installation of surface drainage sewer facilities and appurtenances thereto in parts of said Town, stating the estimated maximum cost of said class of objects or purposes is \$110,000, appropriating said amount therefor and authorizing the issuance of \$110,000 serial bonds to finance said appropriation,"

duly adopted by the Town Board of said Town on the date therein referred to, cause to be published at least once in "THE JOURNAL NEWS," a newspaper published in Nyack, New York, and the official newspaper of the Town, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five other public places in the Town, a Notice which shall set forth the date of adoption of the foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Seconded by Councilman Damiani.

All voted Aye.

(442) Councilman Holbrook offered the following resolution:

RESOLVED, that the Engineering Firm, Charles R. Velzy, Inc., 60 S. Main St. New City, New York, is hereby authorized to proceed immediately with final engineering relating to East Street Drainage.

Seconded by Councilman Frohling.

All voted Aye.

(443) Councilman Brenner offered the following resolution:

RESOLVED, that time for receiving bids for the furnishing of voting machines is hereby closed and that bids received up to and including this time are hereby ordered opened.

Seconded by Councilman Frohling.

All voted Aye.

The following bid was received:

AUTOMATIC VOTING MACHINE DIV.
Jamestown, N. Y.

Ten (10) Automatic Voting Machines of the 9-party row, 30 office column size, manually operated, NYS type equipped with printed return mechanism @ \$1726 each	\$17,260.00
Less allowance of fifty (\$50.00) dollars on each of Ten (10) obsolete machines to be traded in by the Town	- 500.00
	16,760.00
NET BID	16,760.00

(444) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to purchase ten (10) voting machines from Automatic Voting Machine Division of Jamestown, N.Y., at a net cost of \$16,760, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to sign contract for the purchase of same.

Seconded by Councilman Frohling.

All voted Aye.

(445) RESOLVED, that Public Hearing Re: Proposed Amendment to Zoning Ordinance (site review) be reset for 6/30/66 at 2:15 P.M.

Seconded by Councilman Holbrook.

All voted Aye.

Mr. Robert Elliott, 280 Germonds Rd., W. Nyack, appeared before Board (representing Home Owners Committee) requesting a continuance on a Zoning Board of Appeals hearing held on 6/6/66 to present facts and to be represented by legal counsel. Supervisor advised Mr. Elliott that the T.B. cannot reverse a decision of the Zoning Board of Appeals. (Art. 78 proceeding only technical method by which a decision can be reversed). He also informed Mr. Elliott that letters will be turned over to W. Reginald Herdman, Chairman of the Zoning Board of Appeals, and that if there is any method by which he can re-schedule a hearing to get all the facts in, it will be done.

(446) Councilman Damiani offered the following resolution:

RESOLVED, that the regular meeting of the Town Board be adjourned in order to hold Clarkstown Planning Board hearing re: Master Plan scheduled for 8:30 P.M. at County Office Building.

Seconded by Councilman Frohling

All voted Aye..

(447) Councilman Holbrook offered the following resolution:

RESOLVED, that regular Town Board meeting is hereby resumed, Clarkstown Planning Board Hearing on Master Plan having been concluded.

Seconded by Councilman Frohling.

All voted Aye.

(448) Councilman Holbrook offered the following resolution:

RESOLVED, that Florence Blauvelt, Confidential Secretary & Bookkeeper to the Supervisor be, and she is hereby authorized to attend the Dept. of Audit & Control's meeting for Fiscal Officers on June 13, 14, 15, 1966 at Grossinger's, and that the necessary expenses pertaining to same be a proper Town charge.

Seconded by Councilman Frohling.

All voted Aye.

(449) Councilman Brenner offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the temporary appointments until 9/2/66 of the following persons, each at a salary of \$1.75 per hour:

Alice Drozdowicz, of 192 Townline Rd., W. Nyack, to position of typist in Town Engineer's office, eff. July 5, 1966;

CCG660

Marie Garrison, of 180 Old Haverstraw Rd., Congers, to position of stenographer in the Supervisor's Office, eff. and retroactive to June 13, 1966;

Jeffrey Sherer, of 146 N. Little Tor Rd., New City, to position of Laborer with the Sanitary Fill Dept., eff. June 15, 1966;

Maureen Allen, of 7 Oldfield Dr., New City, to position of typist for Town Planner, eff. June 29, 1966.

Seconded by Councilman Damiani.

All voted Aye.

(450) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to transfer from CURRENT SURPLUS-ZONING to PLANNING BOARD-EMPLOYEES' COMPENSATION, the sum of \$1,425.00.
& PLANNING

Seconded by Councilman Holbrook.

All voted Aye.

Report for the month of May 1966 received from Welfare Officer. Noted by Town Board and filed in Town Clerk's Office.

(451) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign application for the installation of three (3) fire hydrants in Green Valley Manor Subdivision, Kings Highway.

Seconded by Councilman Frohling.

All voted Aye.

(452) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign order for installation of two (2) street lights on Old Mill Rd., Valley Cottage, and Route 59A, W. Nyack.

Seconded by Councilman Brenner

All voted Aye.

(453) Councilman Frohling offered the following resolution:

WHEREAS, Commerce Management Corp. 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 RA - 1 district to R0 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 6th day of July 1966, at 8:30 P.M. (E. 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 said Clerk.

Seconded by Councilman Brenner

All voted Aye.

(454) Councilman Damiani offered the following resolution:

WHEREAS, Francis X. Foley 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 RA-1 district to an LS 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 3rd day of August 1966 at 8:30 P.M. (E. 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.

Seconded by Councilman Frohling.

All voted Aye.

(455) Councilman Brenner offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to erect
"NO TRUCKS OVER 3 TONS" sign on Van Doren Court, Valley Cottage.

Seconded by Councilman Frohling.

All voted Aye.

Town Board signed order in matter of premises owned by Charles Donner Ano., situate on Dykes Park Road, Nanuet.

WHEREAS, a report on the condition of the premises owned by Charles Donner Ano, at Dykes Park Road, Nanuet, New York, made by the Building Inspector; of the Town of Clarkstown, the Chief of Police of the Town of Clarkstown, the Fire Chief of the Nanuet Fire Dept., and the Fire Inspector of the Town of Clarkstown, has been read and discussed by the Town Board of the Town of Clarkstown, and

WHEREAS, it appears from said report that the buildings and structures on the premises owned by said Charles Donner Ano, on Dykes Park Road, Nanuet, New York, which premises are described on the Tax Map of the Town of Clarkstown as Map 14, Block D, Lot #18, are in an unsafe and dangerous condition, and a threat to the health, safety and welfare of the community,

NOW THEREFORE, Be it

ORDERED, that the owner commence removal of said buildings and structures presently existing upon said premises within fifteen (15) days from the date hereof and that removal of said buildings and structures be completed within sixty (60) days from the date hereof, and be it

FURTHER ORDERED, that this order be served upon said Charles Donner Ano, as provided in the ordinance of the Town of Clarkstown.

(456) Councilman Frohling offered the following resolution:

RESOLVED, that the application of Charles Cattaneo and Sigmund Jacobsen, for a change of zoning from an RA-1 district to an R-1 district or in the alternate, from an RA-1 district and an R-1 district to an R-22 district, on property located on the easterly and westerly side of Brewery Road in the Hamlet of New City, be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 9.522 of the Clarkstown Building zone ordinance. Seconded by Councilman Brenner. All voted Aye.

(457) Councilman Holbrook offered the following resolution:

RESOLVED, that the application of Charles Cattaneo for a change of zoning from an RA-1 & R-1 district to an R-1 district, or, in the alternate, from an RA-1 & R-1 district to an R-22 district on property located on the south side of Laurel Road, New City, New York, be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance. Seconded by Councilman Damiani All voted Aye.

(458) Councilman Damiani offered the following resolution:

RESOLVED, that the application of Henry Hudson Associates, for a change of zoning from an RA-1 district to an C-1 district, on property located on the west side of No. Middletown Rd., Bardonia, New York, be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance. Seconded by Councilman Holbrook. All voted Aye.

(459) Councilman Frohling offered the following resolution:

WHEREAS, Frank J. Rom, Jr., & Hilda Rom, his wife are desirous of granting a drainage easement to the Town of Clarkstown, located on Foxburn Street, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Frank J. Rom, Jr. & Hilda Rom, his wife, covering premises located on Foxburn Street, New City, New York, more particularly described in said easement dated the 9th day of June, 1966.

Seconded by Councilman Damiani

All voted Aye.

RESOLVED, that the Highway Superintendent is hereby authorized to erect "NO TRUCKS OVER 3 TONS" sign on Van Doren Court, Valley Cottage.

Seconded by Councilman Frohling.

All voted Aye.

Town Board signed order in matter of premises owned by Charles Donner Ano., situate on Dykes Park Road, Nanuet.

WHEREAS, a report on the condition of the premises owned by Charles Donner Ano, at Dykes Park Road, Nanuet, New York, made by the Building Inspector; of the Town of Clarkstown, the Chief of Police of the Town of Clarkstown, the Fire Chief of the Nanuet Fire Dept., and the Fire Inspector of the Town of Clarkstown, has been read and discussed by the Town Board of the Town of Clarkstown, and

WHEREAS, it appears from said report that the buildings and structures on the premises owned by said Charles Donner Ano, on Dykes Park Road, Nanuet, New York, which premises are described on the Tax Map of the Town of Clarkstown as Map 14, Block D, Lot #18, are in an unsafe and dangerous condition, and a threat to the health, safety and welfare of the community,

NOW THEREFORE, Be it

ORDERED, that the owner commence removal of said buildings and structures presently existing upon said premises within fifteen (15) days from the date hereof and that removal of said buildings and structures be completed within sixty (60) days from the date hereof, and be it

FURTHER ORDERED, that this order be served upon said Charles Donner Ano, as provided in the ordinance of the Town of Clarkstown.

(456) Councilman Frohling offered the following resolution:

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(458) Councilman Damiani offered the following resolution:

RESOLVED, that the application of Henry Hudson Associates, for a change of zoning from an RA-1 district to an C-1 district, on property located on the west side of No. Middletown Rd., Bardonia, New York, be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance. Seconded by Councilman Holbrook. All voted Aye.

(459) Councilman Frohling offered the following resolution:

WHEREAS, Frank J. Rom, Jr., & Hilda Rom, his wife are desirous of granting a drainage easement to the Town of Clarkstown, located on Foxburn Street, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Frank J. Rom, Jr. & Hilda Rom, his wife, covering premises located on Foxburn Street, New City, New York, more particularly described in said easement dated the 9th day of June, 1966.

Seconded by Councilman Damiani

All voted Aye.

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, New City, New York, in said Town of Clarkstown, on the 15th day of June, 1966.

PRESENT:

Honorable Paul F. Mundt,	Supervisor
William Brenner,	Councilman
Philip J. Frohling, Jr.	Councilman
Martin E. Holbrook,	Councilman
Joseph V. Damiani	Councilman

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In the Matter	:	
of the	:	ORDER
Establishment of Sewer District No. 26	:	ESTABLISHING
in the Town of Clarkstown, in the	:	DISTRICT
County of Rockland, State of New York	:	

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WHEREAS, pursuant to resolution adopted, the Town Board of the Town of Clarkstown, 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. 26 in said Town of Clarkstown, (herein called "District") which map, plan and report have been 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 the District and the construction of a lateral sewer system therein; and

WHEREAS, on February 14, 1966, said Town Board adopted an order reciting (a) a description of the boundaries of the District 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;

CC6660

and (f) specifying the time when, and the place where, said Town Board would meet and hold a public hearing to consider the proposed establishment of the District 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 designated, said Board, by resolution adopted on March 16, 1966, 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 the District proposed to be established are benefited thereby; (c) all of the property or property owners benefited thereby are included within the limits of the District and (e) it is in the public interest to establish the District and approved the establishment of the District, including the necessary easements on lands to be acquired, at a cost not to exceed \$1,092,000 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 the District, as shown upon the latest completed assessment roll of said Town, was 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 the District by Order dated May 31, 1966 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. 26, in the Town of Clarkstown, and bounded and described as follows:

Beginning at a point which is the southeasterly corner of lot 35-B-16, thence northerly along the easterly side of said lot 16 to the northeasterly corner of said lot 16, at Church Road; thence northerly across Church Road to the southeasterly corner of lot 36-E-13.01; thence northerly along the easterly side of lot 36-E-13.01; to the northeasterly corner of lot 36-E-13.01, which point is on the southerly side of lot 36-E-12; thence easterly along the southerly side of lot 36-E-12 to the southeasterly corner of said lot 12 which point is on the westerly boundry of existing Sewer District No. 19; thence northerly along the westerly boundry of existing Sewer District No. 19 to a point which is the northeasterly corner of lot 37-F-47, which point is on the southerly boundry of existing Sewer District No. 22, thence westerly and northerly along the southerly and westerly boundry of existing Sewer District No. 22 to a point where it intersects the northerly side of lot 38-B-5.; thence westerly along the westerly boundry of existing Sewer District No. 22 to a point on the northerly side of lot 38-B-5.15 where it intersects the southerly boundry of existing Sewer District No. 18; thence southerly and westerly along the southerly boundry of existing Sewer District No. 18 to a point which is the northwesterly corner of lot 19-C-8 at West Clarkatown Road; thence southerly along the westerly side of lots 19-C-8, 3.06, 3.05, 4, 5, 18-A-30.01, 30, 29.05, 29.04, 29.03, 29.02, 28 and 28.01 to a point which is the southern most point of said lot 28.01, at Burda Lane; thence easterly across Burda Lane to the northwesterly corner of lot 18-A-25; thence southerly along the westerly side of lots 18-A-25, 13, 17-A-1.03, 1.04, 1.05, 1.15 and 1.01 to the southwestery corner of said lot 17-A-1.01; thence southerly 9' along the westerly side of lot 17-A-2 to the southwestery corner of said lot 2; thence easterly along the southerly side of said lot 2 to the northwesterly corner of lot 17-A-3; thence southerly and easterly along the sides of said lot 3 to the southeasterly corner of said lot 3 at North Middletown Road. thence southerly along the westerly side of the R. O. W. of North Middletown Road to a point where a straight line projected from the westerly side of lot 17-A-3 intersects the westerly side of the R. O. W. of North Middletown Road, which point is approximately 170 ft. south of the southeast corner of said lot 3; thence southerly and easterly across North Middletown Road on a line projected from the westerly side of lot 17-A-3 to a point on Church Road where said line intersects the southerly side of the R. O. W. of Church Road; thence easterly and southerly along the southerly side of the R. O. W. of Church Road to a point where it intersects the northerly side of lot 35-B-12; thence westerly and southerly along the northerly, westerly and southerly side of lot 35-B-12 to a point which is the southernmost corner of said lot 12; thence southeasterly along the westerly side of lot 35-B-14 to a point which is the south westerly corner of said lot 14; thence easterly along the southerly side of lots 35-B-14, 14.01 and 16 to a point which is the southeasterly corner of lot 35-B-16, the point of beginning.

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 the District at a cost not to exceed \$1,092,000 to be assessed, levied and collected from the several lots and parcels of land in the District so much upon and from each as shall be in just proportion to the amount of benefit which the Town Board determines the improvement shall confer upon the same, 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: June 15, 1966

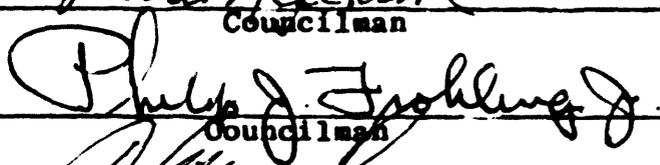
TOWN BOARD OF THE TOWN OF CLARKSTOWN



Supervisor



Councilman



Councilman



Councilman



Councilman

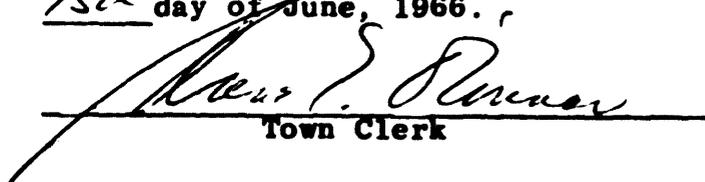
SEAL

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

STATE OF NEW YORK)
 : ss.:
COUNTY OF ROCKLAND)

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown,
in the County of Rockland, New York, DO HEREBY CERTIFY that I have
compared the preceding Order Establishing District with the original
thereof filed in my office on the 15th day of June, 1966, and that
the same is a true and correct copy of said original and of the whole
thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of said Town this
15th day of June, 1966.



Town Clerk

(SEAL)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, New City, New York, in said Town of Clarkstown, on the 15th day of June, 1966.

PRESENT:

Honorable Paul F. Mundt,	Supervisor
William Brenner,	Councilman
Philip J. Frohling, Jr.	Councilman
Martin E. Holbrook,	Councilman
Joseph V. Damiani	Councilman

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In the Matter	:	
of the	:	ORDER
Establishment of Sewer District No. 27	:	ESTABLISHING
in the Town of Clarkstown, in the	:	DISTRICT
County of Rockland, State of New York	:	

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WHEREAS, pursuant to resolution adopted, the Town Board of the Town of Clarkstown, 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. 27 in said Town of Clarkstown, (herein called "District") which map, plan and report have been 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 the District and the construction of a lateral sewer system therein; and

WHEREAS, on February 14, 1966, said Town Board adopted an order reciting (a) a description of the boundaries of the District 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;

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and (f) specifying the time when, and the place where, said Town Board would meet and hold a public hearing to consider the proposed establishment of the District 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 designated, said Board, by resolution adopted on March 16, 1966, 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 the District proposed to be established are benefited thereby; (c) all of the property or property owners benefited thereby are included within the limits of the District and (e) it is in the public interest to establish the District and approved the establishment of the District, including the necessary easements on lands to be acquired, at a cost not to exceed \$560,000 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 the District, as shown upon the latest completed assessment roll of said Town, was 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 the District by Order dated May 31, 1966 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. 27, in the Town of Clarkstown, and bounded and described as follows:

Beginning at a point on the present boundary line between the Towns of Clarkstown and Orangetown, which point is at the intersection with a straight line projected southerly from the easterly side of lot 69-A-47; thence northerly along said line across lot 69-A-5 to the southeasterly corner of lot 69-A-47; thence northerly along the easterly side of said lot 47 to the northeasterly corner of said lot 47, which point is on the southerly boundary line of existing Sewer District No. 16; thence generally in a westerly and northerly direction along the southerly boundary of existing Sewer District No. 16 to the southwesterly corner of lot 69-A-10.16, which point is on the northerly side of lot 69-A-24; thence westerly along the northerly side of said lot 24 to the northwesterly corner of said lot 24, which point is on the easterly side of the Palisades Interstate Parkway Right-of-Way; thence westerly in a straight line across said Right-of-Way to the northeasterly corner of lot 49-A-4.40, which point is on the westerly side of the Palisades Interstate Parkway Right-of-Way; thence northerly along the westerly side of said Right-of-Way to the northwesterly corner of lot 51-A-9; thence northwesterly in a straight line to the northeasterly corner of lot 31-A-1.01; thence northwesterly along the northerly side of lots 31-A-1.01 and 3.01 to the northwesterly corner of said lot 3.01; thence northwesterly in a straight line across New York State Route 304 Right-of-Way, to the easterly corner of lot 32-1-A-25, which point is on the easterly boundary line of existing Sewer District No. 24; thence in a generally southerly and westerly direction along the easterly and southerly boundary of existing Sewer District No. 24 to the southwesterly corner of lot 18.02, which point is on the easterly boundary line of existing Sewer District No. 17; thence in a generally southerly and westerly direction along the easterly boundary line of existing Sewer District No. 17 to a point where said boundary line intersects the Clarkstown, Orangetown, Town Line; thence easterly along the Clarkstown, Orangetown, Town Line, to a point on the southerly side of lot 69-A-5, which point is at the intersection with a line projected southerly from the easterly side of lot 69-A-47, the point of beginning.

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 the District at a cost not to exceed \$560,000 to be assessed, levied and collected from the several lots and parcels of land in the District so much upon and from each as shall be in just proportion to the amount of benefit which the Town Board determines the improvement shall confer upon the same, 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: June 15, 1966

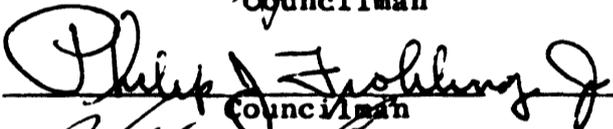
TOWN BOARD OF THE TOWN OF CLARKSTOWN



Supervisor



Councilman



Councilman



Councilman



Councilman

SEAL

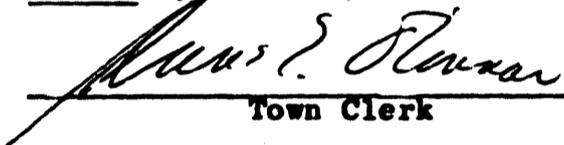
Members of the Town Board of the Town
of Clarkstown, County of Rockland,
New York.

STATE OF NEW YORK)
 : SS.:
COUNTY OF ROCKLAND)

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown,
in the County of Rockland, New York, DO HEREBY CERTIFY that I have
compared the preceding Order Establishing District with the original
thereof filed in my office on the 15 day of June, 1966, and that
the same is a true and correct copy of said original and of the whole
thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of said Town this

15 day of June, 1966.



Town Clerk

(SEAL)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, New City, New York, in said Town of Clarkstown, on the 15th day of June, 1966.

PRESENT:

Honorable Paul F. Mundt,	Supervisor
William Brenner,	Councilman
Philip J. Frohling, Jr.	Councilman
Martin E. Holbrook,	Councilman
Joseph V. Damiani	Councilman

-----X

In the Matter	:	
of the	:	ORDER
Establishment of Sewer District No.28	:	ESTABLISHING
in the Town of Clarkstown, in the	:	DISTRICT
County of Rockland, State of New York	:	

-----X

WHEREAS, pursuant to resolution adopted, the Town Board of the Town of Clarkstown, 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.28 in said Town of Clarkstown, (herein called "District") which map, plan and report have been 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 the District and the construction of a lateral sewer system therein; and

WHEREAS, on February 14, 1966, said Town Board adopted an order reciting (a) a description of the boundaries of the District 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 the time when, and the place where, said Town Board would meet and hold a public hearing to consider the proposed establishment of the District 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 designated, said Board, by resolution adopted on March 16, 1966, 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 the District proposed to be established are benefited thereby; (c) all of the property or property owners benefited thereby are included within the limits of the District and (c) it is in the public interest to establish the District and approved the establishment of the District, including the necessary easements on lands to be acquired, at a cost not to exceed \$943,800 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 the District, as shown upon the latest completed assessment roll of said Town, was 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 the District by Order dated May 26, 1966 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;

ORDERED, that a Sewer District is hereby established in the Town of Clarkstown, to be known as Sewer District No. 28, in the Town of Clarkstown, and bounded and described as follows:

Beginning at a point on the northerly boundary line of existing Sewer District No. 17, which point is the southeasterly corner of lot 14-C-28 and on the westerly side of lot 14-C-7; thence northerly along the northerly boundary line of existing Sewer District No. 17, crossing New York State Route 59, Fenner Lane, West Palmer Avenue, New Haven Avenue and the New York State Thruway, to the southwesterly corner of lot 16-A-76.01, at North Middletown Road; thence northerly, along the easterly side of North Middletown Road, across Poplar Street, to a point where it intersects the boundary line of existing Sewer District No. 8, on the westerly side of lot 16-A-14; thence westerly and in a generally northerly direction along said existing Sewer District No. 8 line to a point where it intersects the westerly right of way line of Palisades Interstate Parkway, which point is the southeasterly corner of lot 17-A-7; thence in a northwesterly direction along the westerly right-of-way line of Palisades Interstate Parkway, across West Burda Place to the northwesterly corner of lot 18-A-21, at West Burda Place; thence southwesterly across West Burda Place to the northeasterly corner of lot 18-A-22.54, which point is on the boundary line of existing Sewer District No. 9; thence along the boundary line of said existing Sewer District No. 9, southerly crossing Center Lane and High Street, westerly along the northerly side of West Clarkstown Road and northerly and westerly to the northwesterly corner of lot 166-A-8; thence southerly along the boundary line of existing Sewer District No. 9, crossing West Clarkstown Road to the southwesterly corner of lot 165-A-6.06; thence easterly along the southerly sides of Lots 165-A-6.06, 6.02 and 15 to the southeasterly corner of said lot 15, which point is the southwesterly corner of lot 17-A-13; thence easterly along the southerly side of said lot 13 to a point where it is intersected by the westerly side of lot 17-A-10, which point is the northwesterly corner of said lot 10; thence southerly along the westerly side of said lot 10 to the southeasterly corner of said lot 10; which point is the northwesterly corner of lot 16-C-2; thence easterly along the northerly side of said lot 2 to the northeasterly corner of said lot 2; thence southerly along the easterly side of said lot 2, to a point where it intersects the westerly side of the right-of-way of Fulton Street; thence continuing southerly along the easterly side of said lot 2 and lot 16-C-3, to the southeasterly corner of said lot 3, which point is the southwesterly corner of lot 16-C-2.20 at Lake Shore Drive, thence in a generally southwesterly direction, across Lake Shore Drive, to the northeasterly corner of lot 16-C-18.01; thence southerly, along the easterly side of said lot 18.01, to the southeasterly corner of said lot 18.01; thence westerly along the southerly side of said lot 18.01, to a point where it is intersected by the easterly side of lot 16-C-15, which point is the northeasterly corner of said lot 15; thence southerly, along the easterly side of said lot 15, to the southeasterly corner of said lot 15, which point is on the northerly side of lot 16-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, which point is on the northerly side of lot 16-C-12; thence westerly, along the northerly side of said lot 12, to the northwesterly corner of said lot 12, thence southerly along the westerly sides of lots 16-C-12 and 16-C-13 to the southwesterly corner of said lot 13, at Smith Road, thence southerly, crossing Smith Road to the northwesterly corner of lot 164-A-2.01; thence southerly along the westerly side of said lot 2.01 one hundred and fifty feet; thence easterly, crossing said lot 2.01 on a line, drawn parallel to the northerly side of said lot 2.01, to a point where it intersects the easterly side of said lot 2.01, which point is on the westerly side of lot 16-B-4.02; thence southerly along the westerly side of said lot 4.02 to the southwesterly corner of said lot 4.02, which point is on the northerly side of lot 164-A-12.01; thence, southerly, in a straight line across said lot 12.01, to the northwesterly corner of lot 15-A-21; thence southerly and westerly along the

westerly side of said lot 21, to a point which is the northeasterly corner of lot 15-A-21.01; thence westerly, along the northerly side of said lot 21.01, to the northwesterly corner of said lot 21.01; thence southerly along the westerly side of said lot 21.01 to the southwesterly corner of said lot 21.01, which point is at the intersection of the right-of-ways of the Erie Railroad and the New York State Thruway; thence southerly crossing the right-of-way of the New York State Thruway to the northwesterly corner of lot 15-A-19; thence westerly crossing the right-of-way of the Erie Railroad to the northeasterly corner of lot 163-A-4; thence westerly along the northerly side of said lot 4 to the northwesterly corner of said lot 4, at Hutton Avenue; thence westerly across Hutton Avenue to the northeasterly corner of lot 163-A-3; thence westerly along the northerly side of said lot 3 to the northwesterly corner of said lot 3, which point is on the easterly boundary line of existing Sewer District No. 25; thence southerly along the boundary line of said existing Sewer District No. 25, which is the westerly sides of lots 163-A-3, 21, 19 and 19.02; to the southwesterly corner of lot 163-A-19.02; thence westerly along the southerly side of existing Sewer District No. 25 two hundred feet; thence westerly crossing New York State Route 59 at Grandview Avenue to the northeasterly corner of lot 163-D-5; thence northwesterly along the northerly side of said lot 5 to the northwesterly corner of said lot 5; thence southerly along the westerly side of said lot 5 to the southwesterly corner of said lot 5; at Old Nyack Turnpike; thence southwesterly, crossing Old Nyack Turnpike at Sherwood Drive, to the northwesterly corner of lot 163-D-6; thence southerly along the westerly side of said lot 6 to the southwesterly corner of said lot 6, which point is on the northerly side of lot 163-D-8; thence westerly along the northerly side of said lot 8 to the northwesterly corner of said lot 8; thence southerly along the westerly sides of lots 163-D-8, 9, 10 and 11 to the southwesterly corner of said lot 11, which point is on the northerly side of lot 163-D-16; thence westerly along the northerly side of said lot 16 to the northwesterly corner of said lot 16; thence southerly along the westerly sides of lots 163-D-16 through 28, inclusive, to the southwesterly corner of lot 163-D-28, which point is on the northerly side of lot 162-E-1.12; thence southerly, in a straight line across said lot 1.12 and Sherwood Circle, to the northwesterly corner of lot 162-E-1.16; thence southerly along the westerly side of said lot 1.16 to the southwesterly corner of said lot 1.16, which point is on the westerly side of lot 162-E-1.18; thence southerly along the westerly side of lots 162-E-1.18 and 1.19 to a point where it intersects the westerly boundary line of existing Sewer District No. 17, which point is the northwesterly corner of lot 162-E-25; thence in a generally northerly and easterly direction, along the boundary line of said existing Sewer District No. 17, to the southeasterly corner of lot 14-C-28, which point is the point of beginning

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 the District at a cost not to exceed \$943,800 to be assessed, levied and collected from the several lots and parcels of land in the District so much upon and from each as shall be in just proportion to the amount of benefit which the Town Board determines the improvement shall confer upon the same, 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: June 15, 1966

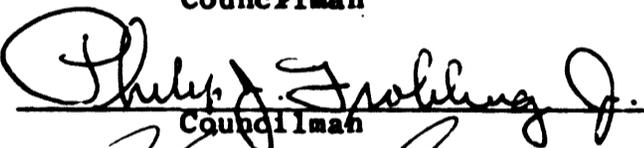
TOWN BOARD OF THE TOWN OF CLARKSTOWN



Supervisor



Councilman



Councilman



Councilman



Councilman

SEAL

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

STATE OF NEW YORK)
 : SS.:
COUNTY OF ROCKLAND)

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown, in the County of Rockland, New York, DO HEREBY CERTIFY that I have compared the preceding Order Establishing District with the original thereof filed in my office on the 15th day of June, 1966, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 15 day of June, 1966.



Town Clerk

(SEAL)

(460)

Councilman Holbrook offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED JUNE 15, 1966, APPROPRIATING
\$1,092,000 FOR THE CONSTRUCTION OF A LATERAL
SEWER SYSTEM IN SEWER DISTRICT NO. 26 IN THE
TOWN OF CLARKSTOWN AND AUTHORIZING THE
ISSUANCE OF \$1,092,000 SERIAL BONDS OF SAID TOWN
TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a general map, plan and report relating to Sewer District No. 26, (herein called "District") proposed to be established in the Town of Clarkstown, in the County of Rockland, New York, (herein called "Town") and for the construction of a lateral sewer system therein, consisting of lateral sewers, submains and subtrunk tributary to the subtrunk in existing Sewer District No. 22, and including pumping stations, manholes, house connection stubs brought to the curbs, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, and after a public hearing duly called and held, the Town Board of the Town determined, pursuant to resolution duly adopted on March 16, 1966, subject to permissive referendum, that the notice of such hearing was published and posted as required by law and is otherwise sufficient, that all property and property owners within the District proposed to be established, are benefited thereby; that all property and property owners benefited are included within the limits of the District, and that the establishment of the 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 District 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 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 May 31, 1966, 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 June 15, 1966, establishing the District, therein designated Sewer District No. 26, in the Town, and ordering construction of said lateral sewer system, including equipment and appurtenances therein, at a cost not to exceed \$1,092,000 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 hereby appropriates the amount of \$1,092,000 for construction of a lateral sewer system, including land or rights in land, buildings and original furnishings, equipment, machinery and apparatus required, in the District, in the Town, all as hereinabove referred to in the recitals of this resolution, and 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 the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,092,000 and the plan of financing includes the issuance of serial bonds of the Town in the principal amount of \$1,092,000, and the assessment, levy and collection of assessments on the several lots and parcels of land within the District 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 are hereby authorized to be issued in the principal amount of \$1,092,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York. (herein called "Law")

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 §11.00 a. 4 of the Law, is thirty (30) years.

(b) Current funds are not required by the 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 107.00 d. 3(i) of the Law.

Section 4. Each of the bonds authorized by the resolution and any bond anticipation note issued in anticipation thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and notes shall be general obligations of the Town of Clarksburg, 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 are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and notes and provision 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 the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes and of §50.00 and §56.00 of the 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 provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by
Councilman Frohling and duly put to a vote on roll call,
which resulted as follows:

AYES: Messrs. Mundt, Holbrook, Frohling, Damiani
and Brenner

NOES: None

The resolution was declared unanimously adopted. /

(461) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Clerk of the Town of Clarkstown, New York, is hereby directed to publish the foregoing bond resolution, in full, in the "JOURNAL NEWS", a newspaper published in the Town of Nyack, 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.

The adoption of the foregoing resolution was seconded by Councilman Frohling and duly put to a vote on roll call which resulted as follows: All voted Aye.

(462) Councilman Brenner offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED JUNE 15, 1966, APPROPRIATING
\$560,000 FOR THE CONSTRUCTION OF A LATERAL
SEWER SYSTEM IN SEWER DISTRICT NO. 27 IN THE
TOWN OF CLARKSTOWN AND AUTHORIZING THE
ISSUANCE OF \$560,000 SERIAL BONDS OF SAID TOWN
TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a general map, plan and report relating to Sewer District No. 27, (herein called "District") proposed to be established in the Town of Clarkstown, in the County of Rockland, New York, (herein called "Town") and for the construction of a lateral sewer system therein, consisting of lateral sewers tributary to the proposed Disposal District Trunk, manholes, house connection stubs brought to the curbs, pumping stations, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, and after a public hearing duly called and held, the Town Board of the Town determined, pursuant to resolution duly adopted on March 16, 1966, subject to permissive referendum, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all property and property owners within the District proposed to be established, are benefited thereby; that all the property and property owners benefited are included within the limits of the District; and that the establishment of said sewer district is in the public interest and approved the establishment of the 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 District 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 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 May 31, 1966, 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 June 15, 1966 establishing the District, therein designated Sewer District No. 27, in the Town, and ordering construction of said lateral sewer system, including equipment and appurtenances therein, at a cost not to exceed \$560,000 no, 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 hereby appropriates the amount of \$560,000 for construction of a lateral sewer system, including land or rights in land, buildings and original furnishings, equipment, machinery and apparatus required, in the District, in the Town, all as hereinabove referred to in the recitals of this resolution, and 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 the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$560,000 and the plan of financing includes the issuance of serial bonds of the Town in the principal amount of \$560,000, and the assessment, levy and collection of assessments on the several lots and parcels of land within the District 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 are hereby authorized to be issued in the principal amount of \$560,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York. (herein called "Law")

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 §11.00 a. 4 of the Law, is thirty (30) years.

(b) Current funds are not required by the 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 107.00 d. 3(1) of the Law.

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 §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 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 the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes and of §50.00 and §§56.00 of the 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 provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by Councilman Damiani and duly put to a vote on roll call, which resulted as follows:

AYES: Supervisor Mumdt, Councilmen Frohling, Holbrook, Damiani, Brenner

NOES: None

The resolution was declared unanimously adopted.

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Councilman Brenner offered the following resolution and moved its adoption:

(463) Councilman Brenner offered the following resolution:

Sec. 1. RESOLVED, that the Town Clerk of Town of Clarkstown, New York, is hereby directed to publish the foregoing bond resolution, in full, in "THE JOURNAL NEWS", a newspaper published in the Town of Nyack, N.Y., 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 Sec. 81.00 of the Local Finance Law of the State of New York.

Sec. 2. This resolution shall take effect immediately.

Seconded by Councilman Damiani

All voted Aye.

(464) Councilman Damiani offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED JUNE 15, 1966, APPROPRIATING
\$943,800 FOR THE CONSTRUCTION OF A LATERAL
SEWER SYSTEM IN SEWER DISTRICT NO. 28 IN THE
TOWN OF CLARKSTOWN AND AUTHORIZING THE
ISSUANCE OF \$943,800 SERIAL BONDS OF SAID TOWN
TO FINANCE SAID APPROPRIATION.

Recitals

WHEREAS, following preparation of a general map, plan and report relating to Sewer District No. 28, (herein called "District") proposed to be established in the Town of Clarkstown, in the County of Rockland, New York, (herein called "Town") and for the construction of a lateral sewer system therein, consisting of lateral sewers tributary to the proposed Disposal District Trunk, manholes, house connection stubs brought to the curbs, pumping station, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, and after a public hearing duly called and held, the Town Board of the Town determined, pursuant to resolution duly adopted March 16, 1966, 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 the District proposed to be established, are benefited thereby; that all the property and property owners benefited are included within the limits of the District; and that the establishment of the District is in the public interest and approved the establishment of the 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 District 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 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 May 26, 1966, 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 June 15, 1966, establishing the District, therein designated Sewer District No. 28, in the Town, and ordering construction of said lateral sewer system, including equipment and appurtenances therein, at a cost not to exceed \$943,800 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 hereby appropriates the amount of \$943,800 for construction of a lateral sewer system, including land or rights in land, buildings and original furnishings, equipment, machinery and apparatus required, in the District, in the Town, all as hereinabove referred to in the recitals of this resolution, and 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 the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$943,800 and the plan of financing includes the issuance of serial bonds of the Town in the principal amount of \$943,800, and the assessment, levy and collection of assessments on the several lots and parcels of land within the District 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 are hereby authorized to be issued in the principal amount of \$943,800 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, (herein called "Law")

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 §11.00 a.4 of the Law, is thirty (30) years.

(b) Current funds are not required by the 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 107.00 d. 3(i) of the Law.

Section 4. Each of the bonds authorized by the resolution and any bond anticipation note issued in anticipation thereof shall contain the recital of validity prescribed by §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 are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and notes and provision 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 the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes and of §50.00 and §56.00 of the 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 provisions of the constitution.

Section 7. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Frohling and duly put to a vote on roll call, which resulted as follows:

AYES: Supervisor Mandt, Councilmen Holbrook, Frohling, Brenner, Damiani

NOES: None

The resolution was declared unanimously adopted.

* * *

Councilman Damiani offered the following resolution and moved its adoption:

(465) Councilman Damiani offered the following resolution:

RESOLVED, that the Town Clerk of the Town of Clarkstown, New York, is hereby directed to publish the foregoing bond resolution, in full, in "THE JOURNAL NEWS", a newspaper published in the Town of Nyack, 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 Sec. 81.00 of the Local Finance Law of the State of New York.

Sec. 2. This resolution shall take effect immediately.
Seconded by Councilman Frohling.

All voted Aye.

(466) Councilman Holbrook offered the following resolution:

WHEREAS, it has been called to the attention of the Town Board of the Town of Clarkstown by the Town Engineer that the drainage culvert has been filled and blocked at the south side of Route 59A in Nanuet, New York, and

WHEREAS, it is deemed in the best interest of the public health, safety and welfare to implement Sec. 64-11(a) of the Town Law pertaining to drainage problems;

NOW THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized and empowered by this resolution to open drainage ditch No. NJ 1-4-2B.

Seconded by Councilman Frohling

All voted Aye.

(467) Councilman Brenner offered the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to transfer from CURRENT SURPLUS-ZONING & PLANNING to PLANNING BOARD EMPLOYEES' COMPENSATION the sum of \$1,425.00/

Seconded by Councilman Damiani

All voted Aye.

Town Board signed following Maintenance Bonds, approving as to form and sufficiency:

Continental Cas. Co. Bond #2231175
Pomona Customs Bldrs., Inc.
Amount: \$2,510.00
Covers: Old Haverstraw Rd. & Karl Ct.
Period: 6/15/66-6/15/67 (w/rider)

Continental Cas. Co., Bond #2231225
Pomona Custom Bldrs., Inc.
Amount: \$13,600.00
Covers: Roads
Period: 6/15/66-6/15/67 (w/rider)

Continental Cas. Co. Bond #2231174
Pomona Custom Bldrs., Inc.
Amount: \$2,795.50
Covers: Roads
Period: 6/15/66-6/15/67

Continental Cas. Co. Bond #2231376
Pomona Custom Bldrs., Inc.
Amount: \$1,849.99
Covers: Hughes St.
Period: 6/15/66-6/15/67 (w/rider)

Continental Cas. Co. Bond #2231684
Pomona Custom Bldrs., Inc.
Amount: \$2,205.00
Covers: Sanitary Sewers (Sec. L, II, III-Lisa Estates)

(467a) Councilman Frohling offered the following resolution:

WHEREAS, the term of Chairman of the Board of Appeals which is now held by W. Reginald Herdman shall expire on 6/18/66, be it

RESOLVED, that the Town Board hereby re-appoints Mr. Herdman as Chairman of the Board of Appeals for the year June 19, 1966 to June 18, 1967.

Seconded by Mr. Brenner

All voted Aye.

(468) Councilman Frohling offered the following resolution:

WHEREAS, throughout the nation unlawful entry and burglary causes much loss of property and personal valuables and frequently results in bodily harm to victimized citizens, and

WHEREAS, police agencies and private citizens, particularly home-owners, can cooperate in utilizing many preventive measures to discourage and diminish the crime of burglary,

NOW, THEREFORE, I, PAUL F. MUNDT, SUPERVISOR OF THE TOWN OF CLARKSTOWN, do hereby proclaim the week of June 19th to June 25th, 1966, as BURGLARY PREVENTION WEEK and urge the citizens of Clarkstown to take cognizance of special events arranged for the period for the purpose of making precautionary measures more widely employed.

On resolution offered by Councilman Frohling, seconded by Councilman Holbrook and unanimously adopted, Town Board meeting was adjourned until 6/21/66 at 8 P.M.

Anne E. O'Connor
Town Clerk

CCC264