

PUBLIC HEARING

Town Hall

12/7/66

3:15 P.M.

Present: Councilman Holbrook, Brenner, Damiani, Frohling, Supervisor Mundt.
 Town Attorney
 First Deputy Town Attorney
 Deputy Town Attorney
 Town Clerk

RE: ZONE CHANGE APPLICATION : Albert Dorfman (RA & RA-1 to R-22
 Property located s/s South Mountain Road, New City:

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

RECOMMENDATION: (Clarkstown Planning Board): DENY. (Denial recommended by two members; third desiring tabling - reason given in Planning Board letter on file in Town Clerk's Office.)

Henry Horowitz, Route 59 & Rose Rd., Nanuet appeared as attorney for petitioner. Presented notice that all persons with 500' have been notified of public hearing.

45 acres involved in this request, located on s/s South Mountain Road, New City and w/s Little Tor Road.

EXHIBIT "D" : Indicating various zoning categories (except for 300' along w/s Little Tor, entire parcel in 2-acre zoning).

WEST: Surrounded by 2-acre zoning.

NORTH: 2-acre zoning. (Little strip along Little Tor 1-acre).

EAST: 2-acre zoning; one-acre zoning; and into R-22 (Dells Development).

Petitioner requesting that zone conform with zone across street (R-22) Will develop with public water and public sewers. Primary layout included in petition.

Under present zoning: (1 and 2 acre .8 lots on one acre; 16 lots on 2 acres - 24 total on these 45 acres.

Under R-22: 63 lots

PARK AREA: 3½ acres (presented layout indicating various facilities)

WILL COVENANT: Two tennis courts; 1 paddle tennis court; Admin. Bldg. containing game room; Admin. Office; 2 paved parking areas for 70 vehicles at total cost of \$50,000.00

Maximun size of odd-size lots; 1½ acres.
 Minimun: 22,500 square feet.

City Water in Little Tor - would be brought down for these homes (Spring Valley Water

RE PARK LANDS: \$50,000 for its development. Will be for use of homes within area itself; or will form town park district. Land would be used strictly for those living at site - these monies set aside.

Requests 63 units; water, etc, available; will covenant to present over 3½ acres for parklands and to spend \$50,000 for improvements for park area.

QUESTIONS FROM BOARD:

Councilman Brenner: What sewer facilities will you use?
 Answer: The Dells- may have it enlarged.

Re \$50,000.: Petitioner would prefer to develop park, tennis courts, etc. and to develop land to extend of \$50,000 improvement. However, if town feels it does not need park in that area; applicant would give \$50,000 providing it went for recreation elsewhere.

TIMING: 2 to 3 year project (20 and 30 a year).

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In response to question put by Councilman Holbrook, attorney for petitioner stated that he has had no contact with Recreation Commission with respect to development of this park.

In response to question put by Councilman Damiani, attorney for petitioner stated that he will ask client re covenant to build 20 homes per year. Depends on sewer plant. If plant has to be brought to capacity, he might want to make a 30 a year and make it a two-year program. (Attorney for petitioner will obtain letter from petitioner in this connection).

PRICE RANGE: \$40,000.00

No witnesses.

IN FAVOR: NONE

OPPOSED: (9)

(1) Mrs. Goto, South Mountain Road; Presented petition opposing (over 20%) which requires that, under Sec. 265 of town law, vote of Town Board must be 4-1.

(2) Mr. Alan Anderson, South Mountain Road: Opposed.

(3) Mr. Clarence Anderson, 160 South Mountain Road; Re-22 across road- this is separated from petitioner's property by one-acre lots on his side of Little Tor; and one 1-acre lot on opposite side of Little Tor towards The Dells development Re other R-22; not in immediate area.

(4) Mrs. May (Lives across from property in question): Proposed Master Plan 8/1966 keeps this area in one-acre and above zone. Park in area not worthy park in Dells - state park in area. Re topography being appropriate -not so; rocky and hilly, etc.

(5) Mrs. Padraich French, 179 South Mountain Road; (Property adjoins): Land rocky; re sewer plant - uphill.

(6) Mr. Bertram Strauss; School would feel impact. Re Ordinance requiring that petitioner notify all residents within 500' of proposed change - not complied with. (Deputy Town Clerk requested to check list of names of residents with list of letter mailed out by attorney for petitioner - 4 families present at hearing did not receive letters) T/C Attorney for petitioner stated that he used current assessment roll- Town Attorney stated that petition has saving clause; (failure to) omit names cannot invalidate-no penalty.

(7) Mr. Marchak, 464 North Little Tor Road; Re registered mail: Did not receive (See Town Attorney's statement above).

(8) Mr. S. Hartz (new resident): Opposed.

(9) Mr. Rudolph Bergman, South Mountain Road: Opposed.

REBUTTAL: (Mr. Horowitz):

Re leaving zone ordinance alone: Adopted in 1955 - two-acre zoning now justified in this area.

Re notices sent: Used tax maps. (Suggested that Assessor be paid to furnish petitioner letters.)

Re school and tax situation: Properties on w/s assessed between \$100 to \$400. an acre depending on frontage. \$1400. an acre under R-22; compared with \$100-\$400 an acre as now zoned.

Re topography: This land no more unsuitable than others.

Re Proposed Master Plan: This is being considered by Planning Board. A public hearing would have to be held after they adopt. No decision on it as yet. Decisions on rezoning rest with Town Board.

Re precedent: (If R-22 granted) If in future, petitioners agree to park lands, etc., good for town.

Re petitioner (20% opposed): requested copy.

Re taxes: Going up - town cannot afford to turn this down - it will contribute

Supervisor stated that letter in opposition has been received under the signature of "Mr. King".

On resolution offered by Councilman Holbrook, seconded by Councilman Brenner and unanimously adopted, public hearing was closed.

Signed,



Anne E. O'Connor
Town Clerk

CCG660

PUBLIC HEARING

Town Hall

12/7/68

3:45 P.M.

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

RE: PROPOSED EXTENSION TO NEW CITY-WEST NYACK WATER SUPPLY DISTRICT TO INCLUDE
"TOR ACRES"

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

Frederick Bush, T/E, sworn in by Supervisor and testified as follows:

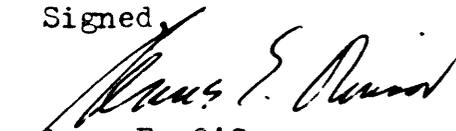
Proposed extension will benefit all property owners within the proposed district; all property owners who will benefit from this proposed extension are included within the limits of the proposed extension. Would be in public interest to grant because it will provide fire protection for the safety and well-being of property and lives and would also cause a reduction in fire insurance rates.

IN FAVOR: None

OPPOSED: None

On resolution offered by Councilman Brenner, seconded by Councilman Frohling and unanimously adopted, public hearing was closed.

Signed,


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

12/1/66

2:15 P.M.

Present: Councilman Holbrook, Brenner, Damiani, Frohling, Supervisor Mundt.
 Town Attorney
 First Deputy Town Attorney
 Deputy Town Attorney
 Town Clerk

RE: PROPOSED AMENDMENT OF BUILDING ZONE ORDINANCE (GASOLINE FILLING STATION:

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

Proposed amendment suggested by Theodore Zollendeck, Town Planner. Would delete Pr. 7 of Col. 2 in the M-1 District of Sec. 3.11 relating to filling stations by adding a new Par. 6 of Col 3 in the M-1 District of Sec. 3.11 as follows:

"Anything in this Building Zone Ordinance to the contrary not with standing, gas filling stations on lots with an area of at least 20,000 square feet and a minimum lot frontage of 150 feet provided all major repairs are made within a totally enclosed structure, and provided that a maximum of five currently licensed vehicle can be parked for each onefirth of an acre of the lot above said one acre. All gasoline pumps and service facilities shall be set back at least 20 feet from the front lot line. Special Permit shall be granted only by the Town Board upon application thereto after a public hearing upon due notice."

Mr. Martin Bernstein inquired under what conditions could Town Board deny gasoline station. Mr. Zollendeck replied that Town Board does not have to honor requests; even if all requirements are met.

IN FAVOR: Mr. J. T. Tomicki, 2 Elrod Dr., West Nyack

OPPOSED: None

On resolution offered by Councilman Brenner, weconded by Councilman Damiani and unanimously adopted, public hearing was closed.

Signed,

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

CCG660

TOWN BOARD MEETING

Town Hall

12/7/66

3:00 P.M.

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

Supervisor Mundt called Town Board meeting to order.

(918) Councilman Brenner offered the following resolution:

RESOLVED, that minutes of one (1) public hearing and regular Town Board meeting held on 11/10/66; four (4) public hearing and regular Town Board meeting held on 11/16/66; and minutes of regular Town Board meeting held on 11/30/66 are hereby approved and accepted as submitted by the Town Clerk

Seconded by Councilman Holbrook.

All voted Aye.

Mrs. Janet Siefried and Mr. Frank Steffan, Chairman of the Shade Tree Commission appeared before the Town Board re destruction of two trees on South Main St., which is in violation of Shade Tree Ordinance. Town Attorney advised that summons could be issued and matter could be prosecuted as violation.

(919) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to issue summons in connection with removal of two trees on South Main St., which is in violation of the Clarkstown Shade Tree Ordinance, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized to take all legal steps necessary to make certain that Shade Tree Ordinance is upheld.

Seconded by Councilman Holbrook.

All voted Aye.

Mr. John Mitchell inquired of Town Board if something could be done towards the beautification of Main St., New City; such as establishment of committee and provision of funds to retain landscape artist. Supervisor suggested meeting with Mr. Alan Gussow who chairs commission for his recommendations. Mr. Mitchell was asked to put any further thoughts in this connection in writing.

(920) Councilman Damiani offered the following resolution:

RESOLVED, that Town Board meeting is hereby adjourned, in order, to hold regularly scheduled public hearings.

Seconded by Councilman Frohling.

All voted Aye.

(921) Councilman Brenner offered the following resolution:

RESOLVED, that the Town Board meeting is hereby resumed, public hearings having been held.

Seconded by Councilman Damiani.

All voted Aye.

(922) Councilman Damiani offered the following resolution:

RESOLVED, that decision on Zone Change application made by Albert Doffman (RA & RA-1 to R-22) for property located on south side South Mountain Road, New City, is reserved.

Seconded by Councilman Brenner.

All voted Aye.

TOWN BOARD MEETING

Town Hall

12/7/66

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Letter received requesting adjournment of public hearing on zone change application made by Manny Appelbaum (RA to RA-1) for property located on West side Phillips Hill Rd., New City which was scheduled to be heard this evening.

(923) Councilman Holbrook offered the following resolution:

WHEREAS, MANNY APPELBAUM, 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 an RA district to an RA-1 district; and

WHEREAS, a public hearing was to have been held by the Town Board of the Town of Clarkstown on the 7th day of December, 1966, at 8:30 P.M., relative to such proposed amendment; and

WHEREAS, what upon request of the attorney for the petitioner that the matter be adjourned, said public hearing was not held at that time;

NOW THEREFORE, 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 13th day of January, 1967, at 8:15 P.M., 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, the official newspaper of the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk, and that the expense of said publication be borne by the petitioner.

Seconded by Councilman Brenner.

All voted Aye.

Town Board signed Order Extending New City-West Nyack Water Supply Dist. to include TOR ESTATES.. (See page 422 for attached signed order)

Messrs. Graziano & Proprieto appeared before Town Board re drainage-Fiarfield Estates. Resolution authorizing Highway Department to enter onto the Property of John Knutsen to complete drainage work relating to East Street, Nanuet (providing release if recieved from Mr. Knutsen) was, in the opinion of the Town Attorney, illegal. After considerable discussion, it was decided to arrange meeting with Supervisor Lovett of Orangetown, keeping Messrs. Graziano & Proprieto informed as to outcome.

(924) Councilman Brenner offered the following resolution:

RESOLVED, that the Town of Clarkstown furnish necessary pipe for the correction of drainage problem on Belleville Dr., Valley Cottage.

Seconded by Councilman Frohling.

All voted Aye.

(925) Councilman Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on November 2, 1966, provided for a public hearing on the 7th day of December, 1966, at 9:15 P.M. to consider a change to the Building Zone Ordinance of the Town of Clarkstown; and

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

NOW THEREFORE, be it

RESOLVED, that the Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended as follows:

REPORT OF THE TOWN BOARD OF THE TOWN OF CLARKSTOWN
ROCKLAND COUNTY, NEW YORK

In the Matter of the Petition for	"	
Extension of the <u>New City-West Nyack Water</u>	"	ORDER
District to include <u>Tor Estates</u>	"	EXTENDING
	"	DISTRICT
IN the Town of Clarkstown, Rockland County, New York		

A petition in this matter for the extension of the New City-West Nyack Water Supply District of the Town of Clarkstown, excluding any portion already in an existing district, having been duly presented to the Town Board, and an Order having been duly adopted by the Town Board on the 2nd day of November 1966, for the hearing of all persons interested in the matter on the 7th day of December, 1966 at 8:45 P.M. 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 extension were benefitted thereby, that all property and property owners benefitted were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further duly resolved that the creation of such extension as proposed be approved; it is hereby

ORDERED, that the New City-West Nyack Water Supply District of the Town of Clarkstown be extended in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town of Clarkstown, described as follows:

(INSERT DESCRIPTION)

DATED: December 7, 1966

s/Paul F. Mundt
Supervisor

s/William Brenner
Councilman

s/Philip J. Frohling, Jr.
Councilman

s/Martin E. Holbrook
Councilman

s/James V. Damfahi, Sr.
Councilman

STATE OF NEW YORK OF COUNTY OF ROCKLAND
TOWN OF CLARKSTOWN

ss:;

I, ANNE E. O'CONNOR, Town Clerk of the said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of an Order Extending New City-West Nyack Water Supply District with the original now on file in said office, and find same to be a true and correct transcript therefrom and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of said Town of Clarkstown this 14 day of Dec. 1966.

Anne E. O'Connor
Town Clerk

BEING 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 shown and described on a certain subdivision map entitled "Tor Acres, Nanuet, Town of Clarkstown, Rockland County, New York", revised July 11, 1966, made by Earl W. Bailey, P.E. and Associates.

6. Anything in this Building Zone Ordinance to the contrary notwithstanding, gas filling stations on lots with an area at least 20,000 square feet and a minimum lot frontage of 150 feet provided all major repairs are made within a totally enclosed structure, and provided that a maximum of five currently licensed vehicles can be parked on lots of less than one acre and one additional such vehicle can be parked for each one-fifth of an acre of the lot above said one acre. All gasoline pumps and service facilities shall be set back at least 20 feet from the front lot line. The special permit provided for in this paragraph shall be granted only by the Town Board upon application thereto after a public hearing upon due notice.

Seconded by Councilman Frohling.

(926) Councilman Brenner offered the following resolution:

WHEREAS, Mr. Paul F. Mundt, Supervisor of the Town of Clarkstown and a member of the Town Board has introduced a local law entitled "LOCAL LAW LICENSING LOCKSMITHS AND KEY MAKERS" and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that a local law providing for the licensing of Locksmiths and Key Makers be adopted;

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law be had at the Board Room in the Town Hall, 10 Maple Avenue, New City, New York, on the 18th day of January, 1967, at 8:30 o'clock in the evening, relative to such proposed local law; and it is

FURTHER RESOLVED, that notice of time, place and purpose of such hearing shall be published in the Journal News, Nyack, New York, and posted in the manner provided in the manner provided by law; and it is

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as afore and file proof thereof in the office of the said Town Clerk.

Seconded by Councilman Frohling.

All voted Aye.

Mr. Marcussen, Grant Ave., Congers, appeared before Board re road improvement. Inquired if road could be put in according to town specifications. Councilman Brenner to meet with residents and formulate plans. (3 families involved).

Letter received from Mr. Thos. Apostle, Chairman of Millard Fillmore Dau Committee, requesting that 1/7/67 be designated as "MILLARD FILMORE DAY" by the Town of Clarkstown to commemorate his birth. In this connection the following resolution was adopted.

(927) Councilman Holbrook offered the following resolution:

RESOLVED that January 7th, 1967 is hereby designated "MILLARD FILMORE DAY" in the Town of Clarkstown commemorating President Millard Fillmore on the anniversary of his birth.

Seconded by Councilman Frohling.

All voted Aye.

Letter received from Michael P. Fury, attorney for Henry Hudson Assoc., who are seeking zone change, requesting an adjournment to enable him to compile additional material necessary. Since resolution setting date of public hearing not adopted by Town Board as yet, no action was taken. Supervisor instructed Town Clerk to notify Mr. Fury that public hearing will possible be set for 1/13/67.

(928) Councilman Holbrook offered the following resolution:

(INS. RES. SETTING DATE OF PUBLIC HEARING ON ZONE CHANGE. APPLICATION MADE BY SIMON & HARRY WAITZMAN (R-1 to R-2) prop. LOCATED N/SIDE LAUREL RD., NEW CITY - 12/21/66 - 8:30 P.M.) (rescind and reset)

Seconded by Councilman Frohling.

All voted Aye.

Letter received from State Traffic Comm. re intersection on Route 304 with Old Route 59, stating that investigation of traffic conditions at this location has been completed by the Department of Public Works, the Div. of State Police, and the Dept. of Motor Vehicles. Consensus of opinion is that a traffic control signal should be placed in operation when new Route 304 is open to traffic.

Councilman Frohling informed Town Board that complaints have been received re change made on "Old Route 59-A"; requesting that name be changed from W. Nyack Rd., back to Route 59-A. Councilman Holbrook mentioned hardship for residents and business people caused by constant changing of name of road. Councilman Frohling instructed to check out feelings of residents and business people on this road and make report to Town Board on 12/21/66.

Monthly reports for Oct. 1966 from Z. B. A. and Bldg. Insp. note by Town Board and ordered filed in Town Clerk's Office.

(929) Councilman Frohling offered the following resolution:

RESOLVED, that Town Clerk is hereby authorized to advertise for bids for eleven (11) police cars- Bids returnable 12/21/66 - 8: 10 P.M.

Seconded by Councilman Holbrook.

All voted Aye.

Re request made for modification of restrictive covenants placed on Buckingham Manor by Paul Levine, attorney for petitioner; Councilman Holbrook warned Mr. Levine that covenants incorporated in granting a petition are intended by Town Board to be enforced.

(930) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution on July 8, 1965, amended the Building and Zoning Ordinance of the Town of Clarkstown by redistricting premises from a C-1, R1-1 to an R-2 in the Hamlet of Nanuet, New York in connection with the application of Buckingham Manor, Inc., and

WHEREAS, a restrictive covenant was recorded in the Rockland County Clerk's office on August 24, 1965 in Liber 803 of Deeds at page 413, and

WHEREAS, Torsoe Development Corp. present owners of premises involved, has requested that the restrictive covenants be amended;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute, on behalf of the Town of Clarkstown, an amendment to said Declaration of Restrictive Covenant.

Seconded by Councilman Holbrook.

All voted Aye.

(931) Councilman Frohling offered the following resolution:

RESOLVED, that, based upon a recommendation of the Chief of Police, the Highway Superintendent is hereby authorized to install either a "NO PARKING BETWEEN SIGNS" or a "NO PARKING HERE TO CORNER" sign at his discretion, to designate a no parking area between sidewalks on 169 and 179 South Main Street, New City. (50' section) on West side of street.

Seconded by Councilman Brenner.

All voted Aye.

TOWN BOARD MEETING

Town Hall

1/27/67

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(932) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Engineer is hereby authorized to purchase laboratory facilities for the Town Engineer's Department.

Seconded by Councilman Holbrook.

All voted Aye.

(933) Councilman Frohling offered the following resolution:

WHEREAS, ARLEN OPERATING CORP. has petitioned the Town Board of the Town of Clarkstown for a special permit for the erection of a gas filling station on premises described in said petition pursuant to the Building Zone Ordinance of the Town of Clarkstown, Section 3.11 (Table of General Use Regulations), Paragraph 8 of Column 3 in the C-2 use district; be it

RESOLVED, that a public hearing pursuant to said provisions of the Building Zone Ordinance of the Town of Clarkstown 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 1st day of February, 1967 at 8:45 P.M. o'clock, to consider the application of ARLEN OPERATING CORP. relative to said Special Permit; 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, the official newspaper of the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Councilman Holbrook.

All voted Aye.

(934) Councilman Frohling offered the following resolution:

Bond Anticipation Note of \$221,000.00 (See Page 426)

Seconded by Councilman Holbrook.

All voted Aye.

(935) Councilman Damiani offered the following resolution:

Bond Anticipation note for \$42,000.00 appropriating \$5,390.19 for redemption. (See page 427)

Seconded by Councilman Holbrook.

All voted Aye.

(936) Councilman Damiani offered the following resolution:

Bond Anticipation note resolution authorizing Renewal of \$42,000.00 (See page 428)

Seconded by Councilman Holbrook.

All voted Aye.

(937) Councilman Damiani offered the following resolution:

WHEREAS, a public hearing was held by the Planning Board of the Town of Clarkstown at 9 Johnson's Lane, New City, New York, on November 29, 1966, pursuant to notice of said hearing duly published in the Journal News, and

WHEREAS, the Planning Board of the Town of Clarkstown considered amending Section 21.25 of the Subdivision Application procedure and requirements in the Land Subdivision Regulations of the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that the Land Subdivision Regulations the Planning Board of the Town of Clarkstown are amended as follows:

Section 21.25 of the Regulations under the heading of Application Procedure and Requirements' be amended to read as follows:

Section 21.25. Be accompanied by a non-returnable fee consisting of one hundred dollars (\$100.00) base, plus twenty-five dollars (\$25.00) per lot.

Seconded by Councilman Holbrook.

All voted Aye.

CC6660

and
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EXTRACT OF MINUTES

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

December 7, 1966

* * *

A regular meeting of the Town Board of the Town of Clarkstown,
in the County of Rockland, New York, was held at the Town Hall,
10 Maple Avenue, New City, New York, in said Town, on December 7,
1966, at 8:00 o'clock P.M. (E.S.T.).

There were present: Honorable Paul F. Mundt, Supervisor,
and
Councilman Martin E. Holbrook
Councilman Philip J. Frohling Jr.
Councilman James V. Damiani
Councilman William Brenner

There were absent: None

Also present: Anne E. O'Connor, Town Clerk
Donald S. Tracy, Town Attorney

* * *

Councilman Frohling offered the following resolution
and moved its adoption:-

BOND ANTICIPATION NOTE RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED DECEMBER 7, 1966, AUTHORIZING THE ISSUANCE OF A \$221,000 BOND ANTICIPATION NOTE IN ANTICIPATION OF THE SALE OF SERIAL BONDS OF THE TOWN HERETOFORE AUTHORIZED TO BE ISSUED FOR THE CONSTRUCTION AND INSTALLATION OF SURFACE DRAINAGE SEWER FACILITIES AND APPURTENANCES THERETO IN PARTS OF SAID TOWN.

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

Section 1. A bond anticipation note of this Town, in the principal amount of \$221,000, is 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, for the class of objects or purposes as more fully described in the bond resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted October 5, 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 \$221,000, appropriating said amount therefor and authorizing the issuance of \$221,000 serial bonds to finance said appropriation ,"

duly adopted by the Town Board on the date therein referred to. Said Note is to be issued in anticipation of the sale of serial bonds of the Town heretofore authorized to be issued by said resolution. No bond anticipation notes are outstanding in anticipation of the sale of said bonds and the Note hereby authorized is not a renewal Note. The period of maturity of the Note hereby authorized shall not exceed one year from date, and said Note may be renewed pursuant to the provisions of the Local Finance Law. Said Note is to be issued in anticipation of bonds for a nonassessable improvement

Section 2. The terms, form and details of said Note shall be as follows:

Amount and Title: \$221,000 Bond Anticipation Note For Surface Drainage Sewer Facilities-1966

Dated: December 8, 1966

Matures: December 8, 1967,

No. 1 Denomination: \$221,000

Interest rate: 3-3/4% per annum, payable at maturity

Place of payment of principal and interest:

Supervisor's Office
Town Hall
New City, New York

Form of Note: Substantially in accordance with form prescribed by Schedule B, 2 of the Local Finance Law of the State of New York.

Section 3. Said Note is hereby sold to the MARINE MIDLAND TRUST COMPANY OF ROCKLAND COUNTY, Nyack, New York, at the purchase price of \$221,000, said Note to bear interest at the rate of three and three-quarters per centum (3-3/4%) per annum, payable at maturity, and the Supervisor is hereby authorized to deliver said Note to said purchaser upon receipt of the purchase price, plus accrued interest, if any, from the date of said Note to the date of delivery.

Section 4. Said Note shall contain the recital of validity prescribed by §52.00 of said Local Finance Law, and shall be a general obligation of the Town, payable as to both principal and interest by a 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 Note and provision shall be made in the budget of the Town by appropriation for the redemption of the Note to mature in such year and for the payment of interest to be due in such year.

Section 5. Said Note shall be executed in the name of the Town by its Supervisor and the corporate seal of said Town shall be affixed thereto and attested by its Town Clerk.

Section 6. This resolution shall take effect immediately.

*

*

*

The adoption of the foregoing resolution was seconded by

Councilman Holbrook 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.

CERTIFICATE

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown,
in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the _____
Town Board of said Town,
duly called and held on December 7, 1966, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this 7th day of December, 1966

Anne E. O'Connor

Town Clerk

(Seal)

CLOSING CERTIFICATES

Relating to Notes of

TOWN OF CLARESTOWN, NEW YORK

CERTIFICATE AS TO SIGNATURES, NO-LITIGATION AND DELIVERY AND PAYMENT

We, the undersigned officers of the Town of Clarkstown,

in the County of Rockland, a municipal corporation of the State of New York and herein referred to as the "Issuer", HEREBY CERTIFY that, on the 8th day of December, 1966, we officially signed and properly executed the \$ 221,000 principal amount of obligations of the Issuer described in Schedule A annexed hereto and by this reference made a part hereof, and that at the time of such signing and execution and on the date hereof we were and are the duly chosen, qualified and acting officers of the Issuer authorized to execute said obligations and holding the respective offices indicated by the official titles set opposite our signatures hereto.

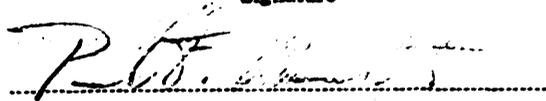
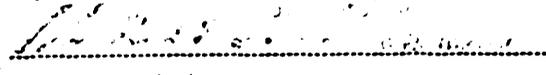
WE FURTHER CERTIFY that no litigation of any nature is now pending or threatened restraining or enjoining the issuance or delivery of said obligations or the levy or collection of any taxes to pay the interest on or principal of said obligations, or in any manner questioning the authority or proceedings for the issuance of said obligations or for the levy or collection of said taxes, or affecting the validity of said obligations or the levy or collection of said taxes, or contesting the corporate existence or boundaries of the Issuer or the title of any of the present officers thereof to their respective offices; and that no authority or proceedings for the issuance of said obligations has or have been repealed, revoked or rescinded.

WE FURTHER CERTIFY that the seal which is impressed upon this certificate has been affixed upon each of said obligations and is the legally adopted, proper and only official corporate seal of the Issuer.

AND I, the undersigned Supervisor of the Issuer HEREBY FURTHER CERTIFY that on the 8th day of December, 1966, I delivered said obligations to the MARINE MIDLAND TRUST COMPANY OF ROCKLAND COUNTY, Nyack, New York, (herein referred to as "Purchaser"), and that at the time of such delivery I received from the Purchaser full payment for said obligations in accordance with the contract of sale, computed as follows:—

	Contract price.....	\$ 221,000.00
(SEAL)	Interest accrued to the date of such delivery.....	---
	Total amount received.....	\$ 221,000.00

IN WITNESS WHEREOF we have hereunto set our hands and said corporate seal has hereunto been affixed this 8th day of December, 1966.

Signature	Official Title	Term of Office Expires
	Supervisor	December 31, 1966
	Town Clerk	December 31, 1966
.....

I HEREBY CERTIFY that the signatures of the officers of the above-named Issuer which appear above are true and genuine and that I know said officers and know them to hold the respective offices set opposite their several signatures.

 of _____
(Signature) (Title) (Name of Bank)

205-13 TC

EXTRACT OF MINUTES

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

December 7, 1966

* * *

A regular meeting of the Town Board of the Town of Clarkstown,
in the County of Rockland, New York, was held at the Town Hall,
10 Maple Avenue, New City, New York, in said Town, on December 7,
1966, at 8:00 o'clock P.M. (E.S.T.).

There were present: Honorable Paul F. Mundt, Supervisor,
and
Councilman Martin E. Holbrook
Councilman James V. Damiani
Councilman William Brenner
Councilman Philip J. Frohling, Jr.

There were absent: None

Also present: Anne E. O'Connor, Town Clerk
Donald S. Tracy, Town Attorney

* * *

Councilman Damiani offered the following resolution
and moved its adoption:-

CC6660

RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED DECEMBER 7, 1966,
APPROPRIATING \$3,890.19 FOR THE REDEMPTION,
IN PART, OF THE \$42,000 BOND ANTICIPATION
NOTE FOR DYKE'S PARK ROAD-1965.

Recital

WHEREAS, the Town of Clarkstown, in the County of Rockland,
New York, has heretofore duly authorized, sold and issued its \$42,000
Bond Anticipation Note For Dyke's Park Road-1965, and it is now de-
sirable to redeem said Note to the extent of \$3,890.19 from a source
other than the proceeds of the bonds in anticipation of which said Note
has been issued;

now, therefore, be it

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

Section 1. The amount of \$3,890.19 is hereby appropriated from
funds now available to said purpose to redeem, in part, on or before
December 15, 1966, the outstanding \$42,000 Bond Anticipation Note For
Dyke's Park Road-1965 of the Town of Clarkstown, in the County of
Rockland, New York, hereinabove referred to in the recital of this reso-
lution, said funds being a source other than the proceeds of the bonds in
anticipation of which said Note has been issued.

Section 2. This resolution shall take effect immediately.

* * *

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

AYES: Messrs. Mundt, Holbrook
Prohling, Damiani and
Brenner NOES: None

The resolution was declared unanimously adopted.

CC6660

936

Councilman Damiani offered the following resolution
and moved its adoption:-

BOND ANTICIPATION NOTE RESOLUTION OF THE TOWN
OF CLARKSTOWN, NEW YORK, ADOPTED DECEMBER 7,
1966, AUTHORIZING THE RENEWAL, IN PART, OF THE
\$42,000 BOND ANTICIPATION NOTE FOR DYKE'S PARK
ROAD-1965, BY THE ISSUANCE OF A NEW NOTE IN THE
PRINCIPAL AMOUNT OF \$38,109.81.

Recital

WHEREAS, the Town of Clarkstown, in the County of Rockland,
New York, has heretofore duly authorized, sold and issued its \$42,000
Bond Anticipation Note For Dyke's Park Road-1965 and has duly appro-
priated \$3,890.19 for the redemption, in part, of said Note and it is
now necessary and desirable to provide for the renewal, in part, of
said Note by the issuance of a new Note in the principal amount of
\$38,109.81;

now, therefore, be it

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

Section 1. The \$42,000 Bond Anticipation Note For Dyke's Park
Road-1965 of the Town of Clarkstown, in the County of Rockland,
New York, dated December 15, 1966, maturing December 15, 1967, subject
to prior redemption, numbered R-1, heretofore duly authorized, sold and
issued pursuant to the bond anticipation note resolution duly adopted by
the Town Board on December 6, 1965, is hereby authorized to be renewed,
in part, by the issuance of a new Note in the principal amount of
\$38,109.81; the amount of \$3,890.19 having been heretofore duly appropriated
from a source other than the proceeds of the bonds in anticipation of which

said Note has been issued, to redeem, in part, said Note dated December 15, 1965, all as hereinabove referred to in the recital hereof, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York. The maturity of said renewal Note herein authorized shall not be later than one year from its date, and said Note may be further renewed pursuant to the provisions of the Local Finance Law.

Section 2. The terms, form and details of said renewal Note shall be as follows:

Amount and Title: \$38,109.81 Bond Anticipation Note For Dyke's Park Road-1966
Dated: December 15, 1966
Matures: December 15, 1967, subject to prior redemption
No. 2R-1 Denomination: \$38,109.81
Interest rate: 3.70% per annum, payable at maturity
Place of payment of principal and interest:

The Supervisor's Office
Town Hall
New City, New York

Form of Note: Substantially in accordance with form prescribed by Schedule B, 2 of the Local Finance Law of the State of New York.

Section 3. Said Note is hereby sold to the MARINE MIDLAND TRUST COMPANY OF ROCKLAND COUNTY, Nyack, New York, for the purchase price of \$38,109.81, plus the amount of interest, if any, accrued on said Note from its date to the date of delivery thereof and payment therefor, and said Note shall bear interest at the rate of three and seventy hundredths per centum (3.70%) per annum, payable at maturity.

Section 4. The Note herein authorized shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and shall be a general obligation of the Town, payable as to both principal and interest by a 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 Note and provision shall be made in the budget of the Town by appropriation for the redemption of said Note to mature in such year and for the payment of interest to be due in such year.

Section 5. Said Note shall be executed in the name of the Town by its Supervisor and the corporate seal of said Town shall be affixed thereto and attested by its Town Clerk.

Section 6. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by
Councilman Holbrook 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.

General - No Veto

10/1/66 (3M)

CERTIFICATE

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown,
in the County of Rockland,

State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the _____
Town Board of said Town,
duly called and held on December 7, 19 66, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this 7th day of December, 19 66

[Signature]

(Seal)

Town Clerk

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

ANNE E. O'CONNOR, being first duly sworn upon her oath,
deposes and says:

(1) I am the duly elected, qualified and acting Town Clerk
of the Town of Clarkstown, in the County of Rockland, New York;

(2) That with respect to the contract of sale of the following
described obligation of the Town to the MARINE MIDLAND TRUST
COMPANY OF ROCKLAND COUNTY, Nyack, New York, I have made
a careful inquiry of each officer and employee of said Town having
the power or duty to (a) negotiate, prepare, authorize or approve the
contract or authorize or approve payment thereunder, (b) audit bills
or claims under the contract or appoint an officer or employee who has
any of the powers or duties set forth above, as to whether or not such
officer or employee has an interest (as defined pursuant to Article 18
of the General Municipal Law) in such contract:

Amount and Title: \$38,109.81 Bond Anticipation Note For
Dyke's Park Road-1966
Dated: December 15, 1966
Matures: December 15, 1967, subject to prior redemption
No. 2R-1 Denomination: \$38,109.81
Interest rate: 3.70% per annum, payable at maturity

(3) That upon information and belief, as a result of such inquiry,
no such officer or employee has any such interest in said contract, ~~unless~~
~~otherwise noted in Schedule A xxxxxxxx by this xxxxxxxx~~
~~xxxxxx~~



Town Clerk

Subscribed and sworn to before me
this 15th day of December, 1966.



Notary Public, State of New York
ETHEL O. ROSS
Notary Public, State of New York
Residing in Rockland County
My Commission Expires March 1, 1967

428

Relating to Notes of

TOWN OF CLARKSTOWN, NEW YORK

CERTIFICATE AS TO SIGNATURES, NO-LITIGATION AND DELIVERY AND PAYMENT

We, the undersigned officers of the Town of Clarkstown,

in the County of Rockland, a municipal corporation of the State of New York and herein referred to as the "Issuer", HEREBY CERTIFY that, on the 15th day of December, 1966, we officially signed and properly executed the \$ 38,109.81 principal amount of obligations of the Issuer described in Schedule A annexed hereto and by this reference made a part hereof, and that at the time of such signing and execution and on the date hereof we were and are the duly chosen, qualified and acting officers of the Issuer authorized to execute said obligations and holding the respective offices indicated by the official titles set opposite our signatures hereto.

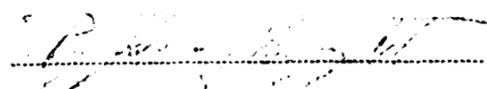
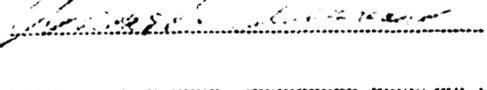
WE FURTHER CERTIFY that no litigation of any nature is now pending or threatened restraining or enjoining the issuance or delivery of said obligations or the levy or collection of any taxes to pay the interest on or principal of said obligations, or in any manner questioning the authority or proceedings for the issuance of said obligations or for the levy or collection of said taxes, or affecting the validity of said obligations or the levy or collection of said taxes, or contesting the corporate existence or boundaries of the Issuer or the title of any of the present officers thereof to their respective offices; and that no authority or proceedings for the issuance of said obligations has or have been repealed, revoked or rescinded.

WE FURTHER CERTIFY that the seal which is impressed upon this certificate has been affixed upon each of said obligations and is the legally adopted, proper and only official corporate seal of the Issuer.

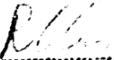
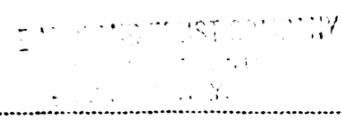
AND I, the undersigned Supervisor of the Issuer HEREBY FURTHER CERTIFY that on the 15th day of December, 1966, I delivered said obligations to the MARINE MIDLAND TRUST COMPANY OF ROCKLAND COUNTY, Nyack, New York, (herein referred to as "Purchaser"), and that at the time of such delivery I received from the Purchaser full payment for said obligations in accordance with the contract of sale, computed as follows:—

	Contract price.....	\$ 38,109.81
(SEAL)	Interest accrued to the date of such delivery.....	--
	Total amount received.....	\$ 38,109.81

IN WITNESS WHEREOF we have hereunto set our hands and said corporate seal has hereunto been affixed this 15th day of December, 1966.

Signature	Official Title	Term of Office Expires
	Supervisor	December 31, 1966
	Town Clerk	December 31, 1966

I HEREBY CERTIFY that the signatures of the officers of the above-named Issuer which appear above are true and genuine and that I know said officers and know them to hold the respective offices set opposite their several signatures.

 of 
(Signature) (Title) (Name of Bank)

TOWN BOARD MEETING

Town Hall

1/1/66

Page 3

County Treasurer notified Town Board that Town of Clarkstown has surplus balance amounting to \$55,512.12.

(938) Councilman Brenner offered the following resolution:

(INS. RES. GRANTING SPECIAL PERMIT APPLICATION MADE BY ALBERT G. LAMBORN
W/RES. COVENANTS)

Seconded by Councilman Holbrook.

All voted Aye.

(939) Councilman Holbrook offered the following resolution:

WHEREAS, HOWARD CONCKLIN made application for a special permit for a gasfilling station located at the southeast corner of Demarest Mill Road and Route 304 in the Hamlet of Nanuet, New York, pursuant to Section 8.333 of the Zoning Ordinance of the Town of Clarkstown, and

WHEREAS, after due notice published and posted, a public hearing was held before the Town Board on the 16th day of November, 1966, at 8:45 P.M. in the Town Hall, 10 Maple Avenue, New City, Town of Clarkstown, New York, to consider such application;

NOW THEREFORE, THE Town Board makes the following Special Findings pursuant to Section 4.31 of the Zoning Ordinance of the Town of Clarkstown,

THAT, the proposed use as described and represented by the applicant

(1) will be properly located with respect to transportation, water supply, waste disposal, fire and police protection, and other public facilities;

(2) will cause undue traffic congestion or create a traffic hazard;

(3) will not create at any point of determination set forth in Section 4.16, 4.16 and 4.18 of the Zoning Ordinance of the Town of Clarkstown any more dangerous and objectionable elements referred to in Section 4.11 that is characteristic of the use expressly permitted as of right in the same district;

(4) will adversely affect the character of, or property values in, the area;

(5) will otherwise impair the public health, safety, morals, convenience, comfort, prosperity, and other aspects of the general welfare of the Town;

(6) will not comply with all other requirements applicable to such use;

NOW THEREFORE, be it further

RESOLVED, that a special permit for a gasfilling station pursuant to said application is hereby DENIED and the reason for denying such special permit are that the proposed use of the premises will not be for the convenience, comfort, prosperity, and general welfare of the community; and be it further

RESOLVED, that the within Special Findings and Resolution setting forth the reason for denying such special permit shall constitute a written report to be filed with the Town Clerk pursuant to Section 8.33 of the Zoning Ordinance of the Town of Clarkstown.

Seconded by Councilman Brenner.

All voted Aye.

(940) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 5th day of October 1966, provided for a public hearing on the 2nd day of November, 1966, at 8:15 P.M. to consider the application of GEORGE EL HECK & WILLIAM GOLDBACH to amend the Building Zone ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-1 district to an R-2 district; and

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

NOW THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the application be DENIED.

Seconded by Councilman Holbrook.

All voted Aye.

(941) Councilman Holbrook offered the following resolution:

WHEREAS, a deed of conveyance, dated June 17, 1965 made by Mark Wyle, covering premises located on the westerly side of Kings Highway in Convers, New York, has been delivered to the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that said premises are accepted by the Town of Clarkstown.

Seconded by Councilman Frohling.

All voted Aye.

(942) Councilman Holbrook offered the following resolution:

RESOLVED that Orange & Rockland is hereby authorized to install six (6) street lights in Bardonia at annual cost to town of \$383.28.

Seconded by Councilman Brenner.

All voted Aye.

(943) Councilman Holbrook offered the following resolution:

RESOLVED that Orange & Rockland is hereby authorized to install eleven (11) street lights - removing two- in New City at net annual cost to Town of \$581.16.

Seconded by Councilman Brenner.

All voted Aye.

Councilman Holbrook notified Town Board that he is asking Orange & Rockland to make study (with view towards lighting entire Quaspeck Park Subdivision) asking residents if they want lights in right-of-way - vandalism reported in this area. Response received - 79 yes, 24 no - 3 tol ratio. Councilman Holbrook will order lights.

State Traffic Commission informed Town Board that in connection with traffic conditions on Route 304 in the vicinity of Rennert Lane, a delegation of local residents and Assemblyman St. Lawrence visited their office re same. Meeting arranged at location on 12/8/66 at 11:00 A.M., representative of Town Board to be in attendance.

Messrs. Harris Taylor and Walter Plotnick appeared before Board advising of the formation of the Citizens Committee for Hamlet Affairs, (representing 16 new subdivisions in Valley Cottage-Congers area, with total of 500 homes). In connection with proposed Lake Road Garden Apartments, Supervisor requested they submit their points in writing.

(944) Councilman Damiani offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with Green Valley Homes, Inc. in connection with dedication of roads in a subdivision of property of Green Valley Manor, Inc. as show on map entitled "Rockland County Day School";

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with Green Valley Homes, Inc.

TOWN BOARD MEETING

Town Hall

10/2/66

Page 11

providing for the deposit of \$1,000.00 with the Town of Clarkstown by said Green Valley Homes, Inc. to be held by the Town pending final and complete improvements of the roads in said development by the developer, subject to final approval of the Town Engineer and the Superintendent of Highways of the Town of Clarkstown.

Seconded by Councilman Frohling.

All voted Aye.

(945) Councilman Frohling offered the following resolution:

WHEREAS, as Performance Bond No. 2236406 of CONTINENTAL CASUALTY COMPANY, as Surety, and CANDLEWOOD CONSTRUCTION CORP., WILLIAM OSSMAN, RUSSELL HATLEY, MILDRED OSSMANN AND MARY HATLEY, dated March 4, 1966, has been issued in the amount of \$24,888.00, as security for the completion of sanitary sewers and other facilities in a subdivision known as Leland Estates, said bond having been approved by the Town Board May 31, 1966, and

WHEREAS, after due notice and public hearing, the Planning Board has recommended the reduction of said performance bond from \$24,888.00 to 2,400.00, as a result of improvements having been installed in said subdivision, the new reduced amount of said bond to cover the cost of completing the remaining improvements;

NOW THEREFORE, be it

RESOLVED, that the reduction of said performance bond, as aforesaid, is hereby approved pursuant to the requirements of Sec. 277 of the Town Law.

Seconded by Councilman Holbrook.

All voted Aye.

(946) Councilman Holbrook offered the following resolution:

WHEREAS, a Performance Bond No. 2236405 of CONTINENTAL CASUALTY COMPANY, as Surety, and CANDLEWOOD CONSTRUCTION CORP., WILLIAM OSSMAN, RUSSELL HATLEY, MILDRED OSSMANN AND MARY HATLEY, dated March 4, 1966, has been issued in the amount of \$127,160.25, as security for the completion of improvements on the streets and other facilities in a subdivision known as Leland Estates, said bond having been approved by the Town Board May 31, 1966, and

WHEREAS, after due notice and public hearing, the Planning Board has recommended the reduction of said performance bond from \$127,160.25 to \$85,000.00, as a result of improvements having been installed in said subdivision, the new reduced amount of said bond to cover the cost of completing the remaining improvements;

NOW THEREFORE, be it

RESOLVED, that the reduction of said performance bond, as aforesaid, is hereby approved pursuant to the requirements of Sec. 277 of the Town Law.

Seconded by Councilman Frohling.

All voted Aye.

(947) Councilman Holbrook offered the following resolution:

RESOLVED, that extension to February 7, 1966, is granted to Clarkstown Planning Board for recommendation on following zone change application referred to them by the Town Board:

ROBERT RIES
ADLER & EICHLER
SAIEVA
LESTER CLARK & ALAN YASSKY

MITE REALTY
CHESTNUT GROVE
LAKE DEFOREST
JOHN KNUTSEN

Seconded by Councilman Frohling.

All voted Aye.

CC660

(948) Councilman Holbrook offered the following resolution:

RESOLVED, that upon recommendation of the Superintendent, of Highways, deed form

GREEN VALLEY HOMES, INC.
to the Town of Clarkstown conveying

1456 l.f. The Rise
1541 l.f. Parkside Drive
993 l.f. Waters Edge
225 l.f. Buttonwood Ct.
584 l.f. Dover Rd.
299 l.f. Garnet Lane
225 l.f. Maiden Lane

be accepted, and be it

FURTHER RESOLVED, that said roads be included in the Town Highway System, and that the Town Attorney be directed to record the deed.

Seconded by Councilman Brenner.

All voted Aye.

The following Maintenance Bonds were signed by Town Board; approving same as to form as sufficiency:

Cont. Casualty Co. Maint. Bond #2239228
GREEN VALLEY HOMES, INC. Princ. (Rockland Country Day School)
Amt: \$15,510.
Period: One (1) Year - 12/7/66 - 12/7/67
Covers: The Rise, Parkside Dr., Waters Edge, Buttonwood Court, Dover Road, Garnet Lane and Maiden Lane

Cont. Casualty Co. Maintenance Bond #2239229
GREEN VALLEY HOMES, INC., Princ. (Rockland Country Day School)
Amount: \$3,105.
Period: One (1) year - 12/7/66 - 12/7/67
Covers: Sewer Improvements (for above road)

Supervisor signed Agreement with Green Valley Homes, Inc. (Rockland Country Day School)

(949) Councilman Holbrook offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to correct drainage problem existing on premiss of George G. Koster, 76 N. Middletown Rd., Nanuet, N.Y. Monies to be obtained from the \$221,000 bond issue.

Seconded by Councilman Frohling.

All voted Aye.

(950) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of Thomas Carbone, of 7 Acorn Terrace, New City, New York, to the position of Cleaner, part-time at a salary of \$2,340.00 per annum effective December 19, 1966.

Seconded by Councilman Holbrook.

All voted Aye.

(951) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appoint of CHARLES MANERI, of 2 Twin Peg Drive, New City, New York, To the position of Dog Warden, part-time at a salary of \$2,990.00 per annum effective December 19, 1966.

Seconded by Councilman Holbrook.

All voted Aye.

(952) Councilman Holbrook offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified that the position of CLERK in the Tax Assessor's office, Town of Clarkstown, can now be established,

NOW THEREFORE, BE IT RESOLVED, that the position of CLERK in said Tax Assessor's Office be and the same is hereby established as of this date.

Seconded by Councilman Frohling.

All voted Aye.

(953) Councilman Holbrook offered the following resolution:

WHEREAS, the position of CLERK in the Tax Assessor's Office was this day established, upon certification of the Rockland County Personnel Office

AND WHEREAS, the name of Carol Tribert appears on Certification of Eligibles CR-5 66-42, furnished by said Personnell Office, now, upon recommendation of Paul Bailey, Tax Assessor for the Town of Clarkstown, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of CAROL TRIBERT, of 62 Ohio Avenue, Congers, New York to the position of Clerk in the Tax Assessor's at a salary of \$3,276.00 per annum effective immediately.

Seconded by Councilman Brenner.

All voted Aye.

(954) Councilman Damiani offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified that the position of SECRETARIAL ASSISTANT 1, in the Town Planning Board of the Town of Clarkstown, can now be established,

NOW THEREFORE, BE IT RESOLVED, that the position of SECRETARIAL ASSISTANT I in said Town Planning Board be and the same is hereby established as of this date.

Seconded by Councilman Holbrook.

All voted Aye.

(955) Councilman Damiani offered the following resolution:

WHEREAS, the position of SECRETARIAL ASSISTANT I In the Town Plannin, Board was this day established, upon certification of the Rockland County Personnel Office,

AND WHEREAS, the name of Josephine Finaly appears on Certification of Eligibles \$6673, furnished by said Personnel Office, now, therefore, upon recommendation of Charles T. Cassels, Administrative Assistant to said Town Planning Board, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of JOSEPHINE FINLAY, of 92 Strawtown Road, New City, New York to the position of Secretarial Assistant I, in said Town Planning Board, at a salary of \$4,594 per annum, effective immediately.

Seconded by Councilman Holbrook.

All voted Aye.

(956) Councilman Holbrook offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified that the position of POLICEWOMAN, in the Clarkstown Police Department, can now be established,

NOW THEREFORE, BE IT RESOLVED, that the position of POLICEWOMAN in said Police Department be , and the same is hereby established as of this date.

Seconded by Councilman Fronling.

All voted Aye.

Memo received from Town Enginner re streat control. Engineer and

CCG660

Councilman Damiani to bring to attention of Drainage Commission to recommend to town that these steps be taken. Velzy and Associates could then give us idea of cost involved.

Letter received from William J. Stein, Chairman of the Clarkstown Drainage Commission re proposed state Highway Department construction. Referred to Town Engineer.

(957) Councilman Frohling offered the following resolution:

**TOWN BOARD OF THE TOWN OF CLARKSTOWN
COUNTY OF ROCKLAND, STATE OF NEW YORK**

WHEREAS, the Department of Public Works, of the State of New York, proposed reconstruction of a portion of Rt 59, Rockland County, starting at its intersection with Grandview Avenue and including the relocation of Rose Road extending easterly, to its intersection with Smith Street, the total length of the project being 1.4 ^{plus} miles, and

WHEREAS, a public hearing was held at the Town Hall, Town of Clarkstown, New City, on April 14, 1966, in accordance with the provisions of Title 23, U.S. Code, Sec. 128, in connection with said contemplated project, and

WHEREAS, the Department of Public Works expressed itself as concerned with the problem of providing adequate traffic capacity for the future traffic forecast for the area in question, and

WHEREAS, the Town Board of the Town of Clarkstown likewise is concerned with the Traffic situation in the Hamlet of Nanuet and particularly with respect to Rt 59 and the various roads intersecting it within the Hamlet of Nanuet, and the Town Board being anxious to alleviate the condition, and

WHEREAS, the Town Board is aware of the sentiment and feelings of the people of the Town of Clarkstown, particularly those residing in and working in and around Nanuet, and with the feelings and opinions of the owners of property and of the business merchants located along Rt 59 and on the crossroads that intersect said highway in the Hamlet of Nanuet, and the Town Board is aware of the objections of all of the aforementioned to the plan of the Department of Public Works which they proposed at a public hearing held in New City on April 14,

1966, and

WHEREAS, a meeting took place with Mr. M. NICHOLAS SINACORI, District Engineer, New York State Department of Public Works, and with town officials and interested citizens and representatives of the merchants and property owners located in the area in question, on September 16, 1956, at which meeting Mr. Sinacori advised the persons assembled that the Department of Public Works would withhold condemnation or appropriation to afford the merchants and real estate owners an opportunity to present their own proposal to alleviate the traffic conditions, and

WHEREAS, a group of property owners and business men have joined together and have received a Charter from the State of New York under the name of RT 59 IMPROVEMENT ASSOCIATION, INC. (hereinafter called "IMP. ASSOC.") and said IMP. ASSOC. has hired engineers and prepared a plan designed to alleviate the aforementioned conditions, which plan has been approved by the Emergency Services of the Hamlet of Nanuet and by school and church authorities involved, and

WHEREAS, the plan of the IMP. ASSOC. represents the thinking of the community-at-large of the Hamlet of Nanuet, and community which opposes the contemplated project of the Department of Public Works, and regards it as a "Chinese Wall" which would split the Hamlet of Nanuet into two parts, and

WHEREAS, the IMP. ASSOC. notified J. BURCH McMORRAN, Superintendent of Public Works of the State of New York that it was prepared to present its proposal for the improvement of Rt 59 within the Hamlet of Nanuet, to the Department of Public Works, and

WHEREAS, the Department of Public Works, on

November 9, 1966, informed the IMP. ASSOC. that it would be pleased to arrange a meeting of their engineers to review the plan of the IMP. ASSOC., and

WHEREAS, the Department of Public Works, by letter dated December 2, 1966, addressed to Mendelson & Flynn, Esqs., attorneys for the IMP. ASSOC. acknowledged said attorneys' letter of November 23, 1966 which advised the department that the IMP. ASSOC.'s consultant engineer, A. ROGER KELLY had prepared a proposal for the design of Rt. 59 in the Nanuet area, and that the Department understood that the association needed sufficient time to review Mr. Kelly's proposal with various local officials and organizations, and which letter assured said Mendelson & Flynn, Esqs., that the Department of Public Works would take no further action in advancing their contemplated project until such time as there was made available to them Mr. Kelly's proposal, as well as the comments, recommendations and suggestions of the IMP. ASSOC.;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown is on record that it is opposed to the contemplated project of the Department of Public Works in connection with Rt. 59 in the Nanuet area, would divide the Hamlet of Nanuet into a north part and a south part, and would create a traffic and safety hazard which is apposed by the local Firemanic Service, Ambulance Corps., and citizenry, and would needlessly deprive the owners of real property of their land and merchants of their businesses, causing them to suffer great financial loss and hardship; and it is

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown requests the Department of Public Works of the State of New York to schedule a meeting with the members of the Town Board, and representatives of the RT. 59 IMPROVEMENT ASSOCIATION, INC. and with other public officials of the Town of Clarkstown and/or the County of Rockland, State of New York and other interested citizens, with a view to consideration of the plan of RT 59 IMPROVEMENT ASSOCIATION,

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Seconded by Councilman Holbrook.

All voted Aye.

Trial Balance dated October 31st, 1966, received and noted by Town Board. Order filed in Town Clerk's Office.

Letter received from Mr. Anthony D. Farina, Quaspeck Blvd., Valley Cottage stating (1) that instead of lights, we need place for teenagers to meet; and (2) stated there is need for "STOP" signs at following intersections: Mary Lane & Lake Road intersections; Quaspeck Blvd. and Lake Rd. intersection; Charles Blvd & Lake Rd., intersections. Matter referred to Police Chief with request that he make recommendations by 12/21/66 Town Board Meeting.

(958) Councilman Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of renting space for Highway Department at 275 East Route 59, Nanuet, N.Y.; said premises being owned by Philip J. Frohling, Town Councilman of the Town of Clarkstown, and Helen Frohling, his wife.

NOW THEREFORE, be it

RESOLVED, that the Town Attorney take all legal steps required to rent said premises from Philip J. Frohling for garage space of highway vehicles.

Seconded by Councilman Brenner.

On roll call the vote was as following:

AYES: Councilmen Holbrook, Brenner, Damiani,
Supervisor Mundt
ABSTENTION: Councilman Frohling

Councilman Damiani reported that he attended Industrial Relations Conference at Cornell. He also informed Board that he received letter from St. John's Episcopal Church re notifying clergy in case of accidents and that they are very gratified at action taken. Recommends that Councilman Frohling, Police Commissioner, add men of all faiths to act as Chaplains in the Police Department so closer contact can be made.

Councilman Damiani also stated that re care parked in backyards, three violations have been passed out.

Re Traxcavator in Town Dump; May have to be turned in. Councilman Damiani will look into matter and report back to Town Board at next meeting.

Supervisor requested, in connection with Town Dump, that Highway Superintendent make check as to whether or not we have some direct access with Route 303, whereby those who are going to use, instead of using dump gates, can go right into base ball area.

(959) Councilman Frohling offered the following resolution:

RESOLVED, that Richard Jarvis, 8 Oak Road, New City, is hereby appointed as a member of the Human Rights Commission, effective immediately.

Seconded By Councilman Brenner.

All voted Aye.

Town Clerk will call Mrs. Janet Fish to inform her this appointment has been made.

Mr. John Lodico, Representing Independent Contractors of Rockland County, appeared before Town Board requesting possibility of having Town Attorney appear at their January meeting to present the facts of the proposed

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ordinance on performance bonds, deposits, etc. Supervisor reminded Mr. Lodico that although he can be supplied with copy of code and questions answered, same may be simplified after hearing. (This has not been adopted). Mr. Lodico was asked to make arrangements with Town Attorney.

Mr. Lodico also spoke on Route 59 - accidents. Suggested that town do work to solve and charge to state. Highway Superintendent stated we have agreement with county; we blacktop the state roads, they have obligations of sanding them. He will inquire. Supervisor suggested that Mr. Conway be contacted and his attention be called to this particular area. Also, town will check out our emergency snow removal provision to see if this covers. Highway Superintendent will contact Mr. Conway to ask if he would give Route 59 top priority - sanding and salting.

(960) Councilman Brenner offered the following resolution:

RESOLVED that Town Clerk is hereby authorized to advertise for bids for purchase of ten (10) voting machines to be returnable 1/4/67 - 8:05 P.M.

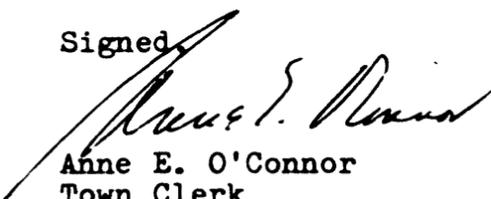
Seconded by Councilman Holbrook.

All voted Aye.

Councilman Brenner mentioned that Mr. William Gillis retiring as President of Central Nyack Civic Association. Board complimented Mr. Gillis for job well done.

On resolution offered by Councilman Brenner, seconded by Councilman Damiani and unanimously adopted, Town Board meeting was adjourned until 8:00 P.M. on 12/21/66.

Signed,



Anne E. O'Connor
Town Clerk