

PUBLIC HEARING

179

Town Hall

7/5/67

8:15 P.M.

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

Absent: Supervisor Mundt

Re: PROPOSED EXTENSION OF NEW CITY-WEST NYACK WATER SUPPLY DISTRICT
TO INCLUDE AMOS CONSTRUCTION CORP., VALLEY COTTAGE, N.Y.

Councilman Holbrook chaired public hearing as Deputy Supervisor. Public Hearing was called to order. Town Clerk read notice of public hearing.

Town Engineer F. Busch sworn in and testified as follows:

Proposed extension will benefit all property owners within the proposed extension; all property owners who will benefit from this proposed extension are included within the limits of the proposed extension.

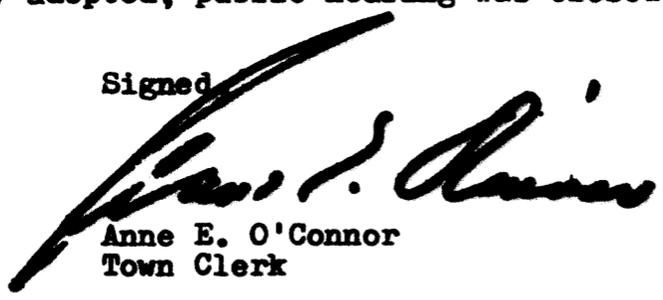
Would be in public interest to grant. Would provide fire protection for the safety and well-being of property and lives and a reduction in fire insurance rates.

In favor: None

Opposed: None

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

Signed



Anne E. O'Connor
Town Clerk

CCJ301

Town Hall 7/5/67 8:00 P.M.

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

Absent: Supervisor Mundt

Councilman Holbrook, in his capacity as Deputy Supervisor, chaired the Town Board meeting.

(415) Councilman Brenner offered the following resolution:

RESOLVED, that minutes of Town Board meetings held on 6/21/67 and 6/30/67 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Damiani

All voted Aye.

(416) Councilman Brenner offered the following resolution:

WHEREAS, JOSEPH, MICHAEL, & FRANK LAGANA have 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 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 2nd day of August, 1967, at 8:15 P.M., E.S.T. to consider the application of JOSEPH, MICHAEL, & FRANK LAGANA 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, 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.

(417) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for construction of lateral sewers - Sewer District #10, New City, N.Y. said bids to be returnable 8/2/67 at 8:05 P.M.

Seconded by Councilman Brenner

All voted Aye.

Mr. G. Martin, 11 Cottage Place appeared before Town Board requesting that property behind him be included in Highway Cleanup program -- owner of said property not available -- Town Engineer to draw up easement so Highway Department can enter and clean this property.

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(418) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, a full STOP sign be placed at:

Parkside Drive and Kings Highway, Congers
Blue Bird Drive & Kings Highway, Congers

(Traffic on Bluebird and Parkside to Stop before entering on to Kings Highway), and be it further

RESOLVED, that the Town Highway Superintendent be instructed to install the necessary signs.

Seconded by Councilman Damiani

All voted Aye

(419) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, a full STOP sign be placed at Belleville Terrace and Lake Road, Valley Cottage; Mullberry Road and Lake Road, Valley Cottage; traffic on Belleville and Mullberry to stop before entering Lake Road, and be it

FURTHER RESOLVED, that the Town Highway Department be instructed to install the necessary signs.

Seconded by Councilman Damiani

All voted Aye

(420) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 7th day of December 1966, provided for a public hearing on the 21st day of December 1966, at 8:30 P.M., to consider the application of Harry Waitzman & Simon Waitzman to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-1 district to a R-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 Brenner

All voted Aye

(421) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 10th day of October 1966, provided for a public hearing on the 7th day of December 1966, at 8:15 P.M., to consider the application of Albert Dorfman to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an RA & RA-1 district to a R-22 district; and

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

NOW THEREFORE, be it

RESOLVED, that for reasons on public hearing, safety and welfare, the application be DENIED.

Seconded by Councilman Brenner

All voted Aye

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(422) Councilman Damiani offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 7th day of December 1966, provided for a public hearing on the 18th day of January 1967, at 8:15 P.M., to consider the application of Manny Apfelbaum to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an RA district to a RA-1 district; and

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

NOW THEREFORE, be it

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

Seconded by Councilman Frohling

All voted Aye

(423) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 17th day of August 1966, provided for a public hearing on the 21st day of September, 1966, at 8:15 P.M., to consider the application of Route 304 Realty Corp. to amend the Building Zone Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an RA-1 district to a R-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 Damiani

All voted Aye

(424) Councilman Damiani offered the following resolution:

WHEREAS, approval has been received from Rockland County Personnel Office for the second provisional appointment of Frances E. Sikora as Legal Stenographer in the Town Attorney's Office, now therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the second provisional appointment, pending examination of FRANCES E. SIKORA, of 17 Primrose Lane, New City, New York, to the position of Legal Stenographer, in the Town Attorney's Office, at a salary of \$5,323.50 per annum effective immediately.

Seconded by Councilman Brenner

All voted Aye

(425) Councilman Frohling offered the following resolution:

RESOLVED, that Police Chief Ernest F. Wiebicke is hereby authorized to attend the New York State Police Chiefs' Convention at Binghamton, New York, July 23 to 27, 1967, and be it further

RESOLVED, that all actual and necessary expenses are to be made a proper Town charge.

Seconded by Councilman Damiani

All voted Aye

CCJ301

(426) Councilman Frohling offered the following resolution:

RESOLVED, that Police Chief Ernest F. Wiebicke is hereby authorized to attend a Police Administration Seminar at St. Lawrence University at Canton, New York, August 10th to 14th, 1967, and be it

FURTHER RESOLVED, that all actual and necessary expenses are to be made a proper Town Charge.

Seconded by Councilman Damiani

All voted Aye

(427) Councilman Holbrook offered the following resolution:

RESOLVED, that Orange & Rockland Utilities is hereby authorized to install one street light on Pheasant Drive, West Nyack and one street light on Route 303, Valley Cottage - Pole #91 at an annual cost to the Town of Clarkstown of \$104.52.

Seconded by Councilman Brenner

All voted Aye

Letter received from Department of Public Works re Route 303 and Lake Road, Congers. They will advise the Town Board of their findings.

(428) Councilman Damiani offered the following resolution:

RESOLVED, that the Chairman of the Clarkstown Recreation Commission is hereby authorized to proceed with negotiations for a qualified landscape architect to aid and assist the Recreation Commission with their recommendations for the development of park and recreation lands, and be it

FURTHER RESOLVED, that said Commission notify the Town Board of any decisions made.

Seconded by Councilman Brenner

All voted Aye

Letter received from John M. Hekker, attorney for petitioner, withdrawing application of Malan Development Corp. for zone change for property located on s/s West Clarkstown Road.

Appointment of Albert Strickle of Central Nyack to assist Dumpmaster held for next Town Board meeting, since decision of salary of starting date of appointment could not be obtained. (Mr. Malone advised Town Clerk that he was not sure Mr. Strickle could take position at this time). Matter held.

(429) Councilman Frohling offered the following resolution:

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

Seconded by Councilman Brenner.

All voted Aye

(430) Councilman Holbrook offered the following resolution:

RESOLVED, that regular Town Board meeting is hereby resumed, scheduled public hearing having been held.

Seconded by Councilman Damiani

All voted Aye

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Town Board signed Order Extending New City-West Nyack Water Supply District to include AMOS CONSTRUCTION CORP., Valley Cottage, New York

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

In the Matter of the Petition for
Extension of the New City-West Nyack Water Supply District
District to include Amos Construction Corp.

ORDER
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 21 day of June 1967, for the hearing of all persons interested in the matter on the 5 day of July, 1967 at 8:15 P.M.EDST 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 July 5, 1967
[Signature]
Councilman

[Signature]
Supervisor
[Signature]
Councilman
[Signature]
Councilman

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 Dist. 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 5th day of July 1967.

[Signature]
Town Clerk

CCJ301

Town Board signed Order Extending New City-West Nyack Water Supply District to include AMOS CONSTRUCTION CORP., Valley Cottage, New York

SCHEDULE "A"

PARCEL I.

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Hamlet of Valley Cottage, Town of Clarkstown, County of Rockland and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point on the Easterly side of Green Avenue as proposed to be extended, where said Easterly side of Green Avenue is intersected by the southerly line of lands now or formerly of Valley Cottage Realty Corp., and which point is the following two courses and distances from a Rockland County Highway monument which is 70 feet more or less on a course of South 32° 49' 26" West from the Northeast corner of Green Ave. as it presently exists: (1) North 32° 49' 26" East 98.54 feet and (2) North 32° 47' East 417.70 feet, running thence from said point of beginning (1) South 57° 13' East 180 feet to a point on the Northwesterly side of Tranquill Avenue, a proposed street, thence (2) along the said Northwesterly side of Tranquill Avenue, South 32° 47' West 145.69 feet to a point; thence still along said Tranquill Avenue (3) South 73° 25' 20" West 279.83 feet to a point; thence along the Easterly line of Green Avenue as proposed to be extended (4) North 32° 47' East 360.04 feet to the point or place of beginning.

PARCEL II.

ALL that lot or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Hamlet of Valley Cottage, Town of Clarkstown, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at a point marked by an iron pipe situated in the ground, which said point of beginning is at the Southwesterly corner of premises of Braga and is at the Northwesterly corner of the premises being conveyed hereby running thence along the South line of premises of Braga, aforesaid, North 32° 47' East 305.3 feet to a point marked by an iron pipe; running thence South 57° 13' East 207.21 feet to a point in the North line of Green Avenue Extension; running thence along the same South 32° 47' West 464.23 feet to a point marked by an iron pipe driven in the ground and the East side of a proposed 40 foot road; running thence along the Easterly side of said proposed road the following courses and distances: North 17° 11' West 134.99 feet to a point marked by an iron pipe and North 22° 27' West 126.43 feet to the point or place of beginning.

Town Board signed Order Extending New City-West Nyack
Water Supply District to include AMOS CONSTRUCTION CORP., Valley
Cottage, New York

SCHEDULE A

PARCEL ONE

ALL that contain lot, piece or parcel of land with the buildings and improvements thereon, erected, situate, lying and being in the Hamlet of Valley Cottage, Town of Clarkstown, County of Rockland, and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point which point is the northwesterly corner of Green Avenue as it presently exists, and which point is 3.35 feet - measured on a course of South $32^{\circ} 49' 26''$ West from the northeasterly corner of lands now or formerly of Scroder, and running thence from said point of beginning (1) North $32^{\circ} 49' 26''$ East 3.35 feet to the northeasterly corner of lands now or formerly of Scroder, thence (2) North $17^{\circ} 11'$ West 13.05 feet, along the northerly line of lands now or formerly of Scroder to a point, thence (3) North $32^{\circ} 47'$ East 516.47 feet to a point, thence (4) South $57^{\circ} 13'$ East 50 feet to a point, thence (5) South $32^{\circ} 47'$ West 499.94 feet to a point, thence (6) South $32^{\circ} 49' 26''$ West 28.54 feet to the northeasterly corner of Green Avenue as it presently exists, thence (7) North $57^{\circ} 13'$ West along the northerly end of Green Avenue as it presently exists 40 feet to the point or place of beginning.

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(431) Councilman Damiani offered the following resolution:

RESOLVED, that Fred J. Seeger, Superintendent of Highways be and he is hereby authorized to construct a road into the Town of Clarkstown Sanitary Land Fill Project at a cost not to exceed the amount of \$2800.00, and be it

FURTHER RESOLVED, that the amount of \$2800.00 be transferred from Current Surplus General to Sanitary Land Fill Project - Road Construction.

Seconded by Councilman Brenner

All voted Aye

Re Country Day School; on question from Councilman Damiani, Town Engineer stated that we have a drainage program under way providing french drains and piping. Since this is county road, Mr. Hall cooperating - easements not needed. Highway Supt. together with County Highway will drain and run down to brook, County Highway to donate pipe. Town Attorney requested to write Mr. Wyle stating that we would appreciate something tangible being done on the premises as soon as possible.

Re closing of First St., Manuet - waiting for Spring Valley to lower water main; which could be accomplished shortly - pavement should be restored in few days.

Highway Supt. requested to check matter of stones, etc. on Main Street, Manuet. Also at intersection of Church and Main; problem caused by construction trucks using route and dropping stones. Highway Supt. and Mr. Gerber to talk to contractor.

Re DeSimone Lane; Mr. Boswell assured Town Board that specs will be out by middle of next week - sewers will be in along with the construction.

(432) Councilman Brenner offered the following resolution:

RESOLVED, that Councilman William Brenner and Highway Supt. Fred J. Seeger are hereby authorized to attend seminar re federal funds for highways to be held at Fordham Univ. on 7/19/67, and be it

FURTHER RESOLVED, that any and all expenses incurred be made a proper town charge.

Seconded by Councilman Frohling

All voted Aye

Re drainage problem existing at the end of Green Avenue in Valley Cottage, adjacent to the Ponderosa; Town Engineer to present cost figure.

(433) Councilman Holbrook offered the following resolution:

RESOLVED, that the Highway Supt. is hereby authorized to correct drainage problem existing in CARRIAGE HILL SUBDIVISION, VALLEY COTTAGE, N.Y. at a cost not to exceed \$6400.00 and that the cost for the project be charged to Construction and Installation of Surface Drainage Sewer Facilities and Appurtenances - Project No. 3

Seconded by Councilman Frohling

All voted Aye

On resolution offered by Councilman Brenner, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned until Wednesday, 8/2/67 at 8:00 P.M.