

## PUBLIC HEARING

Town Hall

8/2/67

8:15 P.M.

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

RE: SPECIAL PERMIT & ZONE CHANGE APPLICATION - JOSEPH, MICHAEL  
 & FRANK LAGANA - PROPERTY LOCATED PASCACK ROAD & OLD NYACK  
 TPK. (RO to M-1)

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

Attorney for petitioner: Arthur Moskoff, Esq.

COUNTY PLANNING BOARD: Proposed change would have no major adverse effect on Village of Spring Valley or NYS Thruway.

CLARKSTOWN PLANNING BOARD: Special Permit for location of gas service station should be granted, such approval to be conditioned upon Site Layout Review and approval by the Clarkstown Planning Board.

Attorney for the petitioner stated the following:

Old Nyack Turnpike directly north of thruway. On either side, parcel of land they proposed to be developed as service station. This property 112' on Pascack; 190'  $\frac{1}{2}$  or - on Old Nyack Turnpike.

New zoning ordinance has incorporated this change to M-1 so zone change will not be necessary.

To the west - Lagana Electric  
 To the south - New York State Thruway  
 To the east - vacant lands and Pascack Brook  
 To the north - Private residence

Surrounding proposed and existing garden complexes.

High tension power line bisects this piece of property. Within  $\frac{1}{2}$  mile radius, 9-10 gas stations. One located south of 59. There is no convenience to the public further than this as far as service stations are concerned.

Many vehicles which can by-pass by going on Pipetown, etc. Service station at this location would be convenience to public and would reduce congestion of 59.

WITNESS I:

Mr. Roy Sheldon, District Eng. for Humble Oil.

(Presented background and qualifications - 30 years service in construction and maintenance with Humble Oil & Refining. Constructs and maintains stations and facilities.

Re safety: 6 $\frac{1}{2}$  year study in Buffalo - 51,000 accidents, 494 service stations in Buffalo. Of these 51,000 accidents only 40 were at a service station. Less than 1/10<sup>th</sup> of 1%. Of these 40 only 15 personal injuries - no fatalities.

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Detroit - 6 months study: Only 1 bad injury.

3% increase in service stations since 1958. 32% more vehicles.

Presented photo of type of building (Approved by Architectural Review Board) Proposes plastic shrubbery -

CONSTRUCTION COST: \$50,000.00

One entranceway off Old Nyack Turnpike; all entranceways would be finalized with curbing. Dual islands.

Traffic Advisory Committee gave approval.

CONSTRUCTION MATERIAL: Masonry - face brick (all four walls); Laminated roof.

SETBACK: 45' from Turnpike (This area will be landscaped).

WITNESS II: (Sworn in by Supervisor):  
J.F. Deatlehauser, 16 Spruce Road, Larchmont:

Real Estate representative of Humble Oil Corp.; selects sites. 25 years with firm.

Re location: No service stations on Pascack Road. This is main artery from Spring Valley and New Jersey. Many cars going on to 59 for gas will use this facility. Re New York State Thruway - we do not expect to bring people off Thruway for gas but people who are going on to thruway would use.

Repairs: Not heavy - just tuneups.

Number of cars on property: (junk cars): Supervisor stated Town Board could covenant.

No other witnesses:

Attorney for petitioner (Moskoff): Parking area behind station back of station would be screened with shrubbery on the side facing Lagans and Old Nyack Turnpike and facing the thruway. Although it is not visible from thruway.

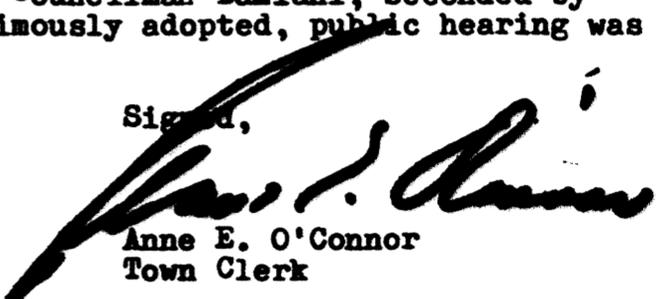
(15' embankment above station).

IN FAVOR: None

OPPOSED: None

On motion offered by Councilman Damiani, seconded by Councilman Frohling and unanimously adopted, public hearing was closed.

Signed,

  
Anne E. O'Connor  
Town Clerk

TOWN BOARD MEETING

Town Hall

8/2/67

8:00 P.M.

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

Supervisor Mundt called Town Board meeting to order.

(434) Councilman Holbrook offered the following resolution:

RESOLVED, that minutes of one (1) public hearing and regular Town Board meeting held on 7/5/67 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Damiani

All voted Aye.

Chief of Police Ernest F. Wiebicke was requested to make recommendation as to placement of traffic light at Third St. and Main St., New City; to synchronize with traffic light located at Capral Lane and Main St., New City.

(435) Councilman Brenner offered the following resolution:

RESOLVED, that time for receiving bids for the construction of lateral sewers for Sewers Districts Nos. 10 & 21 is hereby closed, and be it

FURTHER RESOLVED, that any and all bids received up to and including this time are hereby ordered opened.

Seconded by Councilman Holbrook

All voted Aye.

The following bids were received:

SEWER DISTRICT NO. 10

- (1) A. CESTONE CO.  
Glen Ridge, N.J..... \$322,065.00
- (2) BECKERLE\*BROWN, INC.  
Pearl River, N.Y..... 303,332.15 (2nd)
- (3) EDWARD HUEGEL, INC.  
Pearl River, N.Y..... 262,669.00 (1st)
- (4) BELLINO BROS. CONSTRUCTION CO.  
Yonkers, N.Y..... 476,565.25

SEWER DISTRICT NO. 21

- (1) A. CESTONE CO  
Glen Ridge, N.J..... \$959,662.50 (2nd)
- (2) BECKERLE-BROWN  
Pearl River, N.Y.....1,006,416.60
- (3) THALLE CONSTRUCTION CO.  
Yonkers, N.Y..... 850,600.50

All bids received turned over to Engineers for respective Sewer Districts for recommendation at next Town Board meeting.(9/6/67)

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Mrs. Krantz, 134 Strawtown Road, West Nyack appeared before Town Board re heavy trucking on Strawtown Road. Requests limitation to 3-ton - requests that trucking route be established for town. Police chief has made several surveys of area and is now in process of laying out truck routes for town. Supervisor will re-produce all correspondence he has received from all parties and forward same to all Councilmen for determination.

(436) Councilman Frohling offered the following resolution:

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

Seconded by Councilman Holbrook.

All voted Aye.

(437) Councilman Brenner 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.

(437a) Councilman Frohling offered the following resolution:

RESOLVED, that decision on special permit application made by Joseph, Michael & Frank Lagana be reserved.

Seconded by Councilmen Holbrook

All voted Aye.

Town Board signed ORDER setting date of public hearing on proposed extension of New City-West Nyack Water Supply District to include Rivervale Park, Inc. - 9/6/67 - 8:15 P.M.

ORDER ON FOLLOWING PAGE (#1)

Town Board signed ORDER setting date of public hearing on proposed extension of New City-West Nyack Water Supply District to include Rockland Woods, Inc. - 9/7/67 - 8:30 P.M.

ORDER ON FOLLOWING PAGE (#2)

Request made by Mrs. Blauvelt for ordinance forbidding discharge of firearms in the township; also mentioned difficulty of Fire Dept., etc. entering into roads where sewer construction is presently taking place. Supervisor stated Fire Departments made aware of where said construction is taking place; Police Department will also be notified.

(438) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Attorney is hereby instructed to draft an ordinance to restrict the use of firearms in the Town of Clarkstown.

Seconded by Councilman Holbrook

All voted Aye

Mr. & Mrs. Glas of Valley Cottage (Carriage Hill) appeared before Town Board re exposed sewer pipe and unpassable condition of property - hilly, rocky, etc. Town Engineer's Office stated that Mr. Bergstol has promised sufficient topsoil to remedy situation. Re their request for additional hydrants (only two in development), Councilman Holbrook advised that additional hydrants will possibly be put in on Stockton Road - he will check with Town Engineer.

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Two ORDERS - Rivervale Park, Inc. Setting date of P.H.  
Rockland Woods, Inc.

#1

At a meeting of the Town Board of the  
Town of Clarkstown, Rockland County,  
New York, held at the Meeting Room  
of the Town Hall, at 10 Maple Ave.,  
New City, in said Town of Clarkstown  
on the 3 day of August 1967.

#2

PRESENT:

PAUL F. MUNDT,	SUPERVISOR
PHILIP J. FROHLING, JR.	COUNCILMAN
MARTIN E. HOLBROOK	COUNCILMAN
JAMES V. DAMIANI,	COUNCILMAN
WILLIAM BRENNER,	COUNCILMAN

IN THE MATTER OF

PETITION for the Extension of the New City-West Nyack  
Water Supply District  
to include Rivervale Park, Inc.  
in the Town of Clarkstown, Rockland County, New York.

WHEREAS, a written Petition dated June 5, 1967 in due form and containing  
the required signatures has been presented to and filed with the Town Board of the Town  
of Clarkstown, Rockland County, New York, for the Extension of the New City-  
West  
W. Nyack Water Supply District in the said Town, to be bounded and described as follows:

(Attach description)

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held  
at the Meeting Room of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New  
City, Rockland County, New York, in said Town of Clarkstown, on the 6th day of  
September 1967, at 8:15 P.M. D.S. time to consider the said petition and to  
hear all persons interested in the subject thereof, concerning the same and for such  
other action as may be required by law or proper in the premises.

Dated: August 2, 1967 S/ James V. Damiani  
Councilman  
S/ Paul F. Mundt S/ Martin E. Holbrook  
Paul F. Mundt, Supervisor Councilman  
S/ Philip J. Frohling, Jr. S/ William Brenner  
Councilman Councilman

STATE OF NEW YORK  
COUNTY OF ROCKLAND SS:  
TOWN OF CLARKSTOWN

I, ANNE E. O'CONNOR, Town Clerk of said Town of Clarkstown, County of Rockland, hereby  
certify that I have compared the foregoing copy of an ORDER setting hearing RE: River-  
Vale Park, Inc. with the original now on file in said office, and find same mis  
to be a true and correct transcript therefrom and of the whole of such original. IN d same  
TESTIMONY WHEREOF, I have hereunto subscribed by name and affixed the seal of said Town  
of Clarkstown, this 3 day of August 1967. own

(Seal)

S/ Anne E. O'Connor  
Town Clerk

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Two ORDERS - Rivervale Park, Inc. Setting date of P.H.  
Rockland Woods, Inc.

SCHEDULE "A"

#2

PARCEL I.

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

BEGINNING at a point on the Westerly side of Cairngorm Road being the northeasterly corner of lands now or formerly of Reiter, at which point the westerly line of Cairngorm Road intersects the southerly line of the premises herein described and running thence; (1) along the northerly line of lands now or formerly of Reiter north 73° 37' 20" West 245.00 feet to a point said point being 259.80 feet on the aforesaid course as measured easterly from the easterly line of Phillips Hill Road (33 feet wide) ; thence (2) north 42° 46' 12" east 212.43 feet; thence (3) North 28° 53' 55" east 270.08 feet to a point in the southerly line of lands now or formerly of Heavenly Acres Inc.; thence (4) along the southerly line of lands now or formerly of Heavenly Acres Inc. and now or formerly of Handwerker south 74° 11' 45" east 602.33 feet to a point ; thence (5) south 8° 10' 05" west 362.19 feet to a point in the northerly line of lands now or formerly of Rosenberg; thence (7) along the northerly line of lands now or formerly of Rosenberg and Whitting north 73° 32' 00" west 239.48 feet to a point ; thence (8) along the northerly line of lands now or formerly of Lombardo and across the northerly end of Cairngorm Road north 73° 37' 20" west 286.83 feet to the point or place of beginning.

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Two ORDERS - Rivervale Park, Inc. Setting date of P.H.  
Rockland Woods, Inc.

#2

At a meeting of the Town Board of the  
Town of Clarkstown, Rockland County,  
New York, held at the Meeting Room  
of the Town Hall, at 10 Maple Ave.,  
New City, in said Town of Clarkstown  
on the 3 day of August 1967.

#2

PRESENT:

PAUL F. MUNDT,	SUPERVISOR
PHILIP J. FROHLING, JR.	COUNCILMAN
MARTIN E. HOLBROOK	COUNCILMAN
JAMES V. DAMIANI,	COUNCILMAN
WILLIAM BRENNER,	COUNCILMAN

IN THE MATTER OF

PETITION for the Extension of the New City-West Nyack  
Water Supply District  
to include premises owned by Rockland Woods, Inc.  
in the Town of Clarkstown, Rockland County, New York.

WHEREAS, a written Petition dated July 12, 1967 in due form and containing  
the required signatures has been presented to and filed with the Town Board of the Town  
of Clarkstown, Rockland County, New York, for the Extension of the New City-West  
Nyack Water Supply Dist. in the said Town, to be bounded and described as follows:

(Attach description)

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held  
at the Meeting Room of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New  
City, Rockland County, New York, in said Town of Clarkstown, on the 6th day of  
September 1967 at 8:30 P.M. D.S. time to consider the said petition and to  
hear all persons interested in the subject thereof, concerning the same and for such  
other action as may be required by law or proper in the premises.

Dated: August 2, 1967 S/ James V. Damiani  
Councilman

S/ Paul F. Mundt S/ Martin E. Holbrook  
Paul F. Mundt, Supervisor Councilman

S/ Philip J. Frohling, Jr. S/ William Brenner  
Councilman Councilman

STATE OF NEW YORK  
COUNTY OF ROCKLAND SS:  
TOWN OF CLARKSTOWN

I, ANNE E. O'CONNOR, Town Clerk of said Town of Clarkstown, County of Rockland, hereby  
certify that I have compared the foregoing copy of an ORDER setting hearing RE: Premises  
owned by Rockland Woods, Inc. with the original now on file in said office, and find same  
to be a true and correct transcript thereof and of the whole of such original. IN  
TESTIMONY WHEREOF, I have hereunto subscribed by name and affixed the seal of said Town  
of Clarkstown, this 4 day of August 1967.

(Seal)

S/ Anne E. O'Connor  
Town Clerk

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Two ORDERS - Rivervale Park, Inc. Setting date of P.H.  
Rockland Woods, Inc.

SCHEDULE "A"

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

BEGINNING at a point in the westerly line of Goebel Road, at the northeasterly corner of premises conveyed by Tobias Scher and Ira Selvin to Rockland Woods, Inc. by deed dated June 30, 1967 and recorded in the Rockland County Clerk's office on July 3, 1967, in liber 828 of deeds, at page 140 and running thence along the westerly line of Goebel Road the following courses and distances: (1) South 8° 47' 20" East, 584.88 feet; (2) In a southeasterly direction on a curve to the left, having a radius of 116.69 feet, the arc length of 67.69 feet; (3) South 42° 01' 40" East, 369.30 feet; (4) In a southeasterly direction on a curve to the left, having a radius of 245.94 feet, the arc length of 85.82 feet to a point; thence (5) South 4° 25' 30" East, a distance of 351.60 feet to a point in the northerly line of lands now or formerly of Butko; thence (6) South 85° 23' 45" West, partially along the northerly line of said lands now or formerly of Butko and continuing along the northerly line of lands now or formerly of Fritz, a distance of 263.00 feet to a point; thence (7) South 3° 19' 30" West, along the westerly line of said lands now or formerly of Fritz and continuing partially along the westerly line of lands now or formerly of Werden, a distance of 223.03 feet to an old stake; thence (8) South 3° 25' 20" West, along the remaining westerly line of said lands now or formerly of Werden, being also the center line of a stone wall, a distance of 193.69 feet to a point in the northerly line of lands now or formerly of Route 304 Realty Corp; thence, along the northerly line of said lands now or formerly of Route 304 Realty Corp, the following courses and distances: (9) North 86° 49' 36" West, 439.97 feet; (10) South 86° 33' 20" West, 762.93 feet; (11) South 58° 41' 20" West, 105.45 feet; (12) South 85° 09' 10" West, 545.85 feet; (13) South 79° 45' 33" West, 51.83 feet to a point in the center line of the Demarest Kill; thence, along the center line of the Demarest Kill the following courses and distances: (14) South 78° 41' 25" West, 50.99 feet; (15) South 60° 15' 20" West, 80.62 feet; (16) North 56° 18' 35" West, 18.03 feet; (17) North 11° 18' 35" West, 40.79 feet; (18) North 14° 34' 30" East, 51.66 feet; (19) North 41° 59' 15" East, 67.27 feet; (20) North 12° 31' 45" East, 138.29 feet; (21) North 20° 51' 15" West, 112.36 feet; (22) North 7° 07' 30" West, 80.62 feet; (23) North 27° 38' 20" West, 67.73 feet; (24) Due North 65.02 feet; (25) North 11° 56' 10" East, 127.74 feet; (26) North 34° 30' 33" West, 97.08 feet; (27) North 14° 02' 10" West, 82.46 feet; (28) North 9° 27' 45" East, 30.41 feet; (29) North 41° 59' 15" East, 67.27 feet; (30) Due North 110.00 feet; (31) North 19° 39' 15" West, 74.33 feet; (32) North 28° 45' 25" East, 93.54 feet; (33) North 39° 48' 20" East, 62.48 feet; (34) North 28° 24' 50" East, 81.35 feet; (35) North 11° 12' 43" East, 114.64 feet; (36) North 15° 56' 43" West, 58.24 feet; (37) North 37° 30' 50" East, 44.20 feet; (38) North 77° 00' 20" East, 40.03 feet; (39) North 5° 35' 58" East, 51.24 feet; (40) North 44° 01' 44" East, 41.73 feet; (41) North 2° 37' 35" West, 104.23 feet to a point in the southerly line of lands now or formerly of Thomas; thence (42) North 83° 44' 00" East, along the southerly line of said lands now or formerly of Thomas,

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Two ORDERS - Rivervale Park, Inc. Setting date of P.H.  
Rockland Woods, Inc.

crossing the southerly end of Cypress Street and continuing along the southerly line of lands now or formerly of Ellis, a distance of 509.50 feet to an iron pin; thence (43) North 83° 01' 10" East, along the southerly line of lands now or formerly of Leventhal, a distance of 1149.64 feet to the point or place of beginning. Containing an area of 77.872 acres.

BEING the same premises conveyed by Tobias Scher and Ira Selvin to Rockland Woods, Inc. by deed dated June 30, 1967 and recorded in the Rockland County Clerk's office on July 3, 1967, in liber 828 of deeds at page 140 .

Mr. Vernon McKeever, Valley Cottage (Bergstol Dev.) appeared before Board with drainage complaint. Mr. Toby Marazzo of the Town Engineer's Office will check out and call Mr. McKeever; and also advise Mr. Bergstol to finish job. Mr. McKeever was advised by Supervisor that if no action has been taken by Tuesday morning when Supervisor is meeting with Mr. Bergstol, Mr. McKeever is to apprise him of same.

(439) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Superintendent of the Town of Clarkstown is hereby directed to investigate sidewalk problem as it affects Mr. Robert F. Coyman, 3 Dawn Lane, Manuet, N.Y., in connection with water meter, and be it

FURTHER RESOLVED, that the Highway Superintendent is hereby authorized to take whatever action is required to alleviate said problem.

Seconded by Councilman Holbrook

All voted Aye

(440) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board has accepted for dedication to the Town the land along which it is proposed to lay out a certain highway less than three rods in width, as shown on a map entitled DeSimone Lane, Town of Clarkstown, dated 6/28/66, revised 8/4/66 further revised 4/19/67 said highway being generally described as follows;

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

BEGINNING at a point in the easterly line of Greenbush Road, said point being intersected by the easterly line of Greenbush Road with the southerly line of lands conveyed by Anella Post to Eugene Levine and Pearl Levine, his wife, by Deed dated September 27, 1949 and recorded September 28, 1949 in Liber 501 of Deeds at Page 37. said point being also the intersection of the easterly line of Greenbush Road with the north line of Desimone Lane (proposed road) thence running along the line of Desimone Lane (proposed road) the following courses and distances: (1) South 86° 46' 00" east a distance of 143.89 feet; thence running (2) North 15° 24' 55" east a distance of 10.23 feet; thence running (3) South 86° 46' east a distance of 24.58 feet; thence running (4) North 88° 37' 10" east a distance of 205.53 feet; thence running (5) North 81° 50' 10" east a distance of 91.72 feet; thence running (6) South 78° 27' 40" east a distance of 83.55 feet; thence running (7) South 89° 08' 40" east a distance of 590.79 feet; (8) thence on a curve to the right having a radius of 240.61 feet a distance of 109.66 feet; thence (9) South 63° 01' 55" east a distance of 180.04 feet; then (10) South 26° 58' 05" west a distance of 100.00 feet; thence (11) North 63° 01' 55" west a distance of 50.00 feet; thence (12) North 26° 58' 05" east a distance of 25.00 feet; thence (13) on a curve to the left having a radius of 25.00 feet a distance of 39.27 feet; thence (14) North 63° 01' 55" west a distance of 105.04 feet; thence (15) on a curve to the left having a radius of 190.61 feet a distance of 86.87 feet; thence (16) North 89° 08' 40" west a distance of 595.47 feet; thence (17) North 78° 27' 40" west a distance of 79.54 feet; thence (18) South 81° 50' 10" west a distance of 86.00 feet; thence (19) South 88° 37' 10" west a distance of 210.50 feet; thence (20) North 86° 46' 00" west a distance of 1.35 feet; thence (21) North 16° 12' 50" east a distance of 5.13 feet; thence (22) North 86° 46' 00" west a distance of 180.00 feet to the east line of Greenbush Road, thence (23) North 15° 24' 55" east a distance of 35.81 feet to the point or place of beginning.

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Reso. #440 continued

WHEREAS, the consent of the Town Board having been given that the Town Superintendent of Highways make an order laying out the said highway less than three rods in width, such order having been filed and recorded in the office of the Town Clerk, with deeds of conveyance of land from the owners thereof, and

WHEREAS, the Town may not lay out a highway less than three rods in width unless certification in writing of the necessity therefor is made by the Superintendent of Public Works of the State of New York, pursuant to Section 171 of the Highway Law, Now, therefore, be it

RESOLVED, that the Town Board hereby requests the Superintendent of Public Works of the State of New York to issue a certificate in writing, pursuant to Section 171 of the Highway Law, of the necessity for laying out such highway less three rods in width, to extend as delineated upon the map hereto annexed and made a part hereof.

Seconded by Councilman Holbrook

All voted Aye

(441) Councilman Frohling offered the following resolution:

WHEREAS, the following deeds of conveyance have been presented for acceptance by the Town Board of the Town of Clarkstown in connection with the special road improvement of DeSimone Lane in West Nyack, Town of Clarkstown, New York:

Deed of Conveyance to Town of Clarkstown from Nancy DeSimone Mills, dated May 9, 1967;

Deed of Conveyance to Town of Clarkstown from David Holmfried Svahn and Erna Sohmer Svahn, dated June 16, 1967; and

Deed of Conveyance to Town of Clarkstown from Arthur J. Ashe and Helen L. Ashe, dated May 9, 1967.

NOW THEREFORE, be it

RESOLVED, that said deeds of conveyance are hereby accepted.

Seconded by Councilman Holbrook

All voted Aye.

(442) Councilman Holbrook offered the following resolution:

RESOLVED, that Orange & Rockland Utilities is hereby authorized to install one street light on Pole #101 on Benson Ave., West Nyack at the annual cost to the Town of Clarkstown of \$46.80.

Seconded by Councilman Brenner

All voted Aye

(443) Councilman Holbrook offered the following resolution:

RESOLVED, that Orange & Rockland Utilities is hereby authorized to install thirteen (13) and remove six (6) street lights on Blauvelt, Elks, Loran and New 304 at the annual cost of \$429.00.

Seconded by Councilman Brenner

All voted Aye.

CCJ301

Letter received from Mr. Mark Wyle re Parklands, Kings Highway (drainage). Engineer's office can have cut sheets ready and will deliver to Highway Supt. in few days; County Highway Supt. has pipe; Supervisor will contact him - matter will be expedited by Monday. Highway Supt. will do work.

(444a) Councilman Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown has advertised for bids for the construction of improvements in Sewer District No. 21, in the Town of Clarkstown, and

WHEREAS, it appears from the amount of the bids received this date that the amount to be expended for the improvements in Sewer District No. 21 will exceed the authorized amount which is the sum of \$828,000.00 and

WHEREAS, the Town of Clarkstown pursuant to Section 209-H of the Town Law must increase the maximum amount to be expended in the district.

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to prepare a petition to the Comptroller of the State of New York, Department of Audit and Control, requesting permission to increase the maximum amount of the monies to be expended for the said district and, be it

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

Seconded by Councilman Damiani

All voted Aye

(444b) Councilman Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown has advertised for bids for the construction of improvements in Sewer District No. 10, in the Town of Clarkstown, and

WHEREAS, it appears from the amount of the bids received this date that the amount to be expended for the improvements in Sewer District No. 10 will exceed the authorized amount which is the sum of \$526,260.00 and

WHEREAS, the Town of Clarkstown pursuant to Section 209-h of the Town Law must increase the maximum amount to be expended in the district.

NOW THEREFORE, be it

RESOLVED, that the Attorney for the districts, David G. Roope, is hereby authorized to prepare a petition to the Comptroller of the State of New York, Dept. of Audit and Control, requesting permission to increase the maximum amount of the monies to be expended for the said district and, be it

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

Seconded by Councilman Damiani

All voted Aye

(445) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown has requested the submission of a proposal for a drainage study from Charles R. Velzy Associates, Inc. for a drainage study of Nanuet and Valley Cottage Swamps and

WHEREAS, said Charles R. Velzy Associates submitted a proposal dated July 19, 1967 together with the cost data to accomplish said work, now therefore,

BE IT RESOLVED, that the said proposal is accepted and Charles R. Velzy is authorized to commence work as per the terms and conditions contained in its proposal of July 19, 1967 to accomplish the aforesaid study.

Seconded by Councilman Holbrook

All voted Aye

(446) Councilman Damiani offered the following resolution:

WHEREAS, by resolution dated the 14<sup>th</sup> day of December 1964 the Town Board of the Town of Clarkstown entered into an agreement with Nick Guttman Inc. for the acquisition of Sewer District #13 Sewer Plant on December 31st 1967 and

WHEREAS, a requirement for sewers for the new Jawonio School in New City is eminent and

WHEREAS, the said Nick Guttman Inc. has agreed to provide sewer service without capital contribution to the new school provided a new agreement could be entered into which would permit the said Nick Guttman Inc. to operate the present sewer plant until such time as the county trunk line is available to receive the effluent and

WHEREAS, at that time the sewer treatment plant could be replaced with a pumping station adding to the aesthetics of the area and

WHEREAS, the Town Engineer, Consulting Sewer Engineer, Director of Finance and Town Attorney recommend a new agreement for the benefit of the new school and the community at large, now therefore, be it

RESOLVED, that the Town Attorney is hereby authorized to prepare an agreement and the Supervisor to execute the same to effectuate the purpose of this resolution and, be it further,

RESOLVED, that such agreement shall contain, but not be limited to such safeguards or a deed in escrow and performance bonds to insure the performance of this new agreement.

Seconded by Councilman Holbrook

All voted Aye

(447) Councilman Damiani offered the following resolution:

WHEREAS, WILLIAM J. McTIGUE and CATHERINE McTIGUE, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 1 Gandy Lane, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from WILLIAM McTIGUE and CATHERINE McTIGUE, his wife, covering premises located at 1 Gandy Lane, New City, New York; more particularly described in said easement dated the 18<sup>th</sup> day of July, 1967.

Seconded by Councilman Frohling

All voted Aye

CCJ301

(448) Councilman Damiani offered the following resolution:

WHEREAS, PAUL POJAFSKY and HELEN POJAFSKY, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 155 Sleepy Hollow Lane, Congers, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from PAUL POJAFSKY and HELEN POJAFSKY, his wife, covering premises located at 155 Sleepy Hollow Lane, Congers, New York; more particularly described in said easement dated the 6<sup>th</sup> day of July, 1967.

Seconded by Councilman Frohling

All voted Aye

(449) Councilman Damiani offered the following resolution:

WHEREAS, THOMAS W. MOORE and MARY L. MOORE, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 139 Sleepy Hollow Lane, Congers, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from THOMAS W. MOORE and MARY L. MOORE, his wife, covering premises located at 139 Sleepy Hollow Lane, Congers, New York; more particularly described in said easement dated the 6<sup>th</sup> day of July, 1967.

Seconded by Councilman Frohling

All voted Aye

Letter received from Board of Education expressing its appreciation to the Town Board for the consent granted the Clarkstown Central School District regarding the 0.4 acre of parkland near the new Woodglen School.

Letter received from State Commission of Correction approving report of inspection of the Town Lockup which was made on June 8, 1967.

Monthly Reports from Zoning Board of Appeals and Building Inspector's Office for the month of June 1967 received and noted by Town Board.

(450) Councilman Holbrook offered the following resolution:

RESOLUTION ON Page 10

Letter received from Mr. F.W. Cassebeer re Zoning Map. Referred to Town Attorney.

(451) Councilman Holbrook offered the following resolution:

WHEREAS, a resolution was adopted by the Town Board of the Town of Clarkstown on February 1, 1967 accepting roads as shown on a certain map entitled, "Sec. 2-D, The Dells, Subdivision of Property of S.R.S. Building Corp." dated August 14, 1962 and filed in the Rockland County Clerk's Office on May 5, 1965 in Book 69 of maps at page 46 as Map no. 3329 and

WHEREAS, by resolution of the Town Board of the Town of Clarkstown dated February 1, 1967, the Supervisor of the Town of Clarkstown was authorized to execute an agreement with S.R.S. Building Corp., providing for the deposit of \$670.00 with the Town of Clarkstown to be held by the Town pending final and complete improvements of said roads; and

WHEREAS, the Superintendent of Highways and the Town Engineer of the Town of Clarkstown recommend the release of said deposit of

\$670.00;

NOW THEREFORE, be it

RESOLVED, that said sum of \$670.00 is hereby released.

Seconded by Councilman Brenner

All voted Aye

Report of Refuse Disposal prepared and submitted by the Citizens' Committee on Refuse and Disposal submitted to the Town Board. Councilman Brenner requested that Town Board go on record with vote of thanks to said committee made up of Richard Downes, Chairman, Max Cohen and David G. Roepe, members. Requested that Town Attorney formulate legislation necessary to maintain.

(452) Councilman Damiani offered the following resolution:

WHEREAS, the following person has applied to the Town of Clarkstown for Certificate of Registration in compliance with Sec. 34-6 of the Code of the Town of Clarkstown:

Ralph Tamburro, 254 N. Main St., Spring Valley, N.Y.  
and

WHEREAS, the Town Engineer recommends the approval of said application;

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 67-8 - Ralph Tamburro

Seconded by Councilman Holbrook.

All voted Aye

(453) Councilman Holbrook offered the following resolution:

WHEREAS, ROBERT J. MAIER and JOHN MAIER, 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,

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to said Ordinance 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, on the 6th day of September, 1967 at 9:00 P.M. o'clock to consider the application of ROBERT J. MAIER and JOHN MAIER 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 Brenner

All voted Aye.

CCJ301

Reso. 450 -

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED JUNE 21, 1967, AUTHORIZING  
CONSTRUCTION AND INSTALLATION OF SURFACE  
DRAINAGE SEWER FACILITIES AND APPURTENANCES  
THERE TO IN PARTS OF SAID TOWN, STATING THE  
ESTIMATED MAXIMUM COST OF SAID CLASS OF OBJECTS  
OR PURPOSES IS \$145,000, APPROPRIATING SAID AMOUNT  
THEREFOR AND AUTHORIZING THE ISSUANCE OF  
\$145,000 SERIAL BONDS TO FINANCE SAID APPROPRIATION.

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

Section 1. The Town of Clarkstown (herein called "Town"),  
in the County of Rockland, New York, is hereby authorized to construct and  
install surface drainage sewer facilities consisting of mains, receivers,  
catch basins, manholes and appurtenances thereto in public streets or  
portions thereof and easements or other rights in land acquired or to be ac-  
quired therefor, in the Town, including original equipment, machinery and  
apparatus required therefor, all in accordance with plans and specifications  
to be prepared by the Town Engineer, filed in the office of the Town Clerk  
and approved by the Town Board of the Town. The estimated maximum cost  
of said class of objects or purposes, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$145,000 and the said amount  
is hereby appropriated therefor. The plan of financing is the issuance of

Reso. 450 -

\$145,000 serial bonds to finance said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon.

Section 2. Serial bonds of the Town in the principal amount of \$145,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

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

(a) The period of probable usefulness of the class of objects or purposes for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years, but the maturity of said bonds shall not exceed fifteen (15) years.

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

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably

Reso. 450 -

pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 and §50.00 and §§56.00 to 60.00 of said Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds and any notes issued in anticipation of said bonds, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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

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

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

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

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

Reso. 450 -

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

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(454) Councilman Holbrook offered the following resolution:

WHEREAS, MOBIL OIL CORPORATION 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;

NOW THEREFORE, 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, on the 20<sup>th</sup> day of September, 1967, at 8:15 P.M. o'clock, to consider the application of MOBIL OIL CORPORATION 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 paper of the Town of Clarkstown, as aforesaid and file proof thereof in the office of said Clerk.

Seconded by Councilman Brenner

All voted Aye.

(455) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$23,839.51 has been transferred from Current Surplus General to Sewer District No. 18 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 18 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$23,839.51 shall be reimbursed to Current Surplus General from Sewer District No. 18 Account.

Seconded by Councilman Brenner

All voted Aye

(456) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$5,108.38 has been transferred from Current Surplus General to Sewer District No. 19 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 19 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$5,108.38 shall be reimbursed to Current Surplus General from Sewer District No. 19 Account.

Seconded by Councilman Brenner

All voted Aye

(457) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$398.81 has been transferred from Current Surplus General to Sewer District No. 20 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 20 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$398.81 shall be reimbursed to Current Surplus General from Sewer District No. 20 Account.

Seconded by Councilman Brenner

All voted Aye

CCJ301

(458) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$17,185.35 has been transferred from Current Surplus General to Sewer District No. 21 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 21 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$17,185.35 shall be reimbursed to Current Surplus General from Sewer District No. 21 Account.

Seconded by Councilman Brenner.

All voted Aye

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, New City, New York, in said Town of Clarkstown, on the 2nd day of August 1967

TOWN BOARD SIGNED ORDER EXTENDING SEWER DISTRICT NO.8 Ext.7

PRESENT:

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

-----X

In the Matter :  
of the : ORDER EXTENDING  
DISTRICT

Extension of Sewer District No. 8 in the Town :  
of Clarkstown, County of Rockland, New York :

-----X

WHEREAS, pursuant to resolution duly adopted, the Town Board of the Town of Clarkstown, County of Rockland, New York, has caused to be prepared a general map, plan and report for providing a lateral sewer system in the proposed extension of Sewer District No. 8, in said Town of Clarkstown, which map, plan and report have been heretofore approved by said Town Board and filed in the office of the Town Clerk; and

WHEREAS, said Town Board determined to proceed with such proposed extension of Sewer District No. 8 and the construction of a lateral sewer system therein; and

WHEREAS, on May 17, 1967 said Town Board adopted an order reciting (a) a description of the boundaries of such proposed extension in a manner sufficient to identify the lands included therein

(b) the improvements proposed; (c) the maximum amount proposed to be expended for such improvements; (d) the proposed method of District No. 8 by Order dated July 26, 1967 which was duly filed

(458) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$17,185.35 has been transferred from Current Surplus General to Sewer District No. 21 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 21 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$17,185.35 shall be reimbursed to Current Surplus General from Sewer District No. 21 Account.

Seconded by Councilman Brenner.

All voted Aye

financing to be employed; (c) the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection; and (f) specifying June 7, 1967 at 8:30 o'clock P.M. as the time when, and the Town Hall, 10 Maple Avenue, New City, New York, in said Town, as the place where, said Town Board would meet and hold a public hearing to consider such proposed extension of Sewer District No. 8 and construction of such lateral sewer system therein and to hear all persons interested in the subject thereof, concerning the same; and

WHEREAS, following publication and posting of certified copies of said order pursuant to Section 209-d of the Town Law, and after a public hearing duly held by said Town Board at the time and place therein referred to, said Board, by resolution adopted June 7, 1967., determined that (a) the notice of hearing was published and posted as required by law and is otherwise sufficient; (b) that all of the property and property owners within such proposed extension are benefited thereby; (c) all of the property and property owners benefited thereby are included within the limits of such proposed extension and (c) it is in the public interest to extend Sewer District No. 8, approved such extension of said District and the construction of such lateral sewer system therein, and determined that the maximum amount to be expended therefor is \$22,630 and within thirty (30) days thereafter, no petition requesting that the matter be submitted to a referendum of the owners of taxable real property situate in such proposed extension of Sewer District No. 8, as shown upon the latest completed assessment roll of said Town, was filed with the Town Clerk of said Town; and

WHEREAS, after submission of an application by said Town Board, the State Comptroller granted permission to extend said Sewer District No. 8 by Order dated July 26, 1967 which was duly filed

(458) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$17,185.35 has been transferred from Current Surplus General to Sewer District No. 21 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 21 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$17,185.35 shall be reimbursed to Current Surplus General from Sewer District No. 21 Account.

Seconded by Councilman Brenner.

All voted Aye

with the Town Clerk of said Town and presented to said Town Board by said Town Clerk at the next meeting held after the said Order was filed with said Town Clerk;

now, therefore, be it,

ORDERED, that Sewer District No. 8, in the Town of Clarkstown, is hereby extended and shall be known as Extension No. 7 of Sewer District No. 8, in the Town of Clarkstown, and bounded and described as follows:

(458) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$17,185.35 has been transferred from Current Surplus General to Sewer District No. 21 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 21 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$17,185.35 shall be reimbursed to Current Surplus General from Sewer District No. 21 Account.

Seconded by Councilman Brenner.

All voted Aye

and be it further

ORDERED, that a lateral sewer system, including acquisition of the necessary lands and rights in land to be acquired, as hereinabove referred to, shall be constructed in said Extension No. 7 of Sewer District No. 8, at a cost not to exceed \$22,630., to be assessed, levied and collected from the several lots and parcels of land in said Extension No. 7 of Sewer District No. 8 which the Town Board shall deem especially benefited by said lateral sewer system so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same; and be it further

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

DATED: August 2, 1967

TOWN BOARD OF THE TOWN OF CLARKSTOWN

*[Signature]*  
Supervisor

*[Signature]*  
Councilman

*[Signature]*  
Councilman

*[Signature]*  
Councilman

*[Signature]*  
Councilman

SEAL

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

(458) Councilman Holbrook offered the following resolution:

WHEREAS, pursuant to Sec. 165.10 of the Local Finance Law, the sum of \$17,185.35 has been transferred from Current Surplus General to Sewer District No. 21 Account to pay for certain invoices, and

WHEREAS, bond anticipation notes have been subsequently issued and monies are available in Sewer District No. 21 Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$17,185.35 shall be reimbursed to Current Surplus General from Sewer District No. 21 Account.

Seconded by Councilman Brenner.

All voted Aye

#### SCHEDULE A

The following described properties located in the Hamlet of Nanuet, Town of Clarkstown, Rockland County, New York, to be included in the extension to Sewer District No. 8, are as follows, and are designated by Map, Block and Lot number appearing on the official Town of Clarkstown Tax Maps:

16-A-6.19	34-B-38.06
34-B-31.01	34-B-38.07
34-B-32	34-B-38.08
34-B-32.01	34-B-38.09
34-B-32.02	34-B-38.10
34-B-32.03	34-B-38.11
34-B-38.01	34-B-38.12
34-B-38.02	34-B-38.13
34-B-38.03	34-B-38.14
34-B-38.04	34-B-38.15
34-B-38.05	34-B-38.16

(459) Councilman Frohling offered the following resolution:

BOND ANTICIPATION NOTE RESOLUTION OF THE  
TOWN OF CLARKSTOWN, NEW YORK, ADOPTED  
AUGUST 2, 1967, AUTHORIZING THE RENEWAL OF  
THE \$110,000 BOND ANTICIPATION NOTE FOR  
SURFACE DRAINAGE SEWER FACILITIES-1966,  
BY THE ISSUANCE OF A NEW NOTE IN THE  
PRINCIPAL AMOUNT OF \$110,000.

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, dated August 5, 1966, maturing August 4, 1967, and numbered 1, heretofore authorized to be issued in the principal amount of \$110,000, pursuant to the bond anticipation note resolution duly adopted by the Town Board on August 3, 1966, is hereby authorized to be renewed by the issuance of a new Note in the principal amount of \$110,000, 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:	\$110000 Bond Anticipation Note For Surface Drainage Sewer Facilities-1967
Dated:	August 4, 1967
Matures:	August 2, 1968
No. R-1	Denomination: \$110000

(459) Councilman Frohling offered the following resolution:

BOND ANTICIPATION NOTE RESOLUTION OF THE  
TOWN OF CLARKSTOWN, NEW YORK, ADOPTED  
AUGUST 2, 1967, AUTHORIZING THE RENEWAL OF  
THE \$110,000 BOND ANTICIPATION NOTE FOR  
SURFACE DRAINAGE SEWER FACILITIES-1966,  
BY THE ISSUANCE OF A NEW NOTE IN THE  
PRINCIPAL AMOUNT OF \$110,000.

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, dated August 5, 1966, maturing August 4, 1967, and numbered 1, heretofore authorized to be issued in the principal amount of \$110,000, pursuant to the bond anticipation note resolution duly adopted by the Town Board on August 3, 1966, is hereby authorized to be renewed by the issuance of a new Note in the principal amount of \$110,000, 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: \$110,000 Bond Anticipation Note For Surface  
Drainage Sewer Facilities-1967

Dated: August 4, 1967

Matures: August 2, 1968

No. R-1 Denomination: \$110,000

(459) Councilman Frohling offered the following resolution:

Interest rate: 3% 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 FIRST STATE BANK OF SPRING VALLEY, Spring Valley, New York, at the purchase price of \$110 ,000, said Note to bear interest at the rate of three per centum (3%) 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, 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 its corporate seal shall be affixed thereto and attested by its Town Clerk.

Section 6. This resolution shall take effect immediately.

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8/2/67

TBM

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(460) Councilman Holbrook offered the following resolution:

WHEREAS, Certification of Eligibles, "STENOGRAPHER CR-2 67-30", Resident Eligibles Only, dated July 26, 1967, furnished by Rockland County Personnel Office, has been canvassed for the position of Stenographer in the Town Clerk's Office, and the name of Jean Overmeyer appears thereon, and

WHEREAS, Jean Overmeyer has indicated her willingness to accept a permanent appointment as Stenographer in said Town Clerk's Office, now, therefore, upon recommendation of Anne E. O'Connor, Town Clerk, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of JEAN OVERMEYER of 15 Demarest Avenue, Nanuet, New York, to the position of Stenographer at a salary of \$4,186. per annum effective immediately.

Seconded by Councilman Damiani

All voted Aye

(461) Councilman Damiani offered the following resolution:

WHEREAS, a vacancy has occurred in a position of School Crossing Guard due to the resignation of Dolores Asaro, and George E. Thomas has indicated his willingness to accept said position, now therefore, upon recommendation of Police Chief Ernest Wiebicke, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of GEORGE E. THOMAS of 10 Centre Avenue, Nyack, New York, to the position of School Crossing Guard at a salary of \$4.00 per day, effective September 1, 1967.

Seconded by Councilman Frohling

All voted Aye

(462) Councilman Damiani offered the following resolution:

WHEREAS, a vacancy has occurred in a position of School Crossing Guard due to the resignation of Dorothy A. Matrafailo, and Josephine L. Stazak having indicated her willingness to accept said position, now therefore, upon recommendation of Police Chief Ernest Wiebicke, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service Form for the permanent appointment of JOSEPHINE L. STAZAK, of 4 Elm Drive, Stony Point, New York to the position of School Crossing Guard at a salary of \$6.00 per day effective September 1, 1967.

Seconded by Councilman Holbrook.

All Voted Aye

(463) Councilman Frohling offered the following resolution:

WHEREAS, a vacancy has occurred in a position of School Crossing Guard due to a leave of absence granted to Margaret Behan, and Helen C. Thomas having indicated her willingness to accept said position, now therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Contingent Permanent appointment of HELEN C. THOMAS, of 2 Linden Court, New City, New York, to the position of School Crossing Guard, at a salary of \$6.00 per day effective September 1, 1967.

Seconded by Councilman Brenner

All voted Aye

8/2/67

TBM

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(464) Councilman Frohling offered the following resolutuion:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, a full STOP sign be placed at the intersection of Cairnsmuir Lane and Strawtown Road, New City. Eastbound traffic on Cairnsmuir to STOP before entering on Strawtown Road, and be it

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

Seconded by Councilman Holbrook

All voted Aye

(465) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, a full STOP sign be placed at the intersection of Cairnsmuir Lane and Congers Road. Yield sign presently at this location to be replaced with full STOP sign. Westbound traffic to stop before entering on Congers Road, and be it

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

Seconded by Councilman Holbrook

All voted Aye

(466) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, a full STOP sign be place at the intersection of Parrott Road and Brewery Road. Eastbound traffic on Parrott Road to stop before entering on Brewery Road, and be it

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

Seconded by Councilman Holbrook

All voted Aye

(467) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, a full STOP sign be placed at the exits from the Clarkstown High School parking lot. Two signs to be placed at exits on Congers Rd. and one at exit on Cairnsmuir Lane. Traffic leaving the school grounds to Stop before entering on the Highway, and be it

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

Seconded by Councilman Holbrook

All voted Aye

(468) Councilman Frohling offered the following resolutuion:

RESOLVED, that upon recommendation of Police Chief Ernest Wiebicke, the placement of SLOW & INTERSECTION (+) signs on Hall Ave., New City at intersections of Simkin, Hillside, & Lake Drive, and be it

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

Seconded by Councilman Holbrook

All voted Aye

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(469) Councilman Holbrook offered the following resolution:

WHEREAS, HENRY H. BEAUBELLE and ALICE A. BEAUBELLE, his wife, are desirous of conveying to the Town of Clarkstown, by deed dated July 18, 1967 certain parcels of land located at South Mountain Road, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts said deed of Henry H. Beaubelle and Alice A. Beaubelle, his wife, dated July 18, 1967.

Seconded by Councilman Frohling

All voted Aye

(470) Councilman Brenner offered the following resolution:

RESOLVED, that Orange & Rockland Utilities is hereby authorized to install 1 street light on Pole #16 Sickletown Road at entrance Road to Van Houten Fields, West Nyack, at the annual cost of \$46.80.

Seconded by Councilman Holbrook

All voted Aye

Town Board signed the following Performance Bonds, approving same as to form and sufficiency:

GREEN ACRES - BUENA VISTA (Ruel Realty Corp.), Prin.  
 Republic Insurance Co. Bond #900830  
 Covers: Sanitary Sewers  
 Period: 2 yrs. - 8/2/67 - 8/1/69  
 Amount: \$4,990.00

GREEN ACRES - BUENA VISTA (Ruel Realty Corp.), Prin.  
 Republic Insurance Co. Bond #900829  
 Covers: Public Improvements (Roads)  
 Period: 2 yrs. - 8/2/67 - 8/1/69  
 Amount: \$15,100.00

THORNWOOD HILLS SOUTH - SEC. #1 (Lake DeForest Dev. Corp.) Prin.  
 Republic Insurance Co. Bond #900901  
 Covers: Roads  
 Period: 2 yrs - 8/2/67 - 8/1/69  
 Amount: \$130,600.00

THORNWOOD HILLS SOUTH - SECTION #1 (Lake DeForest Dev. Corp.) Prin  
 Republic Insurance Co. Bond #900902  
 Covers: Sanitary Sewers  
 Period: 2 yrs. - 8/2/67 - 8/1/69  
 Amount: \$43,400.00

(471) Councilman Frohling offered the following resolution:

RESOLVED, that Florence Blauvelt, Town Comptroller of the Town of Clarkstown, be and she is hereby authorized to attend the Training School for Fiscal Officers sponsored by the New York State Conference of Mayors and other Municipal Officials in cooperation with the New York State Department of Audit and Control at South Fallsburg, New York. The date: September 26-29, 1967, and be it

FURTHER RESOLVED, that the registration fee and personal expenses be town charge.

Seconded By Councilman Damiani

All voted Aye

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(472) Councilman Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown is owner of property located at 14 Demarest Avenue, New City, New York, and,

WHEREAS, the Town Board of the Town of Clarkstown is desirous of demolishing the building thereon for the purpose of extending the parking facilities of the Town Hall located at 10 Maple Avenue, New City, New York,

NOW THEREFORE, be it

RESOLVED, that sealed proposals will be received by the Town Board of the Town of Clarkstown at 10 Maple Avenue, New City, New York up to and including September 6, 1967 at 8:05 P.M. for said

DEMOLITION AND REMOVAL OF THE BUILDING LOCATED AT 14 DEMAREST AVENUE, NEW CITY, NEW YORK

in accordance with the plans and specifications on file in the office of the Town Engineer of the Town of Clarkstown, 9 Johnson's Lane, New City, New York, copies of which together with the form of proposal may be obtained at said office upon the deposit of cash or certified check in the amount of \$10.00 which will be returned to the unsuccessful bidders upon the return in good condition of the plans and specifications within 10 days following the opening of the bids, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown is hereby authorized to give appropriate notice in the Journal News, the official newspaper of the Town.

Seconded by Councilman Brenner

All voted Aye

(473) Councilman Holbrook offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting School taxes, now therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment for a period not to exceed thirty days, of Edna Maisch, of 25 Fairview Avenue, Nanuet, New York to the position of Clerk, part-time at a salary of \$1.90 per hour effective August 21, 1967.

Seconded by Councilman Frohling

All voted Aye

(474) Councilman Holbrook offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, had requested additional clerical help in collecting school taxes, now therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment for a period not to exceed thirty days, of Charlotte Pilat of 103 East Route 59A, Nanuet, New York to the position of Clerk, part-time at a salary of \$1.90 per hour effective August 21, 1967.

Seconded by Councilman Frohling

All voted Aye

(475) Councilman Frohling offered the following resolutionL

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for winter police uniforms, said bids to be returnable Sept. 6th, 1967 at 8:12 P.M,

Seconded by Councilman Damiani

All voted Aye

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(476) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Engineer is authorized to approve overtime work by employees of his department other than secretarial of clerical, and be it

FURTHER RESOLVED, that the hours worked be computed at the same rate of the employee's compensation.

Seconded by Councilman Damiani

All voted Aye

(477) Councilman Damiani offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown is desirous of commencing construction of the sewerage system in Sewer District No. 18,

NOW THEREFORE, be it

RESOLVED, that the Town Clerk is hereby authorized to advertose for bids to be returnable September 6, 1967 at 8:07 P.M.

Seconded by Councilman Holbrook

All voted Aye

(478) Councilman Damiani offered the following resolution:

WHEREAS, the Clarkstown Recreation Commission was abolished and the Clarkstown Parks Board and Recreation Commission established on June 21st, 1967, now therefore,

BE IT RESOLVED, that the following members are appointed for the designated terms;

Mrs. Helen Gurvitch- to August, 1968  
 Mr. Richard Mathias- to August, 1972  
 Mr. Charles Lankau- to August, 1969  
 Mr. Arthur Snyder, Jr.-to August, 1970  
 Mr. Richard J. Derella- to August, 1969  
 Mr. Jerome P. Pujol- to August, 1971  
 Mr. Richard Balogh- to August 1971

Seconded by Councilman Frohling.

All voted Aye.

(479) Councilman Damiani offered the following resolution:

RESOLVED, that the resignation of Patrick H. Murphy, Chairman of the Drainage Commission is hereby accepted with regret.

Seconded by Councilman Holbrook

All voted Aye.

Letter received from Helen Gurvitch, Chairman of the Parks and Recreation Commission recommending that a qualified landscape architect to aid and assist the Commission with their recommendations for the development of Park and Recreation Lands be made available to them. The Town Board concurred; Town Clerk will contact Mrs. Gurvitch and advise her of same and inform her that Town Board wishes the Commission to interview two or three landscape architects and come back to the Board with the results. (Resolution adopted 7/5/67 authorizing same-TC)

(480) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Supt. is hereby authorized to advertise for two (2) leaf loaders - said bids to be returnable 9/6/67 at 8:10 P.M.

Seconded by Councilman Brenner

All voted Aye

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(481) Councilman Damiani offered the following resolution:

WHEREAS, Howard Stoelting and Beverly Stoelting, his wife, residing at 6 Carmen Drive, Nanuet, New York, desire to receive sewer service from Sewer District #8 Town of Clarkstown, and

WHEREAS, Sewer District #8 of the Town of Clarkstown can accommodate this property, and

WHEREAS, the Town of Clarkstown is agreeable to providing sewer service for this property situate at 6 Carmen Drive, Nanuet, New York;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with said Howard Stoelting and Beverly Stoelting, his wife, to provide sewer service from Sewer District #8 for said property situate at 6 Carmen Drive, Nanuet, New York.

Seconded by Councilman Holbrook

All voted Aye

(481)B Councilman Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution on November 2, 1966, amended the Building and Zoning Ordinance of the Town of Clarkstown by redistricting premises from an M-1 to a C-2 on the north side of Lawrence Street, Spring Valley, Town of Clarkstown, New York, in connection with the application of Pascack Motel, Inc., and

WHEREAS, a Declaration of Restrictive Covenants by Herbert A. Burns, owner of subject premises at that time, was recorded in the Rockland County Clerk's office on February 9, 1967, in Liber 882 of Deeds at Page 582, and

WHEREAS, the Planning Board of the Town of Clarkstown 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 Amended Declaration of Restrictive Covenants executed by Pascack Motel, Inc., present owner of subject premises, amending aforesaid Declaration of Restrictive Covenants, by the elimination of the following paragraph set forth therein:

"SIXTH: Entrance to the park may only be from Lawrence Street. No vehicles will be permitted to exit from the mobil park into Lawrence Street."

Seconded by Councilman Damiani

All voted Aye

Councilman Holbrook brought up matter of Stop Sign, stopping traffic on New Valley Road before it turns into Burda. Matter referred to Chief of Police - Councilman will re-check with residents involved.

Re Hess (Carolina Drive), Town Engineer stated two easements have been refused. Alternate available. Authorization was given for expenditure of \$1200.00; require \$3600.00 to include re-routing arrangement and to pick up additional drainage problem. Town Engineer requested to submit written report for opinion of Town Attorney.

Mr. J. Lodico, Chairman of the Clarkstown Conservative Party presented Town Board with copy of resolution adopted by Conservative Party re destruction of property, inciting to riot, and rioting and looting. Town Clerk requested to reproduce same for members of the

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Board. (Police Chief and Town Attorney will also receive copy).

On resolution offered by Councilman Holdbrook, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned in memory of Raymond B. LaBonne.

Special Town Board meeting will be held on Wednesday, August the 9<sup>th</sup> at 5:15 P.M.

Signe,



Anne E. O'Connor  
Town Clerk

10-10-67