

PUBLIC HEARING

Town Hall

11/20/68

8:15 P.M.

Present: Councilmen Brenner, Bolander, Damiani, Frohling, Supervisor
Mundt
Town Attorney
First Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in Charge of Special Districts
Town Clerk

RE: PROPOSED ZONE CHANGE APPLICATION MADE BY LE ELLMAN ET AL (R-22 to R-15)
Property located Eldor Avenue, New Valley Road and Burda Avenue,
New City:

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

PLANNING BOARD RECOMMENDATIONS:

COUNTY: No jurisdiction

TOWN: No present hardship has been demonstrated, such as could not be handled by normal procedures with the Zoning Board of Appeals.

Change of the overall area to a more intensive district as requested, would probably stimulate a similar action from adjoining property owners, affecting the reasonable R-40 zone to the north and R-22 to the west of the parcels under consideration.

Mr. Robert R. Granik appeared as attorney for petitioner and stated the following:

Petitioners are resident property owners living on the 32 lots in question-- almost all fully developed. 29 homeowners signed petition. Chart shows that only 8, or 1/4, actually have more than minimum footage required (22,500 sq. ft.) Land upzoned - non-conforming use owners.

To the South: Parcel zoned R-15 and so developed.

To the East: R-15

To the Northeast: 7.5 parcel

To the North: R-15 _ developed.

Only one adjacent piece of land zoned R-40.

Councilman Brenner questioned hardship stating that others in this position have not sought relief; decision was made that if fell into non-conforming use, their rights would be observed.

Councilman Bolander questioned fact that petitioners requesting this year after zoning ordinance went into effect. Mr. Granik stated that petitioners sought relief now instead of waiting until it was needed.

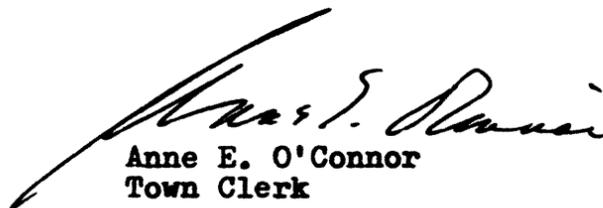
No witnesses.

IN FAVOR: No one appeared

OPPOSED: Mr. J. W. Murdock, 9 New Valley Road: (Adjacent to Ellman property) Is one of three not applying. Brought out fact that Mr. Ellman has just recently purchased this property from a Mr. Scott - Mr. Ellman stated that he does not own any vacant lots in that area or any other homes in said area.

On resolution offered by Councilman Damiani, seconded by Councilman Bolander and unanimously adopted, public hearing was closed.

Signed;


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

11/20/68

8:45 P.M.

Present: Councilmen Brenner, Bolander, Damiani, Frohling, Supervisor
Mundt
Town Attorney's Office
Town Clerk

RE: PROPOSED ESTABLISHMENT OF LAWRENCE STREET-PASCACK MOTEL SEWER
DISTRICT:

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

Mr. Jacob Pesner, 27 North Madison Avenue, Spring Valley appeared as attorney for petitioner and stated the following:

Parcel consisting of 25.95 acres located at bottom of hill on Lawrence Street. Runs into Spring Valley Sewer Plant, but will be in county trunk line. Area is separate from any other property as far as sewer service is concerned. Sewage will be treated at the Rockland County disposal plant currently located at the extreme easterly end of the Village of Spring Valley.

Entire cost of installing sewer system within the proposed sewer district, and of connecting same with sewer system of the County will be borne by the petitioner.

Total assessed value for entire sewer district is \$16,7000.00. 100% of owners of the taxable real property in said proposed district are represented by petition.

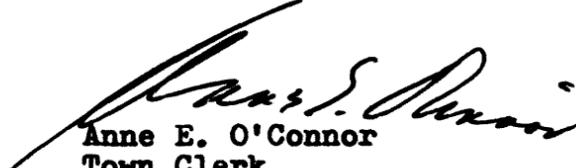
No questions. No witnesses.

IN FAVOR: None

OPPOSED: None

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

Signed,


Anne E. O'Connor
Town Clerk

TOWN BOARD MEETING

Town Hall

11/20/68

8:00 PM

Present: Councilmen Brenner, Bolander, Damiani, Frohling, Supervisor
Mundt
Town Attorney
First Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in Charge of Special Districts
Town Clerk

Supervisor called Town Board meeting to order.

(809) Councilman Frohling offered the following resolution:

RESOLVED, that minutes of Town Board meetings held on 10/31/68 and 11/6/68 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Brenner.

All voted Aye.

(810) Councilman Damiani offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown approved a performance bond on March 14, 1960 covering all of the improvements as shown on a map of property entitled "Brookside Park Section 1, Subdivision of Property of Sher Construction Co. Section 1, Town of Clarkstown, N.Y.", said performance bond issuing from Fidelity and Deposit Company of Maryland and bearing No. 73 96 157, and

WHEREAS, said subdivision has never been constructed but instead the property in this subdivision had been transferred to a new subdivider, and

WHEREAS, the current subdivider for Brookside Estates has submitted performance bond to the Town of Clarkstown, said bonds issuing from Republic Insurance Company, and bearing No. 900984 for subdivision improvements and No. 900985 for sanitary sewers, and which bonds had been approved by the Town Board of the Town of Clarkstown on September 20, 1967, and which bonds cover all of the improvements of said subdivision and which bonds supercede the prior bonds of Fidelity and Deposit Company of Maryland No. 73 96 157;

NOW THEREFORE, be it

RESOLVED, that the bond of Fidelity and Deposit Company of Maryland covering the improvements in the entire subdivision in Brookside Park be and the same is hereby discharged.

Seconded by Councilman Brenner.

All voted Aye.

(811) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to institute proceedings as stipulated in Chapter 43 of the Code of the Town of Clarkstown to rectify violation on premises owned by Agents Land Leasing Corp. in the Town of Clarkstown, more particularly described on the Tax Map of the Town of Clarkstown as 35-1, Block A, Lot 7.01.

Seconded by Councilman Bolander.

All voted Aye.

11/20/68

TOWN BOARD MEETING

(812) Councilman Brenner offered the following resolution:

RESOLVED, that time for receiving bids for Gerardine Place landscaping is hereby closed, and be it

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

Seconded by Councilman Bolander.

All voted Aye.

The following bids were received:

J.J. Schweizer 1 Eldor Avenue, New City.....	Net Bid: \$7,640 Fall \$7,640 Spring
Joseph Zenovic Montvale, New Jersey	Net Bid: \$53,425.00 Fall \$53,300.00 Spring

Bids turned over to Highway Superintendent for recommendation. Residents expressed their desire to have planting done now. Mr. Strauss suggested contacting Extension Service for their recommendation on best time to plant.

(813) Councilman Frohling offered the following resolution:

WHEREAS, A. Cestone Company was desirous of using a portion of French Farms for the storage of his equipment in exchange for bringing fill into French Farms where needed, and

WHEREAS, the Supervisor was authorized to execute a lease incorporating the above provisions by resolution dated September 4, 1968, and

WHEREAS, A. Cestone has since determined that it would be impracticable on its part to bring fill into French Farms;

NOW THEREFORE, be it

RESOLVED, that the resolution dated September 4, 1968 authorizing a lease with A. Cestone Company for its use of a portion of French Farms be and the same is hereby rescinded and cancelled.

Seconded by Councilman Bolander.

All voted Aye.

Town Board signed Order in the Matter of the premises owned by Agents Land Leasing Corp., situate on the west side of Route 304, Bardonia, Town of Clarkstown:

"WHEREAS, a report on the condition of the premises owned by Agents Land Leasing Corp., on the west side of Route 304, Bardonia, New York, made by the Building Inspector of the Town of Clarkstown, the Chief of Police of the Town of Clarkstown, the First Chief of the Nanuet Fire Department, and the Fire Inspector of the Town of Clarkstown, has been read and discussed by the Town Board of the Town of Clarkstown, and

WHEREAS, it appears from said report that the buildings and structures on the premises owned by the said Agents Land Leasing Corp., on the west side of Route 304, Bardonia, New York, which premises are described on the Tax Map of the Town of Clarkstown as Map 35-1, Block A, Lot 7.01, are in an unsafe and dangerous condition, and a threat to the health, safety and welfare of the community;

NOW THEREFORE, be it

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

TOWN BOARD MEETING

11/20/68
cont.

FURTHER ORDERED, that this Order be served upon said owner, as provided in the Ordinance of the Town of Clarkstown."

Dated: November 20, 1968

TOWN BOARD OF THE TOWN OF CLARKSTOWN

Paul F. Mundt, Supervisor
Councilmen: Frohling, Damiani, Brenner, Bolander

(814) Councilman Brenner offered the following resolution:

RESOLVED, that time for receiving bids for furnishing Dump Trucks for the Highway Department is closed, and be it

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

Seconded by Councilman Bolander.

All voted Aye.

The following bids were received:

PORRY'S GARAGE
22 Cosgrove Avenue
West Haverstraw, New York.....\$12,200.00

MONSEY GARAGE
Monsey, New York.....\$10,531.90

Bids turned over to Highway Superintendent, award to be made at 11/29/68 Town Board meeting.

(815) Councilman Damiani offered the following resolution:

RESOLVED, that Building Permit be granted to Walter Hicks for property situated on the north side of Chester Avenue 172' west from the intersection of Old Haverstraw Road and located in Congers, New York pursuant to provisions of Section 280-A; based upon recommendation of the Town Engineer and Building Inspector.

Seconded by Councilman Frohling.

All voted Aye.

(816) Councilman Damiani offered the following resolution:

WHEREAS, on October 31, 1968, the Town Board signed an Order setting a public hearing for improving that street known as Avenue C in Nanuet, Town of Clarkstown, New York, and directing that said Order be published and posted, and

WHEREAS, said Order was published and posted with the amount shown for said improvement as \$2,000 instead of \$3,000, which is the correct amount;

NOW THEREFORE, be it

11/20/68
cont.

TOWN BOARD MEETING

RESOLVED, that the resolution and order of October 31, 1968, and hereby rescinded and the public hearing set for this date shall not be heard, and be it

FURTHER RESOLVED, that the Town Clerk prepare an Order pursuant to Subdivision 7 of Section 200 of the Town Law and that such Order be entered into the minutes of this proceeding setting December 18, 1968, at 8:15 P.M. o'clock in the evening, at the Board Room, Town Hall, 10 Maple Avenue, New City, New York, for a public hearing on this resolution at which time all interested parties will be heard.

Seconded by Councilman Bolander.

All voted Aye.

Town Board signed Order setting date of public hearing for Establishment of a Special Road Improvement of Avenue C, at Nanuet New York-- 12/18/68 - 8:15 P.M.

"WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on the 20th day of November, 1968, pursuant to Section 200 of the Town Law, has initiated the procedure for the improvement of the highway in said Town known as Avenue C, in Nanuet, Town of Clarkstown, New York, by paving approximately 200 lineal feet thereof, and

"WHEREAS, the maximum amount proposed to be expended for the improvement of said highway, as stated in said resolution, is the sum of and not to exceed \$3,000.00 and the area benefited is as follows:

All that certain plot, piece or parcel of land situate, lying and being in the Hamlet of Nanuet, known as Avenue C, being particularly bounded and described as follows:

BEGINNING at a point on the southerly side of First Avenue, which point is 152.50 feet westerly on a course of N 88° 56' 03" W from an iron pipe which is at the northeast corner of the lands now or formerly of William and Elizabeth Lester, and running from said point of beginning (1) S 10° 38' 50" W 200 feet to a point; thence (2) N 89° 18' 00" W 50.76 feet to a point; thence (3) N 10° 38' 50" E 200.32 feet to a point on the southerly side of First Avenue; thence (4) along the southerly side of First Avenue S 88° 56' 05" E 50.70 feet to the point or place of beginning. and

WHEREAS, said resolution was duly passed unanimously by the members of the Town Board of the Town of Clarkstown;

NOW THEREFORE, be it

ORDERED, that pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby ordered that the Town Board of the Town of Clarkstown shall meet 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 18th day of December, 1968, at 8:15 P.M. o'clock in the evening, for the purpose of considering said resolution and to hear all persons interested in the subject thereof concerning the same, and it is

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown shall cause a certified copy of this Order to be published and posted in the manner required by Section 200 of the Town Law.

Dated: November 20, 1968

MEMBERS OF THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, ROCKLAND COUNTY,
NEW YORK
Paul F. Mundt, Supervisor
Councilmen: Bolander, Frohling, Damiani, Brenner

(817) Councilman Damiani offered the following resolution:

WHEREAS, by resolution dated November 6, 1968, the Town Board of the Town of Clarkstown, set a public hearing on the application of Arthur Huggins and Grace Huggins, et al for an amendment to the Building Zone Ordinance of the Town of Clarkstown for the 20th day of November, 1968 at 9:00 P.M., and

11/20/68
cont.

TOWN BOARD MEETING

WHEREAS, notice of said public hearing was duly published and posted according to law, and

WHEREAS, pursuant to Sections 8.334 and 8.43 of the Zoning Ordinance of the Town of Clarkstown, proper notification was not given by applicant,

NOW THEREFORE, be it

RESOLVED as follows:

(1) That the public hearing scheduled for 11/20/68 shall not be held;

(2) That the public hearing on this zone change shall be rescheduled for the 4th day of December, 1968 at 8:30 P.M.;

(3) That proper publication, posting and notifications by applicant shall be made of said public hearing.

Seconded by Councilman Brenner.

All voted Aye.

(818) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has duly established Sewer District No. 23, in said Town, and authorized construction of a sewer system therein and adopted on August 4, 1965, the bond resolution entitled:

"BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,

NEW YORK ADOPTED AUGUST 4, 1965, APPROPRIATING \$535,000 FOR

THE CONSTRUCTION OF A LATERAL SEWER SYSTEM IN SEWER DISTRICT

NO. 23 IN THE TOWN OF CLARKSTOWN AND AUTHORIZING THE ISSUANCE

OF \$535,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPRO-

PRIATION,"

and

WHEREAS, the period of probable usefulness of said specific object or purpose for which said bonds authorized by said resolution are to be issued within the limitations of Section 11.00 a. 4 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, as amended, is forty (40) years; and

WHEREAS, following receipt of bids for construction of such sewer system and due to generally increased costs of labor and materials, preliminary costs and costs incidental thereto, said Town Board has duly authorized an increase in the maximum amount to be expended for construction of such sewer system from \$535,000 to \$710,000 pursuant to Section 209- of the Town Law;

now, therefore, be it

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

Section 1. The bond resolution duly adopted by the Town Board on August 4, 1965, as hereinabove referred to in the Recitals hereof, is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED

AUGUST 4, 1965, AND AMENDED NOVEMBER 20, 1968, AUTHORIZING

\$710,000 FOR THE CONSTRUCTION OF A LATERAL SEWER SYSTEM IN

SEWER DISTRICT NO. 23, IN THE TOWN OF CLARKSTOWN AND AUTHORIZING

ISSUANCE OF \$710,000 SERIAL BONDS OF SAID TOWN FINANCE SAID

APPROPRIATION.

Recitals

WHEREAS, following preparation of a general map, plan and report for providing a lateral sewer system, including equipment and appurtenances, in a sewer district proposed to be established in the Town of Clarkstown (herein called "Town"), in the County of Rockland, the Town Board of the Town determined, pursuant to resolution duly adopted on May 10, 1965, subject to permissive referendum, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all the property and property owners within said sewer district, proposed to be established, are benefited thereby; that all the property owners benefited are included within the limits of said sewer districts, and that the establishment of said sewer district is in the public interest and approved the establishment of said Sewer District No. 23 (herein called "District") and the construction of such lateral sewer system, including equipment and appurtenances therein; and

WHEREAS, no petition signed and acknowledged by the owners of taxable real property situate in the proposed District, in the Town, as prescribed by 209-e of the Town Law protesting against said resolution and requesting that said resolution be submitted to the owners of such taxable real property for their approval or disapproval has been filed with the Town Clerk within thirty (30) days after the date of the adoption thereof, or at any other time since said adoption; and

WHEREAS, following due submission of an application by said Town Board, the State Comptroller granted permission to establish the District by Order dated July 2, 1965, which order was duly filed with and presented to said Town Board, at its first meeting held after said Order was filed; and

WHEREAS, said Town Board duly adopted an order on August 4, 1965, establishing the District, therein designated Sewer District No. 23, in the Town of Clarkstown, and ordering construction of said lateral sewer system, including equipment and appurtenances therein, at a cost not to exceed \$535,000; and

WHEREAS, due to generally increased costs of labor and materials, preliminary costs and costs incidental thereto said Town Board has estimated the maximum cost of constructing said sewer system to be \$710,000, being an increase of \$175,000; and

WHEREAS, pursuant to Section 209-h of the Town Law, after a public hearing duly called and held, following receipt of an Order of the Comptroller of the State of New York, dated August 25, 1968, approving the application of the Town Board to increase the maximum amount to be expended from \$535,000 to \$710,000, the Town Board on October 16, 1968, adopted an Order, subject to permissive referendum, determining that it is in the public interest to so increase the maximum amount to be expended for construction of a sewer system in the District, and ordering such increase; and

WHEREAS, no petition signed and acknowledge by the owners of taxable real property situated in the District, against said Order and requesting that said Order be submitted to the owners of taxable real property for their approval or disapproval has been filed with the Town Clerk within (30) days after the date of the adoption thereof, or any other time since adoption;

now, therefore, be it

Resolved by the Town Board of the Town of Clarkstown, in the County of Rockland, New York (by the favorable vote of not less than two-thirds of all the members of said Board) as follows:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called "Town"), hereby appropriates the amount of \$710,000 for construction of a lateral sewer system, including land or rights in land, buildings and original furnishings, equipment, machinery and apparatus required therefor in the District, all as hereinabove referred to in the recitals of this resolution, and all in accordance with map, plan and estimates prepared by Nussbaumer, Clarke & Velzy, P.E., Consulting Engineers, duly licensed by the State of New York, on file in the office of the Town Clerk and heretofore approved by the Town Board of said Town. The estimated

11/20/68
cont.

TOWN BOARD MEETING

maximum cost of said special object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$710,000 and the plan of financing includes the issuance of serial bonds of the Town in the principal amount of \$710,000 and the assessment, levy and collection of assessments on the several lots and parcels of land within the District to pay the principal of said bonds and the interest thereon so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 2. To finance the said appropriation, serial bonds of the Town are hereby authorized to be issued in the principal amount of \$710,00 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York herein called "Law").

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

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of §11.00 a. 4 of the Law, is forty (40) years.

(b) Current funds are not required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation thereof, pursuant to Section 107.00d. 3(i) of the Law.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation thereof shall contain the recital of validity prescribed by paragraph 52.00 of the Law and said bonds and notes shall be general obligations 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 bonds and notes and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with

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

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

Section 7. This resolution shall take effect immediately.

Section 2. The amendment of the bond resolution set forth in Section 1 of this resolution shall in no way affect the validity of any

11/20/68
cont.

TOWN BOARD MEETING

liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been taken pursuant to said bond resolution as herein amended.

Section 3. The Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, as amended, in full, in "The JOURNAL-NEWS", a newspaper published in the Village of Nyack, New York, having a general circulation in said Town of Clarkstown, New York, and hereby designated as the official newspaper of said Town for such publication, together with the Town Clerk's statutory form of notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 4. This resolution shall take effect immediately.

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

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

NOES: None

The resolution was declared unanimously adopted.

Seconded by Councilman Damiani.

All voted Aye.

(819) Councilman Brenner offered the following resolution:

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

Seconded by Councilman Bolander.

All voted Aye.

(820) Councilman Damiani offered the following resolution:

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

Seconded by Councilman Frohling.

All voted Aye.

(821) Councilman Brenner offered the following resolution:

RESOLVED, that the decision on Zone change application made by Leo Ellman et al for property located on Eldor Avenue, New Valley Road, and Burda Avenue, New City- R22 to R-12 is hereby reserved.

Seconded by Councilman Bolander.

All voted Aye.

(822) Councilman Damiani offered the following resolution:

RESOLVED, that the decision on proposed establishment of Lawrence Street-Pascack Motel Sewer District is hereby reserved.

Seconded by Councilman Frohling.

All voted Aye.

11/20/68
cont.

TOWN BOARD MEETING

Town Board signed order setting date of public hearing re proposed extension of Clarkstown Consolidated Water Supply District to include Strawtown Heights Subdivision, West Nyack--12/4/68 - 8:15 P.M.

PETITION for the extension of the Clarkstown Consolidated Water Supply District to include Strawtown Heights, West Nyack in the Town of Clarkstown, Rockland County, New York.

WHEREAS, a written Petition dated 11/8/68 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 Clarkstown Consolidated Water Supply District in the said Town, to be bounded and described as follows:

BEGINNING at a point, said point being the northeast corner of a water district previously extended to include "Leland Estates Subdivision", and running thence South 73° 29' 40" East a distance of 49.13 feet along the north side of Nuthatch Lane to a point; thence in a northly direction, North 23° 43' 02" East a distance of 561.02 feet along the west line of Lots 5.27, 5.28 and 5.29, to the northwest corner of Lot 5.29; thence in an easterly direction along the north line of Lots 5.29, 5.30, 5.31, 5.32 and 5.02, the following courses and distances; South 71° 00' 14" East a distance of 538.00 feet, and South 73° 19' 24" East a distance of 536.48 feet to the northeast corner of Lot 5.02; thence in a southerly direction along the east line of Lots 5.02, 5.09, 5.08 and 5.07, South 16° 02' 30" West a distance of 774.67 feet to a point on the north side of Kenbar Road; thence along the north side of Kenbar Road, South 36° 00' 00" East a distance of 39.54 feet to a point; thence still along the north side of Kenbar Road in an easterly direction along a curve to the left having a radius of 200.00 feet, a distance of 136.69 feet; thence in a southerly direction, south 14° 50' 30" West a distance of 50.00 feet, crossing Kenbar Road, to the most easterly corner of Lot 5.12; thence in a Westerly direction, North 75° 09' 30" West a distance of 276.53 feet to a point; thence in a southerly direction along the east line of Lots 5.12, 5.14, and 5.16, South 16° 17' 20" West a distance of 428.91 feet to the southeast corner of Lot 5.16, said point being the northeast corner of a water district previously extended to include "Stonehedge East Subdivision"; thence in a westerly direction along said water district line, being also the south line of Lots 5.16, 5.17, 5.13, 5.18 and 5.19, the following courses and distances:

1. North 62° 59' 36" West, 319.00 feet;
2. North 37° 44' 36" West, 94.00 feet;
3. North 49° 09' 36" West, 50.00 feet;
4. North 60° 44' 36" West, 14.50 feet;
5. North 71° 59' 36" West, 15.00 feet;
6. North 88° 06' 35" West, 93.07 feet;
7. North 61° 01' 35" West, a distance of 452.08 feet to a point on the east line of a water district previously extended to include "Leland Estates Subdivision", said point being the southwest corner of Lot 5.19; thence in a northly direction, North 17° 47' 30" East, a distance of 523.68 feet along said water district line, being also the west line of Lots 5.19, 5.20 and 5.21; thence North 47° 53' 40" West a distance of 111.80 feet to a point; thence North 15° 35' 20" East, a distance of 12.03 feet to the point or place of beginning.

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 4th day of December 1968, at 8:15 P.M. Eastern Standard 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 November 20, 1968

TOWN BOARD OF THE TOWN OF CLARKSTOWN

Paul F. Mundt, Supervisor
Councilmen Frohling, Damiani, Brenner, Bolander

11/20/68
cont.

TOWN BOARD MEETING

Mr. Richard Miller, 164 Waters Edge, Congers, member of Lake DeForest Betterment Association appeared before Town Board with suggestion for additional permanent access road for Thornwood Development. Also mentioned were traffic hazards. Inquiry was made as to whether or not study had been made and if so, what recommendations were made. Re roads, Highway Superintendent stated roads all undedicated. (Builders - Sherman and Kent). Town Engineer to investigate why no hydrants - 60 homes in area. Re access road, Highway Superintendent and Town Engineer to show on Tax Maps where they feel roads should go and where planners say they should go so Town Board will know what is wanted. Town Board will contact builders reabove.

(823) Councilman Brenner offered the following resolution:

RESOLVED, that Public Hearing be set for 12/18/68 at 8:30 P.M. Re designation of strip of land in vicinity of Strawtown and Sickel-town Roads, West Nyack as historical site.

Seconded by Councilman Damiani.

All voted Aye.

(824) Councilman Frohling offered the following resolution:

WHEREAS, the budget for the Planning Board of the Town of Clarkstown provides a budgetary item for attendance at seminars and planning meetings, and

WHEREAS, the Planning Board members and its Administrative-Assistant attended a regional meeting held on 11/19/68;

NOW THEREFOR, be it

RESOLVED, that the necessary and proper expenses of said meetings as provided by law be paid to the Planning Board Members and the Administrative Assistant of said Board.

Seconded by Councilman Brenner.

All voted Aye.

(825) Councilman Brenner offered the following resolution:

WHEREAS, the Planning Board of the Town of Clarkstown has requested a sixty day extension of time for delivery of their recommendations on several petitions,

NOW THEREFORE, be it

RESOLVED, that a sixty day extension be granted to the Planning Board of the Town of Clarkstown for delivery of recommendations on the following zone change applications submitted to them:

Ridge Road Builders (R-22 to R-12) - Ext. until 1/15/69
Bella Fisher (R-40 to R-22) - Ext. until 1/5/69
Adler, Smith & Wight Jr., - Special Permit - Ext. until 1/15/69
Harram Realty Inc. (R-40, R 7.5, R-15 to RG-2 & CS) - Ext. to 1/15/69

Seconded by Councilman Bolander.

All voted Aye.

11/20/68
cont.

TOWN BOARD MEETING

(826) Councilman Bolander offered the following resolution:

WHEREAS, the Town Clerk of the Town of Clarkstown was required to submit multiple vouchers to the Town Comptroller relating to the pay due the inspectors at the election polls on November 5, 1968, and

WHEREAS, each inspector at all the polls requires a separate voucher;

NOW THEREFORE, be it

RESOLVED, that the Town Clerk of the Town of Clarkstown be and is hereby authorized to use a rubber stamp facsimile signature on the vouchers required to be submitted by her to the Town Comptroller relating to the pay due the inspectors at the election polls on November 20, 1968

Seconded by Councilman Damiani.

All voted Aye.

(827) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town Clarkstown is desirous of amending the Building Zone Ordinance of the Town of Clarkstown as follows:

Change Map 89, Block C, Lot 3.05; Map 89, Block C, Lot 47; and Map 71, Block A, Lot 20 from R-7.5 to CS, said property being in the Hamlet of West Nyack fronting on West Nyack Road, consisting of 9 acres more or less and now or formerly known as the Klein tract.

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, Rockland County, New York, on the 4th day of December, 1968, at 8:45 P.M., relative to such proposed amendment, and it is

FUTHER RESOLVED, that the Town Attorney prepare Notice of 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, and file proof thereof in the Office of the said Town Clerk.

Dated: November 20, 1968

Seconded by Councilman Damiani

All voted Aye.

(828) Councilman Frohling offered the following resolution:

WHEREAS, a comprehensive amendment to the Building Zone Ordinance of the Town of Clarkstown and Map was adopted on June 30, 1967 and further amended, and

WHEREAS, the Town Board of the Town of Clarkstown desires to amend the comprehensive building zone amended ordinance of 1967 and map;

NOW THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Section 264 of the Town Law be held at the Clarkstown Town Hall, 10 Maple Avenue, New City, Rockland County, New York, in the Board Room thereof, on the 4th day of December, 1968, at 9:00 P.M., E. S. T., to consider the adoption of the following proposed amendment to the Town of Clarkstown Comprehensive Building Zone amended ordinance of 1967 and map:

Amend Section 3.11, Column 2, by the addition of the following use within the IO Zone: Add 5 Automobile (New Car) Dealerships and Distributorships

11/20/68
cont.

TOWN BOARD MEETING

and be it

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, Nyack, New York, the official newspaper of the Town, as aforesaid, and file proof thereof in the office of said Town Clerk.

Dated November 20, 1968

Seconded by Councilman Damiani.

All voted Aye.

(829) Councilman Frohling offered the following resolution:

RESOLVED, that Highway Superintendent is hereby instructed to erect NO THRU TRUCKING signs for George Street and Flitt Street; said signs to be erected by Highway Department on 11/21/68.

Seconded by Councilman Brenner.

All voted Aye.

(830) Councilman Brenner offered the following resolution:

WHEREAS, the Town of Clarkstown has improved the property to be used for recreational purposes in Central Nyack, be it

RESOLVED, that the Supervisor is authorized to transfer from the Money-in lieu of land account to the General Fund, Parks and Recreation Account, the sum of \$252.00, and be it

FURTHER RESOLVED, that the Supervisor is authorized to pay the sum of \$252.00 to the Town of Clarkstown, Highway Department for work performed at the site.

Seconded by Councilman Frohling.

All voted Aye.

(831) Councilman Frohling offered the following resolution:

RESOLVED, based upon recommendation of Chief of Police and Director of Purchasing, that bid for furnishing of Two (2) Portable Transistorized Radar Units for Speed Enforcement be awarded to Hugh Boyd Association, 33 Apple Street, New Shrewsbury, New Jersey at cost to town of \$2,790.00 FOB Destination.

Seconded by Councilman Brenner.

All voted Aye.

Councilman Damiani brought up matter of trees planted by Chestnut Grove in Woodgate; differences of opinion between Shade Tree Committee, Highway Superintendent and residents as to where trees should have been placed. Matter will be followed up, all parties concerned will get together on site on weekend to determine.

11/20/68
cont.

TOWN BOARD MEETING

(832) Councilman Bolander offered the following resolution:

RESOLVED, based upon recommendation of the Town Engineer, that additional amount of \$6650.00 be expended for piping drainage ditch located along the east edge said monies to be charge against Drainage Project No. 3 Account.

Seconded by Councilman Damiani.

All voted Aye.

(833) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment pending job classification of Josephine F. Scribano of 3 Long Meadow Drive, New City, New York to the position of Senior Stenographer, part-time in Town Attorney's Office at a salary of \$2.53 per hour effective retroactive to November 19, 1968

Seconded by Councilman Frohling.

All voted Aye.

(834) Councilman Damiani offered the following resolution:

WHEREAS, the Superintendent of Parks and Recreation has requested additional clerical help,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment not to exceed 30 days of Virginia Scherr of 4 Richard Drive, West Nyack, New York to the position of Clerk at a salary of \$1.85 per hour effective retroactive to November 12, 1968

Seconded by Councilman Frohling.

All voted Aye.

(835) Councilman Frohling offered the following resolution:

RESOLVED, that Highway Superintendent be instructed to erect NO PARKING sign on south side of Orchard Street for distance of 20' to allow Samuel Gunn to enter parking area.

Seconded by Councilman Brenner.

All voted Aye.

Re dangerous situation existing in vicinity of stop light at Germonds and Route 304 (sidewalk construction); Police Chief instructed to move 'one-lane' signs four to five feet to other side so can be seen in time.

Re hazardous condition existing on Courtney Drive and Glenside Road due to sewer construction; Town Engineer will check; Charles Adams will be notified.

11/20/68
cont.

TOWN BOARD MEETING

Re placement of STOP signs on Birch Lane and Old Brick Road, roads not as yet dedicated but will be shortly. Police Chief will have recommendation on the 29th as to type of sign and placement of same.

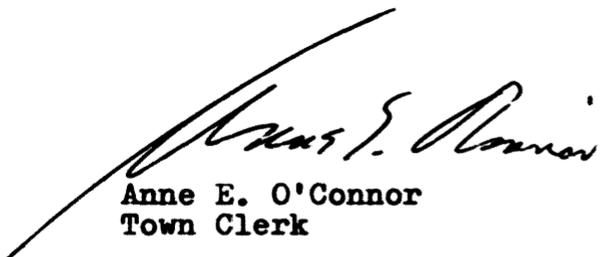
Supervisor Lovett or Orangetown thanked the Town of Clarkstown for their assistance in time of emergency.

Re damages caused by heavy rains (Naurashaun area), Town Engineer stated stream cleaned out; contacted Town Attorney re collapsed pipes in Normandy Village. Supervisor to ascertain if this can be allocated in county budget.

Re proposed parking area in Nanuet (adjacent to parking lot); Town Engineer informed Councilman Frohling map approved. Town Attorney stated insurance will be forthcoming after survey received. Town Clerk will contact Orange & Rockland Utilities as soon as survey received from Town Engineer's Office.

On resolution offered by Councilman Brenner, seconded by Councilman Damiani and unanimously adopted, Town Board meeting was adjourned in memory of Alex Schwartz with mention of his strenuous efforts on behalf of Camp Jawanio. Next Town Board meeting will be held on Friday, November 29th, 1968 at 1:00 P.M.

Signed,



Anne E. O'Connor
Town Clerk