

PUBLIC HEARING

Town Hall

7/15/70

8:00 P.M.

Present: Councilmen Bolander, Niehaus, Frohling, D'Antoni, Supervisor Vines
Town Attorney Frederick P. Roland
Deputy Town Attorney Martin S. Friedman
Town Clerk Anne E. O'Connor

RE: PROPOSED AMENDMENT TO BUILDING ZONE ORDINANCE - SECS. 2.1, 2.123, 3.11:

Supervisor Vines declared public hearing in session, Town Clerk read notice of public hearing.

Theodore Zollendeck, Town Planner explained proposed changes as follows:

Amend Section 2.1 by deleting Symbol and Title IO Industrial Office and adding in its place instead Symbol and Title LIO Light Industrial Office.

Amend Sec. 2.123 (IO Zone) by deleting said section in its entirety and inserting the following:

2.123 - LIO: The purpose of the Limited Light Industrial Office District is to permit the development of selected industrial uses on land planned and suited to such uses but at the same time protecting the character of the surrounding residential areas or planned residential areas. Manufacturing operations are to be permitted only if they are incidental or accessory to the primary operation of the plant. This District is planned and intended for industrial land uses characterized by low land coverage, with large year-round landscaped setbacks for protection of residential areas, attractive building designs and developing an industrial park-like setting. The regulations are designed to promote industrial developments using the highest acceptable planning standards to properly handle any obnoxious and objectionable external effects upon the surrounding residential areas, circulation systems, drainage and other natural features. All reference throughout this entire ordinance to IO-Industrial Office are hereinafter deemed to refer to LIO - Light Industrial Office.

Amend Sec. 2.11, Table of General Use Regulations, for the LIO Zone, Column 2, Uses Permitted by Right, by deleting present section in its entirety and inserting in its place, the following:

1. Industrial land uses with related office and showrooms which assemble, make, process, package, store and distribute "small" unit products using only machinery powered by or requiring no more than two horsepower to operate the same, handcrafted, or custom made products, such as optical devices, precision instruments, watches, and gauges, professional and medical instruments, and electronic equipment, signs, sporting goods, wearing apparel, and dry goods.
2. Research, development, experimental or testing laboratories.
3. Schools for industrial or business training.
4. Professional administrative, governmental or business offices.
5. Warehouses and wholesale distribution centers with related offices and showrooms, with trucking limited solely to daytime hours. No retail sales shall be permitted.
6. Public utility substations, telephone control and exchange centers, railroad right-of-way and public utility right-of-way.
7. Automotive new car dealerships and distributorships.
8. Newspaper publishers.
9. Firehouses, police and ambulance stations.
10. All uses permitted hereunder must comply with federal, state, county and local standards concerned with the preservation and protection of the environment and ecology, both human and otherwise, from pollution from any source whatsoever and comply with federal, state, county and local anti-noise standards.

There were not questions from the Board; no questions from the audience.

Mr. Zollendeck stated that he has had correspondence with the Town Attorney re No. 8, which reads "Newspaper Publishers" requesting that consideration be given that it read instead, "Publication and Printing of a Newspaper".

IN FAVOR:

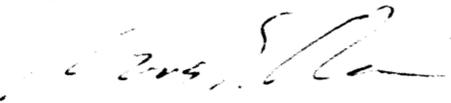
Everett Johns, Esq., Representing the Journal News; with change in #8.

Mr. Harry Waitzman, Rep. Chrysler Realty Corp.: Include limitation with respect to light manufacturing, but to take into consideration rather than manufacturing uses, publication and prospective retail uses, such as automobile agencies. We cannot have any substantial plans for recreation, unless we can attract a table.

OPPOSED: No one appeared.

On resolution offered by Councilman Frohling, Seconded by Councilman Niehaus and unanimously adopted, public hearing was closed.

Signed,


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

7/15/70

8:15 P.M.

Present: Councilman Niehaus, Bolander, Frohling, D'Antoni, Supervisor Vines
Town Clerk
Town Attorney
Deputy Town Attorney

RE: PROPOSED AMENDMENT TO LOCAL LAW #3-1966 ENTITLED "LOCAL LAW PROVIDING FOR THE GRANTING OF PARTIAL EXEMPTION FROM REAL PROPERTY TAX FOR REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE 65 YEARS OF AGE OR OVER:"

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

Town Attorney and Deputy Town Attorney presented proposed amendment as follows:

Sec. 61.2: Property exempt.

All real property in the Town of Clarkstown owned by one (1) or more persons, each of whom is sixty-five (65) years of age or over, or real property owned by husband and wife, one of whom is sixty-five (65) years of age or over, shall be exempt to the extent of fifty percent (50%) of the assessed value as shown on the Town assessment roll, provided the requirements set forth in Sec. 61-3 below are complied with.

Sec. 61.3. Statutory qualifications.

A. Each of the owners of the real property must be sixty-five (65) years of age or over, except that where real property is owned by husband and wife, either husband or wife must be sixty-five (65) years of age or over, on the date the application is filed.

D. The combined income of all of the owners of the property must have been Five Thousand Dollars (\$5,000.00) or less during the twelve (12) consecutive months immediately preceding the date of making the application for exemption. Where title to property is vested in either a husband or wife, the combined income of the husband and wife may not exceed Five Thousand (\$5,000.00). "Income" includes all social security and retirement payments, interests, dividends, net rental, salaries or other earnings, including net income from self-employment. "Income" does not include gifts or inheritances.

Sec. 61-4.

Application for such exemption must be made by the owner, or all of the owners of the property, on forms prescribed by the state board to be furnished by the appropriate assessing authority and shall furnish the information and be executed in the manner required or prescribed in such forms, and shall be filed in such assessor's office on or before the appropriate taxable status date.

Sec. 61-4 (a):

At least sixty days prior to the appropriate taxable status date, the assessing authority shall mail to each person who was granted exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before taxable status date and be approved in order for the exemption to be granted. Failure to mail such application form and notice or the failure of such person to receive the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

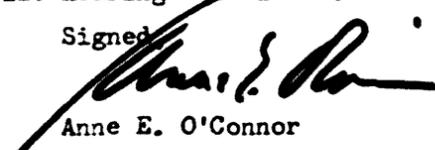
Sec. 61-9. Effective date.

This local law shall become effective for the tax year commencing January 1, 1971.

Deputy Town Attorney, re "Net Income", stated that this amendment necessary to comply with state law. He also informed the Town Board that ... "gifts or inheritance"... are not inclusive of proceeds from insurance.

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

Signed


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

7/15/70

8:30 P.M.

Present: Councilmen Niehaus, Bolander, D'Antoni, Frohling, Supervisor Vines.
Town Clerk
Town Attorney
Deputy Town Attorney

RE: SPECIAL PERMIT APPLICATION FOR GASOLINE FILLING STATION ON THE SOUTHERLY SIDE
OF ROUTE 59, WEST NYACK -- PETITIONED BY ADLER, SMITH & WIGHT:

Supervisor declared public hearing in session; Town Clerk read notice
of public hearing.

VERBATIM MINUTES TAKEN BY COURT STENOGRAPHER - SEE ZONE CHANGE FILE

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PUBLIC HEARING

Town Hall

7/15/70

8:45 P.M.

Present: Councilmen Niehaus, Bolander, Frohling, D'Antoni, Supervisor Vines.
Town Clerk
Town Attorney
Deputy Town Attorney

RE: PROPOSED REPEAL OF LOCAL LAW NO. 6-1967 ENTITLED "AMENDMENT TO LOCAL LAW
PROVIDING FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF SHOPPING CENTER
PARKING AREAS:

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

Deputy Town Attorney Friedman stated that the Court of Appeals of the State of New York ruled this amendment unconstitutional, therefore we are removing this from our books.

IN FAVOR: No one appeared.

OPPOSED: No one appeared.

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

Signed,



Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

7/15/70

9:00 P.M.

Present: Councilmen Niehaus, Bolander, Frohling, D'Antoni, Supervisor Vines
Town Attorney
Deputy Town Attorney
Town Clerk

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT #1 TO INCLUDE:
GERMONDS ACRES, WEST NYACK, NEW YORK:

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

Attorney for petitioner and Town Engineer not being present, public hearing was cancelled.

Signed,



Anne E. O'Connor
Town Clerk

TOWN BOARD MEETING

Town Hall

7/15/70

8:00 P.M.

Present: Councilmen Niehaus, Bolander, Frohling, D'Antoni, Supervisor Vines
 Town Clerk Anne E. O'Connor
 Town Attorney Frederick P. Roland
 Deputy Town Attorney Martin Friedman

Supervisor called Town Board meeting to order. Assemblage saluted the flag.

1970-430 Councilman Bolander offered the following resolution:

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

Seconded by Councilman Frohling.

All voted Aye.

1970-431 Councilman Niehaus offered the following resolution:

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

Seconded by Councilman Frohling.

All voted Aye.

1970-432 Councilman Bolander offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted June 17, 1970, provided for a public hearing on the 15th day of July, 1970, at 8:00 P.M., to consider a change to the Building Zone Ordinance of the Town of Clarkstown, and

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

NOW THEREFORE, be it

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

Amend Sec. 2.1 by deleting Symbol and Title IO, Industrial Office, and adding in its place instead Symbol and Title LIO, Light Industrial Office.

Amend Sec. 2.123, IO Zone. The purpose of the Limited Light Industrial Office District is to permit the development of selected industrial uses on land planned and suited to such uses but at the same time protecting the character of the surrounding residential areas or planned residential areas. Manufacturing operations are to be permitted only if they are incidental or accessory to the primary operation of the plant. This District is planned and intended for industrial land uses characterized by low land coverage, with large year round landscaped setbacks for protection of residential areas, attractive building designs and developing an industrial park-like setting. The regulations are designed to promote industrial developments using the highest acceptable planning standards to properly handle any obnoxious and objectionable external effects upon the surrounding residential areas, circulation systems, drainage and other natural features. All references throughout this entire ordinance to IO Industrial Office are hereinafter deemed to refer to LIO, Light Industrial Office.

Amend Sec. 3.11, Table of General Use Regulations, for the LIO Zone, Column 2, Uses Permitted by Right, by deleting present section in its entirety and inserting in its place the following:

Resolution #432 - continued

1. Industrial land uses with related offices and showrooms which assemble, make, process, package, store and distribute small unit products using only machinery powered by or requiring no more than two horsepower to operate the same, handcrafter, or custom made products, such as optical devices, precision instruments, electric and electronic equipment, signs, sporting goods, wearing apparel and dry goods.
2. Research, development, experimental or testing laboratories.
3. Schools for industrial or business training.
4. Professional administrative, governmental or business offices.
5. Warehouses and wholesale distribution centers with related offices and showrooms, with trucking limited solely to daytime hours. No retail sales shall be permitted.
6. Public utility substations, telephone control and exchange centers, railroad right-of-way and public utility right-of-way.
7. Automotive new car dealerships and distributorships.
8. Firehouses, police and ambulance stations.
9. Printing and publishing of a newspaper.
10. All uses permitted hereunder must comply with federal, state, county and local standards concerned with the preservation and protection of the environment and ecology, both human and otherwise, from pollution from any source whatsoever and comply with federal, state, county and local anti-noise standards.

Seconded by Councilman Frohling.

All voted Aye.

1970-433

Councilman Frohling offered the following resolution:

WHEREAS, a proposed local law entitled "AMENDMENT TO LOCAL LAW NO. 3-1966 ENTITLED 'LOCAL LAW PROVIDING FOR THE GRANTING OF PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION FOR REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE SIXTY-FIVE YEARS OF AGE OR OVER'", was introduced by Anthony D'Antoni, a member of the Town Board of the Town of Clarkstown, at a Town Board meeting on June 17, 1970, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 17th day of June, 1970, directed that a public hearing be held on the 15th day of July, 1970 at 8:15 P.M., to consider the adoption of said local law, and

WHEREAS, a notice of public hearing was duly prepared and published in the Rockland News Leader-Independent on July 1, 1970 and posted on the signboard of the Town of Clarkstown on the 1st day of July, 1970, and

WHEREAS, copy of the proposed local law were mailed to the members of the Town Board on the 23rd day of June, 1970, and

WHEREAS, a public hearing was held by the Town Board on the 15th day of July, 1970 at 8:15 P.M.;

At a Special Meeting of the Town Board of the Town of Clarkstown in the County of Rockland, held at the Town Hall, 10 Maple Avenue, New City, New York on July 15, 1970, Local Law No. 2-1970 entitled "AMENDMENT TO LOCAL LAW NO. 3-1966 ENTITLED LOCAL LAW PROVIDING FOR THE GRANTING OF PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION FOR REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE SIXTY-FIVE YEARS OF AGE OR OVER." was adopted and passed by affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown, the vote for adoption of said local law being as follows:

William E. Vines, Supervisor	Aye
William R. Niehaus, Councilman	Aye
Frank Bolander, Jr., Councilman	Aye
Anthony D'Antoni, Councilman	Aye
Philip J. Frohling, Councilman	Aye

The Town Clerk of the Town of Clarkstown was directed to file said local law pursuant to Sec. 27 of the Municipal Home Rule Law.

7/15/70 - cont

1970-434 Councilman Niehaus offered the following resolution:

RESOLVED, that decision on Special Permit Application made by Adler, Smith & Wight (Gasoline Filling Station), for property located on south side of Route 59, West Nyack, New Yor, be reserved.

Seco nded by Councilman Bolander All voted Aye

1970-435) Councilman D'Antoni offered the following resolution:

WHEREAS, a proposed local law entitled "LOCAL LAW TO REPEAL LOCAL LAW NO 6-1967 AMENDING LOCAL LAW NO. 2-1966 PROVIDING FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF SHOPPING CENTER PARKING AREAS" was introduced by William Niehaus, a member of the Town Board of the Town of Clarkstown at a Town Board meeting on 6/17/70, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on 6/17/70 directed that a public hearing b e held on 7/15/70 at 8:45 PM to consider the adoption of said local law, and

WHEREASA, a notice of public hearing was duly prepared and published in the Rockland News Leader Independent f 7/1/70 and posted on the signboard of the Town of Clarkstown on the 1st day of July 1970, and

WHEREAS, copy of the proposed local law were mailed to the members of the Town Board on the 22nd day of July1970, and

WHEREAS, a public hearing was held by the Town Board on the 15th day of July 1970 at 8:45 PM;

At a regular meeting of the Town Board of the Town of Clarkstown in the County of Rockland, held at the Town Hall, 10 Maple Avenue, New City, New York, on July 15, 1970, Local Law No. 3-1970, entitled "LOCAL LAW TO REPEAL LOCAL LAW NO. 6-1967 AMENDING LOCAL LAW NO. 2-1966 PROVIDING FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF SHOPPING CENTER PARKING AREAS", was adopted and passed by affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown, the vote for adoption of said local law being as follows:

- William E. Vines, Supervisor Aye
- William R. Niehaus, Councilman Aye
- Frank Bolander, Jr., Councilman Aye
- Anthony D'Antoni, Councilman Aye
- Philip J. Frohling Jr., Councilman Aye

The Town Clerk of the Town of Clarkstown was directed to file said local law pursuant to Sec 27 of the Municipal Home Rule Law.

Seco nded by Councilman Frohling. All voted Aye.

1970-436 Councilman Niehaus offered the following resolution:

RESOLVED, that p blic hearing scheduled for this evening re Proposed extension to the Clarkstown Consolidated Water Supply Dist. #1 to include GERMONDS ACRES, is hereby cancelled due to the fact that the attorney for the petitioner was not present.

Seco nded by Councilman Bolander. All voted Aye.

7/15/70 - continued

1970-437) Councilman D'Antoni offered the following resolution:

RESOLVED, that bid for the construction of Sewer District No. 37B be awarded to the lowest bidder, A. Costone Co., Glen Ridge, N.J. at a cost to the town of \$544,735.20, according to specifications, subject to the approval by the Counsel for Sewer Districts and the Consulting Engineer and that they each render a written opinion of their recommendations.

Seconded by Councilman Michaus.

All voted Aye.

(1970-438) Councilman D'Antoni offered the following resolution:

RESOLVED, that bid for installation of Public Address System for the Town Hall Meeting Room be awarded to MUSICART COMMUNICATIONS, INC., 160 West Nyack Rd. West Nyack N Y; said cost not to exceed \$2,950.00.

Seconded by Councilman Michaus.

All voted Aye.

(1970-439) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Typist CR-1, 70-55, which contains the name of MARY COUGHLIN,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of Mary Coughlin, 5 Carrie Drive, New City N Y to the position of Typist, Town Clerk's Office, at a salary of \$4,286.10 per annum; effective and retroactive to 7/1/70.

Seconded by Councilman Belander.

All voted Aye.

(1970-440) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 7/13/70 that two Assistant Building Inspector positions in the Building Inspector's Office can not be created,

NOW THEREFORE, be it

RESOLVED, that two Assistant Building Inspector positions in the Building Inspector's Office are created.

Seconded by Councilman Frohling.

All voted Aye.

7/15/70 - continued

(1970-441) Councilman D'Antoni offered the following resolution:

WHEREAS, there is a vacancy in the position of Assistant Building Inspector,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the provisional appointment, pending examination, of JOHN P. PESACKIS, 717 West Nyack Road, West Nyack N Y to the position of Assistant Building Inspector - Building Inspector's Office, at a salary of \$6,474.00 per annum; effective 7/20/70.

Seconded by Councilman Bolander

On roll call the vote was as follows:

AYES: Councilmen Bolander, Frohling, D'Antoni, Supervisor Vinas
ABSTENTION: Councilman Nichols.

(1970-442) Councilman D'Antoni offered the following resolution:

WHEREAS, there has been an increase in the work load in the Office of the Town Attorney and the amount of money appropriated for litigation has been exhausted, and

WHEREAS, it is anticipated that the increased work load will continue and additional expenses will be incurred;

NOW THEREFORE, be it

RESOLVED, that the sum of \$5,000 be transferred from CURRENT SURPLUS-GENERAL to TOWN ATTORNEYS' ACCOUNT to be designated for expenses incurred in connection with litigation involving the Town of Clarkstown.

Seconded by Councilman Frohling.

All voted Aye.

(1970-443) Councilman Frohling offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that the Spring Valley Water Co. be authorized to install one (1) hydrant on the north side of Rolling Way, approximately 35 feet west of the west curb line of Rainbow Court; and One (1) hydrant on the north side of Rolling Way, approximately 35 feet west of the west curb line of Unnamed Street, New City.

Seconded by Councilman Bolander

All voted Aye.

(1970-444) Councilman Frohling offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that the Spring Valley Water Co. be authorized to install one (1) hydrant on the west side of Breckdale Court, approximately 290 feet north of the north curb line of Demarest Mill Road, West Nyack.

Seconded by Councilman Bolander.

All voted Aye.

7/15/70 - continued

(1970-445) Councilman Frohling offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that the Spring Valley Water Co. be authorized to install one (1) hydrant on the west side of Rugby Road, approximately 20 feet north of the north curb line of Liberty Circle, New City.

Seconded by Councilman Bolander.

All voted Aye.

*1970-446) Councilman Frohling offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that the Spring Valley Water Co. be authorized to install five (5) hydrants on Renee Lane, Ash Road, and Catalpa Court, Bardonia.

Seconded by Councilman Bolander.

All voted Aye.

(1970-447) Councilman Michans offered the following resolution:

WHEREAS, Thomas C. Goebel and Faith Goebel, his wife, residing at 12 Brookside Ave., New City N Y have executed an easement for a strip of land approximately 200 feet long by 12 feet wide on the south end, and 6 feet wide on the north end, and are offering it to the town for Sewer Dist. #36 in consideration of the sum of seven hundred fifty (\$750.00) Dollars, and a copy of the easement agreement, survey and description having been examined by the members of the Town Board present at the adoption of this resolution, and

WHEREAS, Joseph F. X. Nowicki, Counsel for Sewer and Improvement Districts, recommends that said easement be accepted by the Town of Clarkstown and said fee paid;

NOW THEREFORE, be it

RESOLVED, 1. That the Supervisor of the Town of Clarkstown is hereby authorized to accept said easement on behalf of the Town, and

2. That Sewer Dist. No. 36 is hereby authorized to pay the sum of \$750.00 for said easement.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-448) Councilman Frohling offered the following resolution:

WHEREAS, the standby engine generator for use in connection with the sewage pump station installed on New City-Congers Road in Sewer District No. 20 is a water cooled generator; and

WHEREAS, it is not feasible to supply water to the generator from the nearest source available in that the same would require an expenditure of approximately \$10,000; and

WHEREAS, the installation of a self-contained radiator and cooling system would require the expenditure of approximately \$5,000.00; and

WHEREAS, Diesel Motors Co., Inc. has agreed to supply a remote radiator unit for a self-contained water cooling system for the said generator at a cost of \$1,585.00; and

(continued)

7/15/70 - continued

(1970-448 - continued)

WHEREAS, the self contained unit can be installed at an estimated cost of between \$500. and \$700., and

WHEREAS, the standby engine generator is required for use in the event of a power failure of the said sewage pump,

NOW THEREFORE, be it

RESOLVED, based upon the recommendation of the Sewer Council, that the Town Engineer be and he is hereby authorized to purchase the said remote radiator from Diesel Moto's, Inc. in the total amount of \$1,585.00 and that he be further authorized to enter into a contract for the installation of the said unit at a cost not to exceed \$700.; and be it

FURTHER RESOLVED, that the entire cost of the purchase of said remote radiator and the installation thereof be paid out of the monies on deposit in the account of Sewer District No. 20.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-449) Councilman D'Antoni offered the following resolution:

WHEREAS, a right of entry and agreement to execute an easement was granted to the Town of Clarkstown by Anne E. Damiani on 6/30/69 in connection with the installation of a town lateral sewer line upon property owned by her and described upon the tax map of the Town of Clarkstown as Map 38, Block A, Lot 2.02; and

WHEREAS, the said agreement provided for the payment of \$200. for the acquisition of the easement of approximately 800'; and

WHEREAS, said agreement further provided that in lieu of an additional amount to be paid for the easement, the lateral sewer line would be extended for a distance of approximately 200 feet in the road bed of a private road known as Damiani Court; and

WHEREAS, the said Anne E. Damiani has requested the Town of Clarkstown to provide the sewer line, as agreed upon, in the roadbed of Damiani Court;

NOW THEREFORE, be it

RESOLVED, that the Consulting Engineer be and he hereby is authorized to direct the sewer contractor to install the said Sewer line in the road bed of Damiani Court for a distance of approximately 200 feet in accordance with the aforesaid agreement and that the Town easement negotiator obtain a permanent easement in favor of the town for the said installation.

Seconded by Councilman Frogging.

All voted Aye.

7/15/70 - continued

(1970-450) Councilman Frohling offered the following resolution:

WHEREAS, the Town of Clarks own installed a lateral sewer line on the northerly side of the access road connecting east bound traffic on Route 59 and north bound traffic on Route 303 in West Nyack; and

WHEREAS, the property on the easterly side of Route 303 at the intersection of said Route 303 and the aforesaid access road owned by Yrees, Inc. and which property is presently the site of a gasoline station and which property is identified on the official tax map as Map 105, Block A, Lot 29; and

WHEREAS, it has not been possible to obtain an easement across the contiguous lands on the easterly side of the said property in order to provide a sewer connection to the aforesaid town lateral sewer line; and

WHEREAS, it is necessary to install a sewer line underneath the said access road in order to connect the said property with the town lateral line on the northerly side of said access road for a distance of approximately ninety (90) feet which installation would cost approximately \$1,200.00; and

WHEREAS, the town is obligated to provide a sewer connection for the said property,

NOW THEREFORE, be it

RESOLVED, that the Consulting Engineer and the Sewer Coordinator be and they hereby are authorized to prepare the necessary plans and specifications for such sewer connection from the aforesaid town lateral line to the nearest portion of the aforesaid property and to engage the services of a reputable contractor for the installation and completion of said sewer connection at a cost not to exceed the sum of \$1,200.00, which amount shall be paid to the contractor upon the satisfactory completion of the said work out of monies now on deposit to the account of Sewer District No. 21.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-451) Councilman Frohling offered the following resolution:

WHEREAS, Thomas A. Goebel and Helen Goebel, his wife, residing at 86 Goebel Road, New City N Y have executed an easement for a strip of land approximately 343 feet long by 10 feet wide, and are offering it to the town for Sewer Dist. No. 36 in consideration of the sum of \$1,400.00, and a copy of the easement agreement, survey and description having been examined by the members of the Town Board present at the adoption of this resolution; and

WHEREAS, Joseph F. X. Moricki, Counsel for Sewer and Improvement Districts recommends that said easement be accepted by the Town of Clarkstown and said fee paid;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to accept said easement on behalf of the town, and; that Sewer Dist. No. 36 is hereby authorized to pay the sum of \$1,400.00 for said easement.

Seconded by Councilman D'Antoni.

All voted Aye.

7/15/70 - continued

(1970-452) Councilman Bolander offered the following resolution:

WHEREAS, the Clarkstown Recreation is providing a year-round program of leisure activities; and

WHEREAS, during the week of August 10th to August 17th, 1970, the Clarkstown Recreation will feature special activities for all age groups in the township; and

WHEREAS, the Clarkstown Recreation Commission has begun to move ahead to put Clarkstown in the forefront of Recreational activities for the people of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that the week of August 10th, 1970 through August 17, 1970 is hereby declared to be Recreation Week.

Seconded by Councilman Michans.

All voted Aye.

(1970-453) Councilman D'Antoni offered the following resolution:

WHEREAS, the cost of the most recent reprint of the Zoning Ordinance of the Town of Clarkstown was increased to \$4.65 a copy;

NOW THEREFORE, be it

RESOLVED, that the Town Clerk is hereby authorized to sell said booklet at a price of \$10.00 per copy.

Seconded by Councilman Michans.

All voted Aye.

Supervisor requested that resolution be prepared for 8/26/70 Town Board Meeting re payment to Gaetjen for sewer easement on Route 304, New City.

Town Board signed ORDER setting public hearing re Proposed Extension to the Clarkstown Consolidated Water Supply District #1 to include BOONVILLE PARK, INC. for 9/9/70 - 7:40 PM.

Town Board signed Order setting public hearing re Proposed Extension of Sewer District 28-1 (West Burda Place-Country Side Acres) for 9/9/70 - 7:50 PM.

(1970-454) Councilman Bolander offered the following resolution:

WHEREAS, the following 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:

Jerry & Pat Plumbing & Heating, Inc.
272 North Main St.,
Spring Valley, N Y

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 70-57 to Jerry & Pat Plumbing & Heating, Inc.

Seconded by Councilman Frohling.

All voted Aye.

7/15/70 - continued:

(1970-455) Councilman Nichols offered the following resolution:

WHEREAS, the following 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:

Robert S. Meyer Contracting Corp.
183 South Middletown Road
Mannet, New York

P & G Excavating Corp.
Route 303
Valley Cottage, N Y

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 70-59 to Robert S. Meyer Contracting Corp.
No. 70-60 to P & G Excavating Corporation

Seconded by Councilman Bolander

All voted Aye.

(1970-456) Councilman Frohling offered the following resolution:

RESOLVED, that date of public hearing re Proposal to Consolidate Certain Sanitary Sewer Districts into a Single Sanitary District to be known as "Consolidated Sanitary Sewer District A", be set for 9/9/70 - 8:00 PM - Clarkstown Senior High School. (To include Sewer Districts 1, 3, 4, B4, 6, 7 and 9 - T/C)

Seconded by Councilman Nichols.

All voted Aye.

(1970-457) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to publish Order setting public hearing re Proposal to Consolidate Certain Sanitary Sewer Districts into a Single Sanitary District to be known as "Consolidated Sanitary Sewer District A in official newspaper; and also to post in five public places within each district.

Seconded by Councilman D'Antoni.

All voted Aye

(1970-458) Councilman Nichols offered the following resolution:

RESOLVED, that public hearing be held re Consolidation of Sewer Districts 2, 5, 8, 8 Ext. 6, 8 Ext. 7, 10, 11, 12, 15, 16, 17, 17 Ext. 1, 18, 19, 20, 21, 22, 23, 24, 24 Ext. 1, 25, 26, 27, 28, 29, 30, 31, 33, 34, 25, 36, 37 and 39 on 9/9/70 - 8:15 PM. -- to be known as Consolidated Sanitary Sewer District B.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-459) Councilman Nichols offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to publish notice of hearing re Consolidation of Sewer Districts to be known as Consolidated Sanitary Sewer District B, and also to post said notice in five places within each district.

Seconded by Councilman D'Antoni.

All voted Aye.

7/15/70 - continued

Messrs. Goodman and Plotnick of the Hamlet Zoning Advisory Committee appeared before the Town Board presenting resolution of said committee requesting that the Town Board take action to adopt an interim zoning ordinance for the purpose of curtailing and reducing the impact of potential development which may be inconsistent with the Master Plan and with the purposes of the Hamlet Zoning Advisory Committee. They were informed by the Town Attorney that before any action could be taken by the Town Board, a definite interim plan would be necessary so public hearing could be held.

Town Planner was instructed to meet with the Planning Board and the Town Attorney and then, with the Town Board, with view to possible adoption of resolution setting public hearing re same.

Re matter of water problem existing on Queens Road and Ridge Road, Valley Cottage; Highway Superintendent stated that the Town Engineer informed him that this was Spring Valley Water Company problem. Supervisor requested that the Water Co. be contacted to make report to Town Board.

Mr. John Lodico appeared before the Town Board requesting information re appraisals of Congers Lake and Traphagen Property. Supervisor informed him that Traphagen appraisal completed; Congers Lake appraisal not yet ready. Supervisor will keep Mr. Lodico informed.

On resolution offered by Councilman Bolander, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned until Wednesday, August 26, 1970 at 7:40 PM.

signed,


 Anne E. O'Connor
 Town Clerk

SPECIAL TOWN BOARD MEETING

7/21/70

Present: Supervisor Vines, Co. Nichols, Frohling, D'Antoni, Bolander
 Town Attorney Frederick P. Roland

Supervisor Vines called meeting to order.

(1970-459-A) Councilman D'Antoni offered the following resolution:

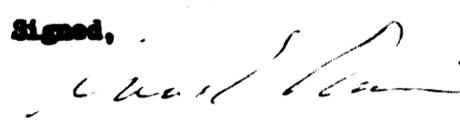
RESOLVED, that the Town Attorney be authorized to reargue and move to file a Notice of Appeal in the Appellate Division in the matter concerning Marveo-Alhstate vs the Town of Clarkstown.

Seconded by Councilman Nichols

All voted Aye.

On resolution offered by Councilman Frohling, seconded by Councilman Bolander and unanimously adopted, Special Town Board meeting was adjourned.

Signed,


 Anne E. O'Connor
 Town Clerk