

PUBLIC HEARING

Town Hall

7/7/01

10:00 AM

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

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DIST. #1
 TO INCLUDE AREA IN THE VICINITY OF PASSACK ROAD, NANUET, N. Y.

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

Town Engineer Alfred Berg sworn in by Supervisor, and on questioning done by Town Attorney, testified as follows:

Is Town Engineer of the Town of Clarkstown; resides at 4 Kirchner Drive, West Nyack N Y. Petition for extension made by Spring Valley Water Co. Has reviewed map and plan.

Proposed extension will benefit all the property owners within the proposed extension.

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

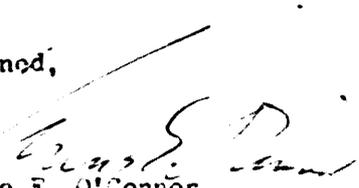
Would be in the public interest to grant proposed extension.

Would provide fire protection for the safety and well-being of property and lives and would bring about a reduction in fire insurance rates.

Proposed extension would be at no cost to the town.

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

Signed,


 Anne E. O'Connor
 Town Clerk

SPECIAL TOWN BOARD MEETING

Town Hall

7/7/71

8:00 PM

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

Supervisor Vines called Town Board meeting to order; assemblage saluted the Flag.

(1971-466) Councilman Niehaus offered the following resolution:

RESOLVED, that Special Town Board meeting be adjourned in order to hold scheduled public hearing.

Seconded by Councilman Bolander,

All voted Aye.

(1971-467) Councilman Niehaus offered the following resolution:

RESOLVED, that Special Town Board meeting be resumed, public hearing having been held.

Seconded by Councilman Bolander.

All voted Aye.

(1971-468) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION APPROVING THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT NO. 1 FOR PREMISES IN THE VICINITY OF PASACK ROAD AND PROVIDING THAT SUCH RESOLUTION SHALL BE SUBJECT TO PERMISSIVE REFERENDUM)

Seconded by Councilman Frohling.

All voted Aye.

(1971-469) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION GRANTING A CERTIFICATE OF REGISTRATION TO WILLIAM HOLLANDS, 6 SEABIRD AVE., HILLOREST, N Y)

Seconded by Councilman Bolander.

All voted Aye.

PLEASE TAKE NOTICE that on July 2, 1971 the Town Board of the Town of Clarkstown, in the County of Rockland, New York adopted a resolution entitled:

"RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK ADOPTED 7/2/71 APPROVING THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT NO. 1 FOR PREMISES IN THE VICINITY OF

PASCACK RD., NANUET, NEW YORK

IN THE TOWN OF CLARKSTOWN, COUNTY OF ROCKLAND, NEW YORK AND PROVIDING THAT SUCH RESOLUTION SHALL BE SUBJECT TO PERMISSIVE REFERENDUM."

a copy of resolution being as follows:

WHEREAS, the Town Board of the Town of Clarkstown in the County of Rockland, State of New York, has heretofore duly caused to be prepared a general map, plan and report relating to the proposed extension of the Clarkstown Consolidated Water Supply District No. 1 in said Town of Clarkstown, as hereafter described, and which map, plan and report have been duly filed in the Office of the Town Clerk of said Town for public inspection; and

WHEREAS, pursuant to resolution duly adopted on 6/16/71 said Town determined to proceed with the establishment of said proposed extension of the Clarkstown Consolidated Water Supply District No. 1 and adopted an order reciting a description of the boundaries of said proposed extension in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for the performance or supplying of services and the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying July 2, 1971 A.M. at 10:00 o'clock P.M. as the time when, and the Town Hall, 10 Maple Avenue, New City, in said Town, as the place where, the said Town Board would meet to consider the proposed extension of said Clarkstown Consolidated Water Supply District No. 1 and the supplying of services therein, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of said Town Board in relation thereto as may be required by law; and

WHEREAS, copies of such order were duly published and posted pursuant to the provisions of Article 12-A of the Town Law; and

WHEREAS, a public hearing in the matter was duly held by said Town Board on the 2nd day of July 1971, commencing at 10:00 o'clock A.M. at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the establishment of said proposed extension of the Clarkstown Consolidated Water Supply District and the performance or supplying of services therein,

NOW THEREFORE, upon the evidence adduced at such public hearing,
be it

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

Section 1. It is hereby determined that

(a) the notice of public hearing was published and posted as required by law, and is otherwise sufficient; and

(b) all the property and property owners included within the proposed extension of the ~~Clarkstown Consolidated Water Supply District~~ No. 1 hereinabove referred to are benefited thereby;

(c) all the property and property owners benefited are included within the limits of said proposed extension of the Clarkstown Consolidated Water Supply District No. 1; and

(d) it is in the public interest to establish said proposed extension of the Clarkstown Consolidated Water Supply District No. 1.

Section 2. The proposed extension of the Clarkstown Consolidated Water Supply District No. 1 is hereby approved as hereinafter described and the supplying of services as set forth in said order calling the public hearing shall be rendered, said proposed extension of the Clarkstown Consolidated Water Supply District No. 1 being wholly outside of any village or city and being bounded and described in Schedule attached hereto and made a part hereto.

Section 3. The maximum amount proposed to be expended for the performance or supply of services in said proposed extension is \$100.00 annually for each fire hydrant installed, which said amount shall be raised by taxation in the proposed extension of said district pursuant to Town Law.

Section 4. This resolution shall take effect thirty days after its adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the owners of taxable real property situate in the proposed extension as shown on the latest completed assessment roll of said Town, in a number equal to at least five per cent of the total number of such owners, or by one hundred of such owners, whichever is the lesser, protesting against this resolution and requesting that the matter be submitted to the owners of taxable real property situate in said proposed extension at a referendum, in the manner provided by the Town Law.

Section 5. The Town Clerk in the Town of Clarkstown, County of Rockland, State of New York, shall within 10 days after the adoption of the within resolution by the Town Board of said Town cause to be published at least once in "THE JOURNAL NEWS", the official newspaper of the Town and to be posted on the signboard of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places in the proposed extension of the Clarkstown Consolidated Water Supply District No. 1 a notice which shall set forth the date of adoption of such foregoing resolution and containing a copy thereof.

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

Dated: July 2, 1971

Anne E. O'Connor
Town Clerk
Town of Clarkstown

Frederick P. Roland
Town Attorney
Town of Clarkstown

500

RESOLUTION ADOPTED TBM 7/2/71

RESOLUTION GRANTING A CERTIFICATE OF
REGISTRATION PURSUANT TO SEC. 34-6
OF THE CODE OF THE TOWN OF CLARKSTOWN

WHEREAS, the following has applied to the Town of
Clarkstown for a Certificate of Registration pursuant
to Sec. 34-6 of the Code of the Town of Clarkstown:

William Hollands (formerly of T & H Construction)
6 Seabird Avenue
Hillcrest, New York

NOW, THEREFORE, be it

RESOLVED, that the following Certificate of
Registration be issued:

No. 71-44 to WILLIAM HOLLANDS

Dated: July 2, 1971

RESOLUTION ADOPTED TBM 7/2/71

RESOLUTION GRANTING CERTIFICATE OF
REGISTRATION PURSUANT TO SEC. 34-6
OF THE CODE OF THE TOWN OF CLARKSTOWN

WHEREAS, the following has applied to the Town of
Clarkstown for a Certificate of Registration pursuant to
Sec. 34-6 of the Code of the Town of Clarkstown:

Fletcher M. Brewer
8 Gillis Avenue
Central Nyack, New York

NOW, THEREFORE, be it

RESOLVED, that the following Certificate of Registration
be issued:

No. 71-43 to Fletcher M. Brewer

Dated: July 2, 1971

1971-470

(1971-470) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION GRANTING CERTIFICATE OF REGISTRATION TO FLETCHER M. BREWER, CENTRAL NYACK, N.Y.)

Seconded by Councilman Bolander.

All voted Aye.

(1971-471) Councilman D'Antoni offered the following resolution:

RESOLVED, that Frances Heinisch is hereby authorized to attend the Cornell University Assessment Workshop from July 6 through July 10, 1971 in Ithaca, New York, and be it

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

Seconded by Councilman Bolander.

All voted Aye.

(1971-472) Councilman Frohling offered the following resolution:

RESOLVED, that Ernest Wiebicke, Chief of Police, is hereby authorized to attend the New York State Police Chief's Convention from July 25, 1971 through July 30, 1971, at Rochester, New York, and be it

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

Seconded by Councilman D'Antoni.

All voted Aye.

(1971-473) Councilman Niehaus offered the following resolution:

WHEREAS, a proceeding has been commenced against the Zoning Board of Appeals of the Town of Clarkstown by JOHN LODICO and WILLIAM NIEHAUS in connection with the New City Condominiums, and

WHEREAS, the Office of the Town Attorney has rendered an opinion which is contrary to the decision of the Zoning Board of Appeals in the within matter, and

WHEREAS, the Town Attorney's Office could not in good conscience defend the Zoning Board of Appeals;

(cont)

1971-473

(1971-473 - cont)

NOW THEREFORE, be it

RESOLVED, that the Zoning Board of Appeals be and the same hereby is authorized to retain outside counsel to defend the following proceeding:

In the matter of the Application of JOHN LODICG and
WILLIAM NIEHAUS, Petitioners

-against-

W. REGINALD HERDMAN, THOMAS COLLINS, RICHARD GARDNER,
THOMAS MORAHAN and ROBERT LEVITAN, Respondents,

For a writ pursuant to Section 7801 of the CPLR.

and be it,

FURTHER RESOLVED, that the fees of outside counsel are to be in accord with the minimum fee schedule as established by the Rockland County Bar Association, and be it

FURTHER RESOLVED, that the said attorney's fees be a proper charge upon the account of the Zoning Board of Appeals.

Seconded by Councilman Bolander.

All voted Aye.

(1971-474) Councilman D'Antoni offered the following resolution:

(INSERT LOCAL LAW ADOPTING "STREET OPENINGS, EXCAVATIONS, AND PAVEMENT CUTS" ORDINANCE)

Seconded by Councilman Bolander

All voted Aye.

Adoption of Local Law regarding "THE PROPERTY MAINTENANCE CODE OF THE TOWN OF CLARKSTOWN" -- held by Town Board.

(1971-475) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION SETTING DATE OF PUBLIC HEARING IN REGARD TO A PROPOSED LOCAL LAW PROVIDING FOR THE REGULATION AND CONTROL OF TREES, SHRUBBERY, TOPSOIL AND SEEDING ----- 8/25/71 - 8:00 PM)

Seconded by Councilman Niehaus.

All voted Aye.

ORDINANCE ENTITLED "STREET OPENINGS,
EXCAVATIONS AND PAVEMENT CUTS"

Sec. 1. Definitions.

The following words, when used in this ordinance, shall have the meanings ascribed to them in this section, except in those instances where the context clearly indicates otherwise:

APPLICANT - Shall mean any person who make application for a permit.

TOWN - Shall mean the Town of Clarkstown, County of Rockland, State of New York.

SUPERINTENDENT - Shall mean the person in charge of the Department of Highways or the highway operations in the Town, or his authorized deputy, representative or inspector.

EMERGENCY - Shall mean any unforeseen circumstance or occurrence, the existence of which constitutes a clear and immediate danger to persons or properties.

PERMITTEE - Shall mean any person who has been issued a permit and has agreed to fulfill all the terms of this ordinance.

PERSON - Shall mean and include any natural person, partnership, firm, association, utility corporation or authority created pursuant to law. Whenever used in any section prescribing and imposing a penalty, the term "person" as applied to associations, shall mean the partners or memobers thereof, and as applied to corporations, the officers thereof.

STREET - Shall mean and include a public street, public easement, public right-of-way, public highway, public alley, public way or public road accepted or maintained by the Town.

In this Ordinance, the singular shall include the plural and the masculine shall include the feminine and the neuter.

In this Ordinance, all approvals, consents, permissions, or like authorizations of any kind or nature shall and must be in writing in order to be valid.

Sec. 2. Excavation: permit required.

No person, firm or corporation, public or private, including public service companies and transportation corporations as defined in Article I of the Transportation Corporations Law, which, for the purpose of this Ordinance, are deemed such as the New York Telephone Company, the Orange & Rockland Utilities, Inc., Spring Valley Water Company, private and municipally owned water companies, community antenna television companies, municipal districts, et al, shall make any excavation, cut, breaking or otherwise open any Town street, road, highway or sidewalk in the Town of Clarkstown for any purpose whatsoever without first obtaining a permit therefor from the Superintendent of Highways of the Town of Clarkstown as hereinafter provided; provided, however, any person maintaining pipes, lines or other underground facilities in or under the surface of any street may proceed with an opening without a permit when emergency circumstances demand the work to be done immediately, provided the permit could not reasonably and practically have been obtained beforehand. The person shall thereafter ~~apply for a permit on the~~ first regular business day on which the office of the Superintendent is open for business and said permit shall be retroactive to the date when the work was begun.

Sec. 3. Application and permit.

A. Application in writing shall be filed in triplicate with the Superintendent of Highways upon application blanks which he shall provide or in such other manner as he shall prescribe, which application shall be accompanied by a plan or map showing in detail the location of the proposed opening of the highway or highways therein identified, the dimensions of the breadth or width, length and depth of such opening, and contain a short statement of the purpose for which the street is to be opened, and the name or

names of the owners for whom the work is to be done and the name or names of the contractors who are to perform the work for which the street is opened, accompanied by the fee hereinafter provided to be paid to the Town of Clarkstown. The Superintendent of Highways shall file a copy with the Town Clerk, together with a written report of action taken by the Superintendent of Highways.

B. Application by public service companies, excluding municipal districts, must be accompanied by a general undertaking in such form as may be approved by the Town Board. The said general undertaking is tendered to assure that after completing the excavation, the said applicant leaves the street, road, highway or sidewalk, pavement, curb or gutter in the same condition as it was prior to the excavation.

C. Applications by applicants other than public service companies or municipal districts must be accompanied by a cash deposit the amount of which shall be determined by the Superintendent of Highways and shall be based upon the estimated cost of repairing the damage, and which sum is to be deposited with the Comptroller of the Town of Clarkstown to assure that after completing the excavation, the said applicant leaves the street, road, highway or sidewalk, pavement, curb or gutter in the same condition as it was prior to the excavation.

D. Upon compliance with the foregoing requirements, a permit shall be issued in the name of the Superintendent of Highways of the Town of Clarkstown.

Sec. 4. Permit fee.

The permit fee of thirty dollars (\$30.00) shall accompany each application submitted in accordance with this Ordinance.

Sec. 5. Notice to persons, corporations and municipalities.

For every street opening hereunder, it shall be the duty of every applicant to give at least seventy-two (72) hours' advance written notice, including diagram, engineering drawings or the equivalent thereof, of a proposed excavation in any Town street, road, highway or public place to persons, corporations or municipalities engaged in the underground distribution of gas, gasoline, fuel oil, electricity, water, sewage, etc. via lines or mains within the vicinity of the proposed excavation. Proof of due notice shall be filed with the Superintendent as least forty-eight (48) hours prior to the commencement of the proposed work.

Sec. 6. Street openings limited.

No person to whom a permit has been granted shall perform any of the work authorized by such permit in any amount or quantity greater than that specified in the permit, except that upon the written approval by the Superintendent, additional work may be done under the provisions of the permit in any amount not greater than ten percent (10%) of the amount specified in the permit. Any deposit and/or bond posted in connection with the original permit shall be deemed to cover any such additional work as may be approved pursuant to this section within the limit mentioned herein.

Sec. 7. Commencement of work.

Work for which a permit has been issued shall commence within ten (10) days after the issuance of the permit therefore. If not so commenced, the permit shall be automatically terminated. Permits thus terminated may be renewed upon the payment of an additional permit fee as originally required.

Sec. 8. Permits nontransferable.

Permits are not transferable from one person to another and

the work shall not be done in any place other than the location specifically designated in the permit.

Sec. 9. Expiration of permits.

Every permit shall expire at the end of the period of time which shall be set out in the permit. If the permittee shall be unable to complete the work within the specified time, he shall - prior to the expiration of the permit - present in writing to the Superintendent, a request for an extension of time, setting forth therein the reasons for the requested extension. If in the opinion of the Superintendent such an extension is necessary and not contrary to the public interest, the permittee may be granted additional time for the completion of the work. Any such extension shall be in writing signed by the Superintendent of Highways.

Sec. 10. State and county highways.

The provisions of this Ordinance shall not be applicable in those instances where the highway is maintained by the State of New York or by the County of Rockland.

Sec. 11. Rights of town.

Every permit shall be granted subject to the right of the Town or of any other person entitled thereto to use the streets for any purpose for which such street may lawfully be used, not inconsistent with the permit.

Sec. 12. Revocation of permits.

Any permit may be revoked by the Superintendent, after notice to the permittee, for:

- A. Violation of any condition of the permit or of any provision of this Ordinance;
- B. Violation of any provision of any other applicable ordinance or law relating to the work;

C. Existence of any condition or the doing of any act constituting or creating a nuisance or endangering the lives or properties of others. A permittee may be granted one period of three (3) days from the date of the notice to correct the violation and to proceed with the diligent prosecution of the work authorized by the permit before said permit is revoked.

- (1) Written notice of any such violation or condition shall be served upon the permittee or his agent engaged in the work. The notice shall contain a brief statement of the grounds relied upon for revoking the permit. Notice may be given either by personal delivery thereof or registered United States mail addressed to the person notified.
- (2) When any permit has been revoked and the work authorized by the permit has not been completed, the Superintendent shall do such work as may be necessary to restore the street or part thereof to as good a condition as before the opening was made. All expenses incurred by the Town shall be recovered from the deposit or bond the permittee has made or filed with the Town.

Sec. 13. Default in performance.

Whenever the Superintendent shall find that a default has occurred in the performance of any term or condition of the permit, written notice thereof shall be given to the principal and to the surety on the bond. Such notice shall state the work to be done, the estimated cost thereof, and the period of time deemed by the Superintendent to be reasonably necessary for the completion of such work.

Sec. 14. Completion of work.

After receipt of such notice the surety must, within the time therein specified, either cause the required work to be per-

formed or, failing therein, indemnify the Town for the cost of doing the work as set forth in the notice.

Sec. 15. Guarding of excavations and protection of property.

Any person making an excavation covered by this Ordinance shall erect a suitable barrier or guard for the protection of persons using the streets or sidewalks, and in addition thereto, shall set up and maintain during the hours of darkness sufficient lights or flares to properly illuminate the area and shall also take all necessary precautions for the protection of the Town and of public service companies or municipal districts and adjoining property owners and others which might be endangered by such excavations or the work incident thereto, and shall comply with all directions given by the Superintendent of Highways with respect to such barriers, lights, flares and protective measures. All signs used at night shall be reflectorized with wide-angle, flat-top, reflective sheeting. All devices used both day and night shall be mounted a minimum of five (5) feet above the crown of the pavement. Traffic control devices shall be placed at least 100 feet in advance of obstructions to adequately warn and direct traffic. The Superintendent of Highways reserves the right to order the correction of any unsafe condition and the installation of additional signs, lights or other traffic control devices. Any opening found not to be properly protected shall immediately be closed by the Town and the cost thereof charged against the cash deposit or bond hereinbefore provided for.

Sec. 16. Tampering with lights and barricades.

It shall be unlawful for any person to break down, remove or

interfere with any such barrier so erected, lights, or any part thereof or to remove the said barrier or lights without the consent of the Town Highway Superintendent.

Sec. 17. Duties and Responsibilities of applicants.

It shall be the duty and responsibility of any applicant to:

A. Agree to save the Town, its officers, employees and agents harmless from any and all costs, damages and liabilities which may accrue or be claimed to accrue by reason of any work performed under said permit. The acceptance of any permit under this Ordinance shall constitute such an agreement by the applicant whether the same is expressed or not.

Sec. 18. Completion of work.

Applicant shall notify the Superintendent of Highways when work has been completed, after which an inspection will be made by the Superintendent of Highways or his duly authorized agent, and upon approval of the work, a release will be granted to the applicant. Until the granting of such a release, the applicant shall remain liable for proper guarding and protection as provided herein.

Sec. 19. Refund of deposit.

Upon notification by the permittee that all work authorized by the permit has been completed, and after restoration of the opening, the Superintendent shall refund to the permittee his deposit less all cost incurred by the Town in connection with said permit. In no event shall the permit fee be refunded.

Sec. 20. Forfeiture of deposit.

In the event the street is not restored to its original con-

dition or the work has not been completed pursuant to the terms and conditions of the permit within ten (10) days after notice from the Town Superintendent of Highways that the work has not been satisfactorily performed or the street is not in proper original condition, the aforesaid deposit made with the Town Superintendent of Highways shall be forfeited to the Town.

The Town Board may thereafter order the Town Comptroller to pay to the Superintendent of Highways, out of the moneys deposited, a sufficient sum of money to repair or replace the said street, road, highway, or sidewalk, pavement, curb or gutter. In the alternative, the Superintendent of Highways may contract with the applicant for the Highway Department to complete the pavement, sidewalk, curb or gutter for a mutually agreed upon sum. Upon the completion of the said excavation, where the applicant has deposited cash in lieu of an undertaking, the moneys deposited hereunder are to be returned to the applicant, provided that all or part have not been expended pursuant to the subdivision herein.

Sec. 21. Regulations and specifications for street opening permits.

A. Construction.

- (1) When working on any Town street, no pavement cuts or trenches are to be left uncovered or unfilled overnight, except in emergencies, and in such cases adequate precautions must be exercised to protect traffic.
- (2) Backfilling around completed structures shall be made of selected material, free from loose stones, as soon as the structure has attained sufficient strength to preclude injury and shall be made in successive horizontal layers not exceeding six (6) inches in depth. Each layer shall be thoroughly compacted by tamping to the satisfaction of the Superintendent of Highways. No frozen material

shall be used in the backfill. Special care shall be taken to thoroughly compact the portion directly under the haunches, around the sides and for a depth of one (1) foot over pipes or ducts. No rock shall be placed in the backfill within twelve (12) inches of a pipe or duct. If permitted by the Superintendent of Highways, the backfilling of trenches may be thoroughly puddled by depositing the earth in water. No backfilling of trenches by scrapers or other machinery will be allowed except that on longitudinal trenches outside the pavement limits the use of power backfillers mounted on pneumatic tires may be used if provisions are made for adequate compacting of filled material. The work shall be so carried on that not over 300 linear feet of trench shall remain open at any time, unless otherwise authorized by the Superintendent of Highways.

- (3) All pipes or mains crossing highway pavements shall, wherever possible, be driven beneath the roadway without disturbance to the pavement. The point of driving shall not be less than five (5) feet from the edge of pavement. Such crossover pipes shall, whenever possible, be enclosed in sleeves or larger pipes so that repairs or replacements may be made without further disturbances of the roadway pavement.
- (4) If the boring method in the driving of crossover pipes is found to be impracticable, the representative of the Highway Department shall be consulted to determine the manner of placing the pipe by the opening method. This request is to be made in writing to the Highway Department and may be granted by the Superintendent upon such con-

ditions as he deems necessary and proper under the circumstances.

(5) All surplus excavated material and debris shall be cleaned up and removed from the site of the work upon the completion of the work by the Permittee leaving the site of the work in a neat and orderly condition.

(6) Where topsoil, seeded areas or sod are disturbed in the excavating, Permittee shall restore the ground surfaces to the same conditions.

(7) Manhole covers, frames and other structures placed within the roadway limits shall be of sufficient weight and strength and of a suitable type and stability approved by the Superintendent of Highways and shall be set flush with the surface of the pavement.

Sec. 22. Excavations: method and type of opening.

- (1) Openings in concrete streets shall have a minimum width of five (5) feet.
- (2) No streets are to be tunneled, but pipes may be driven or trenched across.
- (3) All openings are to be made either by trenching machines or hand labor, as specified in the permit.
- (4) Proper sheeting and bracing must be installed in trenches where there is a possibility of caving of the banks.

Sec. 23. Liability.

The applicant shall file with the Superintendent of Highways a general liability policy or certificate of insurance naming the Town of Clarkstown as an additional insured at the same time he

files his application for a permit. The Town Attorney shall approve the policy for form. The policy shall insure the Town of Clarkstown and the applicant and shall cover all operations relative to the excavation and reconstruction thereto. Said policy shall have limits of liability of two hundred fifty thousand dollars (\$250,000) for bodily injury to each person and five hundred thousand dollars (\$500,000) liability in the aggregate for each accident, and property damage liability.

Sec. 24. Enforcement officer.

The Town Superintendent of Highways is hereby authorized, directed and delegated to enforce the provisions of this ordinance.

Sec. 25. Maintenance Bond Requirements.

Each applicant upon the receipt of a permit shall provide the Town with an acceptable corporate surety bond or cash deposit, as hereinbefore provided in Section 3 hereof, conditioned on compliance with the street opening specifications of the Town and the provisions of this ordinance. The Superintendent shall determine the amount of the bond or cash deposit and it shall be in relation to the cost of restoring the pavement cut to be made by the permittee; provided, however, the minimum amount of the bond or cash deposit shall be not less than one thousand dollars (\$1,000). The term of each such bond or cash deposit shall begin from the completion date of the permanent restoration of the opening by the Town and shall terminate upon the receipt by the permittee of a certificate of final inspection from the Superintendent. If the permittee anticipates requesting more than one (1) permit a year, he may file a continuing corporate surety bond conditioned for

compliance with the specifications of the Town and the provisions of this ordinance in such amount as the Superintendent deems necessary. The amount of such bond shall be in relation to the cost of restoring pavement cuts to be made by the permittee through the year.

A. Alternate provision where municipality does not restore the street opening.

Each applicant upon the receipt of a permit shall provide the Town with an acceptable corporate bond or cash deposit, as hereinbefore provided in Sec. 3 hereof, to guarantee faithful performance of the work authorized by a permit granted pursuant to this ordinance. The amount of the bond or cash deposit shall be one hundred percent (100%) of the estimated cost of restoring the street opening. The term of the bond or cash deposit shall begin upon the date of posting thereof and shall terminate upon the receipt by the permittee of a certificate of final inspection from the Superintendent. If the permittee anticipates requesting more than one (1) permit per year, as required by this ordinance, he may furnish one (1) continuing corporate surety bond to guarantee faithful performance in such amount as the Superintendent deems necessary. The amount of such bond or cash deposit shall be in relation to the cost of restoring pavement cuts to be made by the permittee through the year.

Sec. 26. Notices of improvement.

When the Town shall improve or pave any street, the Town Clerk shall first give notice to all persons owning property abutting on the street about to be paved or improved, and to all public utilities and authorities operating in the Town, and all such persons, utilities and authorities shall make all connections as well as any repairs thereto which would necessitate excavation of the street,

within thirty (30) days from the giving of such notice. The time shall be extended if permission is requested in writing and approved by the Town after consultation with the Town Superintendent of Highways.

Sec. 27. Restrictions upon opening new streets.

No permit shall be issued by the Superintendent which would allow an excavation or opening in a paved and improved street surface less than five (5) years old unless the applicant can clearly demonstrate that public health or safety require that the proposed work be permitted or unless an emergency condition exists.

Sec. 28. Penalty for opening new streets.

If by special action of the Superintendent a permit is issued to open any paved and improved street surface less than five (5) years old, a penalty charge shall be made for the opening, except that the penalty shall be waived in the event the work is of any emergency nature. ~~The penalty charge shall be on a sliding scale~~ and shall be equal to two percent (2%) of the cost of restoring the opening for each unelapsed month or fraction thereof of the five-year restricted period.

Sec. 29. Map requirements.

- A. Every person owning, using, controlling or having an interest in pipes, conduits, ducts or other structures under the surface of any street used for the purpose of supplying or conveying gas, electricity, communication impulses, water or steam to or from the Town, or to or from its inhabitants, or for any other purposes, shall file with the Superintendent, within one hundred twenty (120) days after the adoption of this ordinance, a map or set of maps,

each drawn to a scale of not less than one (1) inch to two hundred (200) feet, showing the location, size and description of all such installations.

- B. Within thirty (30) days after the first day of January of each and every year, such person shall file with the Superintendent a corrected map or set of maps, each drawn to scale as above, showing such installations, including all those made during the previous year; provided, however, if no additions have been made to its installation during the previous year, a utility or authority may file with the Superintendent a written statement to that effect within the period of time specified above. A utility or authority may at its own option elect to provide corrected atlas sheets throughout the year as they are available rather than proceed as above noted.
- C. Each map herein required shall be accompanied by an affidavit, endorsed thereon, to the effect that the same correctly exhibits the details required to be shown by this section.

Sec. 30. Abandoned facilities.

- A. Whenever any pipe, conduit, duct, tunnel or other structure located under the surface of any street, or the use thereof, is abandoned, the person owning, using, controlling or having an interest therein shall, within thirty (30) days after such abandonment, file with the Superintendent a statement in writing giving in detail the location of the structure so abandoned.
- B. Each map, or set of maps, filed pursuant to the provisions of this section, shall show in detail the location of all

such structures abandoned subsequent to the filing of the last preceding map or set of maps.

- C. When the Town plans to pave or improve streets in which there are abandoned facilities, the owner of such facilities shall be notified to remove them if, in the opinion of the Council, their removal is in the best interest of the Town. If the owner shall refuse to remove such facilities, the Town shall remove the abandoned facilities and the owner shall reimburse the Town for such removal.

Sec. 31. Notices to property owners and tenants:

- A. If the work to be undertaken by the permittee is such that it will affect the use of properties abutting or adjoining the project, the Superintendent shall require the permittee to submit a list of the names and addresses of the owners and/or tenants of such properties. Upon receipt of such list, the Superintendent shall notify the affected property owners and/or tenants of the proposed work to be done.
- B. If the work to be undertaken by a permittee will affect other subsurface installations in the vicinity of the proposed opening, the Superintendent shall notify the owners of such facilities of the proposed work.

Sec. 32. Notices to police and fire authorities.

The Superintendent shall notify in writing the Town police and fire authorities of all street-opening permits he grants. Such notification shall state the nature of the work to be done, proposed beginning and completion dates and the location of such project.

Sec. 33. Adoption of regulations.

The Superintendent is hereby authorized and directed to adopt from time to time such written regulations as may be necessary for the implementation and enforcement of the provisions of this ordinance. Such regulations shall include but shall not be limited to:

- A. Limitations on the size of an opening;
- B. Restrictions for the protection of existing subsurface installations, monuments and drainage systems;
- C. Requirements for the storage and removal of excavated materials;
- D. Designation of safety precautions to be taken by the permittee;
- E. Restriction as to the periods of the day when the work may be performed; and
- F. Requirements for backfilling, inspecting and restoring of openings.

Sec. 34. Deposit and cost schedules.

The Superintendent is authorized to establish a schedule of charges for inspections, labor, materials and such other expenses as may be incurred by the town in meeting the requirements of this local law. The schedule shall be open to public inspection in the office of the Superintendent upon demand.

Sec. 35. Decision on costs.

The decision of the Superintendent as to the cost of any work done or repairs made by him or under his direction, pursuant to the provisions of this ordinance, shall be final and conclusive as to such cost.

Sec. 36. Violations and penalties.

Any person who shall violate this ordinance is guilty of a violation and subject to punishment under the Penal Law of the State of New York

Sec. 37. Conflicting or inconsistent ordinances or local laws repealed.

All ordinances or inconsistent ordinances or local laws or parts of local laws in conflict with or inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance or local law hereby repealed prior to the taking effect of this ordinance.

Sec. 38. Penalties for offenses.

- A. Any person, firm or corporation violating any provisions of this ordinance shall be guilty of an offense, and upon conviction thereof shall be fined not more than two hundred fifty dollars (\$250.) or shall be imprisoned not less than fifteen (15) days, or shall be both fined and imprisoned. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable hereunder.
- B. The application of the above penalty shall not be held to prevent the enforced removal of the prohibited conditions and/or the exercise of any civil rights or remedies.

~~10-2-71~~
RESOLUTION SETTING PUBLIC HEARING IN REGARD
TO A PROPOSED LOCAL LAW PROVIDING FOR THE
REGULATION AND CONTROL OF TREES, SHRUBBERY,
TOPSOIL AND SEEDING

WHEREAS, Councilman Frohling, a member of the Town Board of the Town of Clarkstown has introduced an amendment to a local law entitled "LOCAL LAW PROVIDING FOR THE REGULATION AND CONTROL OF TREES, SHRUBBERY, TOPSOIL AND SEEDING UPON BOTH TOWN AND PRIVATE PROPERTY IN THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that a local law for the regulation and control of trees, shrubbery, topsoil and seeding be adopted;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law be had at the Board Room in the Town Hall, 10 Maple Avenue, New City, New York, on the 25th day of August 1971, at 8:00 o'clock in the evening relative to such proposed local law; and it is

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

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

Dated: July 2, 1971

Supervisor Vincent appointed Peggy Dunham, 4 Park Lane, New City N Y to position of Town Historian, at an annual salary of \$900.00, term to commence immediately and expire 12/31/71.

(1971-476) Councilman D'Antoni offered the following resolution:

RESOLVED, that David G. Kelly, 75 Jacqueline Drive, Valley Cottage N Y is hereby re-appointed a member of the Clarkstown Parks Board & Recreation Commission, term to expire August 14, 1976, to serve without compensation.

Seconded by Councilman Niehaus. All voted Aye.

(1971-477) Councilman Bolander offered the following resolution:

RESOLVED, that Richard Balogh, 6 Wilton Circle,, New City N Y is hereby re-appointed a member of the Clarkstown Parks Board & Recreation Commission, term to expire August 14, 1976, without compensation.

Seconded by Councilman Frohling. All voted Aye.

(1971-478) Councilman Frohling offered the following resolution:

WHEREAS, there is a vacancy in the position of Dog Warden created by the resignation of Christopher Goodyear,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Lawrence Rudden, 38 Klein Avenue, West Nyack N Y to the position of Dog Warden at a salary of \$6,474.00 per annum; effective July 5, 1971.

Seconded by Councilman D'Antoni. All voted Aye.

(1971-479) Councilman Frohling offered the following resolution:

WHEREAS, at a Town Board Meeting held on 6/16/71, the Town of Clarkstown entered into a lease for the use of Lake Nanuet swimming facilities by the Town of Clarkstown for the 1971 summer season; and

WHEREAS, it is estimated that the gross cost of this operation is in the amount of \$25,000.00; and

(continued)

1971-479

(1971-479 cont)

WHEREAS, the estimated revenue is in the amount of at least \$45,000.00;

NOW THEREFORE, be it

RESOLVED, that an appropriation for the Parks Board & Recreation Commission to operate Lake Nanuet for the 1971 summer season is hereby established in the amount of \$45,000.00, said funds to be made available from Current Surplus-General; and be it

FURTHER RESOLVED, that the estimated revenues from the program when received be repaid to Current Surplus-General by the Parks Board & Recreation Commission.

Seconded by Councilman D'Antoni.

All voted Aye.

Proposed resolution re bond reduction for Brookdale Park, West Nyack -- held.

(1971-480) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Superintendent of Highways is hereby directed to install "NO THRU TRUCKING" signs on Renee Lane, Bardonia N Y, said signs to be removed upon the completion of the subdivisions Royal Crest I & II.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, D'Antoni, Supervisor Vines
NOES: Councilman Bolander
ABSTENTION: Councilman Niehaus.

MOTION CARRIED

(1971-481) Councilman Frohling offered the following resolution:

WHEREAS, boundaries of the Valley Cottage Fire District were established by Resolution No. 193 of the Board of Supervisors of the County of Rockland in 1933, and,

WHEREAS, pursuant to Sec. 175 (5) of the Town Law, Valley Cottage Fire District caused a map to be prepared showing the exact boundaries of said fire district, and

WHEREAS, said map was approved by the Board of Fire Commissioners of the Valley Cottage Fire District on 7/2/71, and

(cont)

(1971-481)

RESOLVED, that the map presented to the Town Board of the Town of Rockstown by the Valley Justice File # 101-101-101-101;

BE IT THEREFORE, SO ORDERED.

RESOLVED that pursuant to Sec. 176(5) of the Town Law, the aforementioned map is hereby approved by the Town Board of the Town of Rockstown, and it is

FURTHER RESOLVED, that same shall be filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to file a copy of same in the Office of the Clerk of the County of Rockland.

Seconded by Councilman Bolander.

All voted Aye.

(1971-482) Councilman D'Antoni offered the following resolution:

RESOLVED that Joan Cunningham of the Assessor's Office, residing at Old Nyack Turnpike, Nanuet N Y is hereby granted a maternity leave of absence, commencing August 1, 1971 through January 31, 1972, without compensation.

Seconded by Councilman Nichols.

All voted Aye.

(1971-483) Councilman Frohling offered the following resolution:

RESOLVED, that Henry Gassert of the Town Engineer's Office, residing at 40 Kingsman Lane, Garnerville, N Y is hereby granted a leave of absence, commencing 7/1/71 thru 12/31/71, without compensation.

Seconded by Councilman D'Antoni.

All voted Aye.

Highway Superintendent directed to clean stream at Herwood Place, Road (south of Church St. culvert).

1/1/71

(1971-484) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished a certification of Eligibles 71-57, Senior Typist (Prom) which contains the name of Marion Youmans,

NOW THEREFORE, be it

RESOLVED, that Marion Youmans is hereby given a permanent appointment, in the position of Sr. Typist-Sewer Dept., at an annual salary for 1971 of \$7,852.00 per annum, effective immediately.

Seconded by Councilman Frohling.

All voted Aye.

(1971-485) Councilman D'Antoni offered the following resolution:

WHEREAS, the Legislature of the State of New York has enacted the "ASSESSMENT IMPROVEMENT LAW" (Laws 1970, Chapter 957), and

WHEREAS, such statute requires the local legislative body to determine whether or not the office of the Assessor is a full time position, and was such a full time position prior to August 1, 1970, and

WHEREAS, by resolution #617 of this Board adopted 10/7/70, the Assessor of the Town of Clarkstown was appointed on a permanent basis as per the certification from the Rockland County Personnel Office by Virtue of his placement as #1 on a list pursuant to an open competitive Civil Service examination for Assessor on 7/18/70;

NOW THEREFORE, be it

RESOLVED, that this Town Board find that the Office of the Assessor of the Town of Clarkstown is and was a full time position prior to 6/1/65, and continuing to this date and that George Mollersten the Assessor of the Town of Clarkstown is and was a full time employee of this town as Assessor since 1/1/70 and continuing to this date, and therefore, pursuant to Sec. 1522 Subdiv. 6 of the Real Property Tax Law he has an indefinite term as Assessor of the Town of Clarkstown.

Seconded by Councilman Bolander.

All voted Aye.

(1971-486) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION SETTING PUBLIC HEARING ON PROPOSED LOCAL LAW ENTITLED "ESTABLISHING THE OFFICE OF ASSESSOR" -- 8/25/71 -- 8:15 PM)

Seconded by Councilman Bolander.

All voted Aye.

TOWN OF CLARKSTOWN

LOCAL LAW NO. 1971

ESTABLISHING THE OFFICE OF ASSESSOR

BE IT ENACTED by the Town Board of the Town of Clarkstown as follows:

PREAMBLE:

This local law is adopted to implement Chapter 957, Laws of 1970, adding Article 15A to the Real Property Tax Law, Section 1520, et seq. the said Chapter and Article being hereafter designated as "Article 15A".

Sec. 1. ASSESSOR.

(a) Pursuant to the authority granted in Article 15A, the Office of Assessor is hereby established together with all of the rights, privileges, powers and duties as set forth in the said Article 15A.

(b) The term of Office of Assessor shall be as provided in Article 15A.

(c) The position of Assessor shall be in the classified service and shall be in the non-competitive class.

(d) All training qualifications and standards of Assessor shall be as designated in said Article 15A.

Sec. 2. ACTING ASSESSOR.

Pursuant to the authority granted in Article 15A, the Town Board, by resolution, may establish the position of Acting Assessor. Such Acting Assessor shall be appointed by and serve at the pleasure of the Assessor. During the absence, inability or refusal of the Assessor to act, the Acting Assessor is vested with all the power and shall perform all the duties as Assessor, all as prescribed in said Article 15A, together with the training qualifications and standards as designated therein.

Sec. 3. BOARD OF ASSESSMENT REVIEW.

(a) Pursuant to the authority granted in Article 15A, there is hereby designated a Board of Assessment Review, which shall be comprised of three members appointed by the Town Board and which members shall have a knowledge of property values in the Town of Clarkstown. A majority of such board shall consist of members who are not officers or employees of the Town. All of said members shall serve for a period of five years, except that out of the first appointees, one of such appointments shall be for one year, one shall be for three years and one shall be for five years.

(b) Said Board of Assessment Review is vested with all the powers and shall perform all of the duties as a Board of Assessment Review as provided for in said Article 15A.

Sec. 4. TENTATIVE ROLL, NOTICE, PUBLIC INSPECTION, COMPLAINTS.

A tentative assessment roll, notice of completion thereof,

examination thereof and the hearing and filing of complaints with respect to assessments shall be complied with as pursuant to Article 15A.

Sec. 5. IMPLEMENTATION.

This local law is adopted to implement said Article 15A and is not in limitation or modification thereof. All applicable provisions of said Article 15A now or hereafter adopted are hereby incorporated herein.

Sec. 6. EFFECTIVE DATE.

This local law shall become effective October 1, 1971 or as otherwise provided in Article 15A.

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(1971-487) Councilman Frohling offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic Advisory Board, the Town Attorney prepare the necessary papers for the release of Middletown Road from Smith Road to Route 59, Nanuet N Y to the County of Rockland, and be it

FURTHER RESOLVED, that a copy of this resolution be sent to the Rockland County Legislature.

Seconded by Councilman D'Antoni.

All voted Aye.

Proposed resolution to replace all "YIELD" signs with "STOP" signs in the Town of Clarkstown - deferred by the Town Board. Matter will be referred by the Supervisor to the Police Chief.

(1971-488) Councilman D'Antoni offered the following resolution:

WHEREAS, the Building Inspector reports that the roof of the Town Hall Annex Building is leaking and property of the townis being destroyed from the elements, and

WHEREAS, if there is further delay irreparable damage will occur, and

WHEREAS, an emergency exists which requires an immediate repair of said roof, and

WHEREAS, the Town Attorney advises that the General Municipal Law permits an exception to public bidding where an emergency exists;

NOW THEREFORE, be it

RESOLVED, that upon the report of the Building Inspector and the advice of the Town Attorney, an emergency is deemed to exist, and therefore the Building Inspector is authorized to have the roof of the Town Hall Annex repaired with the necessity of placing said work out on bid, and be it

FURTHER RESOLVED, that the cost of said work is not to exceed the amount of \$2500., cost of same to be paid out of Current Surplus-General.

Seconded by Councilman Bolander.

All voted Aye.

(1971-489) Councilman Frohling offered the following resolution:

(INSERT RESOLUTION APPOINTING, (CONTINGENT - PROVISIONAL) HUGH DOULIN, HIGH RIDGE RD., STONY PT., N Y TO POSITION OF DRAFTSMAN, TOWN ENGINEER'S OFFICE AT SALARY OF \$6,424.00 PER ANNUM. EFF. & RETROACTIVE TO 6/28/71)

Seconded by Councilman Nichaus.

All voted Aye.

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Mr. Griffin appeared before the Town Board re road dedication, Somerset and Amsterdam. Deed recorded July 1970; work completed; check dated 6/3/70 (two checks totalling \$10,500.) signed by Mr. Knutsen -- not cashed as yet. (Matter held for further discussion at end of Town Board meeting)

(1971-490) Councilman D'Antoni offered the following resolution:

WHEREAS the Town of Clarkstown is desirous of entering into an agreement with The Dells Inc. for an easement for Sanitary Sewer Line,

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an agreement with The Dells Inc. providing for an easement for Sanitary Sewer Line at no cost to the town.

Seconded by Councilman Niehaus.

All vote d Aye.

Proposed resolution dedicating roads into Clarkstown highway system - Lockhaven Estates - held at this time.

Proposed resolution - E.J.K. Realty extension of special permit -- held at this time.

Proposed resolution authorizing Supt. of Highways to install traffic signs (Children at Play) --; signs illegal -- no action taken.

Matter of Clover Drive dedication; Town Engineer stated there is problem with drainage which is being resolved with Highway Superintendent -- matter held.

(1971-491) Councilman Niehaus offered the following resolution:

(INSERT RESOLUTION AUTH. ORANGE & ROCKLAND TO INSTALL SEVEN (7) STREET LIGHTS ON EAST AVENUE, GREEN HILL CT. HARNESS RD., N. LITTLE TOR RD. & PRIMROSE LANE AT COST TO TOWN OF \$385.32 PER ANNUM)

Seconded by Councilman D'Antoni.

All voted Aye.

RESOLUTION # 491 ADOPTED TOWN BOARD MEETING 7/2/71

(1971-491) Councilman Hienhaus offered the following resolution:

RESOLVED, That Orange & Rockland is hereby authorized to install seven (7) street lights on East Avenue, Green Hill Ct. Harness Rd., N. Little Tor Rd. & Primrose Lane at cost to Town of \$385.32 PER ANNUM.

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

Republic Insurance Co. Bond #903649
 LAKE DE FOREST HOMES, INC., Principal (Frances Estates, New City)
 Amount: \$1,115.00
 Period: One (1) year -- 7/2/71 -- 7/1/72
 Covers: Improvements

Republic Insurance Co. Bond #903693
 LAKE DE FOREST HOMES, INC., Principal (Frances Estates, New City)
 Amount: \$330/00
 Period: One (1) year-- 7/2/71 - 7/1/72
 Covers: Improvements

(1971-492) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION AUTHORIZING TOWN CLERK TO EXPEDITE THREE (3) HYDRANT ORDERS FOR INSTALLATION OF NINE (9) HYDRANTS AT VARIOUS LOCATIONS) INVES. #s 7185,7290 & 7291

Seconded by Councilman Frohling.

All voted Aye.

(1971-493) Councilman Frohling offered the following resolution:

RESOLVED that the resignation of James D. Raglan as Chairman of the Clarkstown Industrial Commission is hereby accepted with regret, effective immediately.

Seconded by Councilman D'Antoni.

All voted Aye.

(1971-494) Councilman D'Antoni offered the following resolution:

RESOLVED, that William Rau, Kings Highway, New City N Y, representing the Clarkstown Conservation Commission, is hereby appointed a member of the Study Commission for Recreation Facilities, effective immediately, without compensation.

Seconded by Councilman Niehaus.

All voted Aye.

(1971-495) Councilman Bolander offered the following resolution:

RESOLVED, that Philip J. Frohling, Jr., 117 Church St., Nanuet N Y, representing the Town Board, is hereby appointed a member of Study Commission for Recreation Facilities, effective immediately, without compensation.

Seconded by Councilman D'Antoni.

All voted Aye.

RESOLUTION #492 ADOPTED TOWN BOARD MEETING 7/2/71

(1971-492) Councilman D'Antoni offered the following
resolution:

RESOLVED, that the Town of Clarkstown is hereby
authorized to sign 3 Hydrant orders for installation of
9 Hydrants at various locations, order numbers;
7185, 7290 and 7293.

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(1971-496) Councilman Frohling offered the following resolution:

RESOLVED that Samuel Fisher, Hillside Avenue, New City N Y representing the County Parks Board & Recreation Commission, is hereby appointed a member of the Study Commission for Recreation Facilities, effective immediately, without compensation.

Seconded by Councilman Bolander.

All voted Aye.

(1971-497) Councilman Frohling offered the following resolution:

RESOLVED that the Supervisor is hereby authorized to enter into an agreement to lease a building at the rear of the Town Hall Annex to the New City Ambulance Corps, said agreement to be signed upon approval of the Town Attorney.

Seconded by Councilman D'Antoni.

All voted Aye.

(1971-498) Councilman Frohling offered the following resolution:

RESOLVED, that Sanitary Sewer Bond covering the subdivision of Brookdale Park, W. Nyack N Y be reduced from \$5,100.00 to \$1,275.00.

Seconded by Councilman Bolander.

All voted No

MOTION NOT CARRIED

(1971-499) Councilman D'Antoni offered the following resolution:

RESOLVED based upon the recommendation of the Traffic Advisory Board, that the Supt. of Highways, as provided by law, is hereby authorized to install NO THRU TRUCKING signs between North Middletown Road and Route 304 on Ludvigh Rd., Nanuet, N Y until such time as Ludvigh Road is widened as per plans.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Bolander, Frohling, D'Antoni

ABSTENTIONS: Councilman Niehaus

NOES: Supervisor Vines

MOTION CARRIED

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(1971-500) Councilman Niehaus offered the following resolution:

WHEREAS, it is the 180th birthday of the Town of Clarkstown, and

WHEREAS, the Town Board is desirous of commemorating the occasion with a short history of the town from its inception to the present day,

NOW THEREFORE, be it

RESOLVED, that J. Edward Klein Associates, 200 Park Avenue, New York N Y be retained to write a commemorative booklet in recognition of the Town of Clarkstown, at no cost to the town.

Seconded by Councilman D'Antoni.

All voted Aye.

Robert R. Granik, Esq. appeared before the Town Board re possible dedication of acceptable improvements in Lockhaven Estates. Matter deferred at this time for consultation with Planning Board and Town Engineer; will appear on agenda of next Town Board meeting. (7/14/71)

Mr. Granik also requested extension of Special Permit (which has expired) for E.J.K. Realty. All facts will be studied by the Town Board for possible future action.

(1971-501) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 7/2/71 that the position of Sewer Inspector can now be created,

NOW THEREFORE, be it

RESOLVED, that the position of Sewer Inspector in the Town Engineer's Office is hereby created.

Seconded by Councilman Niehaus..

All voted Aye.

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(1971-502) Councilman Frohling offered the following resolution:

RESOLVED, that an appropriation for the Parks Board and Recreation Commission to renovate Congers Lake Site, is hereby established in the amount of \$15,000.00 said funds to be made available from Money in Lieu of Land Account.

Seconded by Councilman Niehaus.

All voted Aye.

(1971-503) Councilman Niehaus offered the following resolution:

RESOLVED, in accordance with the recommendation of the Supt. of Parks Board and Recreation Commission that the award for the Four Wheel Drive Pickup Truck be granted to the lowest bidder, Porry's Garage, at cost to town of \$3,295.00.

Seconded by Councilman Bolander.

All voted Aye.

(1971-504) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon recommendation of the Building Inspector and the Town Engineer, a building permit be issued to Thomas Sherwood, Jr., and be it

FURTHER RESOLVED that all requirements of the Town Law 280-A be followed.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Bolander, Frohling, D'Antoni, Supervisor Vines..

ABSTENTION: Councilman Niehaus.

Mr. Griffin, attorney for John Knutsen, builder; appeared before the Town Board re road dedication stated that two checks totaling \$10,300, were forwarded to the Comptroller and are still being held; over a year. He was told by the Town Attorney that the checks were being held as cash bond would be. Councilman Bolander requested that these checks not be held this long, interest being lost. Mr. Griffin requested that Town Board draw up resolution accepting roads and improvements which have been pending since 1969. Town Board will get all the facts and meet with Mr. Griffin and his client, together with Town Attorney and Highway Supt. to resolve matter.

RESOLUTION #505 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 1, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 1 of the Town of Clarkstown be divided into two districts, such division to be made along the center line of New York State Route 304, from New City-Congers Road Southerly to Third Street,

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 1, as now constituted, be divided to form two districts to be known as District No. 1 and District No. 55, and

BE IT FURTHER RESOLVED, that Election District No. 1 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached, and

BE IT FURTHER RESOLVED, that Election District No. 55 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule B" attached.

SCHEDULE A
ELECTION DISTRICT #1
1971

Description

Beginning at a point at the northeast corner of the intersection of South Main Street and Third Street, thence easterly along Third Street to the intersection of Third Street and N.Y. State Route 304, thence northerly along N.Y. State Route 304 to the intersection of Cavalry Drive, thence westerly along Cavalry Drive to the intersection of North Main Street, thence southerly along North Main and South Main Street to the point of beginning.

SCHEDULE B
ELECTION DISTRICT #55

1971

Description

Beginning at a point at the intersection of N.Y. State Route 304 and Third Street, thence easterly along Third Street to the intersection of Third Street and Brewery Road, thence northerly along Brewery Road to the intersection of Brewery Road and New City-Congers Road, thence westerly along New City-Congers Road to the intersection of New City-Congers Road and N.Y. State Route 304, thence southerly along N.Y. State Route 304 to the point of beginning.

RESOLUTION #506 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 9, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 9 of the Town of Clarkstown be divided into two districts, such division to be made along the line of the Hackensack River beginning at Zukor Road (approximately 450 feet South of South Mountain Road), and running in a Southeasterly direction along said River to its intersection with a line which is the Southerly lot line of Lots 7, 8 and 9, Block B, Map 81, extended; thence along said line to Old Route 304; thence Southerly along Old Route 304 to the Northwest corner of Lot 4.20, Block B, Map 98; thence Southerly to the Southwest corner of Lot 4.02, Block B, Map 98; thence Southerly to New York State Route 304, at its intersection with the Hackensack River (being a point of the boundary line of Election District No. 52),

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 9, as now constituted, be divided to form two districts to be known as District No. 9 and District No. 56, and

BE IT FURTHER RESOLVED, that Election District No. 9 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached, and

BE IT FURTHER RESOLVED, that Election District No. 56 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule B" attached.

SCHEDULE A

ELECTION DISTRICT #9

1971

DESCRIPTION

Beginning at a point on the the East side of North Main Street, approximately 150 feet South of the intersection of Phillips Hill Road and North Main Street (Old Route 304); thence in a Northerly direction along North Main Street to Zukor Road; thence still in a Northerly direction along Zukor Road, to its intersection with the Hackensack River (approximately 450 feet South of South Mountain Road), thence Easterly and Southerly along the Hackensack River to a point of intersection with a line which is the Southerly line of Lots 7, 8, and 9, Block B, Map 81, extended, thence Easterly along said line through Lot 5 and 6, Block B, Map 81, thence along the Southerly line of Lots 7, 8, and 9, Block B, Map 81, and Lots 8, 8.01, 8.0101, 10.01 and 10, Block C, Map 81 to Old Route 304, thence Southerly along Old Route 304 approximately 500 feet to the Northwesterly corner of Lot 4.20, Block B, Map 98, thence Southerly along the Westerly line of Lots 4.20, 4.21, and 4.02, Block B, Map 98, thence Southerly along the brook that flows thru Lot 11, Block A, Map 98 to its intersection with the Hackensack River, thence Southerly along said river to its intersection with N.Y. State Route 304, thence Westerly to the Northeast corner of Lot 4, Map 79, Block A; thence still in a Westerly direction along the North line of Lot 4 to the Northwest corner of same; thence still in a Westerly direction to the point or place of beginning.

SCHEDULE B

ELECTION DISTRICT #56

1971

Description

BEGINNING at a point on Zukor Road at its intersection with the Hackensack River, approximately 450 feet South of South Mountain Road; thence Northerly along Zukor Road to South Mountain Road; thence still in a Northerly direction on the line of Zukor Road extended, crossing South Mountain Road, through Lots 3 and 3.04, Map 44, Block A, to a point on the Haverstraw-Clarkstown Town line; thence in an Easterly direction along said Town line to Haverstraw Road (Old Route 304); thence in a Southwesterly direction along said road to the Northwest corner of Lot 9.01, Block A, Map 98; thence in a Southeasterly direction along the Westerly line of Lot 9.01, Block A, Map 98, to Long Clove Road; thence in a Southwesterly direction along Long Clove Road, to the Northeast corner of Lot 2, Block A, Map 98; thence along the East line of said lot to a brook designated NJ1-12-2 on the Town topographic map; thence in a Southerly direction along said brook to the North end of Lake DeForest; thence still in a Southerly direction through Lake DeForest, to a point approximately 2400 feet South of New York State Route 304; thence in a Westerly direction across Lots 14, 15 and 22, Map 97, Block A, to the intersection of New York State Route 304 and the Hackensack River; thence Northerly along said River, to its intersection with the brook that flows through Lot 11, Block A, Map 98; thence Northerly along the Westerly line of Lots 4.02, 4.21 and 4.20, Block B, Map 98, to the Northwesterly corner of Lot 4.20, Block B, Map 98, at Old Route 304; thence Northerly along Old Route 304, approximately 500 feet to the Southeast corner of Lot 10, Block C,

ELECTION DISTRICT #56 - 1971. Description continued.

Map 81; thence Westerly along the Southerly line of Lots 10, 10.01, 8.0101, 8.01 and 8, Block C, Map 81, and Lots 9, 8 and 7, Block B, Map 81; thence along this line extended through Lots 6 and 5, Block B, Map 81, to its intersection with the Hackensack River; thence still in a Westerly direction along said River, to the point or place of beginning.

RESOLUTION #507 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 11, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 11 of the Town of Clarkstown be divided into two districts, such division to be made along the center line of N.Y. State Route 304 from Pineview Avenue Southerly to the Palisades Interstate Parkway, thence Southeasterly along said Parkway to the present existing boundary line of Election District #31.

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 11, as now constituted, be divided to form two districts to be known as District No. 11 and District No. 57; and

BE IT FURTHER RESOLVED, that Election District No. 11 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached.

BE IT FURTHER RESOLVED, that Election District No. 57 shall comprise and consist of all that part of the Town of Clarkstown as Described in "Schedule B" attached.

SCHEDULE A
ELECTION DISTRICT #11

1971

BEGINNING at a point at the intersection of N. Y. State Route 304 and Germonds Road; thence Easterly and Southerly along Germonds Road to the intersection of Germonds Road and Bardonia Road; thence Westerly along Bardonia Road to the Northeast corner of Lot 11, Map 53, Block A; thence Southerly along the Easterly line of said Lot 11, and Lots 10.12, 10.11, 10.10 and 10.09, Map 53, Block A, to the Southeast corner of Lot 10.09; thence Westerly along the Southerly line of Lots 10.09, 10.08 and 6.08, Map 53, Block A; thence crossing Inwood Drive to the Southerly line of Lots 6.07 and 6.06, Map 53, Block A; thence Northerly along the Westerly line of Lot 6.06, Map 53, Block A, to the Southeast corner of Lot 20.17, Map 53, Block A; thence Westerly along the Southerly line of Lots 20.17, 20.20, 24.23, 24.22 and 24.21, Map 53, Block A, to the Easterly line of Lot 23.19, Map 53, Block A; thence Southerly along said Lot 23.19 to its Southeast corner; thence Westerly along the Southerly line of Lots 23.19 and 23.11, Map 53, Block A; thence continuing Westerly along the Southerly line of Lots 27.22, 27.21, 27.20 and 26, Map 34, Block A, to the intersection of Palisades Interstate Parkway; thence Northwesterly along the P.I.P. to its intersection with N. Y. State Route 304; thence Northerly along Route 304 to the point or place of beginning.

SCHEDULE B
ELECTION DISTRICT #57
1971

Description

BEGINNING at the intersection of New York State Route 304 and Pineview Avenue; thence Southerly along Route 304 to its intersection with the Palisades Interstate Parkway; thence Southeasterly along the Palisades Interstate Parkway to its intersection with New York State Thruway; thence Westerly along New York State Thruway to its intersection with North Middletown Road; thence Northerly along North Middletown Road to the intersection of Ludvigh Road; thence Easterly along Ludvigh Road to the intersection of Palisades Interstate Parkway; thence Northerly along Palisades Interstate Parkway, to a point at the Northwest corner of Lot 2.23, Map 35-2, Block B; thence Easterly along the Northerly side of said Lot 2.23, to the Northerly terminus of Pineview Avenue; thence Southerly and Easterly along Pineview Avenue, to the point or place of beginning.

RESOLUTION #508 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 17, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 17 of the Town of Clarkstown be divided into two districts, such division to be made along the center line of Christian Herald Road from its intersection with N.Y. State Route 303 in a Southeasterly direction to the line of the Village of Upper Nyack.

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 17, as now constituted, be divided to form two districts to be known as District No. 17 and District No. 58; and

BE IT FURTHER RESOLVED, that Election District No. 17 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached

BE IT FURTHER RESOLVED, that Election District No. 58 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule B" Attached.

SCHEDULE A
ELECTION DISTRICT #17

1971

Description

BEGINNING at the Southeast corner of the intersection of Route 303 and Lake View Road; thence in an Easterly direction along Lake View Road, and the North line of Lot 14, Map 125, Block A, to the Northeast corner of Lot 14; thence in a Southerly direction along the East line of Lot 14, crossing Lot 15, Map 125, Block A, to the Northeast corner of Lot 1, Map 124, Block B; thence in a Southerly direction along the East line of Lots 1, 2, 3, 4, 5, 6.01, 7, 8, 9 and 10, Map 124, Block B, to a point on the Northwesterly line of Lot 2, Map 124, Block A; thence in a Northeasterly direction to the most Northerly corner of Lot 2; thence along the Easterly line of Lot 2 to Rockland Lake Road; thence crossing Rockland Lake Road to the Northeast corner of Lot 13, Map 137, Block A; thence in a Southerly direction along the East line of Lot 13, crossing Lot 1, Map 136, Block C, to the Southwest corner of Lot 4.05, Map 137, Block A; thence in an Easterly direction along the Southerly line of Lot 4.05, to the West line of the Village of Upper Nyack; thence in a Southerly direction along said Village Line, to Christian Herald Road; thence Westerly and Northerly along Christian Herald Road to its intersection with New York State Route 303; thence Northerly along Route 303 to the point or place of beginning.

SCHEDULE B
ELECTION DISTRICT #58

1971

Description

BEGINNING at a point at the intersection of New York State Route 303 and Christian Herald Road; thence in a Southerly and Easterly direction along Christian Herald Road to the West line of the Village of Upper Nyack; thence Southerly along said Village Line to a point approximately 200 feet North of the Village of Nyack line; thence in a Westerly direction to a point on New York State Route 303 approximately 400 feet North of its intersection with Casper Hill Road; thence in a Northerly direction along Route 303 to the point or place of beginning.

RESOLUTION #509 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 27, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 27 of the Town of Clarkstown be divided into two districts, such division line to run Southerly from the Northeast corner of Lot 23, Block C, Map 57 at Third Street to the Southeast corner of Lot 38.04, Block A, Map 56 at Laurel Road.

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 27, as now constituted, be divided to form two districts to be known as District No. 27 and District No. 59; and

BE IT FURTHER RESOLVED, that Election District No. 27 shall comprise and consist of all that part of the Town of Clarkstown as described as "Schedule A" attached.

BE IT FURTHER RESOLVED, that Election District No. 59 shall comprise and consist of all that part of the Town of Clarkstown as described as "Schedule B" attached.

SCHEDULE A

ELECTION DISTRICT #27

1971

Description

BEGINNING at a point at the intersection of Third Street and Brewery Road; thence in a Southerly direction along Brewery Road to its intersection with Laurel Road; thence in a Westerly direction along Laurel Road to the Southeast corner of Lot 38.04, Block A, Map 56; thence in a Northerly direction along the East line of Lots 38.04, 38.03, 32.22, 32.21, 32.12 and 32.11, Block A, Map 56, and Lots 4.51, 4.50, 4.39, 4.38, 4.37, 4.10, 4.09, 4.08, 4.07, 4.06 and 23, Block C, Map 57, to Third Street; thence in an Easterly direction along Third Street to the point or place of beginning.

SCHEDULE B
ELECTION DISTRICT #59

1971

Description

BEGINNING at a point at the intersection of South Main Street (Old Route 304) and Third Street; thence in an Easterly direction along Third Street, crossing New York State Route 304, to the Northeast corner of Lot 23, Block C, Map 57; thence in a Southerly direction along the East line of Lots 23, 4.06, 4.07, 4.08, 4.09, 4.10, 4.37, 4.38, 4.39, 4.50 and 4.51, Block C, Map 57, and Lots 32.11, 32.12, 32.21, 32.22, 38.03 and 38.04, Block A, Map 56, to Laurel Road; thence in a Westerly direction along Laurel Road, crossing Route 304, to its intersection with South Main Street; thence in a Northerly direction along South Main Street, to the point or place of beginning.

RESOLUTION OF TOWN BOARD, TOWN OF CLARKSTOWN, DATED July 2, 1971 WITH REFERENCE TO SPLITTING ELECTION DISTRICTS NOS. 40 and 53, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election Districts Nos. 40 and 53 of the Town of Clarkstown be divided into three districts, such division to be as follows: District No. 53 of the Town of Clarkstown shall be divided into two districts, also incorporating that portion of Election District No. 40 now lying and situate West of Little Tor Road, such division line to run West from the Southeast corner of Lot 8, Block A, Map 22 at Little Tor Road, to the Southwest corner of Lot 1, Block A, Map 170 at Buena Vista Road; thence North on Buena Vista Road to the Southeast corner of Lot 18, Block A, Map 170; thence Westerly to the Clarkstown-Ramapo Line. Little Tor Road from Woodland Road North to Phillips Hill Road shall become the Westerly boundary line of Election District No. 40,

NOW, THEREFORE, BE IT RESOLVED, that Election Districts Nos. 40 and 53, as now constituted, be divided to form three districts to be known as District No. 40 and District No. 53 and District No. 60,

AND BE IT FURTHER RESOLVED, that Election District No. 40 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached,

AND BE IT FURTHER RESOLVED, that Election District No. 53 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule B" attached,

AND BE IT FURTHER RESOLVED, that Election District No. 60 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule C" attached.

SCHEDULE A
ELECTION DISTRICT #40

1971

Description

BEGINNING at the Northeasterly corner of Lot 11, Map 59, Block A; thence Westerly along the Northerly line of said Lot 11, and continuing Westerly along the Northerly line of Lots 9.13 and 9, Map 59, Block A, and across Dorchester Avenue; continuing Westerly along the Northerly line of Lots 1.07, 1.06 and 90, Map 40, Block A, to Lexington Road; thence Westerly along Lexington Road to the intersection of Ruth Drive; thence Southerly along Ruth Drive to the intersection of Gail Drive; thence Westerly along Gail Drive to the intersection of Little Tor Road; thence Northerly along Little Tor Road to the intersection of Lynne Drive; thence Westerly along Lynne Drive to the intersection of Joan Drive; thence Northeasterly along Joan Drive to the intersection of Little Tor Road; thence Northerly along Little Tor Road to the intersection of Phillips Hill Road; thence Easterly along Phillips Hill Road to the intersection of North Main Street; thence Southerly along North Main Street, to the point or place of beginning.

SCHEDULE B
ELECTION DISTRICT #53

1971

Description

BEGINNING at a point on the Town line between Clarkstown and Ramapo, at the Northwest corner of Lot 4, Block A, Map 172; thence in an Easterly direction along the North line of Lot 4 to the Northeast corner of said lot; thence in a Southerly direction along the Easterly line of Lot 4 to the Southwest corner of Lot 2.02, Block A, Map 172; thence Easterly, Southerly and Easterly along the Southerly line of Lot 2.02 to its intersection with the Southwesterly line of Lot 2.01, Block A, Map 172; thence Southerly and Easterly to the Southeast corner of Lot 2.01; thence Easterly along Saw Mill Road to its intersection with Little Tor Road; thence Southerly along Little Tor Road to the Southeast corner of Lot 8, Block A, Map 22; thence in a Westerly direction along the South line of Lots 8, 8.01, 8.02, 8.03, 8.04, 8.05, 9, 27.01, 29.01 and 31, Block A, Map 22, and Lot 1, Block A, Map 170, to Buena Vista Road; thence in a Northerly direction along Buena Vista Road to the Southeast corner of Lot 18, Block A, Map 170; thence in a Westerly direction along the South line of Lot 18 to the Clarkstown-Ramapo Town line; thence in a Northerly direction along said Town line, to the point or place of beginning.

SCHEDULE C

ELECTION DISTRICT #60

1971

Description

BEGINNING at a point on the Clarkstown-Ramapo Town Line, at the Southwest corner of Lot 18, Block A, Map 170; thence in an Easterly direction along the South line of Lot 18 to Buena Vista Road; thence Southerly along Buena Vista Road, to the Southwest corner of Lot 1, Block A, Map 170; thence Easterly along the South line of Lot 1, Block A, Map 170, and Lots 31, 29.01, 27.01, 9, 8.05, 8.04, 8.03, 8.02, 8.01 and 8, Block A, Map 22, to Little Tor Road; thence Southerly along Little Tor Road to Joan Drive; thence Southerly along Joan Drive to Greenwood Drive extended; thence along Greenwood Drive extended to the Northwest corner of Lot 22.09, Block C, Map 39; thence in a Southerly direction along the West line of Lots 22.09, 22.08, 22.07, 22.06, 22.05, 22.04, 22.03, 22.02, 22 and 22.01, Block C, Map 39, to New Hempstead Road; thence in a Westerly direction along New Hempstead Road to the Clarkstown-Ramapo Town Line; thence in a Northerly direction along said Town line to the point or place of beginning.

RESOLUTION #511 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 42, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 42 of the Town of Clarkstown be divided into two districts, such division to be made along the center line of Kings Highway from Congers-New City Road (Lake Road), Southerly to the Northeast corner of Lot 28.01, Block A, Map 111.

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 42, as now constituted, be divided to form two districts to be known as District No. 42 and District No. 61; and

BE IT FURTHER RESOLVED, that Election District No. 42 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached.

BE IT FURTHER RESOLVED, that Election District No. 61 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule B" attached.

SCHEDULE A

ELECTION DISTRICT #42

1971

Description

BEGINNING at the intersection of Lake Road and Kings Highway; thence Easterly along Lake Road, to its intersection with the Easterly R. O. W. line of the West Shore Division of the New York Central Railroad; thence Southerly along said Easterly R. O. W. line to its intersection with Gilcrest Road; thence Westerly along Gilcrest Road to its intersection with Kings Highway; thence Northerly along Kings Highway to the point or place of beginning.

SCHEDULE B
ELECTION DISTRICT #61
1971

Description

BEGINNING at a point on Congers-New City Road, at the approximate middle of Lake DeForest; thence Easterly along Congers-New City Road to its intersection with Kings Highway; thence Southerly along Kings Highway to the Northeast corner of Lot 28.01, Map 111, Block A; thence Westerly along the Northerly line of Lot 28.01, Map 111, Block A, and its extension to the center of Lake DeForest; thence Northerly through Lake DeForest, to the point or place of beginning.

RESOLUTION #512 ADOPTED TOWN BOARD MEETING 7/2/71

RESOLUTION OF THE TOWN BOARD, TOWN
OF CLARKSTOWN, DATED July 2, 1971
WITH REFERENCE TO SPLITTING ELECTION
DISTRICT NO. 43, TOWN OF CLARKSTOWN.

WHEREAS, it appears that it is in the public interest and desirable that Election District No. 43 of the Town of Clarkstown be divided into two districts, such division to be made along the center line of Rockland Lake Road from a point approximately 2200 feet east of the intersection of Rockland Lake Road and N.Y. State Route 9W to the Southeast corner of Lot 2, Block A, Map 124.

NOW, THEREFORE, BE IT RESOLVED, that Election District No. 43, as now constituted, be divided to form two districts to be known as District No. 43 and District No. 62; and

BE IT FURTHER RESOLVED, that Election District No. 43 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule A" attached.

BE IT FURTHER RESOLVED, that Election District No. 62 shall comprise and consist of all that part of the Town of Clarkstown as described in "Schedule B".attached.

SCHEDULE A
ELECTION DISTRICT #43

1971

Description

BEGINNING at a point on Rockland Lake Road, approximately 2200 feet East of the intersection of New York State Route 9W and Rockland Lake Road; thence in an Easterly direction to a point on the Northerly line of the Village of Upper Nyack, at the West shore line of the Hudson River; thence in a Southerly direction along said shore line to the Northeast corner of Lot 2.01, Map 151, Block A; thence in a Westerly direction along the North line of Lots 2.01 and 2, to the Northwest corner of Lot 2, Map 151, Block A; thence still in a Westerly direction to a point on the line of the Village of Upper Nyack, approximately 520 feet East of New York State Route 9W; thence still in a Westerly direction along said line to Route 9W; thence in a Southerly direction along Route 9W, to the Southeast corner of Lot 4.05, Map 137, Block A; thence in a Westerly direction along the South line of Lot 4.05 to the Southwest corner of said lot; thence in a Northwesterly direction, crossing Lot 1, Map 136, Block C, along the East line of Lot 13, Map 137, Block A, to Rockland Lake Road; thence in a Northeasterly direction along Rockland Lake Road, crossing New York State Route 9W, to the point or place of beginning.

SCHEDULE B
ELECTION DISTRICT #62

1971

Description

BEGINNING at a point being the Northeast corner of Lot 14, Map 125, Block A; thence in a Southerly direction along the East line of Lot 14 to a corner of Lot 15, Map 125, Block A; thence in an Easterly direction along the North line of Lot 15, Map 125, Block A, and the South line of Lots 7 and 7.01, Map 139, Block A, to the Southeast corner of Lot 7.01; thence in an Easterly direction to a point on the East side of Route 9W, said point being approximately 1600 feet Northerly of the intersection of Rockland Lake Road and Route 9W; thence in an Easterly direction crossing the Southerly portion of Rockland Lake to Rockland Lake Road, approximately 2200 feet East of the intersection of said road and New York State Route 9W; thence in a Southwesterly direction along Rockland Lake Road to the Southeast corner of Lot 2, Map 124, Block A; thence in a Northerly direction along the East line of Lot 2 to the most Northerly corner of same; thence Westerly along the Northwesterly line of Lot 2 to the Southeast corner of Lot 10, Map 124, Block B; thence in a Northerly direction along the East line of Lots 10, 9, 8, 7, 6.01, 5, 4, 3, 2 and 1, Map 124, Block B, crossing Lot 15, Map 125, Block A, and along the East line of Lot 14, Map 125, Block A, to the Northeast corner of same, being the point or place of beginning.

7/7/71
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Mr. Katz, Somerset Civic Association, Chairman of Roads and Curbs Committee, appeared before the Town Board requesting dedication of their roads. Town Engineer submitted report re same (Townline Homes) Meeting will be set up to resolve.

(1971-505) Councilman Frohling offered the following resolution:
to 512

(INSERT RESOLUTIONS (9) SPLITTING ELECTION DISTRICTS #'s 1, 9, 11, 17, 27, 40, 53, 42 & 43)

Seconded by Councilman D'Antoni

On roll call the vote was as follows:

AYES: Councilmen Niehaus, D'Antoni, Frohling, Supervisor Vines
NOES: Councilman Bolander.

MOTION CARRIED

On resolution offered by Councilman Niehaus, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned until Wednesday, July 14th, 1971 at 8:00 P.M.

Signed,

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