

TOWN BOARD MEETING

Town Hall

4/5/77

8:00 PM

Present: Councilmen Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Deputy Town Attorney Martin S. Friedman  
Town Clerk Anne E. O'Connor

Absent: Town Attorney Frederick P. Roland

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

(1972-326) Councilman D'Antoni offered the following resolution:

RESOLVED, that the bid for the construction of a two bay town garage be awarded to the low bidder, In-Wall Construction Co. 93 Lafayette Ave., Suffern, N. Y. at the bid price of \$35,696.00.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-327) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Supt. of Highways the bid for the installation of a Traffic Control Signal at the intersection of Church St. and Middletown Rd., Nanuet, N.Y. be awarded to the low bidder M. Eisenberg & Bros., Inc., 76 Dewarrest Ave., West Nyack, N.Y. at the bid price of \$15,599.00.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-328) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Chief of Police, the bid for the furnishing of Summer Uniforms for the Police Department be awarded to the low bidder Merson Uniform Co., Inc., 254-8 Canal St., New York N. Y. at a bid price of \$7,555.00.

Seconded by Councilman Pizzutello.

All voted Aye.

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(1972-329) Councilman D'Antoni offered the following resolution:

WHEREAS, by memorandum dated 3/20/72, Fred J. Seeger, Supt. of Highways advised the Town Board that the low bidder for two Wood Chippers does not meet specifications supplied by his department,

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of Fred J. Seeger, Supt. of Highways, that the award for the two Wood Chippers be awarded to John J. King of Monroe, Inc., Monroe, N Y at the bid price of \$9,570.00.

Seconded by Councilman Pizzutello.

All voted Aye.

Award for bid for (1) Construction of Town Narcotics Guidance Council Office; (2) Construction of town office at Congers Lake for the Parks Board & Recreation Commission; (3) Cleaning & Maintenance of Office Machines for the Town; and (4) Sewer Flusher Truck -- deferred.

(1972-330) Councilman D'Antoni offered the following Proclamation:

**"CANCER CONTROL MONTH"**  
April 1, 1972

WHEREAS, there will be about 70,000 new Cancer cases among men, women and children of all ages in New York State this year; and

WHEREAS, the American People are launching the greatest attack against Cancer in the history of the world; and

WHEREAS, some Cancers can be prevented; most lung cancers are caused by smoking, and most skin cancers by frequent exposure to direct sunlight; and

WHEREAS, many forms of cancer are curable if detected early and treated properly; and

WHEREAS, the American Cancer Society, in addition to support of vital research, alerts the public to cancer's warning signals and provides valuable aid in rehabilitation services to the cancer patient, improving the quality of survival;

(continued)

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(1972-330 -- continued)

WHEREAS, the medical profession must be kept informed of the latest advances in knowledge and nurses must know how best to care for cancer patients; and

WHEREAS, the American Cancer Society provides crucial, scientific support for both laboratory researchers and clinicians;

NOW THEREFORE, BE IT RESOLVED, THAT I, WILLIAM E. VINES, SUPERVISOR of the Town of Clarkstown, do hereby proclaim the Month of April, 1972 as "CANCER CONTROL MONTH" in the Town of Clarkstown, and urge all residents to support the educational and fund-raising efforts of the American Society as part of Cancer Control Month.

Seconded by Councilman Lodico.

All voted Aye.

Proposed Proclamation re Clarkstown Arms -- deferred.

(1972-331) Councilman Pizzutello offered the following resolution:

(INSERT RESOLUTION FURTHER AMENDING THE BOND & CAPITAL NOTE RESOLUTION ADOPTED ON AUGUST 21, 1968 AND AMENDED ON OCTOBER 7, 1970, FOR THE ACQUISITION OF LAND AND RECONSTRUCTION AND REALIGNMENT OF ROCKLAND LAKE ROAD AND SAID SITE) (ALSO RESOLUTION AUTH. TOWN CLERK TO PUBLISH & POST)  
**(SEE FOLLOWING PAGE.)**

Seconded by Councilman Niehaus.

All voted Aye.

(1972-332) Councilman Pizzutello offered the following resolution:

(INSERT RESOLUTION FURTHER AMENDING THE BOND & CAPITAL NOTE RESOLUTION ADOPTED ON AUGUST 21, 1968 AND AMENDED ON OCTOBER 7, 1970 FOR THE ACQUISITION OF LAND AND CONSTRUCTION OF A PUBLIC PARKING AREA ON SAID SITE & RESOLUTION AUTHORIZING TOWN CLERK TO PUBLISH AND POST)  
**(SEE FOLLOWING PAGE.)**

Seconded by Councilman Niehaus.

All voted Aye.

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Proposed resolution proposing amendments to zoning map of Town of Clarkstown (Valley Cottage Mall Project) -- deferred.

(1972-273) Councilman DiAntonio offered the following resolution: *lu*

WHEREAS, in connection with the Valley Cottage Mall Project, certain real properties were acquired in order to provide the necessary land for parking area and roadway and the said improvements having been completed according to specifications, and

WHEREAS, the Town Planner has determined that there is a small parcel of previously acquired land, as shown on the attached survey, which is not required for the said Project, and

WHEREAS, the owner of the contiguous land has offered to purchase such surplus parcel, and

WHEREAS, the Clarkstown Town Planner has negotiated with the contiguous land owner and has agreed upon a price to be paid by him to acquire the surplus parcel of land which is not now required by the Town of Clarkstown for this project,

NOW THEREFORE, be it

RESOLVED, that in accordance with the recommendation of the Clarkstown Town Planner, the said parcel of land be declared surplus by the Town of Clarkstown and that it be conveyed, subject to a permissive referendum, to Charles Draudt for the sum of \$300.00, and be it

FURTHER RESOLVED, that the Town Clerk post and publish a Notice of this Resolution as required by law.

Seconded by Councilman Niehaus.

All voted Aye.

BOND AND CAPITAL NOTE RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED AUGUST 21, 1968 AMENDED OCTOBER 7, 1970, AND FURTHER AMENDED APRIL 5, 1972, AUTHORIZING AS PART OF STAGE 1 OF THE VALLEY COTTAGE HAMLET CENTER PLAN, (1) ACQUISITION OF CERTAIN LAND AS THE SITE OF A PUBLIC PARKING AREA ON THE NORTH SIDE OF ROCKLAND LAKE ROAD, AS REALIGNED, IN SAID TOWN, AT AN ESTIMATED MAXIMUM COST OF \$82,000, APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,100 CAPITAL NOTES TO PROVIDE THE DOWN PAYMENT AND \$77,900 SERIAL BONDS TO FINANCE THE BALANCE OF SAID APPROPRIATION, AND (2) CONSTRUCTION OF A PUBLIC PARKING AREA ON SAID SITE AT AN ESTIMATED MAXIMUM COST OF \$48,870 AND AUTHORIZING THE ISSUANCE OF \$2,470 CAPITAL NOTES TO PROVIDE THE DOWN PAYMENT AND \$46,400 SERIAL BONDS TO FINANCE THE BALANCE OF SAID APPROPRIATION AND STATING THE ESTIMATED TOTAL COST OF ACQUIRING SAID LAND AND CONSTRUCTING SAID PARKING AREA IS \$130,870.

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

GEB196

Section 1. The Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, is hereby authorized to acquire certain pieces or parcels of land situate on the north side of the New Street right-of-way between Kings Highway and the Center Place right-of-way and to be situate on the north side of Rockland Lake Road as reconstructed and re-aligned, in the Hamlet of Valley Cottage, in the Town, as the site of a public parking area, being part of Stage 1 of the Valley Cottage Hamlet Center Plan, prepared by Manuel S. Emanuel Associates, dated June, 1968, on file in the office of the Town Clerk. The estimated maximum cost of said specific object or purpose, including preliminary costs of surveys, maps, plans, estimates and costs incidental thereto and the financing thereof, is \$82,000 and the said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$4,100 capital notes to provide the down payment required pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), the issuance of \$77,900 serial bonds to finance the balance of said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the interest on said notes and bonds and the principal thereof as the same shall become due and payable. Capital notes in the principal amount of \$4,100 to provide the down payment and serial bonds in the principal amount of \$77,900 to finance the balance of said appropriation, are hereby authorized to be issued pursuant to the Law.

Section 2. The Town is hereby authorized to construct a public parking area on the site hereinabove authorized to be acquired in Section 1 hereof, being part of said Stage 1 of said Plan, including sidewalks, curbs, gutters, drainage, landscaping, grading and improving the rights of way and improvements in connection therewith, all in accordance with plans and specifications approved or to be approved by the Town Board of the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$48,870 and the said amount

is hereby appropriated therefor. The plan of financing includes the issuance of \$2,470 capital notes to provide the down payment required pursuant to the provisions of the Law, the issuance of \$46,400 serial bonds to finance the balance of said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the interest on said notes and bonds and the principal thereof as the same shall become due and payable. Capital notes in the principal amount of \$2,470 to provide the down payment and serial bonds in the principal amount of \$46,400 to finance the balance of said appropriation, are hereby authorized to be issued pursuant to the Law.

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

**(a) The estimated total cost of acquiring said land and constructing said public parking area, including preliminary costs of surveys, maps, plans, estimates and costs incidental thereto and the financing thereof, is \$ 130,870.**

**(b) The period of probable usefulness of the specific object or purpose described in Section 1 hereof, for which the notes and bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 21 of the Law, is thirty (30) years.**

**(c) The period of probable usefulness of the specific object or purpose described in Section 2 hereof, for which the notes and bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 20 (f) of the Law, is ten (10) years.**

**(d) Current funds are required by the Law to be provided as a down payment prior to the issuance of said bonds herein authorized or any bond anticipation notes in anticipation of the sale of said bonds, and such current funds will be provided from the proceeds of the capital notes hereinabove authorized to be issued. The Supervisor is hereby authorized**

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and directed to set aside said current funds and to apply the same solely to the said specific objects or purposes described in Sections 1 and 2 hereof.

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

Section 4. Each of the notes and bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by §52.00 of the Law and said notes and bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said notes and bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the notes and bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

Section 7. This resolution, as further amended, shall be subject to a permissive referendum.

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RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED APRIL 5, 1972, FURTHER AMENDING THE BOND AND CAPITAL NOTE RESOLUTION ADOPTED ON AUGUST 21, 1968 AND AMENDED ON OCTOBER 7, 1970, FOR THE ACQUISITION OF LAND AND CONSTRUCTION OF A PUBLIC PARKING AREA ON SAID SITE.

Recitals

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly authorized the acquisition of certain land on the north side of Rockland Lake Road, as realigned, in said Town, and the construction of a public parking area on said site, and adopted on August 21, 1968 and amended October 7, 1970, the bond and capital note resolution entitled:

"Bond and Capital Note Resolution of the Town of Clarkstown, New York, adopted August 21, 1968, and amended October 7, 1970, authorizing as part of Stage 1 of the Valley Cottage Hamlet Center Plan, (1) acquisition of certain land as the site of a public parking area on the north side of Rockland Lake Road, as realigned, in said Town, at an estimated maximum cost of \$82,000, appropriating said amount therefor and authorizing the issuance of \$4,100 capital notes to provide the down payment and \$77,900 serial bonds to finance the balance of said appropriation, and (2) construction of a public parking area on said site at an estimated maximum cost of \$38,870 and authorizing the issuance of \$1,970 capital notes to provide the down payment and \$36,900 serial bonds to finance the balance of said appropriation and stating the estimated total cost of acquiring said land and constructing said parking area is \$120,870,"

and

WHEREAS, following receipt of bids for construction of such public parking area and due to generally increased costs of labor and materials, preliminary costs and costs incidental thereto, said Town Board has determined that it is necessary to increase the estimated maximum cost of such reconstruction and to provide for the financing thereof, now, therefore, be it

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

Section 1. The bond and capital note resolution of the Town of Clarkstown, duly adopted by the Town Board of said Town on August 21, 1968 and amended by said Town Board on October 7, 1970, the title of which is hereinabove set forth in the Recitals hereof, is hereby further

Section 2. The amendment to said bond and capital note resolution set forth in Section 1 of this resolution shall in no way affect the validity of any liabilities incurred, obligations issue, or action taken pursuant to said bond and capital note resolution and all such liabilities incurred, obligations issued or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond and capital note resolution as so further amended.

Section 3. The Town Clerk of the Town of Clarkstown, in the County of Rockland, New York, shall, within ten (10) days after the adoption of this resolution, cause to be published at least once in "THE JOURNAL NEWS," a newspaper published in Nyack, New York, having a general circulation within said Town, and hereby designated as the official newspaper of said Town and to be posted on the sign board maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places in the Town, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract of the bond and capital note resolution as herein further amended concisely stating its purpose and effect.

Section 4. After said bond and capital note resolution, as herein further amended, shall take effect, the Town Clerk is hereby directed to cause said bond and capital note resolution as herein further amended, to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 5. The Notice referred to in Section 3 hereof, shall be in substantially the following form:-

STATE OF NEW YORK )  
  )SS:  
COUNTY OF ROCKLAND )

I, Anne E. O'Connor, BEING DULY SWORN desposes and says;

That she is Town Clerk of the Town of Clarkstown, Rockland County, New York, and is over the age of 21 years, and resides at 9 Primrose Lane, NewCity in said Town of Clarkstown.

That on the 8th day of May, 1972, she caused to be conspicuously posted and fastened up a copy of:

Resolution adopted by the Town Board entitled: "Bond and Capital Note Resolution adopted 8/21/68, amended 10/7/70 and further amended 4/5/72 acquisition of certain land as the site of a public parking area for the Valley Cottage Hamlet Center Plan and appropriating an estimated cost of \$82,000.00 a copy of which is hereto annexed on the OFFICIAL BULLETIN BOARD.

*[Signature]*  
Town Clerk  
Town of Clarkstown

Sworn to before me this 8th day of May, 1972

*[Signature]*  
(Notary)

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Section 6. Said bond and capital note resolution, as herein further amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against such bond and capital note resolution, as further amended, and requesting that it be submitted to the electors of said Town for their approval or disapproval is filed and the proposition submitted is defeated, the validity of said bond and capital note resolution amended October 7, 1970 shall not be in any way affected and shall remain in full force and effect.

Section 7. This resolution shall take effect immediately.

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

**AYES:** Messrs. Vines, Pizzutello, Lodico, D'Antoni and Niehaus

**NOES:** None

The resolution was declared unanimously adopted.

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(1972-334) Councilman Niehaus offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown has heretofore established an official map, and

WHEREAS, the Town Board of the Town of Clarkstown is desirous of making certain changes and additions to such official

NOW THEREFORE, be it

RESOLVED, that the Town Board deems that it is in the public interest to consider a change or addition to the official map of the Town of Clarkstown so that a fifty foot right-of-way be provided for a direct connection between Kings Highway and Rockland Lake Road at a point opposite to its intersection with Forest Glen Road pursuant to a map entitled "Proposed Extension of Forest Glen Road, Valley Cottage, New York", dated February 17, 1971 and prepared by Edward Barbour, and be it

FURTHER RESOLVED, that this proposed change and addition to the official map of the Town of Clarkstown is hereby referred to the Town Planning Board and the Town Planner for their reports thereon to the Town Board within thirty (30) days from the date hereof, and be it

FURTHER RESOLVED, that a public hearing be held regarding such proposed change and addition to the official map on the 10th day of May, 1972 at 8:00 PM, and the Town Clerk is hereby directed to publish a Notice of Hearing in the official newspaper in the Town of Clarkstown at least ten (10) days prior to the date of said Public Hearing.

Seconded by Councilman D'Antoni.

All voted Aye.

Town Board signed ORDER setting date of public hearing in the matter of the Improvement of lateral sewer facilities in an area of the Town in the vicinity of West Clarkstown Road to be included as part of the Master Benefited Sewerage improvement Area of the Town, pursuant to Article 12-C of the Town Law --- P/H date: 4/26/72 at 8:45 P.M. (INSERT ORDER)  
(SEE FOLLOWING PAGES)

(1972-335) Councilman Michaus offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown deems it to be in the public interest to embark upon Phase II of the Valley Cottage Mill, and

WHEREAS, it is necessary to carry out Phase II to acquire certain parcels of land, and

WHEREAS, in order to establish the fair and reasonable value of the parcels of land to be acquired, it is necessary to obtain accurate appraisals of the parcels to be acquired,

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown be authorized to retain the services of two qualified appraisers for the purpose of establishing a fair and reasonable value of the parcels of land to be acquired in connection with Phase II of the Valley Cottage Mill Project.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-336) Councilman Lodico offered the following resolution:

WHEREAS, a proposal has been presented to the County Legislature to consider the implementation of a new single member reapportionment plan which would cross town boundary lines, and

WHEREAS, it is the opinion of the Town Board of the Town of Clarkstown that such a proposal would destroy the concept of town government representation, and

WHEREAS, a resolution opposing any change in the present County reapportionment plan was presented to the County Legislature on January 17, 1972, and

WHEREAS, the Town Board of the Town of Clarkstown is in unanimous agreement that the present reapportionment plan for the County of Rockland should not be changed to a single member district plan which would cross town boundary lines nor should any money be expended for any additional studies of reapportionment;

(continued)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, 10 Maple Avenue, New City, New York, in said Town, on the 5th day of April, 1972.

PRESENT:

	Hon. William E. Vines,	Supervisor
Tom Lodico	<del>Philip J. Frattolillo,</del>	Councilman
Vincent Pizzutello	<del>Frank R. ...</del>	Councilman
	William R. Niehaus,	Councilman
	Anthony D'Antoni,	Councilman

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In the Matter

: ORDER CALLING  
PUBLIC HEARING

of the

Improvement of lateral sewer facilities in an area of the Town in the vicinity of West Clarkstown Road to be included as part of the Master Benefited Sewerage Improvement Area of the Town, pursuant to Article 12-C of the Town Law.

: April 26, 1972

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WHEREAS, following a public hearing duly called and held, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, (herein called "Town"), pursuant to Section 209-r of the Town Law, duly adopted a resolution on February 24, 1971, subject to permissive referendum, dissolving certain sewer districts, in the Town, and determining that after the date of dissolution of sewer districts shall become effective, that the costs of any improvements provided or authorized to be provided, including the principal of and interest on any bonds or other obligations authorized to be issued or issued for the purpose of such districts, shall be borne by the lands within the benefited area, known as the Master Benefited Sewerage Improvement Area, the particular description of which is set forth in such resolution and is on file in the office of the Town Clerk, for public inspection;

WHEREAS, such dissolution became effective January 1, 1972;

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WHEREAS, the Town Board of the Town has been concerned for some time with the need of sewer facilities, in an area of the Town in the vicinity of West Clarkstown Road from Hederow Lane to the Palisades Interstate Parkway, more particularly described hereinafter, which facilities are proposed to be constructed so as to connect to existing lateral sewer facilities in the Master Benefited Sewerage Improvement Area for treatment and disposal through the Rockland County interceptor and treatment system, including lateral sewer mains, manholes, house connection stubs brought to the curbs, pavement restoration and appurtenances thereto, and including acquisition of land and rights in land, at an estimated maximum cost of \$382,000, all as more particularly described in the report prepared by Charles R. Velzy Associates, Inc., dated July, 1971, on file in the office of the Town Clerk for public inspection;

WHEREAS, pursuant to Article 12-C of the Town Law, the Town Board of the Town now proposes that such proposed area be included as part of the Master Benefited Sewerage Improvement Area of the Town and that the cost of constructing such improvements be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments from the several lots and parcels of land within the Master Benefited Sewerage Improvement Area, including such proposed area, in just proportion to the amount of benefit which the improvement shall confer upon the same;

WHEREAS, the proposed area to be included in and to be assessed in the same manner and amount as the Master Benefited Sewerage Improvement Area, is more particularly described as follows:

ROCKLAND COUNTY, NEW YORK  
TOWN OF CLARKSTOWN

WEST CLARKSTOWN ROAD AREA  
TO BE INCLUDED IN THE  
TOWN MASTER BENEFITED SEWERAGE IMPROVEMENT AREA

APPENDIX A

BOUNDARY DESCRIPTION

All the map, block and lot numbers herein mentioned or described refer to the tax maps of the Town of Clarkstown, Rockland County, New York, for the year 1971 on file in the Town Assessor's Office located in the Town Hall, 10 Maple Avenue, New City, New York. All properties included in the area described below shall be a part of the Town Master Benefited Sewerage Improvement Area.

EASTERLY BOUNDARY

Beginning at a point on the existing boundary line of the Town Master Benefited Improvement Area, which point is the centerline of West Burda Place, where said centerline is intersected by a straight line projection of the easterly property line of lot 18-A-22.55; thence northerly along the present boundary line of the Town Master Benefited Sewerage Improvement Area to a point where it intersects the present boundary line between the Towns of Clarkstown and Ramapo;

NORTHERLY AND WESTERLY BOUNDARY

thence southerly along said boundary line between the Towns of Clarkstown and Ramapo, crossing Eckerson Road, to a point which is the southwesterly corner of lot 166-A-11.01;

SOUTHERLY BOUNDARY

thence easterly along the southerly boundary line of said lot 11.01 to the northwesterly corner of lot 166-A-11.11; thence northerly in a straight line parallel to the westerly right-of-way line of West Clarkstown Road, crossing lot 166-A-11.01, to a point where it intersects the southerly right-of-way line of Eckerson Road; thence easterly in a straight line to the northwesterly corner of lot 166-A-3.71, which point being on the easterly right-of-way line of West Clarkstown Road; thence northerly along the easterly right-of-way of West Clarkstown Road, crossing Bender Road, to the southwest corner of lot 166-A-19; thence easterly, northerly and easterly along the southerly boundary of said lot 19 to the easterly most

corner of said lot 19, which point is on the property line of lot 166-A-20; thence southerly, easterly, southerly and easterly along the southerly property line of said lot 20 to the southeast corner of said lot 20, which point being the southwest corner of lot 166-A-23.01; thence easterly along the southerly side of said lot 23.01 to the southeast corner of said lot 23.01; thence northerly along the easterly property line of lots 166-A-23.01, 23 and lot 167-A-9 to a point in the easterly property line of said lot 9 which is the southwesterly corner of lot 167-A-8; thence easterly and northerly along the southerly and easterly property lines of lot 167-A-8 to the north easterly corner of said lot 8; thence westerly along the northerly property lines of lots 167-A-8, 14, and 14.01 to the north westerly corner of said lot 14.01, which point being on the easterly right-of-way line of West Clarkstown Road; thence northerly along the easterly right-of-way of West Clarkstown Road to the south westerly corner of lot 167-A-15; thence easterly along the southerly property lines of lots 167-A-15 and 16 to the south easterly corner of said lot 16; thence northerly along the easterly property lines of lots 167-A-16 and 4 to a point where it intersects the westerly right-of-way of the Palisades Interstate Parkway, which point is the northwesterly corner of lot 167-A-6; thence easterly and southerly along the westerly right-of-way line of the Palisades Interstate Parkway to the northeasterly corner of lot 18-A-23.01; thence southerly in a straight line along the easterly sides of lots 18-A-23.01, 23.04, and 23.11 to the northeasterly corner of lot 18-A-23.12; thence westerly, southerly and easterly along the northerly, westerly and southerly property lines of said lot 23.12 to the southeasterly corner of said lot 23.12, which point is the northeast corner of lot 18-A-22.83; thence southerly along the easterly side of lots 18-A-22.83, 22.69, 22.68, and 22.55 to the southeasterly corner of said lot 22.55; thence in a straight line projection of the easterly side of lot 18-A-22.55 to the centerline of West Burda Place, the point of beginning.

In addition to the lots within the above described area, lots 166-A-10, 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.09 and 11.10 are included within the proposed benefited area.

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now, therefore, be it

ORDERED, that the Town Board of the Town, meet and hold a public hearing at the Town Hall, 10 Maple Avenue, New City, New York, in the Town, on the 26th day of April, 1972, at 8:45 o'clock P.M. (E. S. T.), to consider the proposed construction of facilities in said area and the inclusion of such area in the Master Benefited Sewerage Improvement Area, as herein proposed at which all persons interested in the subject thereof may be heard concerning the same, and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in "THE JOURNAL NEWS," a newspaper published in Nyack, New York, having a general circulation in the Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, and post conspicuously, in at least five (5) public places within the area proposed to be benefited as herein particularly described, and in fifteen (15) public places within the Master Benefited Sewerage Improvement Area, and upon the bulletin board of the Town Clerk's Office, a copy of this Order certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the day set and designated herein for said public hearing as aforesaid.

DATED: APRIL 5, 1972

TOWN BOARD OF THE TOWN OF CLARKSTOWN

SEAL

*Sam E. Vance*  
Supervisor  
*Anthony D. Austin*  
Councilman  
*William R. Richards*  
Councilman

*Vincenzo Pignatello*  
Councilman  
*John Lodes Jr.*  
Councilman

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(1972-336 - continued)

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown is unanimously opposed to a change of the existing County reapportionment plan or the expenditure of any funds for any further studies of reapportionment plans, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown unanimously supports the County Legislature of the County of Rockland in the resolution passed by that body on the 20th day of March 1972, rejecting any change of the existing reapportionment plan, and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to furnish a copy of this resolution to the County Legislature so that the Town Board of the Town of Clarkstown is on record as being in full support as aforesaid.

Seconded by Councilman D'Antoni.

All voted Aye.

Proposed resolution allocating amount of \$200,000.00 for the improvement of town owned parkland throughout the town -- deferred.

(1972-337) Councilman Niehaus offered the following resolution:

RESOLVED, that James Coyle, Christian Herald Road, Valley Cottage, N Y, is hereby appointed Chairman of the Planning Board to fill the unexpired term of Frank Jeffens, term to expire on January 3, 1973, at the annual salary for 1972 of \$1,750.00.

Seconded by Councilman Lodico.

On roll call the vote was as follows:

AYES: Councilmen Niehaus, Lodico, Pizzutello, Supervisor Vines  
NOES: Councilman D'Antoni

Councilman D'Antoni, in voting no re the above, stated in part that, with all due respect to his ability, job of Chairman difficult; someone with experience, knowledge, stature and maturity needed in order to function with the utmost of objectivity. (Full statement in T/C file)

Mr. James Coyle also stated, in part, that Chairman's principal responsibility is to see that the job gets done. (Full statement in T/C file)

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(1972-338) Councilman Pizzutello offered the following resolution:

RESOLVED, that Jay D'Veza, 29 Lyncrest Ave., New City N Y is hereby appointed a member of the Clarkstown Planning Board to fill the unexpired term of Frank Steffens, term to commence immediately and expire on January 4, 1975, at the annual salary for 1972 of \$1,500.00.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-339) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #70126 and #71126 Pump Station Operator (CO) which contains the name of Norman Bleuvelt,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Norman Bleuvelt, 24 Capral Lane, New City N Y to the position of Pump Station Operator - Sewer Department at a salary of \$7,824.00 per annum effective and retroactive to April 3, 1972.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-340) Councilman D'Antoni offered the following resolution:

RESOLVED, that Frank W. Foley, 20 Susan Drive, New City N Y is hereby appointed a member of the Board of Assessment Review, term to commence on 7/1/72 and expire on 12/31/72, at the salary of \$50.00 per diem for the year 1972.

Seconded by Councilman Pizzutello.

All voted Aye.

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(1972-341) Councilman D'Antoni offered the following resolution:

RESOLVED, that Philip J. Frohling, Jr., 117 Church St., Newark N Y is hereby appointed a member of the Board of Assessment Review, term to commence immediately and expire on 12/31/72, at the salary of \$50.00 per diem for the year 1972.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-342) Councilman D'Antoni offered the following resolution:

RESOLVED, that Olive McRichard, 18 Crestwood Dr., New City N Y is hereby appointed a member of the Board of Assessment Review, term to commence immediately and expire on 12/31/72, at the salary of \$50.00 per diem for the year 1972.

Seconded by Councilman Lodico.

All voted Aye.

(1972-343) Councilman D'Antoni offered the following resolution:

RESOLVED, that William Dotbin, 426 Stravtown Rd., West Nyack N Y is hereby appointed a member of the Historical Review Board, term to expire 12/31/72, at the annual salary of \$1.00, effective immediately.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-344) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Police Patrolman #7030 which contains the name of Harry Baumann,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Harry Baumann, 45-26 - 39th Place, Long Island City, New York to the position of Police Patrolman - Police Department at a salary of \$8,512.00 per annum effective May 15, 1972.

Seconded by Councilman Pizzutello

All voted Aye.

(1972-345) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION APPTG. JOSEPH STRITMATER, 72 SEVEN LAKES RD., SLOTTSBURG N Y TO POS. OF POLICE PATROLMAN AT SALARY OF \$8,512.00 PER ANNUM, EFF. 4/17/72)

Seconded by Councilman Pizzutello. All voted Aye.  
(1972-345) Councilman D'Antoni offered the following resolution:  
RESOLVED, that Joseph Stritmater, 72 Seven Lakes Rd. be appointed to the Position of Police Patrolman at a salary of \$8,512.00 per annum, effective 4/17/72)  
Seconded by Councilman Pizzutello. All voted Aye.

(1972-346) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION APPTG. RICHARD MURPHY, 37 HALL AVE., NEW CITY N Y TO POSITION OF POLICE PATROLMAN AT SALARY OF \$8,512.00 PER ANNUM, EFF. 4/17/72)

Seconded by Councilman Pizzutello. All voted Aye.  
(1972-346) Councilman D'Antoni offered the following resolution:  
RESOLVED, that Richard Murphy, 37 Hall Ave., New City, N. Y. be appointed to the position of Police Patrolman at salary of \$8,512.00 per annum, effective 4/17/72.  
Seconded by Councilman Pizzutello. All voted Aye.

(1972-347) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION APPTG. EDWARD O'DOWD, 85 W. NYACK RD., MANUET N Y TO POSITION OF POLICE PATROLMAN AT SALARY OF \$8,512.00 PER ANNUM, EFF. 4/17/72)

Seconded by Councilman Pizzutello. All voted Aye.  
(1972-347) Councilman D'Antoni offered the following resolution:  
RESOLVED, that Edward O'Dowd, 85 W. Nyack Rd., Manuet, N. Y., be appointed to the position of Police Patrolman at a salary of \$8,512.00 per annum, effective 4/17/72.  
Seconded by Councilman Pizzutello. All voted Aye.

(1972-348) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION APPTG. JACOB HANIUK, 6 PINE TREE LAKE, NEW CITY N Y TO POSITION OF POLICE PATROLMAN AT SALARY OF \$8,512.00, EFF. 5/15/72)

Seconded by Councilman Pizzutello. All voted Aye.  
(1972-348) Councilman D'Antoni offered the following resolution:  
RESOLVED, that Jacob Haniuk, 6 Pine Tree Lane, New City, N. Y. be appointed to the position of Police Patrolman at a salary of \$8,512.00, effective 5/15/72.  
Seconded by Councilman Pizzutello. All voted Aye.

(1972-349) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION APPTG. WILLIAM SHERWOOD, 41 DEMAREST AVE., NEW CITY N Y TO POSITION OF POLICE PATROLMAN AT SALARY OF \$8,512.00 PER ANNUM, EFF. 4/17/72)

Seconded by Councilman Pizzutello. All voted Aye.  
(1972-349) Councilman D'Antoni offered the following resolution:  
RESOLVED, that William Sherwood, 41 Demarest Ave., New City, N. Y. be appointed to the position of Police Patrolman at a salary of \$8,512.00 per annum, effective 4/17/72.  
Seconded by Councilman Pizzutello. All voted Aye.

(1972-350) Councilman D'Antoni offered the following resolution:

RESOLVED, that James Summers, Highway Avenue, Congers, N Y is hereby appointed to the position of Custodian of Wells Park, Congers to commence May 1, 1972 and terminate October 31, 1972, at a salary of \$2.00 per hour.

Seconded by Councilman Pizzutello. All voted Aye.

(1972-351) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Helen Olsen, 21 Haverstraw Rd., Congers, N Y to position of Typist-Police Department (4:00 PM to 12:00 PM) at salary of \$5,830.00 per annum, effective 4/10/72.

Seconded by Councilman Niehaus. All voted Aye.

(1972-352) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic Advisory Board the Supt. of Highways be and is hereby authorized to erect "NO PARKING, MON - FRI 8:00 AM to 4:00 PM" signs on both sides of Prides Crossing from Longmeadow Rd to Congers Rd, New City N Y.

Seconded by Councilman Niehaus. All voted Aye.

(1972-353) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic Advisory Board, the Supt. of Highways is hereby authorized to erect a sign on the w/s of Prides Crossing, 25 feet north from Congers Road, to read as follows: "NO PARKING FROM HERETO ONWARD".

Seconded by Councilman Niehaus. All voted Aye.

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(1972-354) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic Advisory Board, the Supt. of Highways is hereby authorized to install three (3) "STOP" signs as follows:

1. On the northeast corner of Endicott St. and on the s/w corner of Endicott St. at Old Haverstraw Rd., Congers, N Y
2. On the n/e corner of State St., and on the s/w corner of Park Ave. at Old Haverstraw Rd., Congers N Y.
3. On the s/w corner of Patricia Ave., at Old Haverstraw Rd., Congers N Y

Seconded by Councilman Niehaus.

All voted Aye.

(1972-355) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic Advisory Board, the Supt. of Highways is hereby authorized to install two (2) reflectorized directional arrow signs to be erected on Kings Highway on the line of sight at the 90° angle turns, in both directions, on Kings Highway between Route 304 and Old Middletown Rd., New City N Y.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-356) Councilman D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic Advisory Board, the Supt. of Highways is hereby authorized to remove the YIELD signs (2) at the intersection of Ohio Ave. and Colton St. Congers N Y, and be it

FURTHER RESOLVED, that the Supt. of Hways is hereby authorized to install two (2) STOP signs one sign to be installed at the northwest corner and one to be installed at the southeast corner on Ohio Ave. at the intersection of Colton St.

Seconded by Councilman Pirantello.

All voted Aye.

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Proposed resolution authorizing erection of "15 MPH" signs both east and west of the elementary school located on Church St. and Highview Ave., Nanuet N.Y. --- not handled by the Town Board.

(1972-357) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town Clerk be and is hereby authorized to advertise for bids for the Food Concessions at Congers Lake, Congers N.Y. and Lake Nanuet, Nanuet N.Y., and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board Meeting of 4/26/72 at 8:00 PM, and be it

FURTHER RESOLVED, that the specifications be obtained from the Supt. of Parks Board & Recreation, 151 So. Main St., New City N.Y.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-358) Councilman D'Antoni offered the following resolution:

WHEREAS, Regulation 2.3 of the Town of Clarkstown Labor Agreement which became effective on 1/1/71 provided for an extension of sick leave with pay to any permanent employee who has used up all his sick leave, provided, however, that compensation for such extended sick leave at one-half (1/2) the normal salary, and

WHEREAS, Howard Kline has used all his available sick leave credits,

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of Fred Seeger, Supt. of Highways, that Howard Kline be paid 1/2 his normal salary, not to exceed two months, effective and retroactive to 3/13/72.

Seconded by Councilman Niehaus.

All voted Aye.

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(1972-359) Councilman Fisautello offered the following resolution:

(INSERT RESOLUTION SETTING PUBLIC HEARING CONCERNING THE APPORTIONMENT AND ASSESSMENT OF THE COST OF CONSTRUCTION, OPERATION AND MAINTENANCE OF SANITARY SEWER AND LATERALS WITHIN THE TOWN OF CLARKSTOWN -- 4/26/72 - 2:15 PM)

Seconded by Councilman Niehaus.

All voted Aye.

(1972-360) Councilman D'Antoni offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Town Engineer, the Spring Valley Water Co. is hereby authorized to install fire hydrants at the following destinations:

1. North side of Fringe Court, New City N Y
2. West side of Stern P., West Nyack N Y
3. North side of Delta Dr., New City N Y
4. On West line of Chaparral Rd., Nanuet
5. West side of Capitol Court, New City N Y
6. North side of Cottage Ave., Nanuet
7. North side of Clifford Court, Nanuet
8. North side of Bobby Place, Nanuet
9. West side of Carrie Lane, Nanuet
10. West side of South Lexow Ave., Nanuet
11. West side of South Park Street, Nanuet

eliminating, on recommendation of Town Engineer, proposed hydrant on west side of Middletown Road) (Investigations Nos. 7444, 7380 & 7487)

Seconded by Councilman Niehaus.

All voted Aye.

(1972-361) Councilman Niehaus offered the following resolution:

(INSERT RESOLUTION ACCEPTING SEWER EASEMENT FOR SEWER DIST. 330 FROM H. NAKAZAMA & WIFE, 377A KINGS HIGHWAY, VALLEY COTTAGE N Y FOR SUM OF \$184. SEE FOLLOWING PAGE.

Seconded by Councilman D'Antoni.

All voted Aye.

RESOLUTION #361 ADOPTED TOWN BOARD MEETING 4/5/72

RESOLUTION ACCEPTING SEWER EASEMENT  
(Sewer Dist. 33C)

WHEREAS, Hiroshi Nakazawa and Maria Agnes Nakazawa, his wife, residing at 377A Kings Highway, Valley Cottage, N. Y. have executed an easement for a strip of land approximately 46 feet long by 10 feet wide, and are offering it to the Town for Sewer District No. 33C in consideration of the sum of One Hundred Eighty Four (\$184.) 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 Master Benefited Sewer Improvement Area account pay the sum of One Hundred Eighty Four (\$184.) Dollars for said easement.

Dated: March 29, 1972

RESOLUTION #362 ADOPTED TOWN BOARD MEETING 4/5/72

**RESOLUTION ACCEPTING SEWER EASEMENT  
(Sewer District No. 33C)  
Map 109 Block E Lot 14**

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WHEREAS, Philip T. Glynn, Jr. and Kileen Boyd Glynn, his wife, residing at Miller Drive, Valley Cottage, New York, have executed an easement for a strip of land approximately 382 feet long by 10 feet wide and are offering it to the Town for Sewer District No. 33C in consideration of the sum of One Thousand Four Hundred Eighty Four (\$1,484.) 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 Master Benefited Sewer Improvement Area account pay the sum of One Thousand Four Hundred Eighty Four (\$1,484.) Dollars for said easement.

Dated: March 29, 1972.

RESOLUTION # 363 ADOPTED TOWN BOARD MEETING 4/5/72

**RESOLUTION ACCEPTING SEWER EASEMENT  
(Sewer District No. 33C)  
Map 109, Block E, Lot 14.01**

WHEREAS, Philip T. Glynn, Jr. and Eileen Boyd Glynn, his wife, residing at Miller Drive, Valley Cottage, New York, have executed an easement for a strip of land approximately 49 feet long by 10 feet wide and are offering it to the Town for Sewer District No. 33C in consideration of the sum of One Hundred Ninety Six (\$196.) 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 Master Benefited Sewer Improvement Area account pay the sum of One Hundred Ninety Six (\$196.) Dollars for said easement.

Dated: March 29, 1972.

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RESOLUTION #364 ADOPTED TOWN BOARD MEETING 4/5/72

**RESOLUTION ACCEPTING SEWER EASEMENT  
(Sewer District 33D)**

WHEREAS, Peter D'Amato and Maria D'Amato, his wife, residing at 8847 16th Ave., Brooklyn, New York 11214 have executed an easement for a strip of land approximately 23 feet long and <sup>2 1/2 feet average width</sup> and are offering it to the Town for Sewer District No. 33D in consideration of the sum of Ninety One Dollars and Thirty Six cents (\$91.36), 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 Master Benefited Sewer Improvement Area account pay the sum of Ninety One Dollars and Thirty Six Cents (\$91.36) for said easement.

Dated: April 5, 1972

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(1972-362) Councilman Niehaus offered the following resolution:

(INS. RES. ACCEPTING SEWER EASEMENT FOR SEWER DIST. 33C FROM P. T. GLYNN JR. & WIFE, MILLER DRIVE, VALLEY COTTAGE N Y FOR SUM OF \$1,494.)  
**SEE PRECEDING PAGE.**

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-363) Councilman Niehaus offered the following resolution:

(INS. RES. ACCEPTING SEWER EASEMENT FOR SEWER DIST. 33C FROM P. T. GLYNN JR. & WIFE, MILLER DR., VALLEY COTTAGE N Y FOR SUM OF \$196.)  
**SEE PRECEDING PAGE.**

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-364) Councilman Niehaus offered the following resolution:

(INS. RES. ACCEPTING SEWER EASEMENT FOR SEWER DIST. 33D FROM P. D'AMATO & WIFE, RESIDING IN BKLYN, N Y FOR SUM OF \$91.36) \*Adopted subject to specification as to width)

Seconded by Councilman D'Antoni.

All voted Aye.

**SEE PRECEDING PAGE.**

(1972-365) Councilman D'Antoni offered the following resolution:

**RESOLVED**, that the application of Monterey Gardens Co. for a change of zone from an R-22 Dist. to an R-15 Dist., on property located on the w/s of Route 304 between Pineview Ave. and Bonnet Lane, Bardonia, N Y be referred to the Town Planning Board, Town Planner and the Building Inspector and to the Rockland County Planning Board.

Seconded by Councilman Pizzutello.

On roll call the vote was as follows:

**AYES:** Councilmen D'Antoni, Pizzutello, Supervisor Vines  
**NOES:** Councilman Niehaus, LaRico

Motion carried.

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Proposed resolution authorizing the Bldg. Inspector to issue three building permits (BIC-A) to Burdonia Associates, Inc. -- deferred.

(1972-366) Councilman Fizzutello offered the following resolution:

RESOLVED, that the Supervisor be and is hereby authorized to purchase twenty Town flags from Otto Kimmel, 189 Main St., Nyack N Y at a cost to the town not to exceed \$200.00, and be it further

RESOLVED, that the sum of \$200.00 be and is hereby transferred from Current Surplus-General to the Expense Account-Supervisor's office, to cover said expenditure.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-367) Councilman Niehaus offered the following resolution:

RESOLVED, that Orange & Rockland Utilities be and is hereby authorized to install two (2) street lights at the intersection of Gilchrest Road and Penn. Central Railroad, Concers, New York.

Seconded by Councilman Lodico.

All voted Aye.

(1972-368) Councilman Niehaus offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc. is hereby authorized to install two (2) 7900 Lu Mercury Vapor Street Lights for Whitman Park Underground Development, at cost to town of \$109.20 per annum; \$9.10 per month.

Seconded by Councilman D'Antoni.

All voted Aye.

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(1972-369) Councilman Niehaus offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc. is hereby authorized to install three (3) 7900 Lu Mercury Vapor Street Lights for Chapparral Estates Underground Subdivision at cost to town of \$163.80 per annum - \$13.75 per month.

Seconded by Councilman D'Antoni.

All voted Aye.

Proposed resolution conveying Parkland to the Town of Clarkstown - Lochaven Estates -- deferred.

(1972-370) Councilman Pizutello offered the following resolution:

RESOLVED. that upon the recommendation of Edward J. Ghiassa, Supt. of Recreation & Parks, the Supervisor is hereby authorized to file a Recreation for the Elderly Program Application with the New York State Recreation Council for the Elderly, New York State Education Department, Albany N Y, for the period April 1, 1972 to March 31, 1973; total aid for this period to be \$1,287.75.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-371) Councilman Niehaus offered the following resolution:

WHEREAS, it is necessary for the Town of Clarkstown its agents, subcontractors, and licensees to excavate in state highways for the purpose of installing various items of public works, and

WHEREAS, it is required that a surety bond in the amount of \$50,000.00 be posted by the Town of Clarkstown with the Department of Public Works of the State of New York in order to indemnify the State of New York against damages resulting from said excavation to be paid out of the insurance fund,

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(1972-371 -- continued)

**NOW THEREFORE, be it**

**RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized on behalf of the Town of Clarkstown and its act, to execute the application for said surety bond, the surety bond, and all other documents necessary to effectuate the obtaining of said surety bond.**

**Seconded by Councilman D'Antoni.**

**All voted Aye.**

(1972-372) Councilman D'Antoni offered the following resolution:

**WHEREAS, there have been a multiplicity of accidents to motor vehicles at the crossing of the New Jersey & New York Railroad at Prospect Street, Manuet, N Y of a serious nature and also resulting in fatality, and**

**WHEREAS, in the opinion of the members of the Town Board that said accidents result from insufficiently guarded railroad crossings,**

**NOW THEREFORE, be it**

**RESOLVED, that the Town Board of the Town of Clarkstown respectfully petition the Department of Transportation and the Public Service Commission of the State of New York to investigate said Railroad Crossing aforesaid and to direct such proper warning devices as will lessen the existing hazard and protect lawful users of the highway, and be it**

**FURTHER RESOLVED, that in view of the fatal accident occurring at said crossing that said inquiry be conducted with all reasonable speed, and be it**

**FURTHER RESOLVED, that a copy of this resolution be sent to Nelson Rockefeller, Governor; Senator Richard Schernerhorn; Assemblyman Eugene Levy; the Department of Transportation and the Public Service Commission of the State of New York.**

**Seconded by Councilman Lodico.**

**All voted Aye.**

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(1972-373) Councilman D'Antoni offered the following resolution:

WHEREAS, there have been a multiplicity of accidents to motor vehicles at the crossing of the Penn RR at Gilchrest Rd., Congers N Y of a serious nature and also resulting in fatality, and

WHEREAS, in the opinion of the members of this Town Board that said accidents result from insufficiently guarded railroad crossings,

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown respectfully petition the Department of Transportation and the Public Service Commission of the State of New York to investigate said Railroad Crossing aforesaid and to direct such proper warning devices as will lessen the existing hazard and protect lawful users of the highway, and be it

FURTHER RESOLVED, that in view of the fatal accident occurring at said crossing, that said inquiry be conducted with all reasonable speed, and be it

FURTHER RESOLVED, that a copy of this resolution be sent to Governor Nelson Rockefeller, Senator Richard Schermerhorn, Assemblyman Eugene Levy, the Department of Transportation and the Public Service Commission of the State of New York.

Seconded by Councilman Lodico.

All voted Aye.

(1972-374) Councilman D'Antoni offered the following resolution:

WHEREAS, there have been a multiplicity of accidents to motor vehicles at the crossing of the New Jersey & New York Railroad at Pineview Ave., West Nyack N Y of a serious nature and also resulting in fatality, and

WHEREAS, in the opinion of the members of this Town Board that said accidents result from insufficiently guarded railroad crossings,

NOW THEREFORE, be it

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(1972-374 -- continued)

**RESOLVED**, that the Town Board of the Town of Clarkstown respectfully petition the Department of Transportation and the Public Service Commission of the State of New York to investigate said Railroad Crossing aforesaid and to direct each proper warning devices as will lessen the existing hazard and protect lawful users of the highway, and be it

**FURTHER RESOLVED**, that in view of the fatal accident occurring at said crossing, that said inquiry be conducted with all reasonable speed, and be it

**FURTHER RESOLVED**, that a copy of this resolution be sent to Nelson Rockefeller; Governor - Senator Richard Schermerhorn; Assemblyman Eugene Levy; the Department of Transportation; and the Public Service Commission of the State of New York.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-375) Councilman D'Antoni offered the following resolution:

**WHEREAS**, tragedy and disaster struck in Clarkstown on the 24th day of March 1972 causing the death of four of our children and injury to forty four others, and

**WHEREAS**, this tragedy brought to light serious deficiencies in the laws regulating the operation and control of school buses, and

**WHEREAS**, without passing judgment, it appears that the operation of the school bus was a contributing factor in the occurrence of this tragedy, and

**WHEREAS**, the Town Board of the Town of Clarkstown hopes to prevent any further tragedies;

**THEREFORE**, Supervisor Vines, a member of the Town Board of the Town of Clarkstown, has introduced a proposed amendment to our Local Law No. 9-1971 entitled "A LOCAL LAW PROVIDING FOR SAFETY OF MOTOR VEHICLE OPERATION AND FOR REGULATION, MAINTENANCE AND MANAGEMENT OF SAFETY IN PUBLIC PLACES WITH RESPECT TO PARKING, INGRESS AND EGRESS AND SAFETY IN THE UPKEEP OF PLACES ACCESSIBLE TO THE PUBLIC (EXERCISE OF THE POWERS GRANTED TO THE TOWN OF CLARKSTOWN BY ARTICLE 41 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK"; said proposed amendment being as follows:

(continued)

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(1972-375 -- continued)

Amend Local Law #9-1971 by inserting thereto the following:

**SECTION 7A. School Buses and Buses Carrying Passengers.**

1. In addition to full compliance with the Vehicle and Traffic Law of the State of New York and all other traffic regulations set forth herein, the driver of any school bus carrying any school children or the driver of any bus carrying passengers shall, before crossing at any track or tracks of a railroad, in addition to stopping such vehicle as required by the Vehicle and Traffic Law of the State of New York, while so stopped, open the front entry door of said bus, and while such door is open, shall both listen and look in both directions along such track or tracks for any approaching train or trains and for signals indicating the approach of such train or trains, and shall not proceed to cross said track or tracks until he can do so safely.

2. In addition to the provisions of Article 19 of the Vehicle and Traffic Law of the State of New York, no person shall operate a school bus carrying school children and no person shall operate any bus carrying passengers unless within six (6) months prior to such date of operation, the operator of such school bus or bus shall have undergone a complete physical examination by a physician licensed to practice medicine in the State of New York and filed a certificate from such physician with the Town Clerk of Clarkstown attesting to such person's physical qualifications to operate such school bus or bus safely.

**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 N Y on the 26th day of April, 1972 at 8:30 PM relative to the aforesaid proposed amendment to Local Law #9-1971, and be it

**FURTHER RESOLVED**, that notice of the time, place and purpose of such hearing shall be published in the official newspaper of the Town and posted in the manner provided by law, and be it

**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.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-376) Councilman D'Antoni offered the following resolution:

WHEREAS, the disaster occurring to our children at the Gilchrest Avenue Crossing of the Penn Central RR has highlighted the lack of regulation of the physical qualifications of those persons driving school buses, and

WHEREAS, the Town Board of the Town of Clarkstown wishes to prevent such tragedies in the future, and

WHEREAS, the school boards in the Town of Clarkstown contract for school bus service to transport our children to and from schools,

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown strongly recommends, suggests and advises that all School Boards insert a provision in their future contracts with bus companies requiring that no person be permitted to drive a school bus unless he or she has had a complete physical examination by a duly licensed physician within six (6) months prior to the date of operation, certifying that the operator of the bus is in good physical condition to operate such bus, and a copy of such certification be filed with the school board and with the Town Clerk of the Town of Clarkstown, and be it

FURTHER RESOLVED that the Town Clerk send a copy of this resolution to each of the school boards within the Town of Clarkstown by certified mail return receipt requested.

Seconded by Councilman Lodico.

All voted Aye.

(1972-377) Councilman D'Antoni offered the following resolution:

WHEREAS, an application has been received on behalf of Uranus Construction Corp. for the diversion of a numbered stream in the Town of Clarkstown on premises located on Stravtown Road at the intersection of the Parrott Road extension in a subdivision known as "Country Village", and

(continued)

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(1972-377 -- continued)

WHEREAS, plans indicating the proposed diversion of said watercourse have been reviewed by the Town Engineer and the Planning Board pursuant to the requirements of Sec. 5 of Local Law No. 2-1965 entitled "Local Law Regulating the Use, Obstruction and Diversion of Streams or Water Courses in the Town of Clarkstown, County of Rockland, State of New York", and

WHEREAS, the Town Engineer and the Clarkstown Planning Board approve the diversion of said water course as indicated on the plans submitted in connection with the subdivision known as Country Village;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby approves the application of Uranus Construction Corp. for the diversion of said stream, bearing a map number NJ1-12-1 on the premises located on Strawtown Road at the intersection of the Parrott Road extension in the subdivision known as Country Village, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown be and she hereby is authorized to issue the permit required by Local Law No. 2-1965 entitled "Local Law Regulating the Use, Obstruction and Diversion of Streams or Water Courses in the Town of Clarkstown, County of Rockland, State of New York".

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-378) Councilman D'Antoni offered the following resolution:

WHEREAS, the Planning Board has approved of a number of matters subject to the applicants furnishing maps to be signed by the Planning Board Chairman at a subsequent date when the maps are submitted to the Chairman of the Planning Board, and

WHEREAS, FRANK R. STEFFENS' resignation became effective on 3/22/72, and

(continued)

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(1972-378 - continued)

WHEREAS, in order to facilitate the approval of the aforesaid maps, it is necessary that Frank R. Steffens, former Chairman of the Planning Board be authorized to sign said maps;

NOW THEREFORE, be it

RESOLVED, that Frank R. Steffens, former Chairman of the Planning Board, is hereby authorized to sign the maps which have been approved by the Planning Board prior to 3/22/72, the effective date of the former Chairman's resignation.

Seconded by Councilman Niehaus.

All voted Aye.

Town Board signed ORDER setting date of public hearing in matter of petition for the extension of Consolidated Water Supply Dist. #1 to include REINA HILLS --- P/H date: 4/26/72 - 8:35 PM (INSERT ORDER)(SEE FOLLOWING PAGE.)

(1972-379) Councilman Pizzutello offered the following resolution:

WHEREAS, an action has been brought in the County Court of the County of Rockland by COPY-DATA SYSTEMS OF CONNECTICUT, INC. against the Town of Clarkstown for services rendered by Copy-Data Systems of Connecticut, Inc. to the Town of Clarkstown, in the amount of \$610.98, and

WHEREAS, an offer to compromise such action has been made by the Plaintiff, and

WHEREAS, the settlement of this action will result in a saving to the Town of Clarkstown in the cost of litigation and in the end result of a trial in this matter, and

(continued)

ORDER  
EXTENDING  
DISTRICT

In the Matter of the Petition for  
EXTENSION of the Clarkstown Consolidated Water Supply  
District #1 to include REINA HILLS

In the Town of Clarkstown, Rockland County, New York

A petition in this matter for the extension of the Clarkstown Consolidated Water Supply District of the Town of Clarkstown, excluding any portion already in an existing district, having been duly presented to the Town Board, and an Order having been duly adopted by the Town Board on the 5th day of April, 1972, for the hearing of all persons interested in the matter on the 26th day of April, 1972 at 8:35 P.M. EST Time, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, New York, and a Public Hearing by the said Town Board having been duly held at such time and place, and it having been duly resolved and determined, following such hearing, that the petition herein was signed and acknowledged or proved as required by law and otherwise sufficient, that all property and property owners within the proposed extension were benefitted thereby, that all property and property owners benefitted were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further duly resolved that the creation of such extension as proposed be approved, is hereby;

ORDERED, that the Clarkstown Consolidated Water Supply District #1 of the Town of Clarkstown be extended in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town of Clarkstown, described as follows:

(INSERT DESCRIPTION)

DATED April 26, 1972

Anthony D. Anton  
Councilman

William R. Michaels  
Councilman

[Signature]  
Supervisor

Vincent Vignatillo  
Councilman

John Lodi  
Councilman

STATE OF NEW YORK (OF COUNTY OF ROCKLAND)  
TOWN OF CLARKSTOWN )

SS:

I, ANNE E. O'CONNOR, Town Clerk of the said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of an Order of the Clarkstown Cons. Wtr Spply Dist. #1 REINA HILLS with the original now on file in said office, and find same to be a true and correct transcript and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of said Town of Clarkstown this 26th day of April, 1972.

[Signature]  
Town Clerk

SEAL

## SCHEDULE "A"

ALL that certain plot, piece or parcel of land situate, lying and being in the Hamlet of Valley Cottage, Town of Clarkstown, Rockland County, New York, shown and designated on map entitled "Reina Hills" in Valley Cottage, Town of Clarkstown, Rockland County, New York", dated November 9th, 1971,\* made by William A. Yuda, Assoc., filed in the Rockland County Clerk's Office December 20, 1971, in Book 83 of Maps, Page 21, as Map #4225, more particularly bounded and described as follows:

BEGINNING at a point at the southeasterly corner of the subject premises, which point is on the westerly side of Kings Highway, and which point is the northeasterly corner of premises now or formerly of the Town of Clarkstown, and which point is the following two courses and distances from the southeasterly corner of premises now or formerly of H. Chase, starting from the southeasterly corner of H. Chase:

a. South 30 degrees 46 minutes 12 seconds west 196.57 feet; and

b. Thence along the arc of a curve going counter-clockwise, having an arc radius of 1078.19 feet and an arc length of 124.16 feet to the southeast corner of the premises herein described; and running thence (1) north 78 degrees 13 minutes 40 seconds west 1106.13 feet; thence (2) south 20 degrees 53 minutes 20 seconds west 96.00 feet; thence (3) north 82 degrees 36 minutes 40 seconds west 825.50 feet; thence (4) north 69 degrees 25 minutes 40 seconds west 231.33 feet; thence (5) north 29 degrees 49 minutes 10 seconds east 351.36 feet; thence (6) north 74 degrees 13 minutes 40 seconds west 140.00 feet; thence (7) north 15 degrees 46 minutes 20 seconds east 28.72 feet; thence (8) south 85 degrees 47 minutes 40 seconds east 1652.00 feet; thence (9) south 22 degrees 00 minutes 20 seconds west 90.00 feet; thence (10) south 72 degrees 01 minutes 36 seconds east 681.77 feet to a point on the westerly side of Kings Highway; thence (11) along the westerly side of Kings Highway south 30 degrees 46 minutes 12 seconds west 196.57 feet; thence (12) along the arc of a curve going counter-clockwise still along the westerly side of Kings Highway, the arc having a radius of 1078.19 feet, and an arc length of 124.16 feet to the point or place of beginning.

\*last dated December 8, 1971.

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(1972-379 -- continued)

WHEREAS, the Office of the Town Attorney has examined this action and recommends settlement of the same;

NOW THEREFORE, be it

RESOLVED, that pursuant to the appropriate provisions of the laws of the State of New York, the action of Copy-Data Systems of Connecticut, Inc. against the Town of Clarkstown be compromised and settled by the payment of \$450.00 to Copy-Data Systems of Connecticut Inc. by the Town of Clarkstown, upon the receipt of a general release and the entry of an Order settling and compromising this cause of action in the amount above stated, and be it

FURTHER RESOLVED, that the Office of the Town Attorney is authorized to consent to the entry of an Order settling and compromising this cause of action.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-380) Councilman Pizzutello offered the following resolutions:

WHEREAS, the Planning Board of the Town of Clarkstown has heretofore granted average density to:

<u>Subdivision</u>	<u>Date Filed</u>
Forest Brook	12/2/70
Mallentin, Joseph	11/18/71
Sturbridge Park Est	12/9/70
Sandstone Farms II	1/29/71

and

WHEREAS, the purpose for averaging said subdivisions was to secure a right of way and road bed for the proposed "Maple Avenue extension", and

WHEREAS, the subdivision plan for each of the subdivisions has been signed and filed in the County Clerk's Office of the County of Rockland, and

WHEREAS, each of the filed maps contain therein an irrevocable offer of dedication of the proposed "Maple Avenue extension" right of way to the County of Rockland, and

(continued)

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(1972-380 -- continued)

WHEREAS, the people of the Town of Clarkstown are unalterably opposed to the proposed extension of Maple Avenue, and

WHEREAS, the Town Board of the Town of Clarkstown is in full agreement with its citizens, and

WHEREAS, the Town Board of the Town of Clarkstown deems it imperative that the proposed Maple Avenue right of way as it exists in the Town of Clarkstown be conveyed to the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that the Legislature of the County of Rockland convey all of its right, title and interests in the proposed and reserved road bed of the proposed extension of Maple Avenue to the Town of Clarkstown to be used by the town for municipal purposes; and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown be and the same hereby is authorized to accept the deeds conveying such property to the Town of Clarkstown.

Seconded by Councilman D'Antoni.

On roll call the vote was as follows:

AYES: Councilmen D'Antoni, Lodico, Pizzutello, Supervisor Vines  
ABSTENTION: Councilman Niehaus.

Motion carried.

(1972-381) Councilman Pizzutello offered the following resolution:

RESOLVED that the Supervisor be and is hereby authorized to sign an agreement between the Town of Clarkstown and the County of Rockland for Data Processing services.

Seconded by Councilman Niehaus.

All voted Aye.

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(1972-382) Councilman Niehaus 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:

Joseph F. Mutinsky General Contractors, Inc. (Sole Owner)  
66 North Grant Ave.,  
Congers N Y

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 72-36 to Joseph F. Mutinsky

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-383) Councilman D'Antoni offered the following resolution:

WHEREAS, much controversy has arisen over the operation of Ramapo Valley Airport and, in particular, as to the safeness of such operation, and

WHEREAS, the Town Board of the Town of Clarkstown has a duty to provide for the safety and security of the citizens of the Town of Clarkstown, and

WHEREAS, in providing for the safety of the citizens of the Town of Clarkstown and those persons and businesses using the Ramapo Valley Airport, the Town Board of the Town of Clarkstown finds it necessary to set safety standards for the conduct of operating at Ramapo Valley Airport, and

WHEREAS, Supervisor William E. Vines has introduced a local Law entitled "A LOCAL LAW GOVERNING AIRCRAFT OPERATION AND SAFETY AND AIRPORT OPERATION AND SAFETY WITHIN THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that said proposed local law be adopted;

(continued)

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(1972-383 - continued)

**NOW THEREFORE, be it**

**RESOLVED, that a public hearing, pursuant to Sec. 20 of the Municipal Home Rule Law, be had at the Board Room of the Town Hall, 10 Maple Ave., New City N Y on the 26th day of April 1972, at 9:00 PM, 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 official newspaper of the Town of Clarkstown, 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.**

**Seconded by Councilman Pizzutello.**

**All voted Aye.**

(1972-384) Councilman D'Antoni offered the following resolution:

**WHEREAS, the Ramapo Valley Airport has always been a privately owned facility open to public use for the purposes of local air traffic in the Town of Clarkstown, and**

**WHEREAS, Ramapo Valley Airport is an asset to the Town of Clarkstown, and**

**WHEREAS, the Town of Clarkstown is opposed to the Town of Ramapo taking, by purchase, lease, condemnation, or otherwise, this facility from the jurisdiction and control of the Town of Clarkstown, and**

**WHEREAS, no compelling purpose has been established by the Town of Ramapo for the removal of the Ramapo Valley Airport from the Town of Clarkstown, and**

**WHEREAS, the Town of Ramapo proposes to obtain Federal, State, and County funds for the purpose of removing Ramapo Valley Airport from the Town of Clarkstown;**

(continued)

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(1972-384 -- continued)

**NOW THEREFORE, be it**

**RESOLVED** that the Town Board of the Town of Clarkstown is firmly and unalterably opposed to the transfer of Ramapo Valley Airport from the Town of Clarkstown to the Town of Ramapo, and be it

**FURTHER RESOLVED**, that the Town Board of the Town of Clarkstown is firmly and unalterably opposed to the use of any Federal, State or County funds for the purposes of securing the removal of the Ramapo Valley Airport from the Town of Clarkstown and be it

**FURTHER RESOLVED**, that the Federal, State and County governments are requested not to give, lend or otherwise provide any funds to aid the Town of Ramapo in its efforts to acquire Ramapo Valley Airport, and be it

**FURTHER RESOLVED**, that the Town Clerk of the Town of Clarkstown be and she hereby is directed to forthwith forward a copy of this resolution to the Department of Transportation of the United States Government, to the Federal Aviation Administration in Washington, D. C., to Congressman Peter A. Poyser, to Senator Jacob K. Javits, to Senator James L. Buckley, Jr., to the New York State Department of Transportation, to the Metropolitan Transit Authority, to Assemblyman Eugene Levy, to Senator Richard E. Schermerhorn, and to Governor Nelson A. Rockefeller and each member of the Legislature of the County of Rockland.

Seconded by Councilman Lodico.

All voted Aye.

(1972-385) Councilman D'Antoni offered the following resolution:

**WHEREAS**, Rubin Sternagass is engaged in converting summer bungalows into all year round residences on the east side of Route 94, Rockland Lake, New York, designated a Map 138, Block M, Lot 23, in violation of the Zoning Ordinance of the Town of Clarkstown, without a building permit or any authority or approval from the appropriate agencies of town government, and

**WHEREAS**, on the 5th day of November, 1971, a violation notice was served on the said Rubin Sternagass by the Building Inspector of the Town of Clarkstown, and

(continued)

(1972-385 - continued)

WHEREAS, the said Rubin Sterngass or his agents has failed and refused to remedy the conditions set forth in the violation notice, and

WHEREAS, an Information has been filed in the Town Justice Court of the Town of Clarkstown, and

WHEREAS, Rubin Sterngass or his agents is continuing to convert the said premises and to place persons in permanent residence thereon;

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is directed to take all necessary steps, including those court proceedings deemed necessary, to prevent the continued construction and conversion of dwellings on the Sterngass property in the absence of compliance with the laws of the Town of Clarkstown.

Seconded by Councilman Niehaus.

All voted Aye.

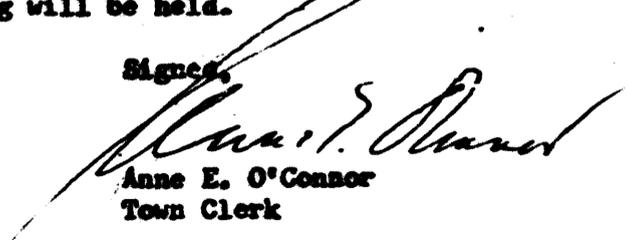
Mr. & Mrs. Endlich, 3 Quaker Rd., New City appeared before the Town Board re drainage. Highway Supt. informed the Town Board that his department has done all work they can do to alleviate problem; PIP, who stated they would lower their pipe have not as yet done so. Town will communicate with PIP re same to expedite matter.

Representative of Farmers' Auto & Equipment Exchange, Mahwah, N.J. (Bidder for Flusher Truck), appeared before the Town Board stating that taking specs into consideration, was low bidder. Town Engineer replied that Mr. Harry Crowe of his department evaluated all the bids, compiled a detailed listing of various items of each bid, and, in his opinion, the bid of Sewer Jet was the best for the town. The Supervisor suggested a meeting with all concerned to go over the whole situation.

A minute of silence was observed by assemblage in memory of children who lost their lives in the school bus tragedy that occurred on March 24th.

On resolution offered by Councilman Niehaus, seconded by Councilman D'Antoni, and unanimously adopted, Town Board meeting was adjourned until Wednesday, April 12th, 1972 at 8:00 PM, at which time scheduled public hearing will be held.

Signed,

  
Anne E. O'Connor  
Town Clerk

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(1972-386) Councilman Lodico offered the following resolution:

WHEREAS, it appears that the Town of Ramapo proposed to acquire lands within the Town of Clarkstown for the municipal purposes of the Town of Ramapo, and

WHEREAS, the acquisition of lands within the Town of Clarkstown for the municipal purposes of the Town of Ramapo is against the best interests, welfare, safety and health of the citizens of the Town of Clarkstown, and

WHEREAS, the Town of Ramapo is attempting to acquire the lands of the Town of Clarkstown under the powers set forth in the Town Law of the State of New York, Sec. 64, subd. 2, and

WHEREAS, it is the sense of the Town Board of the Town of Clarkstown that one municipality should not have the power to obtain the land of another municipality without the consent of that municipality;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby requests the Legislature of the State of New York to amend Sec. 64, subd. 2 of the Town Law of the State of New York by conditioning the right of a municipality to condemn or otherwise acquire lands without its boundaries upon obtaining the consent of a municipality whose land is to be acquired, and be it

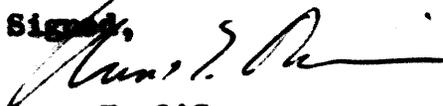
FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown be directed to forward a copy of this resolution to Assemblyman Eugene Levy and State Senator Richard E. Schermerhorn and Assemblyman Lawrence Herbst for introduction before the Legislature of the State of New York.

Seconded by Councilman Niehaus.

All voted Aye.

On resolution offered by Co. Niehaus, seconded by Co. D'Antoni, and unanimously adopted, this was adjourned until Wednesday, 4/12/72 at 8PM, at which time scheduled public hearings will be held.

Signed,



Anne E. O'Connor  
Town Clerk