

## TOWN BOARD MEETING

Town Hall

5/3/72

8:00 PM

Present: Councilmen Neihaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Attorney - Deputy Town Attorney  
Town Clerk

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

(1972-444) Councilman D'Antoni offered the following Proclamation:

**"REALTOR WEEK"****May 21st to May 27th, 1972**

WHEREAS, One of the bulwarks of this nation is the free expression of the principle of private real property ownership, evidenced in New York State and throughout the country by the fact that more than two-thirds of our families own their homes; and

WHEREAS, by their pledge to uphold the Code of Ethics and standards of the National Association of Real Estate Boards, the responsible realtors of Rockland County have advanced this principle; and

WHEREAS, they also have contributed by their expertise to community betterment by encouraging prudent utilization of the land, by advocating programs fostering home ownership, and by their responsiveness to programs directed to improving the environment;

**NOW THEREFORE, be it**

**RESOLVED, that I, William E. Vines, Supervisor of the Town of Clarkstown do hereby proclaim the week of May 21st to May 27th, 1972 as "REALTOR WEEK" in the Town of Clarkstown.**

Seconded by Councilman Pizzutello.

All voted Aye.

Supervisor Vines awarded trophies and plaques to the Coach and members of the Clarkstown Rams.

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(1972-445) Councilman Niehaus offered the following resolution:

RESOLVED, that time for receiving bids for furnishing Arts & Crafts Supplies to the Parks Board & Recreation Department is hereby closed, and be it

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

Seconded by Councilman D'Antoni.

All voted Aye.

The following bids were received:-

NATIONAL HANDICRAFT CO., INC.  
225 Lafayette Street  
New York, New York 10012

Item Numbers

8, 18, 35, 43, 47, 50, 74,  
82, 89, 92, 94, 97.

Total Net Bid \$273.84

TELEDYNE FREDERICK POST  
41 Bancker Street  
Englewood, New Jersey 07631

Item Number

68

Total Net Bid \$69.66

S & S ARTS & CRAFTS  
Colchester, Connecticut

Item Numbers

1 thru 10, 12 thru 16, 18 thru 26, 29 thru  
72, 74 thru 101, 103 thru 113

Total Net Bid \$4,059.41

J. L. HAMMETT CO.  
2393 Vauxhall Road  
Union, New Jersey 07083

Item Numbers

3, 7, 12, 13, 15, 17, 18, 20, 22, 24 thru 29,  
35 thru 37, 40, 43, 45, 51, 52, 54, 55, 58,  
59, 61 thru 87, 89, 92 thru 100, 102, 103,  
105, 106, 108, 110, 111, 112.

Total Net Bid \$2,543.64

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(1972-446) Councilman D'Antoni offered the following resolution:

RESOLVED, that award on bids for furnishing of arts and crafts supplies be reserved.

Seconded by Councilman Lodico.

All voted Aye.

(1972-447) Councilman Pizzutello offered the following resolution:

RESOLVED, that time for receiving bids for Cleaning and Maintenance of office machines be closed, and be it

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

Seconded by Councilman D'Antoni.

All voted Aye.

The following bids were received:

BOUTON'S BUSINESS MACHINES, INC. 95 Route 304, Bardonia, New York.....	\$1,514.00 NET BID
CONSOLIDATED OFFICE EQUIPMENT CORP 76 North Broadway, Nyack, N Y .....	\$1,675.00 NET BID
UNIVERSAL BUSINESS MACHINES, INC. 34 Washington Avenue Westwood N J.....	\$ 795.00 NET BID
ROCKLAND BERGEN OFFICE MACHINE CO. 94 Route 59-A West Nyack, New York .....	\$2,130.00 NET BID
MAR OFFICE MACHINES 230 West Route 59 Manuet N Y .....	\$1,500.00 NET BID

(1972-448) Councilman D'Antoni offered the following resolution:

RESOLVED that decision on award of bid for Cleaning and Maintenance of office machines be reserved.

Seconded by Councilman Lodico.

All voted Aye.

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(1972-449) Councilman Niehaus offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on the 8th day of March 1972, provided for a public hearing on the 12th day of April, 1972 at 8:00 PM to consider an amendment to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW THEREFORE, be it

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

Amend Sec. 3.12, Table of General Bulk Regulations, Column 6, as follows:

NOTE NO. 11 - The required minimum lot frontage as defined in Sec. 1.36 (Defined Words) shall not be less than fifty (50) feet.

Seconded by Supervisor Vines

On roll call the vote was as follows:

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

Motion Carried.

(1972-450) Councilman Niehaus offered the following resolution:

(INSERT RESOLUTION AUTHORIZING 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) (SEE FOLLOWING PAGE.)

Seconded by Councilman D'Antoni.

All voted Aye.

RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED **May 3, 1972**, AUTHORIZING 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.

Recitals

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; and

WHEREAS, such dissolution became effective January 1, 1972;

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 the 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; and

WHEREAS, pursuant to Article 12-C of the Town Law, the Town Board of the Town proposed to proceed with the proposed construction of facilities in an area of the Town in the vicinity of West Clarkstown Road and inclusion of such area in the Master Benefited Sewer Improvement Area of the Town and adopted an order on April 5, 1972, reciting a description of the boundaries of said proposed area, in a manner sufficient to identify the lands included therein as in a deed of conveyance and its proposed inclusion in the Master Benefited Sewerage Improvement Area, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, 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 April 26, 1972, at 8:45 o'clock P.M. (E. S. T.) as the time when, and the Town Hall, 10 Maple Avenue, New City, in the Town, as the place where, the Town Board would meet to consider the proposed construction of facilities in said area and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town in relation thereto, as may be required by Law; and

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

WHEREAS, a public hearing in the matter was duly held by the Town Board on the 26th day of April, 1972, commencing at 8:45 o'clock P.M. (E. S. T.), 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 construction of facilities in said area and the inclusion of such area in the Master Benefited Sewerage Improvement Area; 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 area to be included in the Master Benefited Sewerage Improvement Area hereinabove referred to in the recitals hereof are benefited thereby;

(c) all the property and property owners benefited are included within the limits of said area to be included in the Master Benefited Sewerage Improvement Area; and

(d) it is in the public interest to improve said area to be included in the Master Benefited Sewerage Improvement Area;

Section 2. The construction of facilities in the area to be included in the Master Benefited Sewerage Improvement Area is hereby authorized as hereinabove described and the improvement of facilities be constructed as set forth in the said Order Calling the Public Hearing and the Master Benefited Sewerage Improvement Area, in the Town, situate wholly outside of any incorporated village or city, shall be bounded and 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. 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.

Section 3. The maximum amount proposed to be expended for the construction of the facilities in the area to be included in the Master Benefited Sewerage Improvement Area, is \$382,000, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the Master Benefited Sewerage Improvement Area, including such described area, which the Town Board shall determine to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same for payment of the principal and interest on said serial bonds.

Section 4. The Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of this resolution, to file certified copies thereof, in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application by the Town Board, in duplicate, for permission to provide the construction of facilities in said area to be included in the Master Benefited Sewerage Improvement Area, in the Town, as herein described, pursuant to the provisions of said Town Law, and that such application shall be executed and verified by and in behalf of the Town Board by the Supervisor of the Town.

Section 5. Within ten (10) days after receipt of notification of the approval of the State Comptroller to provide the construction of the facilities in said area to be included in the Master Benefited Sewerage Improvement Area, the Town Clerk of the Town is hereby authorized and directed to record a certified copy of this resolution in the office of the Clerk of Rockland County.

Section 6. This resolution shall take effect immediately.

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

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown, in the County of Rockland, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order with the original thereof filed in my office on the 15<sup>th</sup> day of November, 1972, and that the same is a true and correct copy of the said original of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed

the seal of said Town this 15<sup>th</sup> day of November, 1972.

State of New York  
Rockland County Clerk's Office } ss.

I, AUGUST H. HANSEN, Clerk of said County, hereby certify that I have compared the foregoing copy of Resolution of the Town of Clarkstown authorizing the improvement  
of lateral Sewer Facilities: West Clarkstown Road etc.  
with the original now filed and recorded Nov. 15, 1972  
in said office, and find the same to be a true and correct transcript therefrom and of the whole of such original.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of said County this 15 day of Nov. 1972.

*August H. Hansen*

RESOLUTION SETTING PUBLIC HEARING  
IN REGARD TO PROPOSED AMENDMENTS TO  
LOCAL LAW NO. 8-1967, AS AMENDED,  
ENTITLED "LOCAL LAW REGULATING  
GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN"

WHEREAS, Councilman Lodico, a member of the Town Board of the Town of Clarkstown, has introduced amendments to a local law entitled "LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN", a copy of which is on file in the Office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that amendments to said Local Law No. 8-1967 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 24<sup>th</sup> day of May, 1972, at 8:20 o'clock in the evening, relative to such proposed amendments to Local Law No. 8-1967, and it is

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, 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.

Dated:

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(1972-451) Councilman Pizzutello offered the following resolution:

RESOLVED, that the bid for Food Concessions at Congers Lake and Lake Nanuet is hereby awarded to Warren R. Brandt, 15 Laurel Road, New City, New York, as follows:

Lake Nanuet - 15% of Gross Receipts derived from the operation of the aforesaid license or a minimum annual license fee in the sum of \$100.00, whichever sum may be the greater.

Congers Lake - 15% of the gross receipts derived from the operation of the aforesaid license or a minimum annual license fee in the sum of \$250.00, whichever sum may be the greater.

Seconded by Councilman Lodico.

All voted Aye.

(1972-452) Councilman Pizzutello offered the following resolution:

RESOLVED that the minutes of the Town Board meetings of April 19, 1972 and April 26, 1972 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Lodico.

All voted Aye.

(1972-453) Councilman Pizzutello offered the following resolution:

(INSERT RESOLUTION SETTING PUBLIC HEARING IN REGARD TO PROPOSED AMENDMENTS TO LOCAL LAW NO. 8-1967, AS AMENDED, ENTITLED "LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN ---- 5/24/72 -- 8:20 PM)

Seconded by Councilman D'Antoni.  
SEE PRECEDING PAGE.

All voted Aye.

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(1972-454) Councilman Pizzutello offered the following resolution:

RESOLVED, that the Town Clerk be authorized to advertise for bids for three (3) Cash Registers for use by the Parks Board & Recreation Commission, in conjunction with the administration of the Recreation office, Lake Nanuet and Congers Lake; said bids to be returnable on the 17th day of May 1972 at 8:00 PM. and be it

FURTHER RESOLVED, that specifications can be obtained at the Office of the Supt. of Recreation & Parks, 151 South Main St., New City, N Y.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-455) Councilman Pizzutello offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for one (1) Dump Truck, to be used for park maintenance by the Parks Board.& Recreation Commission; said bids to be returnable on May 17, 1972 at 8:05 PM. and be it

FURTHER RESOLVED, that specifications for Dump Truck can be obtained at the Office of Supt. of Parks & Recreation, 151 South Main St., New City N Y .

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-456) Councilman Niehaus offered the following resolution:

RESOLVED, that the Town Clerk be and is hereby authorized to advertise for bids for the West Clarkstown Road Sewer Interceptor, and be it

FURTHER RESOLVED, that plans and specifications be obtained from the office of Charles R. Velzey Associates, 60 South Main St., New City N Y and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board Meeting of May 24th, 1972 at 7:55 PM.

Seconded by Councilman D'Antoni.

All voted Aye.

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(1972-457) Councilman Niehaus offered the following resolution:

WHEREAS, George H. Toll and Malvern Toll, his wife, residing at 296 Brewery Road, New City N Y have executed an easement for a strip of land approximately 10 feet wide by 42 feet long and are offering it to the Town for Sewer Dist. No. 39C in consideration of the sum of Three Hundred Seventy Five (\$375.) 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, that the Supervisor of the town is hereby authorized to accept said easement on behalf of the town, and

That the Master Benefited Sewer Improvement Area account is authorized to pay the sum of Three Hundred Seventy Five(\$375.) Dollars for said easement.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-458) 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;

WILLIAM F. ROMAINE (Sole Owner)  
319 West Crooked Hill Road  
Pearl River, New York

NOW THEREFORE be it

RESOLVED, that the following Certificate of Registration be issued:

No. 72-37 to William F. Romaine

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-459) 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:

ROY LAMBORN, INC.  
63 Clarkstown Road  
New City, New York

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 72-38 to Roy Lamborn

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-460) Councilman D'Antoni offered the following resolution:

RESOLVED, that the following Hydrant Orders are hereby approved:

#7420, #7512, #7481, #7526, #7216, #7472 and #7460, and  
be it

FURTHER RESOLVED, that said approval take effect upon approval of the Town Engineer and the extension of any Water Districts in which these invoices may be located.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-461) 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 two "NO PARKING BETWEEN SIGNS" on the east side of Main Street New City from the southerly to the northerly property line of the New City Condominiums.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-462) 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 a "STOP" sign at the northwest corner of Christopher Drive at the intersection of Lexington Road, New City.

Seconded by Councilman Pizzutello. All voted Aye.

(1972-463) 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 a sign to read "NO PARKING FROM HERE TO CORNER" on the west side of Little Tor Road twenty-five feet south of Rockwood Terrace, New City.

Seconded by Councilman Pizzutello. All voted Aye.

(1972-464) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Supt. of Highways is hereby authorized to erect a sign to read "NO PARKING-LOADING ZONE 7:00 AM to 8:00 AM, MON. thru FRI.", on the east side of Main Street, New City at a distance of thirty feet from the intersection of Congers Road.

Seconded by Councilman Niehaus. All voted Aye.

(1972-465) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Clerk which contains the name of GERTRUDE MULLANE,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of GERTRUDE MULLANE, 15 Birch Lane, New City N. Y. to the position of Clerk-Assessor's Office at a salary of \$5,830.00 per annum, effective and retroactive to April 24, 1972.

Seconded by Councilman Pizzutello. All voted Aye.

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(1972-466) Councilman Lodico offered the following resolution:

WHEREAS, there is a vacancy in the position of Pump Station Operator in the Sewer Department,

NOW THEREFORE, be it

RESOLVED, that James D. Cottle, 27 Crestwood Drive, New City N Y is hereby appointed provisionally to the position of Pump Station Operator - Sewer Department, at a salary of \$9,600.00 per annum, Grade 21, Third Year, effective May 15, 1972.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-467) Councilman Pizzutello offered the following resolution:

RESOLVED, that Wallace Marshall, 13 North Conger Avenue, Congers N Y is hereby appointed as Groundsman in the Parks Board and Recreation Department, at the annual salary for 1972 of \$6,974.00, effective and retroactive to May 1st, 1972.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-468) Councilman Niehaus offered the following resolution:

WHEREAS, there is a vacancy in the position of Planning Analyst in the Town Planner's Office,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of JOHN W. MC KEENA P. O. Box 253, Ho Ho Kus, New Jersey, to the position of Planning Analyst - Town Planner's Office at a salary of \$12,096.00 per annum; effective May 15, 1972 (Grade 25, Fourth year).

Seconded by Councilman Lodico.

All voted Aye.

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(1972-469) Councilman D'Antoni offered the following resolution:

WHEREAS, Barbara Chase, 57C Gail Drive, Nyack N Y has requested a six month extension of her leave of absence,

NOW THEREFORE, be it

RESOLVED, that Barbara Chase, 57C Gail Drive, Nyack N Y is hereby granted a six month extension of her leave of absence as Senior Field Clerk, Assessor's Office, commencing on May 15, 1972 through November 14, 1972, without compensation.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-470) Councilman Lodico offered the following resolution:

WHEREAS, there is a vacancy in the position of Community Relations Assistant in the Supervisor's office,

NOW THEREFORE, be it

RESOLVED, that Michael Abatemarco, 53 Parker Ave., New City N Y is hereby appointed to the position of Community Relations Assistant - Supervisor's Office, at the annual salary for 1972 of \$9,158.00 effective May 15, 1972.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-471) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION SETTING PUBLIC HEARING FOR 5/24/72 -- 8:25 PM WITH REGARD TO CORRECTION TO THE OFFICIAL MAP OF THE TOWN OF CLARKSTOWN)

Seconded by Councilman Niehaus.

All voted Aye.

SEE FOLLOWING PAGE FOR ABOVE RESOLUTION #471.

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(1972-472) Councilman Pizzutello offered the following resolution:

RESOLVED, that the sum of \$10,000.00 be transferred from CURRENT SURPLUS-GENERAL to the Town Hall Construction Account for the purpose of paying bills received for the addition to the Town Hall, and be it

FURTHER RESOLVED, that the Town Comptroller be and is hereby authorized to transfer the sum of \$10,000.00 back to the Current Surplus-General upon the sale of Serial Bonds covering the construction of the addition to the Town Hall.

Seconded by Councilman Lodico.

All voted Aye.

(1972-473) Councilman Pizzutello offered the following resolution:

RESOLVED, that the sum of \$1,000.00 be transferred from CURRENT SURPLUS-GENERAL to the Town Hall Account as follows:

- a. \$500.00 for the purchase of ten Dog Runs from Bihari Kennels, Smith Road, Manuet, New York.
- b. \$500.00 for the erection of Dog Shelters, paving, and miscellaneous expenses for the erection of a Dog Shelter,

and be it

FURTHER RESOLVED, that John Bradley, Building Superintendent be and is hereby authorized to expend said appropriation in accordance with this resolution.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-474) Councilman Niehaus offered the following resolution:

RESOLVED, based upon the recommendation of the Town Attorney, that the Town Board, pursuant to Sec. 6.54 of the Zoning Ordinance, hereby grants to Spring Valley Racquet Club, two curb cuts from an ES District to a Secondary Road (Old Nyack Turnpike), and be it

FURTHER RESOLVED, that said curb cuts also have the approval of the Clarkstown Planning Board and the Town Planner.

Seconded by Councilman Pizzutello.

All voted Aye.

RESOLUTION #471 ADOPTED TOWN BOARD MEETING 5/3/72

**RESOLUTION SETTING PUBLIC HEARING  
WITH REGARD TO CORRECTION TO THE  
OFFICIAL MAP OF THE TOWN OF CLARKSTOWN**

WHEREAS, alleged errors in certain zone lines, as shown on the Town of Clarkstown Official Zoning Map, concerning the below referenced properties, have been brought to the attention of the Town Board, and

WHEREAS, by zone change granted by the Town Board on December 28, 1964, the Town Board zoned the below referenced properties from RA-1 and R-22 District to an R-2 District, and

WHEREAS, a map delineating said properties was approved by the Town Board, which said map encompassed the same description as shown on the Tax Map hereinafter referred to, and

WHEREAS, the Town Board considers it in the best interest of the Town to correct said map, if such errors exist;

NOW THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Section 264 of the Town Law, be held at the Clarkstown Town Hall, 10 Maple Avenue, New City, Rockland County, New York, in the Board Room, on the 24<sup>th</sup> day of May 1972, at 8:25 P.M., to consider a zone change correction to the zoning map of the Town of Clarkstown to conform with the Clarkstown Tax Map for property located in Central Nyack, more particularly described as follows:

Tax Map 135, Block D, Lot 14.02; that portion indicated as R-22 District changed to RG-2 District; and

That the zone line, which was shown on the previous Official Zoning Map for the Town of Clarkstown and designated on the 1964 Tax Map, be amended to conform with the boundary of the present Tax Map. No. 135, Block D, Lot 25, and more particularly the most easterly boundary line thereof, making all of said property into an RG-2 District,

and be it

continued

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the Journal News, the official newspaper of the Town, as aforesaid, and file proof thereof in the office of said Clerk.

Dated: May 3, 1972

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(1972-475) Councilman Niehaus offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of one pickup truck for the Sewer Department, specifications for same to be obtained from the Supervisor's Office, 10 Maple Avenue, New City, New York, and be it

FURTHER RESOLVED, that said bids be returnable on 5/24/72 -- 8:27 PM.

Seconded by Councilman Lodico.

All voted Aye.

(1972-476) Councilman Pizzutello offered the following resolution:

RESOLVED, that based upon the recommendation of the Clarkstown Planning Board that the Supt. of Highways be and is hereby authorized to erect a sign to read "EAST PHILLIPS HILL ROAD" on that portion which will intersect with New City-Congers Road, and be it

FURTHER RESOLVED, that the Supt. of Highways be authorized to erect a sign to read "WEST PHILLIPS HILL ROAD" on that portion of West Main Street to New Hempstead Road, and be it

FURTHER RESOLVED, that the Town Clerk send copies of this resolution to the Clarkstown Planning Board, Town Planner, New City Post Office, Rockland County Planning Board, Rockland County Highway Department, New City Fire Department, Clarkstown Police Department, New City Ambulance Corps and the Rockland County Legislature.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-477) Councilman D'Antoni offered the following resolution:

RESOLVED that the application of J. Knutsen & Co., Inc. for a change of zone from an R40 Dist. to an R22 Dist. on property located on Brewery Road, New City N Y be referred to the Town Planning Board for report pursuant to the provisions of Se s. 8.41, 8.42 and 8.421 of the Zoning Ordinance of the Town of Clarkstown.

Seconded by Councilman Niehaus.

All voted Aye.

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(1972-478) Councilman Niehaus offered the following resolution:

RESOLVED, that the application of J. H. DEW, INC. for a change of zoning from an R40 Dist. to an R22 Dist. on property located on Brewery Road, New City N Y be referred to the Town Planning Board for report pursuant to the provisions of Secs. 8.41, 8.42 and 8.421 of the Zoning Ordinance of the Town of Clarkstown.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-479) Councilman D'Antoni offered the following resolution:

RESOLVED, that the application of SHELL OIL CO. for a Special Permit for the erection of a gasoline filling station pursuant to requirements of Sections 4.31(g) and 8.333 of the Zoning Ordinance of the Town of Clarkstown for property in an M District located on the westerly side of Pascack Road in Nanuet, N Y be referred to the Clarkstown Planning Board for report and also to the Rockland County Planning Board pursuant to Sections 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-480) Councilman D'Antoni offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer, deed from:

ROBERT A. RIES to the TOWN OF CLARKSTOWN, dated 12/30/71 conveying a road widening strip along a portion of the southerly side of Third Street to the Town of Clarkstown, as shown on Subdivision Plat of Robert A. Ries dated March 19, 1970, final revision August 26, 1970, by Jack D. Boswell & Associates, New City, New York and filed in the Office of the Rockland County Clerk November 20, 1970 in Map Book 81, page 8, as Map No. 4075, is hereby accepted by the Town of Clarkstown and ordered filed in the Rockland County Clerk's Office.

Seconded by Councilman Pizzutello.

All voted Aye.

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(1972-481) Councilman D'Antoni offered the following resolution:

WHEREAS, Councilman D'Antoni, a member of the Town Board of the Town of Clarkstown has introduced amendments to a local law 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)" as follows:

Amend Sec. 9, Subd. 4B entitled "Procedure" as follows:

- B. Within the time specified on the summons, a person may appear personally, or by designated person, or by written power of attorney, in such form as prescribed by the Traffic Violations Bureau, before the Traffic Violations Bureau to answer the violation alleged. Said violation may be satisfied by payment of the prescribed fine and a writing waiving a court hearing. Fulfillment of said conditions shall presumptively be considered a plea of guilty, which plea the Bureau Director shall be authorized to enter. A defense of prior theft of a motor vehicle interposed to a non-moving violation by the owner thereof shall be established to and accepted by the Traffic Violations Bureau by the mailing, by the vehicle owner or his agent, by certified mail, return receipt, of a certified record of the report made of said theft of the motor vehicle to any police department, to the attention of said Traffic Violations Bureau.

Amend Sec. 11 entitled "Parking", Subd. 2, as follows:

2. All Night Parking

All night parking on any of the streets, roads and highways of the town is prohibited during the period from November 15 to April 1. All night parking is hereby defined as continuous parking between 12:00 midnight and 6:00 AM.

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Amend Sec. 14, entitled "Violations and Penalties" by inserting new paragraph 4 as follows:

4. Notwithstanding any other provision of this local law, any violation hereof which constitutes a misdemeanor under the Vehicle and Traffic Law shall be punished in the manner as provided by the Vehicle and Traffic Law of the State of New York.

and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that amendments to Local Law No. 9-1971 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 14th day of June, 1972 at 8:00 PM relative to such proposed amendments to Local Law No. 9-1971, 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.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-482) Councilman Pizzutello offered the following resolution:

RESOLVED that the Supervisor be and is hereby authorized to execute a Highway Work Permit Application for Non-Utility work with the New York State Department of Transportation for a period of one month commencing on May 8, 1972 through June 9, 1972.

Seconded by Councilman Niehaus.

All voted Aye.

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(1972-483) Councilman D'Antoni offered the following resolution:

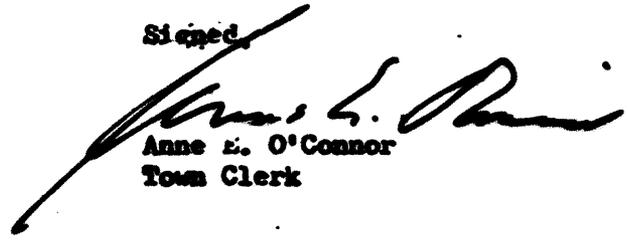
RESOLVED, that the Superintendent of Highways is hereby authorized to erect signs on George Street, Flitt Street and Scales Street in Manuet, said signs to read "TRUCKS OVER FOUR (4) TONS EXCLUDED".

Seconded by Councilman Niehaus.

All voted Aye.

On resolution offered by Councilman Niehaus, seconded by Councilman D'Antoni and unanimously adopted, Town Board meeting was adjourned until Wednesday, May 10<sup>th</sup>, 1972 at 8:00 PM, at which time scheduled public hearings will be held at the Town Hall Board Meeting Room.

Signed,



Anne E. O'Connor  
Town Clerk