

TOWN BOARD MEETING

Town Hall

11/15/72

8:00 PM

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

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

(1972-939) Councilman Niehaus offered the following resolution:

RESOLVED, that time for receiving bids for Master Benefited Sewerage Improvement Area - Strawberry Hill and Beatrice Lane Areas - be closed, and be it

FURTHER RESOLVED, that any and all bids received be opened.

Seconded by Councilman D'Antoni.

All voted Aye.

The following Bids were received:

MARVEC ALL STATE INC. 251½ Grove Avenue, Verona, New Jersey.....	\$139,230.59
A. GESTONE Glen Ridge, New Jersey.....	\$167,894.45
EDW. J. HUEGEL Pearl River, New York.....	\$129,615.88
BECKERLE-BROWN Pearl River, New York.....	\$175,185.00

(1972-940) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision on award of bid for Strawberry Hill and Beatrice Lane Sewerage Improvement Area be reserved.

Seconded by Councilman Niehaus.

All voted Aye.

All bids given to Mr. George Suttie, Consulting Engineer.

(1972-941) Councilman Lodico offered the following resolution:

WHEREAS, bids were received by the Town of Clarkstown on June 7, 1972 for construction of the West Clarkstown Road Area Sewers in the Town of Clarkstown Master Benefited Sewerage Improvement Area, and

WHEREAS, all of the said bids were reviewed by the Consulting Engineer and the Deputy Town Attorney in charge of sewers and special improvement districts, and a written report having been made by the said Consulting Engineer recommending that the contract be awarded to A. Costone Company, the low bidder, in the amount of \$213,483.98, and

WHEREAS, due to a delay in approval by the New York State Department of Audit & Control and an increase in the State mandated wages to be paid under this contract, the Town of Clarkstown agrees to pay an increase of 9 1/3 per cent above the bid amount to allow for these conditions, making the total contract price based on unit prices \$233,402.04, which amount still represents the lowest bid for said project;

NOW THEREFORE, be it

RESOLVED, that the bid for construction of the West Clarkstown Road Area Sewers in the Clarkstown Master Benefited Sewerage Improvement Area be awarded to A. Costone Company for the amount of \$233,402.04 and the Town is hereby authorized to enter into a contract for the performance of the work in accordance with the project plans and specifications.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-942) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 6th day of September 1972 provided for a public hearing on the 27th day of September 1972 at 8:50 PM to consider an amendment to Chapter 36A of the Code of the Town of Clarkstown entitled "STREET OPENINGS, EXCAVATIONS AND PAVEMENT CUTS", and

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

NOW THEREFORE, be it

(continued)

(1972-942 - continued)

RESOLVED, that Chapter 36A of the Code of the Town of Clarkstown entitled "STREET OPENINGS, EXCAVATIONS AND PAVEMENT CUTS" be and it hereby is amended as follows:

Sec. 36A-3.A. Application in writing shall be filed in triplicate with the Supt. of Highways upon application blanks which he shall provide, or in such other manner as he shall prescribe, which application shall be accompanied by a plan or map showing in detail the location of the proposed opening of the highway or highways therein identified, the dimensions of the breadth or width, length and depth of such opening, and contain a short statement of the purpose for which the street is to be opened, and the name or names of the owners for whom the work is to be done and the name or names of the contractors who are to perform the work for which the street is opened, accompanied by the fee hereinafter provided to be paid to the Town of Clarkstown. The Superintendent of Highways shall file a copy with the Town Clerk and Town Engineer, together with a written report of action taken by the Supt. of Highways.

B. All applicants shall furnish a cash bond in an amount to be determined by the Town Engineer and shall be based upon the estimated cost of repairing the damage, and which sum is to be deposited with the Comptroller of the Town of Clarkstown to assure that after completing the excavation, the street, road, highway or sidewalk, pavement, curb or gutter in the same condition as it was prior to the excavation; said cash bond to be returned to the applicant, upon approval of the Town Engineer, one year after the expiration date of the permit.

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

Sec. 36A-4. Permit Fee.

The Permit Fee of fifty dollars (\$50) shall accompany each application submitted in accordance with this ordinance; said fee to be non-refundable.

Seconded by Councilman Lodico.

All voted Aye.

(1972-943) Councilman D'Antoni offered the following resolution:

WHEREAS, by resolution of the Town Board of the Town of Clarkstown dated the 9th day of December 1970, a Special Permit for the erection of a gasoline filling station to be located on the south-westerly corner of the intersection of Route 59 and Rose Road in the Hamlet of Nanuet, Town of Clarkstown, New York, was granted to 59-304 Realty Co., and

WHEREAS, said 59-304 Realty Co. requested the Town Board, prior to the expiration of said permit, to extend the time for the special permit for a period of one year commencing on December 9, 1971 to December 9, 1972; and

WHEREAS, a public hearing was had on the 23rd day of February 1972,

NOW THEREFORE, be it

RESOLVED, that the application of 59-304 Realty Co. for extension of its Special Permit from December 9, 1971 to and including December 9th, 1972, be and the same is hereby granted.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-944) Councilman D'Antoni offered the following resolution:

WHEREAS, a proposed local law entitled "AMENDMENT TO LOCAL LAW NO. 3-1968 ENTITLED 'LOCAL LAW ESTABLISHING A TRAFFIC ADVISORY BOARD WITHIN THE TOWN OF CLARKSTOWN'" to be known as LOCAL LAW ESTABLISHING A TRAFFIC AND TRAFFIC FIRE SAFETY ADVISORY BOARD WITHIN THE TOWN OF CLARKSTOWN was introduced by Councilman D'Antoni at a Town Board meeting held February 2, 1972, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 2nd day of February 1972, directed that a public hearing be held on the 23rd day of February 1972 at 8:00 PM, to consider the adoption of the said local law, and

WHEREAS, a notice of said public hearing was duly prepared and published in the Journal News on February 9, 1972, and posted on the sign board of the Town of Clarkstown on the 9th day of February 1972, and

WHEREAS, copies of the proposed local law were mailed to the members of the Town Board on the 7th day of February 1972, and

WHEREAS, a public hearing was held by the Town Board on the 23rd day of February 1972 at 8:00 PM;

NOW THEREFORE, be it

(continued)

(1972-944 - continued)

RESOLVED, that Local Law No. 10-1972 entitled "AMENDMENT TO LOCAL LAW NO. 3-1968 ENTITLED 'LOCAL LAW ESTABLISHING A TRAFFIC ADVISORY BOARD WITHIN THE TOWN OF CLARKSTOWN'" to be known as LOCAL LAW ESTABLISHING A TRAFFIC AND TRAFFIC FIRE SAFETY ADVISORY BOARD WITHIN THE TOWN OF CLARKSTOWN is hereby ADOPTED and passed by an affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown, the vote for adoption of said local law being as follows:

Hon. William E. Vines, Supervisor.....AYE
Councilman William R. Niehaus.....AYE
Councilman Anthony D'Antoni.....AYE
Councilman John Lodico.....AYE
Councilman Vincent Pizzutello.....AYE

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

Seconded by Councilman Niehaus.

All voted Aye.

(1972-945) Councilman Niehaus offered the following resolution:

(INSERT RESOLUTION AMENDING SECS. 3.11 and 3.12 - LIO & PO DISTRICTS - RE TENNIS AND HEALTH CLUBS)

Seconded by Councilman D'Antoni.

On roll call the vote was as follows:

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

MOTION CARRIED.

(1972-946) Councilman Niehaus offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on 7/26/72 provided for a public hearing on 9/27/72 at 8:15 PM to consider a correction to the Zoning Map of the Town of Clarkstown to conform with the Clarkstown Tax Map for certain property located in Central Nyack, New York, and

(continued)

(1972-946 - continued)

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

NOW THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the said Zoning Map of the Town of Clarkstown be and it hereby is amended as follows:

Map 135 - Block D, Lot 16.01 be changed from an R3-2 District to an R-22 District.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-947) Councilman Pizzutello offered the following resolutions:

RESOLVED, that the minutes of the Town Board Meeting of November 1, 1972 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Niehaus.

All voted Aye.

Town Board signed ORDER setting date of public hearing re Proposed extension of Water Supply District to include FAIRHAVEN ESTATES---
12/13/72 -- 8:06 PM (INSERT ORDER)

BEFORE THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, ROCKLAND COUNTY NEW YORK

ORDER

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

EXTENDING DISTRICT

the Town of Clarkstown, Rockland County, New York

A petition in this matter for the extension of the Clarkstown Consolidated Water Supply District #1 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 15th day of November, 1972, for the hearing of all persons interested in the matter on the 13th day of December, 1972 at 8:06 P.M. DST 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 resolved that the creation of such extension as proposed be approved, it 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 December 13, 1972

Anthony D. Anton Councilman

William L. Michaels Councilman

Supervisor

Councilman

John Lodico Jr. Councilman

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

SS:

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 for Clarkstown Conso. Wtr Spply Dist. #1 FAIRHAVEN 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 13th day of December, 1972.

Town Clerk



FAIR HAVEN

All that certain plot, piece or parcel of land, situate, lying and being in the Town of Clarkstown, County of Rockland and State of New York being a subdivision known as Fair Haven and more particularly bounded and described as follows:

BEGINNING at the point of intersection between the easterly right-of-way line of Zukor Road and the northerly right-of-way line of Route 304 (N.Y.S. Highway No. 9005): thence,

1. N5°-21'-53"E, 278.38 feet along the easterly right-of-way line of Zukor Road; thence,
2. S84°-38'-07"E, 530.66 feet; thence,
3. N5°-21'-53"E, 328.50 feet; thence,
4. N84°-38'-07"W, 529.46 feet; thence,
5. N5°-52'-26"E, 291.36 feet along the easterly right-of-way line of Zukor Road; thence,
6. N6°-54'-08"E, 487.04 feet along the easterly right-of-way line of Zukor Road; thence,
7. On a curve to the left having a radius of 135.18 feet for a length of 72.05 feet along the easterly right-of-way line of Zukor Road; thence,
8. S85°-58'-12"E, 1,204.67 feet to a concrete monument; thence,
9. S0°-24'-56"E, 170.97 feet to a concrete monument; thence,
10. N86°-15'-28"W, 41.59 feet along a stone wall; thence,
11. S1°-13'-42"W, 1,291.80 feet along a stone wall; thence,
12. N85°-42'-35"W, 164.16 feet along the northerly right-of-way line of Route 304; thence,
13. N86°-27'-35"W, 374.02 feet along the northerly right-of-way line of Route 304; thence,
14. N86°-13'-05"W, 365.55 feet along the northerly right-of-way line of Route 304; thence,
15. N84°-15'-05"W, 369.75 feet along the northerly right-of-way line of Route 304 back to the point or place of **BEGINNING**.

(1972-948) Councilman Pizzutello offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc. is hereby authorized to install the following:

1 - 7900 lumen mercury vapor street lights on Twin Elm Lane, between Irion and Capral Lanes at annual cost to town of \$54.60

4 - 7900 lumen mercury vapor street lights in New City and West Nyack area at annual cost to town of \$218.40

2 - 22,500 lumen mercury vapor flood lights in Congers Lake Park at annual cost to town of \$194.40.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-949) Councilman Niehaus offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that the Spring Valley Water Company is hereby authorized to install the following hydrants:

1 hydrant on the north side of Valley Drive, near Lawrence, to be moved east to line between Lots 2 and 3 (approximately 140 feet east of the center line of Lawrence).

Additional hydrant to be installed on Lawrence Street, between Lots 19 and 20. (Inves. #7572 as amended by T/E)

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-950) Councilman Niehaus offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that the Spring Valley Water Co., Inc. is hereby authorized to install three (3) hydrants on the west side of West Clarkstown Road, New City in vicinity of Bender Road. (Inves. #7557)

Seconded by Councilman Lodico.

All voted Aye.

(1972-951) Councilman Niehaus offered the following resolution:

RESOLVED that the application of ISAAC CESLA for a change of zoning from an RS & PO Dist. to an RG-2 Dist. on property located on the northerly side of Route 59 and easterly side of Hutton Avenue, Nanuet 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 and to the Rockland County Planning Board pursuant to Secs. 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-952) Councilman Niehaus offered the following resolution:

WHEREAS, by Resolution No. 888 of October 18, 1972, the Town Board granted permission to JAMES FAVA for an additional limited exit for his use of the property located on the corner of College Avenue and First Street, Nanuet, New York, Map 32 Block 1A, Lot 6, and

WHEREAS, it has become necessary to specify the means of control of such exit;

NOW THEREFORE, be it

RESOLVED, that the aforesaid exit on to College Avenue, Nanuet, New York for the Mercantile Building located at Map 32, Lot 6, Block 1A shall at all times be closed by a chain properly marked with streamers and other devices so as to constitute a visible barrier, both day and night, and said chain to be readily removable; said exit to be restricted in use to deliveries and emergency vehicles only.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-953) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires to enter into an agreement with Sentry Automatic Fire Alarm Co., Inc. for servicing of the Fire Alarm System installed at the Town Hall Annex;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to execute an agreement with Sentry Automatic Fire Alarm Co., Inc. for servicing of the Fire Alarm System located at the Town Hall Annex at the annual rate of One Hundred Forty (\$140.00) Dollars.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-954) Councilman Fizzutello offered the following resolution:

WHEREAS, as a result of the last election, political posters have been affixed to telephone poles and property on State, County and Town Right of Ways, and

WHEREAS, the Town Board is desirous of having all political posters removed from the aforementioned properties at the conclusion of political campaigning, and

WHEREAS, the Town Board is desirous of promoting the ecological well-being and the esthetic beauty of our Town,

NOW THEREFORE, be it

RESOLVED, that the Town Board in an effort to remove all political posters on telephone poles and right of ways, does hereby initiate a contest to be sponsored by the Town of Clarkstown for the removal of said political posters, and be it

FURTHER RESOLVED, that the Clarkstown Parks Board & Recreation Commission be and is hereby charged with the responsibility of conducting and administering said contest, and be it

FURTHER RESOLVED, that the Town Board hereby requests cooperation of the news media in promoting the contest to be held.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-955) Councilman Niehaus offered the following resolution:

WHEREAS, John Knutson has made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Siskleton Green, West Nyack, and

WHEREAS, the Planning Board of the Town of Clarkstown recommends the approval of the use of Town Law 281 in connection with this subdivision, and

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law 281 is used in this subdivision for the reasons that:

In addition to generally better design, the benefits derived are improved handling of drainage, improved conservation, Town ownership of certain drainage and conservation lands which also act as desirable "buffer" areas, safer circulation (avoidance

(1972-955 - continued)

... (of excess lots on a dead end street) and better harmonization of lot sizes with existing abutting properties.

NOW THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Sec. 281 in connection with this subdivision, provided that the following conditions are met and agreed to by the subdivider:

1. A lot yield of fifty-four rather than fifty-eight be provided for.
2. That there be no access to Sickletown Road.
3. Drainage and Conservation easements provided in certain areas within lots.
4. Other Drainage and Conservation easements dedicated to the Town of Clarkstown only upon approval of the Town Engineer.
5. Access for construction purposes shall be exclusively through the fifty foot wide street joining with Towline Road.
6. That the proposed street off Elrod Drive shall cul-de-sac at a distance of not more than one hundred and forty-five (145) feet east of Marcus Road.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-956) Councilman Pizutello offered the following resolution:

RESOLVED, that the sum of \$35,000.00 be and is hereby transferred from the Sewer Districts Tax Fund to General Account-Estimated Revenues.

Seconded by Councilman Lodico.

All voted Aye.

(1912-957) Councilman Lodico offered the following resolution:

RESOLVED, that the resignation of Lois Ann Bauer, 9 Kings Highway, Congers, New York as Crossing Guard - Police Department, is hereby accepted with regret, effective and retroactive to 11/13/72.

Seconded by Councilman Niehaus.

All voted Aye.

(1972-958) Councilman Pizzutello offered the following resolution:

RESOLVED, that Kathleen Mary Fonzo, 177 South Harrison Avenue, Congers N Y is hereby appointed to the position of Crossing Guard - Police Department, at a salary of \$9.00 per day, effective and retroactive to November 6, 1972.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-959) Councilman D'Antoni offered the following resolution:

RESOLVED, that Helen M. Longing, 47 Twin Elm Lane, New City New York, is hereby appointed to the position of Crossing Guard - Police Department, at a salary of \$7.00 per day, effective November 16, 1972, to be assigned to the intersection of Jean Lane and Germonds Road.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-960) Councilman Lodico offered the following resolution:

RESOLVED, that the resignation of Dr. Donald A. Winikoff as Chairman of the Clarkstown Narcotics Council is hereby accepted with regret, effective immediately.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-961) Councilman Lodico offered the following resolution:

WHEREAS, Dr. Donald A. Winikoff has submitted his resignation as Chairman of the Clarkstown Narcotics Council,

NOW THEREFORE, be it resolved that Reverend Edmund Netter is hereby appointed to serve as Chairman of the Clarkstown Narcotics Council to fill the unexpired term of Dr. Winikoff, said appointment to take effect immediately.

Seconded by Councilman Pizzutello.

All voted Aye.

Proposed resolution re 1973 Budget (adoption) -- deferred.

Proposed resolutions authorizing issuance of Building Permits pursuant to provisions of Sec. 280a of Town Law to Harry Salowsky -- deferred. (Town Clerk instructed to notify Building Inspector of Town Board's action).

(1972-962) Councilman Pizzutello offered the following resolution:

RESOLVED, that the application of JOHN A. STEFAN, Trustee, for a Special Permit for the erection of a gasoline filling station pursuant to requirements of Secs. 4.31(g) and 8.333 of the Zoning Ordinance of the Town of Clarkstown for property in an RS District located on the southerly side of Route 59 and easterly side of Middletown Road, 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-a of the General Municipal Law.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-963) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Superintendent of Highways be and is hereby authorized to construct a sidewalk on the east side of Main St., Nanuet N Y up to and abutting the railroad tracks, and be it

FURTHER RESOLVED, that the cost of said installation not exceed \$400.00, and be it

FURTHER RESOLVED, that a copy of this resolution be sent to Mrs. D. Aurrichip, Normandy Village - 17, Nanuet, New York.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-964) Councilman Niehaus offered the following resolution:

WHEREAS, George W. Tiedemann and Lucy Tiedemann, his wife, residing at 76 Strawtown Road, West Nyack N Y have executed an easement for a strip of land approximately 15 feet wide by 98 feet long and are offering it to the Town for Sewer District No. 16 in consideration of the sum of Four Hundred Fifty (\$450) 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, Deputy Town Attorney, 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 of Clarkstown is hereby authorized to accept said easement on behalf of the town, and that the Master Benefited Sewerage Improvement Area account is hereby authorized to pay the sum of Four Hundred Fifty (\$450) Dollars for said easement.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-965) Councilman Niehaus offered the following resolution:

WHEREAS, Paul Bailey and Danice Bailey, his wife, residing at 51-42 30th Avenue, Woodside, L.I., N Y have executed an easement for a strip of land approximately 10 feet wide by 100 feet long and are offering it to the town for Sewer District No. 39-A in consideration of the sum of Three Hundred Seventy (\$370) 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, Deputy Town Attorney 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 of Clarkstown is hereby authorized to accept said easement on behalf of the town, and that the Master Benefited Sewerage Improvement Area account is hereby authorized to pay the sum of Three Hundred Seventy (\$370) Dollars for said easement.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-966) Councilman Niehaus offered the following resolution:

RESOLVED, that the application of CENTENNIAL ESTATES, INC. for a change of zoning from An R-22 district to an R-15 District, on property located to the north of Kings Highway, New City, New York 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 and to the Rockland County Planning Board pursuant to Secs. 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-967) Councilman Pizzutello offered the following resolution:

RESOLVED, that the application of J. KNUTSEN & CO., INC. for a change of zoning from an IO & R-22 district to an R-22 District on property located a portion of which fronts on Kings Highway in Valley Cottage, 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 and to the Rockland County Planning Board, pursuant to Secs. 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman Niehaus.

All voted Aye.

Town Clerk filed duplicate copy of Orders of the State Comptroller granting the applications of the Town Board of the Town of Clarkstown for permission to provide sewer improvements in the town at a maximum cost of \$382,000.00;

(1972-968) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION DEDICATING 325 l.f. of Aura Drive (Vista Road); 500 l.f. of Panoramic Drive; and 1065 l.f. of Edgem Road - PANORAMIC ESTATES) See following page.

Seconded by Councilman Pizzutello.

All voted Aye.

028196

**RESOLUTION REGARDING ROADS ACCEPTED
INTO THE TOWN OF CLARKSTOWN HIGHWAY
SYSTEM**

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

PHILLIPS HILL CORP. dated September 28, 1971

conveying roads and other improvements to the town of Clarkstown in a subdivision as shown on Final Plat of Panoramic Estates as filed in the Rockland County Clerk's office as Map 3698, Book 75, Page 11 as modified by a Plat entitled Amended Easement Map, Panoramic Estates as filed in the Rockland County Clerk's office as Map 3985, Book 79, page 62.
as follows:

Aura Drive (Vista Road)	325	linear	ft.
Panoramic Drive	500	"	"
Edsam Road	1,065	"	"

is (are) hereby accepted by the Town of Clarkstown and ordered filed in the Rockland County Clerk's Office; and be it

FURTHER RESOLVED, that Performance Bond Nos. 904049 and 904050 dated the 24th day of July, 1971, E-BIRD, INC. & CEANCE, INC., as Principal and ALLAN RATTNER & CLARENCE AULL, as Co-Principals, and REPUBLIC INSURANCE COMPANY, as Surety, for the benefit of the Town of Clarkstown, are hereby released, and be it

FURTHER RESOLVED, that Maintenance Bond Nos. 907250 & 907251 dated the 9th day of August, 1971, E. BIRD, INC. & CEANCE, INC., as Principal and ALLAN RATTNER & CLARENCE AULL, Co-Principals, and REPUBLIC INSURANCE COMPANY, as Surety, are hereby accepted.

Dated: November 15, 1972

(1972-969) Councilman Lodico offered the following resolution:

WHEREAS, the Palisades Interstate Park Commission is the owner of certain lands located within the Town of Clarkstown; and

WHEREAS, parts of Church Road and Burda Lane are located upon such lands, and

WHEREAS, Church Road and Burda Lane are used as public highways for the benefit of the residents of the Town of Clarkstown and others, and

WHEREAS, the Town of Clarkstown has been granted an easement by the Commission to use Burda Lane as a public highway, and

WHEREAS, the Town of Clarkstown has previously installed an eight inch asbestos cement sanitary sewer line at a minimum depth of eight feet in Church Road and Burda Lane, and

WHEREAS, the Town and the Commission wish to formalize the rights and the duties of each of the parties in regard to the operation, maintenance and repair of the installed sanitary sewer lines;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the foregoing easement more particularly described in said easement agreement, copy of which is hereto annexed and made a part hereof, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to execute said easement agreement on behalf of the Town of Clarkstown and that the Town Clerk is hereby directed to record said easement agreement in the Rockland County Clerk's Office.

Seconded by Councilman Pizzutello.

All voted Aye.

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

Republic Insurance Company Maintenance Bond #907250
(Supersedes Bond #904049 (Acknowledgements)
E. BIRD, INC. & GEANCK INC., Principals (Battner & Aull, Co-Princ.)
Amount: \$4,150.00
Covers: Roads
Period Covered: One (1) year

(Maintenance Bonds signed, approving as to form and sufficiency - cont):

REPUBLIC INSURANCE CO. MAINTENANCE BOND #907251 (w/Rider)
(Supersedes #904050)
E. BIRD INC. & CEANCE, INC, Principals (Battner & Aull, Co-Princ.)
Amount: \$145.00 (RIDER SIGNED CHANGING AMOUNT TO \$1450.00)
Covers: Sewers
Period Covered: One (1) year.

AMERICAN EMPIRE INSURANCE CO. MAINTENANCE BOND #745643 (Same # as Road Bond
Torsoe Brothers Construction Corp., Suffern N Y, Principal
Amount: \$1438.00
Covers: Sanitary Sewers
Period Covered: One (1) Year

AMERICAN EMPIRE INSURANCE CO. MAINTENANCE BOND #745643 (Same # as Sewer Bond
Torsoe Brothers Construction Corp., Suffern N Y, Principal
Amount: \$7869.40
Covers: Roads
Period Covered: One (1) Year

(1972-970) Councilman D'Antoni offered the following resolution:

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

Torsoe Brothers Construction Corp. dated October 4, 1971

conveying roads and other improvements to the Town of Clarkstown in a
subdivision as shown on Final Plat of Woodbrook West, Town of Clarkstown,
Rockland County, N Y, filed in the Rockland County Clerk's Office
May 10, 1971 in Book 81 of Maps, page 73, as Map. No. 4138 as follows:

Strathmore Drive
Baylor Road
Templar Court
Arrow Lane

are hereby accepted by the Town of Clarkstown and ordered filed in the
Rockland County Clerk's Office; and be it

(continued)

(1972-970 - continued)

FURTHER RESOLVED, that Maint. Bond Nos. 745643 dated 10/20/72, Torsoe Brothers Construction Corp, Principal and American Empire Insurance Co., Surety, are hereby accepted.

Seconded by Councilman Lodico.

All voted Aye.

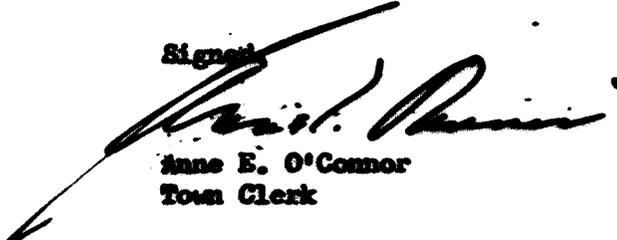
Monthly Report for the month of October 1972 received from the Zoning Board of Appeals. Noted by Town Board, ordered filed in the Town Clerk's Office.

Petition opposing downzoning of parcels on Brewery Road between Laurel and Parrott Roads received by Town Board (451 signatures)

West Nyack Civic Association presented resolution opposing downzone application made by John Knutsen (R-40 to R-22) -- Copies will be forwarded to the Town Board members.

On resolution offered by Councilman D'Antoni, seconded by Councilman Pizzutello and unanimously adopted, Town Board meeting was adjourned until Wednesday, December 6, 1972 at 8PM, at which time regularly scheduled Town Board meeting will be held in the meeting room of the Town Hall.

Signed



Anne E. O'Connor
Town Clerk