

TOWN BOARD MEETING

Town Hall

9/19/73

8:00 PM

**Present: Co. Nichols, D'Antoni, Lodico, Pinnatello, Supervisor Vines
Town Clerk Anne E. O'Connor
Town Attorney F. P. Boland
Deputy Town Attorney M. S. Freidman**

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

(1973-762) Co. D'Antoni offered the following resolution:

**RESOLVED, that the following are hereby appointed to serve
as Dog Enumerators for the licensing year 1974:**

**Lydia Lodiger, 26 Windmill Lane, New City N Y
Eleanor M. Gross, 43 Windmill Lane, New City N Y
J. G. Cavanaugh, 29 Bearfield Drive, New City N Y
Kathleen E. Costello, 69 Joan Drive, New City N Y
Evelyn McKeegan, 11 DeForest Ave., New City N Y
Rudy Domonick, 24 Park Ave., Hammet, N Y**

and be it

**FURTHER RESOLVED, that the enumerators be paid at the rate-
of \$.50 per dog to be paid by the County; and \$.12 per mile to be paid
by the Town.**

Seconded by Councilman Nichols.

All voted Aye.

(1973-763) Co. D'Antoni offered the following resolution:

**RESOLVED, that the minutes of the Town Board Meetings of
8/15/73 and 9/5/73 are hereby accepted and approved as submitted by
the Town Clerk.**

Seconded by Councilman Pinnatello.

All voted Aye.

(1973-764) Councilman D'Antoni offered the following resolution:

**RESOLVED, that the attached Felling Places are hereby designated
for the qualified voters of the Town of Clarkstown for registration and
voting for the year 1975.**

Seconded by Councilman Pinnatello.

All voted Aye.

DISTRICT NO. LOCATION:

1 New City	New City Fire House
2 Congers	Veterans Memorial Building
3 West Nyack	West Nyack Fire House
4 Upper Nyack	Upper Nyack School
5 Mamet	Mamet Fire House
6 Central Nyack	C. Nyack Comm. Center
7 Congers	First Presbyterian Church
8 Valley Cottage	Valley Cottage Elem. School
9 Centenary	Street School
10 Spring Valley	H. Burns
11 Bardonia	Bardonia Elem. School
12 Mamet	Mamet Ambulance Bldg.
13 New City	Park Evan. Free Church
14 Congers	Congers Methodist Church
15 West Nyack	West Nyack School
16 New City	St. Augustine's School
17 Valley Cottage	Lake Road School
18 Mamet	Trinity Presby. Church
19 New City	Germonds Presbyt. Church
20 C. Nyack	Nyack Housing Auth.
21 S. Valley	Tigers Den
22 New City	New City Elem. School
23 Upper Nyack	Upper Nyack School
24 New City	Link School
25 New City	Little Ter School
26 New City	Laurel Plains School
27 New City	St. Augustine's School
28 W. Nyack	Birchwood School
29 New City	Link School
30 New City	New City Park Clubhouse
31 W. Nyack	W. Nyack Library
32 Bardonia	Norwegian Evan. Lutheran Church
33 Mamet	George Miller School
34 W. Nyack	W. Nyack Elem. School
35 Mamet	St. Anthony's School
36 New City	St. John's Epis. Church
37 New City	Street School
38 V. Cottage	St. Paul's School
39 New City & S. Valley	Hillcrest School
40 New City	Woodglen School
41 S. Valley	Carlton Tower Apts.
42 Congers	Congers Elem. School
43 V. Cottage	Lake Road School
44 Mamet	Trinity Presby. Church
45 Mamet	Norweg. Evan Lutheran Church
46 New City	Little Ter School
47 Mamet	Mamet Fire House
48 New City	Laurel Plains School
49 C. Nyack	C. Nyack Comm. Center
50 W. Nyack	Birchwood School
51 V. Cottage	V. Cottage Elem. School
52 New City	Clarkstown High School
53 New City	Woodglen Elem. School
54 W. Nyack	Upper Nyack School
55 New City	St. Augustine's School
56 New City	Street School
57 Bardonia	Bardonia Elem. School
58 V. Cottage	Valley Cottage Elem.
59 New City	St. Augustine's School
60 New City	Woodglen Elem. School
61 Congers	Congers Ambulance Bldg.
62 V. Cottage	Lake Road School

EBB954

(1973-765) Co. Nichols offered the following resolution:

WHEREAS, JACK KLEPPER has offered to pay the Town of Clarkstown 15% of the net income from vending machines to be installed in the Town Hall; and

WHEREAS, the Town Board considers such an offer to be beneficial to the town;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to enter into an Agreement with Jack Klepper for the installation of two soda and one candy vending machines in the Town Hall in the form and substance as hereto annexed.

Seconded by Councilman D'Antoni.

All voted Aye.

(1973-766) Co. D'Antoni offered the following resolution:

WHEREAS, a proceeding for the review of assessment has been instituted against Board of Assessment Review entitled as follows:

MARY LEE SINGER, Petitioner

-against-

THE BOARD OF ASSESSMENT REVIEW FOR THE
TOWN OF CLARKSTOWN and THE ASSESSOR OF THE
TOWN OF CLARKSTOWN, Respondents,

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to defend such proceedings and take all the necessary steps in court in connection herewith, and be it

FURTHER RESOLVED, that experts for appraisal purposes may be engaged by the Town Board in connection with said proceedings.

Seconded by Councilman Finstalle.

All voted Aye.

(1973-767) Co. D'Antoni offered the following resolution:

WHEREAS, proceedings for review of assessment have been instituted against the Board of Assessors of the Town of Clarkstown by:

UNITED ARTISTS EASTERN THEATERS, INC. (2 Petitions);

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to defend such proceedings and take all necessary steps in court in connection with same, and be it

FURTHER RESOLVED, that experts for appraisal purposes may be engaged by the Town Board in connection with said proceedings.

Seconded by Councilman Finstalle.

All voted Aye.

(1973-768) Co. D'Antoni offered the following resolution:

RESOLVED, that HAROLD E. ABER, 125 Massachusetts Ave., Congers, N Y is hereby appointed provisionally to the position of Appraisal Supervisor - Assessor's Office, Grade 26, at the annual salary for 1973 of \$14,574.00, effective September 24, 1973.

Seconded by Councilman Lodice.

All voted Aye/

(1973-769) Co. Nichols offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 9/4/73 that the position of Stenographer - Planning Board can be created;

NOW THEREFORE, be it

RESOLVED, that the position of Stenographer - Planning Board - is hereby created, effective immediately.

Seconded by Councilman D'Antoni.

All voted Aye.

(1973-770) Co. Nichols offered the following resolution:

RESOLVED, that the following are hereby appointed members of the **COMMUNITY COMMITTEE**, to serve without compensation:

Marty Snyder, 2 Wheeler Place, West Nyack N Y
Michael Caggiano, 4 Aberdeen Ave., S. Valley N Y
Bill Villafrance, 13 No. Fairview Ave., Hamlet N Y
Jos. Y. Reeves, 68 Ash Road, Bardonia, N Y
Joan Ruzman, 99 Ruzman, 99 Briar St., Hamlet N Y
Richard J. Schmitt, 30 Penned Rd., W. Nyack N Y
Nathan Schneider, 7 Scott Dr., New City N Y
Adriano M. Brickman, 12 Deermeadow Dr. W. Nyack N Y
Thomas Nicastro, Woodward Road, W. Nyack, N Y

and be it

FURTHER RESOLVED, that Marty Snyder, 2 Wheeler Place, West Nyack N Y be appointed Chairman Pro-Tem, until War is appointed by the Committee.

Seconded by Councilman Pizzutello.

On roll call the vote was as follows:

AYES: Co. Nichols, D'Antoni, Pizzutello, Supervisor Vines
NOES: Councilman Lodice.

MOTION CARRIED

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(1973-771) Co. Nichols offered the following resolution:

WHEREAS, there is a vacancy in the position of Account Clerk Typist, P/t, in the Building Inspector's Office;

NOW THEREFORE, be it

RESOLVED, that Louise Abatanoro, 53 Parker Avenue, New City N Y is hereby appointed to the position of Account Clerk Typist, p/t, Building Inspector's Office, at the hourly wage of \$3.43 for 1973. (Transfer)

Seconded by Councilman D'Antoni.

All voted Aye.

(1973-772) Co. Nichols offered the following resolution:

RESOLVED, that the Automotive Mechanic - Team Garage - is hereby classified in Grade 22, Step C, Effective and retroactive to August 1st, 1973.

Seconded by Councilman D'Antoni.

All voted Aye.

(1973-773) Co. D'Antoni offered the following resolution:

RESOLVED, that the resignation of Alice Gooden, 68 1/2 South Main St., New City N Y as Crossing Guard - Police Department - is hereby accepted with regret, effective and retroactive to 8/31/73.

Seconded by Councilman Finantello.

All voted Aye.

(1973-774) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Supt. of Highways is hereby authorized to install a traffic light with a pedestrian push button on both sides of Middlestem Rd., Hammet N Y, said to be installed at the egress road from the Middlowood Senior Citizen Complex and Middlestem Road, Hammet N Y, and be it

(continued)

(1973-774 - continued)

FURTHER RESOLVED, that reflectorized paint be used to indicate a pedestrian cross-walk at the same location.

Seconded by Co. Lodico.

All voted Aye.

Councilman Nichols inquired re proposed green and red light at this location to be activated by senior citizens; he was informed that blinking orange light was considered; but it was decided we could not do that; Traffic Advisory Board suggested handling in accordance with above resolution.

(1973-775) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Supt. of Highways is hereby authorized to install "STOP" signs at the intersection of Little Tor Road on Diane Drive, New City; and at the intersection of Little Tor Road on Joan Drive, New City N Y.

Seconded by Councilman Nichols.

All voted Aye.

(1973-776) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Supt. of Highways is hereby authorized to install two (2) "CURVE" signs with "20 MPH" on the south side of Fennwood Road, on the first curve east of Larch Court, West Nyack; and on the first curve east of Cherry Hill Lane, West Nyack, New York.

Seconded by Councilman Finstalle.

All voted Aye.

(1973-777) Co. Finstalle offered the following resolution:

RESOLVED, that based upon the recommendation of the Parks Board & Recreation Commission, Edward J. Chianna, Supt. of Recreation, is hereby authorized to attend the 1973 Congress for Recreation & Parks to be held in Washington, D. C., from 9/29/73 to 10/3/73; and be it

(continued)

EEB954

(1973-777 - continued)

FURTHER RESOLVED, that all necessary expenses, not to exceed \$200.00, be made a proper Team Charge to Account #7020, (414).

Seconded by Councilman Lotieo.

All voted Aye.

(1973-778) Co. Nichols offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Team Engineer, read from:

KOMAN DEVELOPERS, INC., dated 3/2/73

conveying roads and other improvements to the Team of Clarkstown in a subdivision as shown on Final Plat of PHILLIPS HILL PARK, New City, N Y filed in the County Clerk's Office on 6/5/70 in Map Book 80 at Page 20 as Map No. 4015; as follows:

The Promenade
Road widening strip
Park Lands for municipal purposes;

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

FURTHER RESOLVED, that Perf. Bond Nos. 904774 and 904775, dated 1/28/70, KOMAN DEV. & LEONARD BOEL & NATHAN WISMAN, as Principal and REPUBLIC INSURANCE CO., as Surety, for the benefit of the team, are hereby released, and be it

FURTHER RESOLVED, that Maint. Bond Nos. 910514 & 910515, dated 3/26/73, KOMAN DEV. INC. & LEONARD BOEL, Principals, and REPUBLIC INSURANCE CO., Surety, are hereby accepted.

Seconded by Councilman D'Antoni.

All voted Aye.

Monthly Reports for the month of August 1973 received from the zoning Board of Appeals and the Building Inspector. Noted by Team Board; ordered filed in Team Clerk's Office.

(1973-779) Co. D'Antoni offered the following resolutions:

RESOLVED, that the Supt. of Highways is hereby authorized to landscape the park and islands adjacent to the Town Hall Addition.

Seconded by Co. Leticia.

All voted Aye.

(1973-780) Co. Nichols offered the following resolutions:

WHEREAS, a sanitary sewer line has been installed on property owned by LYLI PELUSO, said property being known and designated as Map 107, Block A, Lot 14, and the said LYLI PELUSO has agreed to convey an easement approximately 150' long and 10' wide for this purpose, and

WHEREAS, LYLI PELUSO has agreed to convey said easement for the sum of Four Hundred Fifty (\$450) Dollars, and

WHEREAS, DAVID M. WASSER, 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 of Clarkstown, and be it

FURTHER RESOLVED, that Master Benefited Sewer Improvement Area pay the sum of Four Hundred Fifty (\$450) Dollars for said easement.

Seconded by Co. D'Antoni

All voted Aye.

(1973-781) Co. D'Antoni offered the following resolutions:

RESOLVED, that the Town Clerk is hereby authorized based upon the recommendation of the Town Engineer, to expedite Hydrant Order for installation by the Spring Valley Water Co. of the following hydrants:

1 on w/s of Pennsylvania Ave., approximately 440' west and south of center line of Wisconsin Ave., Valley Cottage;

(continued)

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(1973-781 - continued)

1 on w/s of Massachusetts Ave., approximately 45' south from the center line of Connecticut Ct., Valley Cottage; and

1 on w/s of Michigan Ct., approximately 500' east and north from the center line of Massachusetts Ave., Valley Cottage.

Seconded by Co. Nichols.

All voted Aye.

(1973-782) Co. D'Antoni offered the following resolution:

RESOLVED, that the Team Clerk is hereby authorized to advertise for bids for the renovation of the interior of the original Team Hall Building, 10 Maple Ave., New City N Y; said bids to be returnable at the Team Board meeting of 10/17/73 at 8:02 PM; and be it

FURTHER RESOLVED, that specifications be obtained from the Office of the Team Clerk, Team Hall, New City N Y.

Seconded by Co. Nichols.

All voted Aye.

(1973-783) Co. Nichols offered the following resolution:

WHEREAS, the United States Army Recruiting Service has requested the Juvenile Aid Bureau of the Team of Glanston to support their program of recruiting, and

WHEREAS, the Juvenile Aid Bureau has found it advantageous and of benefit to many of the youth of the community to have a United States Army Recruiting Service conveniently located, and

WHEREAS, the said Juvenile Aid Bureau strongly recommends supporting said program and feels that there is an urgent need for considering such a service to be made available to the youth of our community, not only for the safety of our Country but also for the welfare and further educational opportunities available to our youth, and

WHEREAS, said United States Army Recruiting Service has requested desk space at the Team Hall, Maple Ave., New City N Y for their exclusive use;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to designate desk space in the New Team Hall Addition for the specific use of the United States Army Recruiting Service.

Seconded by Councilman Leticia.

All voted Aye.

(1973-784) Co. D'Antoni offered the following resolution:

WHEREAS, the Office of the Secretary of the Treasury, Office of Revenue Sharing, requires a recipient of revenue sharing funds to submit a Planned Use Report for the period from 7/1/73 to 6/30/74, and

WHEREAS, the State and Local Fiscal Assistance Act of 1972 requires that the completed report be published in its entirety in a local newspaper of general circulation;

NOW THEREFORE, be it

RESOLVED, that a Planned Use Report for the Town of Clarkstown, copy of which is annexed hereto and made a part hereof, be published once in a legal notice section of the Journal News, the official newspaper of the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town Clerk be and she is hereby authorized to publish same as required by law.

Seconded by Co. Leticia.

All voted Aye.

(1973-785) Co. Leticia offered the following resolution:

WHEREAS, it has been brought to the attention of the Town Board that certain conditions exist in the area surrounding the Main St. Stores at and around places known as Main Street, Market stores and Shopping area, and the shopping center to the rear of restaurant; and that vandalism and malicious mischief almost nightly occurs, consisting of trespass, unlawful parking and assembly, fires of suspicious origin, windows of cars being broken, and threats of bodily harm have been made to the business men by large groups of young, unruly people who unlawfully assemble in and around the business area, and

WHEREAS, customary and usual police enforcement has not been effective in abating this problem, and

WHEREAS, the Town Board considers the aforementioned condition to constitute a state of emergency;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to take whatever action is necessary, including but not limited to the immediate implementation of the Auxiliary Police Program, and a vehicle tow-away program, and be it

FURTHER RESOLVED, that the Supervisor be and hereby is authorized to obtain whatever equipment, such as a tow truck or other facilities that are necessary to implement this resolution.

Seconded by Co. Pinnatello.

All voted Aye.

EEB954

(1973-786) Co. D'Antoni offered the following resolution:

WHEREAS, by Reso. #186 adopted 2/7/73, the Town Attorney's Office was authorized to take all necessary steps to acquire the property of Susan Cohen at the corner of Main St. and Congress Rd, New City NY, and more formally known and designated as Clarkstown Tax Map 58, Block E, Lot 13, and

WHEREAS, appraisals are necessary in order to obtain the necessary financial data for good faith negotiations as required by the Condemnation Law of the State of New York;

NOW THEREFORE, be it

RESOLVED, that Dorothy Fibble and Tucker Capen are appointed to appraise the aforementioned property and upon filing their reports to be paid the sum of \$250.00 each as and for that appraisal.

Seconded by Councilman Lodice.

All voted Aye.

Proposed resolution setting hearing on proposed re-classification of Alice Road — removed from Agenda.

(1973-787) Co. D'Antoni offered the following resolution:

WHEREAS, a drainage problem has existed in the area of May Place, Mamet, and

WHEREAS, a report from the Town Engineer recommended a re-grading of swales and cleaning and clearing of the existing stream bed, and

WHEREAS, Mr. Arthur Holdt, Landscape Contractor, has previously done work in the area and is familiar with the situation and the field conditions, and

WHEREAS, Arthur Holdt has estimated a reasonable value for the repair of the swales at May Place, including the cleaning and clearing of the stream bed and repair of minor washouts, to be \$950.00; and

WHEREAS, the Town Engineer has stated that \$950.00 is a reasonable value for the work performed by Arthur Holdt;

NOW THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the payment of \$950.00 to Arthur Holdt as and for the work, labor and service performed by him in connection with the drainage easement at May Place, in Mamet, New York.

Seconded by Councilman Pinnstalle.

All voted Aye.

(1973-788) Co. Nichols offered the following resolutions:

WHEREAS, Resolution #894 dated 10/18/72 authorized the Planning Board to apply Town Law 261 to a subdivision known as SAYNOR ESTATES on express condition that Inwood Drive and its extension be paved with a base course and drainage installed to the satisfaction of the Town Engineer as soon as possible at no cost or expense to the town, and

WHEREAS, more than 11 months have elapsed since the passage of that resolution; and

WHEREAS, the subdivider has failed and refused to comply with the express condition of the resolution of 10/18/72;

NOW THEREFORE, be it

RESOLVED, that Res. #894 of 10/18/72 granting power to the Planning Board to apply Town Law 261 to the Subdivision known as Saynor Estates be, and the same hereby is REPEALED and be it

FURTHER RESOLVED, that the Planning Board is directed not to apply Town Law 261 to the subdivision known as Saynor Estates.

Seconded by Councilman D'Antoni.

All voted Aye.

(1973-789) Co. D'Antoni offered the following resolutions:

WHEREAS, certain requirements of the town have not been met and have caused conditions to exist which the town considers dangerous to the health, safety and welfare of the residents at premises located at Johnny Lane, more particularly at Lots C-21 and C-22 in a subdivision known as Green Meadow Farms, and at Niden Lane, more particularly at Lot B-21 of the afore-mentioned subdivision, and

WHEREAS, the Builder, Mr. Robert Harkin, has refused to comply with the requirements of the town, and

WHEREAS, the Town Engineer recommends the use of the escrow funds on deposit with the town be used as an emergency measure, to protect the health, safety and welfare of the residents;

NOW THEREFORE, be it

(continued)

EEB954

(1973-789 - continued)

RESOLVED, that encrow funds presently on deposit with the Town of Clarkstown in the sum of \$1,350. for Lot C-2; Jockey Lane; the sum of \$1,350. for Lot C-22, Jockey Lane; and the sum of \$550. for Lot B-21, Maiden Lane; are to be applied to complete and correct the work required by the Town of Clarkstown.

Seconded by Co. Pinnatello.

All voted Aye.

Town Engineer verified amounts in above resolution.

(1973-790) Co. D'Antoni offered the following resolution:

WHEREAS, the Town of Clarkstown has purchased one Face Heart Machine, and

WHEREAS, certain equipment is needed for the mobility of said machine;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to purchase battery equipment and I. V. Arm and Table at a cost of \$1,250.00 to be paid from Federal Revenue Sharing Funds.

Seconded by Co. Pinnatello.

All voted Aye.

(1973-791) Co. Nichols offered the following resolution:

WHEREAS, by resolution adopted on 4/11/73, the law Firm of Lenz & Jenkins was employed by the Town as Special Counsel to the Town of Clarkstown to defend the following tax assessment proceedings in the Supreme Court entitled:

Spring Valley Water Co., Inc. against the Board of Assessors of the Town of Clarkstown;

Cervick Realty Corp. against the Board of Assessors of the Town of Clarkstown;

E.J.K. Realty New York Corp. against Assessor and Board of Review of the Town of Clarkstown;

The Bells, Inc. and Bernard G. Monroff against Assessor and Board of Review of the Town of Clarkstown,

which was to review the assessment for the 1972/1973 roll, and

WHEREAS, the above named property owners have again brought

(continued)

(1973-791 - continued)

proceedings to review the assessment for the current roll for the 1973/1974 taxes; and

WHEREAS, the firm of Lauer and Jenkins also represents School Districts in the areas affected;

NOW THEREFORE, be it

RESOLVED, that the employment of said firm of Lauer and Jenkins, Attorneys, be continued to include the above tax certiorari cases for the 1973/1974 roll along with their representation of the School Districts, and it is

FURTHER RESOLVED, that the cost of said representation be divided between the Town and the School Districts, as their interests may appear, and it is

FURTHER RESOLVED, that the firm of Lauer & Jenkins be paid a fair and reasonable value of their services upon submission of vouchers and the due audit thereof, it is

FURTHER RESOLVED, that Karl Kirchner, Appraiser, be employed on behalf of the Town and School Districts, as the real estate expert to assist the Assessor in protecting the assessment rolls, and that he be paid the fair and reasonable value of his services according to standard rates of the Rockland County Realty Board upon submission of vouchers and due audit thereof.

Seconded by Co. Pizzutello.

All voted Aye.

Town Board signed ORDER extending Glaxton Consolidated Water Supply District No. 1 to include Premises in the vicinity of area along Old Mill Road, approximately between Bromville Road and Benberger Road, Valley Cottage, New York. (JAMES ORDER).
(Public Hearing held 8/15/73 - 30-4ay - T/C)

EEB954

(1973-792) Co. Pinnatello offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 11th day of July 1973 provided for a public hearing on the 15th day of August 1973 at 8:05 PM to consider the application of GVARIA FORAT to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property of said petitioner from an IO District to an R-22 District; and

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

NOW THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an IO District to an R-22 District, the following described property in the Hamlet of West Nyack, New York in said Town. (See T/C file for description)

Seconded by Co. D'Antoni.

On roll call the vote was as follows:

AYES: Co. D'Antoni, Pinnatello, Supervisor Vines
NAYS: Co. Nichols, Lofice

MOYEN CARRIED

(1973-795) Co. Nichols offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 21st day of March 1973, provided for a public hearing on the 4th day of April 1973 at 8PM to consider the application of J. KENNEDY & CO., INC. to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-22 District to an R-2 district; 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;

(continued)

(1973-793 - continued)

NOW THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the application be DENIED.

Seconded by Councilman Pizzutello.

On roll call the vote was as follows:

**AYES: Co. Nichols, D'Antoni, Leticia, Pizzutello.
ABSENTION: Supervisor Vinas**

MOION CARRIED.

(1973-794) Co. D'Antoni offered the following resolutions:

WHEREAS, Alvin E. Russell, Lucille Davidson and Albert Wilson have petitioned the Town Board of the Town of Clarkstown regarding designating Dyles Park Road from a local street to a secondary road, and

WHEREAS, by resolution of the Town Board of the Town of Clarkstown dated 5/11/64, the Town Board approved the laying out of the then proposed Town Highway presently known as Dyles Park Road for a width less than three (3) rods, to wit; 30 feet; and

WHEREAS, by the aforesaid resolution dated 5/11/64, 24 feet of the 30 feet proposed highway now known as Dyles Park Road was paved, and

WHEREAS, a public hearing was held on 6/27/73 with respect to the petition of the aforesaid Alvin E. Russell, Lucille Davidson and Albert Wilson, and

WHEREAS, Sec. 41.9 of the Planning Board Subdivision Regulations of the town provide that a secondary road shall have a width of 60 feet of which 40 feet shall be paved;

NOW THEREFORE, be it

RESOLVED, that the application of the petitioners be and the same hereby is DENIED upon the grounds that the town does not presently have title to a 60 foot width in and to the bed of Dyles Park Road.

Seconded by Co. Pizzutello.

On roll call the vote was as follows:

**AYES: Co. Nichols, D'Antoni, Pizzutello, Sup. Vinas
ABSENTION: Co. Leticia.**

MOION CARRIED

EEB954

(1973-795) Co. Pizzutello offered the following resolution:

RESOLVED, that Lois Johnson is hereby appointed to the position of Confidential Clerk to the Town Justice, under provisions of Sec. 41d of the Civil Service Law, in the exempt class, effective and retroactive to 9/17/73.

Seconded by Councilman D'Antoni.

All voted Aye.

(1973-796) Co. D'Antoni offered the following resolution:

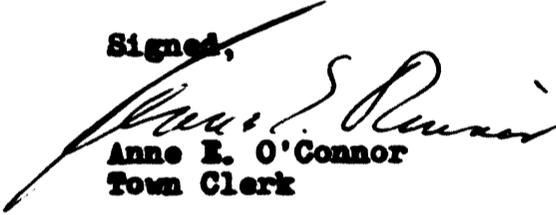
RESOLVED, that Frances M. Bowman is hereby appointed to the position of Confidential Clerk to the Town Justice, under provisions of Sec. 41d of the Civil Service Law, in the exempt class, effective and retroactive to 9/17/73.

Seconded by Councilman Pizzutello.

All voted Aye.

On resolution offered by Councilman D'Antoni, seconded by Councilman Pizzutello and unanimously adopted, Town Board meeting was adjourned until Wednesday, September 26, 1973 at 8PM, at which time scheduled public hearings will be held in the Board Room of the Town Hall.

Signed,


Anne E. O'Connor
Town Clerk