

TOWN BOARD MEETING

Town Hall

10/15/75

8:00 PM

Present: Co. D'Antoni, Lodico, Maloney, Pizzutello, Supv. Gerber
Deputy Town Clerk Alice Weber
Town Attorney Murray N. Jacobson

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

(1975-709) Co. Pizzutello offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing, the bid for supplying a 1976-4 wheel drive utility vehicle for the Engineering Office, is hereby awarded to Rockland Chrysler Plymouth, 60 Route 304, Nanuet, New York, at the low bid price of Four thousand, three hundred sixty-six dollars and eighty-seven cents (\$4,366.87), and be it

FURTHER RESOLVED, that funds for same be taken from Federal Revenue Sharing.

Seconded by Co. Lodico

All voted Aye.

(1975-710) Co. Lodico offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing, the bid to supply seven (7) four-door sedans for the Police Department is hereby awarded to Rockland Chrysler Plymouth, 60 Route 304, Nanuet, New York, at the low bid price of twenty-six thousand, nine hundred thirteen dollars and eight cents (\$26,913.08), and be it

FURTHER RESOLVED, that funds for same be taken from Federal Revenue Sharing.

Seconded by Co. Maloney

All voted Aye.

(1975-711) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Superintendent of Highways bid for four (4) sand and salt spreaders be awarded to the lowest responsible bidder, TRIUS, INC., 369 Duffy Avenue, Hicksville, N. Y. at the low bid price of eighteen thousand one hundred fifty-six dollars (\$18,156.00), and be it

FURTHER RESOLVED, that funds for same be taken from Highway Machinery Fund (Item 3).

Seconded by Co. Lodico

All voted Aye.

EEC883

TBM - 10/15/75
Page 2

(1975-712) Co. D'Antoni offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting held on October 1, 1975, are hereby adopted and accepted as submitted by the Deputy Town Clerk.

Seconded by Co. Maloney

All voted Aye.

(1975-713) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Town Engineer, the Town Board of the Town of Clarkstown hereby accepts proposals from Orange & Rockland Utilities, Inc. for street lighting at the following locations:

Lunbar Circle, New City
Parkway Drive, West Nyack
Sandstone Farms Sec. II
Pineview Avenue, Bardonia

Seconded by Co. Lodico

All voted Aye.

Monthly reports for month of September for Building Inspector and Zoning Board of Appeals noted -- on file for public inspection in Town Clerk's Office.

(1975-714) Co. Maloney offered the following resolution:

WHEREAS, the State Legislature has set forth a Presidential Primary Day to be held in the Spring of the calendar year 1976 and a Local Primary Day to be held in September, 1976, and

WHEREAS, the holding of two separate primaries will cost the five towns of the County of Rockland an additional \$50,000.00, and

WHEREAS, the said holding of two separate primary days will increase the tax burden of the taxpayers of the County of Rockland;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby memorializes the Legislature of the State of New York that the Presidential Primary and the Local Primary be held on one and the same day, and be it

(continued)

TBM - 10/15/75
Page 3

(1975-714 continued)

FURTHER RESOLVED, that a copy of this resolution be sent to the following officials: Honorable Hugh Carey, Governor; Honorable Linda Winikow, State Senator; and Honorable Robert J. Connor, State Assemblyman.

Seconded by Co. D'Antoni

All voted Aye.

(1975-715) Co. Maloney offered the following resolution:

RESOLVED, that Ellen Cohen, Acting Director of the Narcotics Guidance Center, of the Town of Clarkstown, is hereby authorized to attend two workshop sessions at Rockland Community College, Suffern, New York, and be it

FURTHER RESOLVED, that all proper charges not to exceed fifty dollars (\$50.00) be charged against Account 4210 Line 313.

Seconded by Co. Lodico

All voted Aye.

(1975-716) Co. Lodico offered the following resolution:

WHEREAS, Ned A. Besso is the owner of a parcel known as Map 105, Block A, Lot 33.02 and has consented to the use of his land as a sanitary fill area for a rental of a sum equal to the taxes on the property, and

WHEREAS, the foregoing authority has been given until December 31, 1975;

NOW, THEREFORE, be it

RESOLVED, that the Town continue to use the above mentioned parcel for sanitary fill operations through December 31, 1977, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to execute agreement covering the continued use of this parcel for sanitary fill operations.

Seconded by Co. Maloney

All voted Aye.

EEC883

TBM - 10/15/75
Page 4

(1975-717) Co. Lodico offered the following resolution:

WHEREAS, pursuant to Sec. 200 of the Town Law, the Town Board of the Town of Clarkstown is desirous of improving the street known as Huffman Road, situate in Valley Cottage, New York, and

WHEREAS, it is required that the property to be improved be surveyed and the lines and grades thereof established, and such survey and profile of the grade shall be filed in the Town Clerk's Office;

NOW, THEREFORE, be it

RESOLVED, that the Town Engineer is hereby directed by the Town of Clarkstown to prepare a survey of the property to be improved and profiles showing the lines and grades to be established, and be it

FURTHER RESOLVED, that said survey and profile shall be filed in the Town Clerk's Office, and be it

FURTHER RESOLVED, that all expenses incurred therewith shall be a proper charge to the said road improvement district.

Seconded by Co. Maloney

All voted Aye.

(1975-718) Co. Maloney offered the following resolution:

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

Seconded by Co. Puzutello

All voted Aye.

Supervisor Gerber stated the proposed Extension of Clarkstown Consolidated Supply District #1 (Strawtown Road), subject of public hearing will have to be rescheduled because of legal imperfection.

Town Board signed ORDER CALLING PUBLIC HEARING, in the matter of Proposed Extension of Clarkstown Consolidated Water Supply District #1 to include: STRAWTOWN ROAD (OLD MILL ROAD TO McCARTHY WAY) -- setting Public Hearing for November 19, 1975 at 8:15 P.M. (ORDER FOLLOWS)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New City, New York, in said Town of Clarkstown, on the 15th day of OCTOBER 1975.

PRESENT: George S. Gerber	Supervisor
Vincent Pizzutello	Councilman
Anthony D'Antoni	Councilman
John Lodico, Sr.	Councilman
John Maloney	Councilman

EEC883

 In the Matter of
**Proposed extension of Clarkstown Consolidated
 Water Supply Dist. #1 to include: STRAWTOWN
 ROAD(OLD MILL ROAD TO MCCARTHY WAY)**

ORDER
CALLING
PUBLIC
HEARING

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

WHEREAS, said Town Board has determined to proceed with the extension of said water supply district; and

WHEREAS, said proposed extension of the Clarkstown Consolidated Water Supply District No. 1 is more particularly bounded and described in Schedule attached hereto and made a part hereof; and

WHEREAS, the maximum amount proposed to be expended for the performance or supplying of services is \$100. annually for each fire hydrant installed, which said amount shall be raised by taxation in the proposed extension of said district pursuant to Town Law;

NOW THEREFORE, be it

ORDERED, that a meeting of the Town Board of said Town of Clarkstown be held at the Town Hall, 10 Maple Avenue, New City, New York, in said Town, on the 19th day of November 1975, at 8:15 o'clock P.M. to consider the proposed extension of said Clarkstown Consolidated Water Supply District No. 1 as herein

referred to, and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation thereto as may be required by law, and be it further

ORDERED, that the Town Clerk publish at least once in "THE JOURNAL NEWS", the official newspaper of said Town, and post on the sign board of said Town maintained pursuant to subdivision six of Section thirty of the Town Law and conspicuously in at least five (5) public places within said proposed Clarkstown Consolidated Water Supply District #1, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

Dated:

TOWN BOARD OF THE TOWN OF CLARKSTOWN

[Signature]

Supervisor

[Signature]

Councilman

[Signature]

Councilman

[Signature]

Councilman

[Signature]

Councilman

Date: OCTOBER 15, 1975

Members of the Town Board of the
Town of Clarkstown, New York

8/12/75

PROPOSED WATER DISTRICT EXTENSION
STRAWTOWN ROAD (OLD MILL ROAD TO MCCARTHY WAY)

Beginning at a point on an existing Water District Line, said point being 600 feet north of Germonds Road and 600 feet west of Strawtown Road running thence in a northerly direction 600 feet west of and parallel to the west side of Strawtown Road to a point on a previously established Water District Line north of McCarthy Way thence along said line in an easterly direction, crossing Strawtown Road to a point on the shore line of Lake DeForest, approximately 600 feet east of Strawtown Road, thence in a southerly direction along the shore line of said Lake to a point on a previously established Water District line 600 feet north of Old Mill Road, thence in a southwesterly and northwesterly direction along said line, crossing Strawtown Road to the point or place of beginning.

Excluding therefrom any portion lying in a previously established Water District.

(1975-719) Co. Maloney offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed.

Secended by Co. Pizzutello

All voted Aye.

(1975-720) Co. Lodico offered the following resolution:

WHEREAS, a condemnation action was commenced in the Supreme Court of the State of New York, County of Rockland, entitled as follows:

(continued)

EEC883

TBM - 10/15/75
Page 8

(1975-720 continued)

TOWN OF CLARKSTOWN,
Plaintiff,

-against-

MICHAEL SCHIMMEL, and DAVID GREENBERG, as
Trustee Under the Last Will and Testament of
Alfred J. Elish, SUSAN M. POLLACK and
JEFFREY M. ELLISH,
Defendants.

WHEREAS, a proposal has been made to settle said
condemnation action by the payment of \$3,300 to David
Greenberg, Esq., as attorney for defendants Michael Schimmel,
David Greenberg, Susan M. Pollack and Jeffrey M. Elish
as the fair value of the land condemned, and

WHEREAS, David M. Wagner, 1st Deputy Town Attorney
recommends that said settlement is fair and equitable;

NOW, THEREFORE, be it

RESOLVED, that the aforesaid action shall be
settled by the payment of \$3,300 to David Greenberg, Esq.,
as attorney for defendants, said amount to be charged to
the Mountainview Avenue Project Account - Mountainview Avenue.

Seconded by Co. Maloney

All voted Aye.

(1975-721) Co. D'Antoni offered the following resolution:

WHEREAS, the homeowners in a subdivision known as
Havermill Estates, New City, requested the Town Board to
change the street name of Furnace Road to Maplewood Lane,
and

WHEREAS, the Planning Board of the Town of
Clarkstown has complied with the homeowners' request;

NOW, THEREFORE, be it

RESOLVED, that Furnace Road in Havermill Estates
Subdivision be and is hereby changed to Maplewood Lane,
said change to be noted on the Official Map of the Town of
Clarkstown and on the Tax Map of the Town of Clarkstown.

Seconded by Co. Pizzutello

All voted Aye.

TBM - 10/15/75
Page 9

(1975-722) Co. D'Antoni offered the following resolution:

WHEREAS, the Spring Valley Postmaster requested permission to change a street name in Kerber Estates from High Ridge Court to Robert Court, and

WHEREAS, the Planning Board of the Town of Clarkstown has complied with the Postmaster's request;

NOW, THEREFORE, be it

RESOLVED, that High Ridge Court in Kerber Estates be and is hereby changed to Robert Court, said change to be noted on the Official Map of the Town of Clarkstown and on the Tax Map of the Town of Clarkstown.

Seconded by Co. Pizzutello

All voted Aye.

EEC883

(1975-723) Co. Maloney offered the following resolution:

WHEREAS, the Spring Valley Water Company desires to enter into an agreement with the Town of Clarkstown for the extension of an easement to accommodate a water main westerly from Ridge Road to the easterly side of Route 303, Valley Cottage, New York;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the Spring Valley Water Company, said agreement to be in a form satisfactory to the Town Attorney, for property located westerly from Ridge Road to the easterly side of Route 303, Valley Cottage, New York, and be it

FURTHER RESOLVED, that the Town Highway Superintendent is hereby directed to perform the necessary excavation work upon his receipt of a fully executed copy of the agreement herein.

Seconded by Co. Pizzutello

All voted Aye.

(1975-724) Co. Lodico offered the following resolution:

WHEREAS, the Town of Clarkstown desires to enter into a Right-of-Way Agreement with Orange & Rockland Utilities, Inc., under and across and along property on the east side of Seeger Drive about 700 feet north of Demarest Mill Road, as shown on the Tax Map of the Town of Clarkstown as Lot 20.04, Block B;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute a Right-of-Way Agreement in a form satisfactory to the Town Attorney of the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

TBM - 10/15/75
Page 10

(1975-725) Co. Lodico offered the following resolution:

WHEREAS, as part of the Amundsen Lane Sidewalk Construction certain additional work is required as follows:

51 feet of curbing @ 5.50 per foot	\$280.50
21 feet of sidewalk @ 5.00 per foot	105.00
57 cubic yards of granular material @ \$11.00 per yard	627.00
53 linear feet of additional driveway apron	106.00

WHEREAS, the amount of said additional work is within the amount to be expended on this improvement,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a work order for the foregoing extras with Bebeau Construction Co., and be it

FURTHER RESOLVED, that the sum of \$1,118.50 be appropriated from Capital Two Fund Sidewalk Bond.

Seconded by Co. Pizzutello

All voted Aye.

Regarding the above resolution, before voting Co. Lodico referred to one property on east side of corner of Red Hill Road and Amundsen Lane at point where the hydrant is, the sidewalk juts in, almost to over-hang -- has any provision been made to cover the embankment -- Mr. Seeger advised foreman brought that in today -- has not had a chance to look at it -- considering grading -- not included in the bid and will look at it tomorrow.

(1975-726) Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown and Raymond, Parish and Pine, Inc., have contracted for General Planning Services, and

WHEREAS, it is necessary to extend said contract for an additional period;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an amendment to the aforesaid contract with Raymond, Parish & Pine, Inc.,

(continued)

TBM - 10/15/75
Page 11

(1975-726 continued)

in order to extend said period for professional services to December 31, 1975, on a per diem basis at a cost not to exceed \$10,000, said funds to be transferred from Contingency Account No. A-1990-505 to Town Planning Account No. B-8020-409.

Seconded by Co. Lodico

All voted Aye.

(1975-727) Co. Maloney offered the following resolution:

RESOLVED, that the Town Board meeting be adjourned in order to hold scheduled Public Hearing.

Seconded by Co. Lodico

All voted Aye.

Public Hearing in the matter of Petition for Extension of Clarkstown Consolidated Water Supply District #1 to include VALLEY VIEW ESTATES to be rescheduled due to legal imperfection.

Town Board signed ORDER CALLING PUBLIC HEARING, in the matter of Petition - Extension of Clarkstown Consolidated Water Supply District #1 to include VALLEY VIEW ESTATES -- setting public hearing for November 19, 1975 at 8:30 P. M. (ORDER FOLLOWS)

At a meeting of the Town Board of the Town of Clarkstown, Rockland County New York, held at the Meeting Room of the Town Hall, at 10 Maple Ave., New City, in said Town of Clarkstown on the 15th day of OCTOBER, 1975

PRESENT:

GEORGE S. GERBER,
JOHN R. MALONEY,
JOHN LODICO, SR.
VINCENT PIZZUTELLO
ANTHONY D'ANTONI,

SUPERVISOR
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN

ORDER CALLING

PUBLIC HEARING

IN THE MATTER OF:

PETITION for the EXTENSION of the CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT #1

to include VALLEY VIEW ESTATES

in the Town of Clarkstown, Rockland County, New York.

(continued)

1B1014

WHEREAS, a written Petition dated JUNE 30, 1975 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the EXTENSION of the CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT #1 in the said Town, to be bounded and described as follows:

(ATTACH DESCRIPTION)

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Meeting Room of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, Rockland County, New York, in said Town of Clarkstown, on the 19th day of November 1975, at 8:30 P.M. _____ time to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other action as may be required by law or proper in the premises.

Dated: OCTOBER 15, 1975

George S. Verber
GEORGE S. VERBER, SUPERVISOR

Anthony D. Anton
Councilman

John R. Maloney
Councilman

Robert J. Spitalo
Councilman

John Lodico Jr.
Councilman

STATE OF NEW YORK
COUNTY OF ROCKLAND SS:
TOWN OF CLARKSTOWN

I, **Alice Weber**, Deputy Town Clerk of said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of an ORDER setting hearing RE: Ext. of Clarkstown Consolidated Water Supply Dist. #1 with the original now on file in said office, and find same to be a true and correct transcript therefrom and of the whole of such original. IN TESTIMONY WHEREOF, I have hereunto subscribed by name and affixed the seal of said Town of Clarkstown, this 15th day of OCTOBER 19 75.

Alice Weber
Deputy Town Clerk

(SEAL)

(continued)

EXHIBIT A

ALL THAT certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being at Valley Cottage, Town of Clarkstown, Rockland County, New York, being more particularly bounded and described as follows:

BEGINNING at a point in the easterly line of Christian Herald Road as it presently exists at it's point of intersection with the northerly line of the premises herein and the southerly line of land now or formerly of Clifford Desch it being the northwest corner of the premises herein described and the southwest corner of said lands of Desch and running thence (1) along said dividing line North 78 degrees 28 minutes 25 seconds East and partly through or along a stone wall 441.30 feet to a point in the westerly line of lands now or formerly of Johann Scheu, and running thence (2) along the easterly line of premises herein along or through a stone wall and along the westerly line of lands now or formerly of Scheu, Blasenheim, Radmer, and Cottage Heights, Inc., South 12 degrees 34 minutes 27 seconds East 644.90 feet to a point thence (3) continuing along said stone wall in along the Westerly line of lands now or formerly of the Jewish Theological Seminary of America South 12 degrees 11 minutes 47 seconds East 352.20 feet to a point thence, (4) continuing along said lands South 8 degrees 42 minutes 07 seconds East 55.96 feet to an iron pipe at an angle point in said lands thence (5) along the northerly line of said seminary lands South 85 degrees 42 minutes 19 seconds West 173.08 feet to an iron pipe at the Southeast corner of lands now or formerly of Stanley Sherry thence along said lands the following two courses and distances (6) North 15 degrees 21 minutes 27 seconds East 135.18 feet and (7) South 85 degrees 42 minutes 47 seconds West 400.69 feet to a point in the easterly line of Christian Herald Road as it presently exists thence along the

Easterly line of Christian Herald Road as it presently exists the following 6 courses and distances, (8) North 9 degrees 56 minutes 57 seconds West 148.14 feet (9) North 1 degree 24 minutes 33 seconds East 201.05 feet (10) along a curve to the left having a radius of 322.64 feet an arc length of 136.79 feet (11) North 22 degrees 52 minutes 57 seconds West 107.21 feet (12) along a curve to the right having a radius of 427.28 feet an arc length of 178.60 feet and (12) North 1 degree 04 minutes 03 seconds East 100.23 feet to the Point of Place of BEGINNING.

TBM - 10/15/75
Page 14

(1975-728) Co. Pizzutello offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed.

Seconded by Co. Maloney

All voted Aye.

(1975-729) Co. Maloney offered the following resolution:

WHEREAS, Councilman Maloney, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled "A LOCAL LAW PROVIDING FOR DISCLOSURE BY OFFICIALS AND EMPLOYEES OF THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the best public interest that said local law 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 Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 29th day of October, 1975, at 8:45 P.M. relative to such proposed local law, and be it

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, and posted in the manner provided by law, and be it

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

Seconded by Co. Lodico

All voted Aye.

(1975-730) Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown adopted Local Law No. 7-1971 entitled "LOCAL LAW CONCERNING FULL DISCLOSURE BY ELECTED OFFICIALS OF THE TOWN OF CLARKSTOWN" at a regular meeting held October 20, 1971, and

WHEREAS, the Town Board is now considering comprehensively amending said local law by proposing a new local law concerning full disclosure, and

WHEREAS, Councilman Maloney, a member of the Town Board, has introduced a local law to repeal Local Law No. 7-1971;

(continued)

TBM - 10/15/75
Page 15

(1975-730 continued)

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Sec. 20 of the Municipal Home Rule Law be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on the 29th day of October 1975, at 9:00 P. M. relative to the repeal of Local Law No. 7-1971 entitled "LOCAL LAW CONCERNING FULL DISCLOSURE BY ELECTED OFFICIALS OF THE TOWN OF CLARKSTOWN", and be it

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

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

Seconded by Co. Lodico

All voted Aye.

(1975-731) Co. D'Antoni offered the following resolution:

WHEREAS, Councilman D'Antoni, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled "A LOCAL LAW ESTABLISHING QUALIFICATIONS FOR ELECTED AND APPOINTED OFFICIALS OF THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the best public interest that said local law 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 Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 29th day of October, 1975, at 9:15 P.M., relative to such proposed local law, and be it

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, and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such 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 Clerk.

Seconded by Co. Pizzutello

All voted Aye.

1B1014

TBM - 10/15/75
Page 16

(1975-732) Co. Pizzutello offered the following resolution:

WHEREAS, it has been proposed that Martinus Hogencamp Cemetery located at Little Tor Road, New City, New York, be designated as a historical site pursuant to Chapter 12, Section 3, sub-paragraph C. of the Code of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on the 29th day of October, 1975 at 9:30 P.M., to consider the designation of the aforesaid property as an historical site, and be it

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 official newspaper of the Town as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Co. D'Antoni

All voted Aye.

(1975-733) Co. Lodico offered the following resolution:

RESOLVED, that based upon the recommendation of the Town Engineer, the Spring Valley Water Co. is hereby authorized to install one (1) hydrant on the west side of Wisconsin Avenue, approximately 50 feet south of the center line of Quaspeck Road, Valley Cottage, (Inves. No. 8157) and one (1) hydrant on the north side of DeForest Court and Waters Edge, Valley Cottage (Invest. No. 7993).

Seconded by Co. Maloney

All voted Aye.

(1975-734) Co. Maloney offered the following resolution:

WHEREAS, an action was commenced by the Town of Clarkstown against Republic Insurance Company, et al, pursuant to Resolution No. 299-1973 in connection with the dedication of the improvements in Chestnut Homes Subdivision in New City, New York, and

WHEREAS, after negotiations it was mutually agreeable that Republic Insurance Company pay to the Town of Clarkstown the sum of \$2,170.00 for settlement of the said action;

(continued)

TBM - 10/15/75
Page 17

(1975-734 continued)

NOW, THEREFORE, be it

RESOLVED, that the sum of \$2,170.00 is hereby accepted for release and satisfaction of the claim of the Town of Clarkstown against Republic Insurance Company, et al, and be it

FURTHER RESOLVED, that a deed dated April 15, 1973 from Co-Val Builders, Corp., conveying Chestnut Grove Court, and related improvements to the Town of Clarkstown is hereby accepted by the Town of Clarkstown and ordered filed in the Rockland County Clerk's Office, and be it

FURTHER RESOLVED, that the performance bonds Nos. 903756 and 903757 dated May 22, 1969 with Co-Val Builders Corp., as Principal and William Pierotti, Peter Montemurro, Nicholas Montemurro, Ronald M. Kahn, Milton A. Kase, Harry Foster and Jerome Feinburg as Co-principals and the Republic Insurance Company as Surety for the benefit of the Town of Clarkstown are hereby released, and be it

FURTHER RESOLVED, that the Town Attorney prepare a stipulation of settlement dismissing the aforementioned lawsuit.

Seconded by Co. Lodico

All voted Aye.

(1975-735) Co. Maloney offered the following resolution:

WHEREAS, pursuant to negotiations, a Stipulation of Settlement has been prepared dismissing an action against Republic Insurance Company with regard to completion of certain improvements in a subdivision known as Chestnut Homes Subdivision, and

WHEREAS, the sum of \$2,170.00 has been received from Republic Insurance Company in connection with said settlement;

NOW, THEREFORE, be it

RESOLVED, that said sum of \$2,170.00 be deposited in General Fund Unanticipated Revenues Account to be applied by the Superintendent of Highways, pursuant to the Town Engineer's reports and requirements, toward the completion of certain improvements pursuant to the aforesaid Stipulation of Settlement.

Seconded by Co. Lodico

All voted Aye.

IB1014

TBM - 10/15/75
Page 18

(1975-736) Co. Lodico offered the following resolution:

RESOLVED, that a Building Permit under provisions of Section 280-a of the Town Law is hereby granted to SIMON RAWLE for property situate on the east side of West Broadway, 36.31 feet north of McKinley Avenue located in the hamlet of Central Nyack, New York, more specifically designated on the Clarkstown Tax Map as Map 119, Block A, Lots 9.01 and 9.02.

Seconded by Co. Maloney

All voted Aye.

(1975-737) Co. Pizzutello offered the following resolution:

RESOLVED, that a Building Permit under provisions of Section 280-a of the Town Law is hereby granted to MFS CONTRACTORS, INC., for property located at the east side of Lenox Avenue and the west side of Highway Avenue, 600 feet south from Tremont Street and located in the Hamlet of Congers, New York, more specifically designated on the Clarkstown Tax Map as Map 126, Block C, Lots 11.01 and 12.01.

Seconded by Co. Maloney

On roll call the vote was as follows:

AYES: Co. D'Antoni, Maloney, Puzzutello, Supv. Gerber
ABSTENTION: Co. Lodico

MOTION CARRIED

(1975-738) Co. Lodico offered the following resolution:

RESOLVED, that the sum of Nine hundred sixty dollars (\$960.00) be appropriated for the purpose of grading and seeding at the Sanitary Landfill, said amount to be taken from the Sanitary Landfill Building Bond Account.

Seconded by Co. Maloney

All voted Aye.

TBM - 10/15/75
Page 19

(1975-739) Co. Lodico offered the following resolution:

WHEREAS, portions of the Town of Clarkstown were encompassed within the boundaries of the Rockland County Sewer District No. 1, and

WHEREAS, the cost of sewer service in said Rockland County Sewer District No. 1 is partially paid on the basis of units hooking into said system, and

WHEREAS, it appears that other component parts of Rockland County Sewer District No. 1 do not comply with the local laws, rules and regulations of the County of Rockland and the Rockland County Sewer District No. 1 concerning reporting units hooking into said system, and

WHEREAS, it appears because of said failure to comply by those other component parts that citizens of the Town of Clarkstown residing within Rockland County Sewer District No. 1 have been unfairly burdened with charges for sewer services which are properly attributable to other persons within the district, and

WHEREAS, the Rockland County Legislature has refused to take action on this matter;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney of the Town of Clarkstown is hereby authorized to bring an action on behalf of the Town Board of the Town of Clarkstown and individual citizens of the Town of Clarkstown unfairly affected by said deficiencies in the Rockland County Sewer District in order to force the County of Rockland and the other component parts of the Rockland County Sewer District No. 1 to comply with the local laws, rules and regulations of the County of Rockland and the Rockland County Sewer District No. 1.

Seconded by Co. D'Antoni

All voted Aye.

(1975-740) Co. Maloney offered the following resolution:

RESOLVED, that Town Board meeting be adjourned in order to hold scheduled Public Hearing.

Seconded by Co. Pizzutello

All voted Aye.

Public Hearing in the matter of Petition for Extension of Clarkstown Consolidated Water Supply District #1 to include NEWPORT ESTATES SECTIONS I & II to be rescheduled due to legal imperfection.

Town Board signed ORDER CALLING PUBLIC HEARING, in the matter of Petition - Extension of Clarkstown Consolidated Water Supply District #1 to include NEWPORT ESTATES SECTIONS I & II -- setting public hearing for November 19, 1975 at 8:45 P. M. (ORDER FOLLOWS)

1B1014

At a meeting of the Town Board of the Town of Clarkstown, Rockland County, New York, held at the Meeting Room of the Town Hall, at 10 Maple Ave., New City, in said Town of Clarkstown on the 15 day of OCTOBER, 1975

PRESENT:

GEORGE S. GERBER,
JOHN R. MALONEY,
JOHN LODICO, SR.,
VINCENT PIZZUTELLO
ANTHONY D'ANTONI,

SUPERVISOR
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN

ORDER CALLING

PUBLIC HEARING

IN THE MATTER OF:

PETITION for the EXTENSION of the CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT #1

to include NEWPORT ESTATES SECTIONS I & II

in the Town of Clarkstown, Rockland County, New York.

WHEREAS, a written Petition dated AUGUST 27, 1975 due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the Extension of the Clarkstown Consolidated Water Supply District #1 in the said Town, to be bounded and described as follows:

(ATTACH DESCRIPTION)

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Meeting Room of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, Rockland County, New York, in said Town of Clarkstown, on the 19th day of November 1975 at 8:45P.M. _____ time to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other action as may be required by law or proper in the premises.

Dated: OCTOBER 15 1975

George S. Gerber

GEORGE S. GERBER, SUPERVISOR

John R. Maloney

Councilman

Vincent Pizzutello

Councilman

Anthony D'Antoni

Councilman

John Lodico Sr.

Councilman

STATE OF NEW YORK
COUNTY OF ROCKLAND SS:
TOWN OF CLARKSTOWN

I, Alice Weber, Deputy Town Clerk of said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of ORDER setting hearing RE:Ext. of Clarkstown Consolidated Water Supply District #1 with the original now on file in said office, and find same to be a true and correct transcript therefrom and of the whole of such original. IN TESTIMONY WHEREOF, I have hereunto subscribed by name and affixed the seal of said Town of Clarkstown, this 15th day of OCTOBER 1975.

Alice Weber

Deputy Town Clerk

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, shown and designated as Lots A11, A12, A13, A14, A15 and A16, B15, B16, B17, B18, B19, B20, B21, B22, and B23 in Section II on Subdivision Plat entitled "Subdivision of NEWPORT ESTATES, Section II, Town of Clarkstown, Rockland County, New York", made by Jack D. Boswell & Associates, dated June 21, 1974 and revised August 30, 1974, and filed in the Rockland County Clerk's Office on November 1, 1974 in Map Book 87 at Page 67 as Map No. 4564.

EXCLUDING THEREFROM ANY PORTION LYING IN A PREVIOUSLY ESTABLISHED WATER DISTRICT.

SCHEDULE B

IB1014

TBM - 10/15/75
Page 22

(1975-741) Co. Maloney offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed.

Seconded by Co. Pizzutello

All voted Aye.

(1975-742) Co. Lodico offered the following resolution:

WHEREAS, a violation notice No. 73-22 was issued as against the First State Bank of Rockland County, presently known as Bankers Trust of Rockland County, on March 8, 1973 for failure to secure an extension of a Building Permit No. 67-485 to permit the continuing use of a temporary bank trailer which was originally granted from July 17, 1967 to January 11, 1968 and which was further extended to June, 1969 and June 30, 1970 and for an additional three (3) months thereafter, and for failure to obtain a certificate of occupancy for the use of the bank trailer, and

WHEREAS, more than ten (10) days have passed since the service of said violation notice on the First State Bank of Rockland County, presently known as Bankers Trust of Rockland County, and

WHEREAS, said First State Bank has failed to cure said violation notice and the Building Inspector has requested that legal action be taken upon said violation notice;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take any and all legal action necessary to secure compliance with said violation notice.

Seconded by Co. D'Antoni

All voted Aye.

(1975-743) Co. Pizzutello offered the following resolution:

WHEREAS, in the opinion of the Building Inspector of the Town of Clarkstown, the New York Building Construction Code relates to Group Homes, since under the Multiple Dwelling Code, there has been a change of occupancy and two of the Group Homes are located in frame buildings within the fire limits of the Town of Clarkstown, and

(continued)

(1975-743 continued)

WHEREAS, in the opinion of the Building Inspector of the Town of Clarkstown Group Homes operated by Saint Agatha's Home For Children at Congers, New York and New City, New York and Saint Agnes' Home and School For Children, Patterson Avenue, West Nyack, do not conform to the New York State Building and Construction Code as it relates to Group Homes under the Multiple Dwelling Code B-1;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney's Office is hereby directed to take all necessary legal steps to enforce compliance by Saint Agatha's Home for Children and Saint Agnes' Home and School for Children with the above referenced New York State Building and Construction Code.

Seconded by Co. D'Antoni.

Prior to roll call on the above resolution, Mr. Fred Haeger of Valley Cottage questioned the nature of proposing this action against these two homes -- has there been any attempt to have the organizations comply.

Supervisor Gerber stated he was going to answer at time of his vote, and would presume each Councilman would do the same. Supervisor stated this is conflict between interpretation of the Building Inspector and the rulings that some members of the Board understand to be of the New York State Department of Social Welfare -- Supervisor does not necessarily agree with the interpretation -- we have attempted to arrange a meeting between the Departments involved to resolve this -- if there is a conflict -- meeting will shortly be scheduled -- if there is a conflict it will be resolved so that the group homes are not penalized by the interpretation presently in effect.

On roll call the vote (with comments) was as follows:

COUNCILMAN D'ANTONI: YES.

COUNCILMAN LODICO: I feel resolution has to do with whether or not there is a conceptual acceptance of group homes in the town and I am prepared to wait for the meeting of the two agencies as well as our Building Inspectors Offices and all other agencies that may have jurisdiction. I feel this is premature at this time for such an action by our Town Attorney and vote NO.

COUNCILMAN MALONEY: I also am voting NO because, being familiar with the rules governing group homes, I don't feel that there is a conflict and I am willing to wait for both parties to get together.

COUNCILMAN PIZZUTELLO: I vote YES and I feel that once and for all I'd like to know where we stand -- the Building Inspector has indicated there are violations -- this is the way to bring to a head -- has been going on in some instances for as much as two years.

SUPERVISOR GERBER: NO.

MOTION NOT CARRIED.

1B1014

TBM - 10/15/75
Page 24

(1975-744) Co. Lodico offered the following resolution:

WHEREAS, severe drainage problems exist on certain property in the Town of Clarkstown, more particularly described and designated on the tax map of the Town of Clarkstown as Map 76, Block B, Lots 2.49, 2.50 and 2.51, and

WHEREAS, it is the opinion of the Town Engineer that the said drainage problem can be relieved by the installation of an open drainage swale on said property;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways be and hereby is authorized to perform the necessary work to remedy such drainage difficulties pursuant to the specifications of the Town Engineer, and be it

FURTHER RESOLVED, that costs for such drainage work be charged to Drainage Account #3.

Seconded by Co. Maloney

All voted Aye.

(1975-745) Co. Maloney offered the following resolution:

WHEREAS, a clerical error appeared in Resolution #723 dated September 11, 1974;

NOW, THEREFORE, be it

RESOLVED, that the aforementioned resolution is hereby amended to read as follows:

"RESOLVED, that the Official Map of the Town of Clarkstown is hereby amended to place thereon the 60 foot Right-of-Way, Secondary Road, Valley Cottage, New York, shown on a map prepared by the Town Planner's Office, entitled 'Industrial Road Location Study RS 123', dated May 21, 1974."

Seconded by Co. Lodico

All voted Aye.

(1975-746) Co. Lodico offered the following resolution:

WHEREAS, the following has applied for a Certificate of Registration pursuant to Sec. 83-65 of the Code of the Town of Clarkstown:

(continued)

TBM - 10/15/75
Page 25

(1975-746 continued)

WARRINER SMITH UTILITIES, INC.
61 SUMMIT PARK ROAD
SPRING VALLEY, NEW YORK

NOW, THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 75-30 to Warriner Smith Utilities, Inc.

Seconded by Co. Pizzutello

All voted Aye.

1B1014

(1975-747) Co. Maloney offered the following resolution:

WHEREAS, on October 3, 1975 a petition was received requesting that the following proposition be placed on the ballot:

EXPENDATURES - WHENEVER THE TOTAL COST OF A PROJECT, SERVICE OR CAPITAL ACQUISITION IS GREATER THAN TWO HUNDRED AND FIFTY THOUSAND DOLLARS (\$250,000.00) IT MUST BE APPROVED BY THE ELECTORATE OF THE TOWN OF CLARKSTOWN IN A MANDATORY REFERENDUM

WHEREAS, it has been determined that case law in the State of New York, Opinions of the State Comptroller, Opinions of the Attorney General, and the Office of Local Government, declare that such proposition would be illegal as being unauthorized by statutes of the State of New York and the constitution of the State of New York, and

WHEREAS, Section 81 of the Town Law only permits submission to the electorate of propositions for stated purposes or propositions which may be lawfully submitted pursuant to any General Law or Special Law, and

WHEREAS, the proposition herein submitted is not within the specifications of Section 81 and is not authorized by any General or Special Law;

NOW, THEREFORE, be it

RESOLVED, that said proposition shall not be certified to the Board of Election because same is unauthorized and illegal and not within the purview of the permitted scope of action of the Town Board pursuant to Section 81 of the Town Law.

Seconded by Co. Pizzutello

All voted Aye.

TBM - 10/15/75
Page 26

Mrs. Rita Feinberg stated she felt this is just the Town Attorney's opinion and he was not supposed to get this opinion, all he was supposed to do was file the necessary papers and put it to the Board of Elections so that it would be able to be voted on by the people -- feel you have acted illegally by waiting until today -- it was due yesterday -- another alternative was to file your complaints with the Town Clerk within 5 days -- we are going to take action on this because you acted illegally.

Supervisor Gerber stated the question of the merits of the proposed referendum was never in question -- the Town Board has the right, and by law is required, to seek the advice of the Town Attorney on any matter that comes before the Town Board. We operate under the laws of the State of New York, including the Town Law which specifies it. This Town Board asked the Town Attorney for his opinion -- he provided us not with his own single opinion, but with Court cases....

Mr. Fred Haeger and Mr. Joseph Pantano also addressed the Town Board regarding the foregoing resolution expressing their views that the Town Board is not giving the people enough voice in government.

(1975-748) Co. Pizzutello offered the following resolution:

RESOLVED, that the resignation of Richard Kolka, Strawtown Road, New City, New York as Cleaner, part-time, is hereby accepted with regret, effective October 17, 1975.

Seconded by Co. D'Antoni

All voted Aye.

(1975-749) Co. Pizzutello offered the following resolution:

RESOLVED, that Thomas Mulligan, 8 Parkway Drive, New City, New York is hereby appointed to the position of Cleaner, part-time - Town Hall - not to exceed twenty hours per week, at the hourly wage of \$3.79, effective October 20, 1975.

Seconded by Co. D'Antoni

All voted Aye.

(1975-750) Co. Lodico offered the following resolution:

WHEREAS, Councilman Lodico, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled "A LOCAL LAW ESTABLISHING DEPARTMENT OF ENVIRONMENTAL CONTROL IN THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the best public interest that said local law 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 Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 29th day of October 1975 at 9:45 P.M., relative to such proposed local law, and be it

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, and posted in the manner provided by law, and be it

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

Seconded by Co. Maloney

All voted Aye.

(1975-751) Co. D'Antoni offered the following resolution:

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102, Sec. 14, of the Code of the Town of Clarkstown at Clarkstown High School North (77-A-1) by the installation of fire lane designations, and

WHEREAS, Tercizio Binotto the owner and/or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said fire lane designations;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector and the Fire Inspector with regard to the installation of certain fire lane designations shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Pizzutello

All voted Aye.

1B1014

TBM - 10/15/75
Page 28

(1975-752) Co. Maloney offered the following resolution:

RESOLVED, that the Town Board meeting be adjourned in order to hold scheduled Public Hearing.

Public Hearing in the matter of improvement of the facilities for the collection of sewerage in an unincorporated area of the Town of Clarkstown, in the County of Rockland, New York, benefited thereby, pursuant to Article 12-C of the Town Law, extended to October 29, 1975 at 8:00 P. M.

Town Board signed ORDER CALLING FURTHER PUBLIC HEARING, in the matter of the improvement of the facilities for the collection of sewerage in an unincorporated area of the Town of Clarkstown, in the County of Rockland, New York benefited thereby, pursuant to Article 12-C of the Town Law -- setting public hearing for October 29, 1975 at 8:00 P. M. (ORDER FOLLOWS)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, 10 Maple Avenue, in said Town, on the 15th day of October 1975.

PRESENT:

Hon. George S. Gerber,	Supervisor
John Lodico, Sr.,	Councilman
John R. Maloney,	Councilman
Anthony D'Antoni,	Councilman
Vincent Pizzutello,	Councilman

-----X

In the Matter	:	ORDER CALLING
of the	:	FURTHER
	:	PUBLIC HEARING
improvement of the facilities for the collection of sewerage in an unincorporated area of the Town of Clarkstown, in the County of Rockland, New York, benefited thereby, pursuant to Article 12-C of the Town Law.	:	October 15, 1975
	:	

-----X

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York (herein called the "TOWN BOARD" and "TOWN", respectively), has for some time been concerned with the need of facilities for the collection of sewage in an unincorporated area of the Town (herein called "MASTER SEWER IMPROVEMENT AREA NO. 2");

(continued)

WHEREAS, the Town Board has caused Charles Velzy Associates, duly licensed by the State of New York, to prepare a general map, plan, report and estimate of expense for the construction, in the Master Sewer Improvement Area No. 2, of a sewer system, consisting of sewage collection pipes to connect with Rockland County Interceptor lines, and also including buildings, land or rights in land and the necessary original furnishings, equipment, machinery and apparatus and appurtenances thereto, pursuant to Article 12-C of the Town Law, at an estimated maximum cost, for Phase I, of \$680,000 and for Phase II, of \$1,440,000, which map, plan, and report and estimate of expense have been duly filed in the Office of the Town Clerk for public inspection; and

1B1014

WHEREAS, the proposed Master Sewer Improvement Area No. 2 shall include the entire area of the Town outside of any village, not included in Master Sewer Improvement Area No. 1, and

WHEREAS, a public hearing was duly called and held on September 17, 1975, and

WHEREAS, due to revised plans for the construction to be performed in each of the two project plans, the Town Board has determined that the estimates of cost for construction of said system should be revised;

WHEREAS, the maximum amount now proposed to be expended for the construction of Phase I, is \$858,000 and for Phase II is \$1,218,000, being a total maximum amount of \$2,076,000, 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 Sewer Improvement Area No. 2 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; now, therefore, be it

(continued)

ORDERED, that a meeting of the Town Board be held at the Town Hall, 10 Maple Avenue, in the Town, on October 29, 1975, at 8:00 o'clock P. M. (E.S.T.) to consider construction of the sewer system for the Master Sewer Improvement Area No. 2 as herein proposed and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER, ORDERED, that the Town Clerk publish at least once in the "JOURNAL NEWS," a newspaper published in Nyack, New York, and hereby designated as the official newspaper of the Town for such publication, and post conspicuously on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places within the area proposed to be benefited as herein described, a copy of this Order certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the day set and designated herein for said public hearing as aforesaid.

Dated: October 15, 1975

TOWN BOARD OF THE TOWN OF CLARKSTOWN

[Handwritten Signature]

Supervisor

[Handwritten Signature]

Councilman

[Handwritten Signature]

Councilman

[Handwritten Signature]

Councilman

[Handwritten Signature]

Councilman

SEAL

Members of the Town Board of the Town of Clarkstown, New York

(continued)

TBM - 10/15/75
Page 32

There being no further business before the Town Board, the Town Board Meeting was adjourned until Wednesday, October 29, 1975 at 8:00 P.M., at which time scheduled Public Hearings will be held.

Next regularly scheduled Town Board Meeting,
November 5, 1975 at 8:00 P. M.

Signed,



ALICE WEBER
Deputy Town Clerk