

## PUBLIC HEARING

Town Hall

1/12/77

8:15 PM

RE: PETITION FOR CHANGE OF ZONING FROM R-40 TO R-15 -- SCHREMER HOLDING CORP. AND ALFRED AND ROBERT SCHREMER -- PROPERTY LOCATED AT RED HILL ROAD, NEW CITY, NEW YORK

Supervisor Gerber declared Public Hearing open; Town Clerk read Notice of Hearing and affirmed as to proper publication and posting for the hearing.

Supervisor Gerber read correspondence received and on file from the following:

Clarkstown Planning Board; Rockland County Planning Board; Clarkstown Central School District; New City Park Club, Inc.; Catherine McDougal, 66 Parker Avenue, New City; Henry J. Buechli, 188 Burda Venue, New City and Frieda Savitz Ladin, 109 West Clarkstown Road, New City.

Attorney Donald Tracy of Tracy and Werner, 317 So. Little Tor Road appeared and spoke on behalf of the petitioner stating that the use permitted was appropriate, school facilities exist, drainage will have to be provided as well as the sewerage and water extension district. At present the area consists of the northerly portion approximately 16 acres in R-15 and the balance, approximately 24 acres in R-40. Mr. Tracy called attention to the various interpretations of consultants and planning boards regarding the drainage and use of the acreage involved.

Mr. Tracy stated that the 1966 Comprehensive Amendment to the Town Zoning Ordinance provided for the area to be zoned from low to medium density east of West Clarkstown Road. In 1971 the plan was updated and revised, showing a portion of the acreage north and east of Red Hill Road in R-40 -- the R-40 is not in keeping with the so-called master plan -- as a result, homes in the R-15 and R-40 would face each other, a situation which is not desirable.

Mr. Tracy called Mr. Robert Schremer, 201 Red Hill Road, New City, a participant and part-owner in the property involved. After being sworn in, Mr. Schremer stated that he is now paying \$28,000 per year taxes on his property and that as an excavating contractor working in a depressed construction area he is not able to meet that obligation. He also stated that he has not been able to dispose of the property on the market and that he is aware of the zoning changes he requests. It is his opinion that the acreage north of Red Hill Road should be all R-15 and the adjacent acreage to the south, 1/2 acre to 1 acre. When questioned by Mr. Tracy as to water retention on the property, he stated that he was willing to make any concessions as required by the governing agencies.

No other persons appeared in favor of the petition.

Supervisor Gerber requested that those in attendance who wished to speak in opposition to make themselves known. The following persons appeared:

Linda McDermott, Red Hill Road, New City -- presented petition with 130 signatures opposing any density other than R-40 for the area in question.

(continued)

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Edwin Russell, 22 Parker Avenue, New City -- stated that the northern section of the property is now a retention basin and any further development would cause additional problems. He stated that Mr. Schremer had an opportunity to sell some of his property to him 6 or 7 years prior, but would not sell. OPPOSED to any change in the zoning.

Walter Fleischer, 443 Buena Vista Road, New City -- Vice President of the West Branch Conservation Society -- Opposed to the change any change would increase the run-off of water and cause problems. Also felt that the impact on the local schools would be severe.

Mary Loeffler, 15 Oak Road, New City -- representing the Link School P.T.A. -- stated that a severe traffic problem would be created, no sidewalks in the area, no bussing available. Red Hill Road is now being used as a thoroughfare for people exiting from the Palisades Parkway, West Clarkstown Road, etc., and is overburdened. Recommends denial.

Macpherson Connor, 111 Red Hill Road, New City -- stated that the run-off overflows Red Hill Road now, without any construction of homes. Condition will worsen if downzoning is permitted. Traffic is now overburdening on this road -- please deny.

LeRoy Conklin, 6 Tall Oaks Lane, New City -- his property abuts the Schremer property on the south and will be effected by the drainage changes. He agrees with the agencies involved who expressed opposition to the change.

William Heatherington, New City Park Club -- questioned Mr. Tracy's statements as to the provision of retention basins as the size and amount have not been determined and could possibly be of such magnitude that Mr. Schremer would not agree.

Michael Holland, 116 West Clarkstown Road -- rezoning would bring over 100 homes with an average of two cars to a family and would create a serious traffic hazard on Red Hill Road -- definitely opposed.

Frank Lia, 46 Parker Avenue, New City -- has had water problems for 17 years in the area -- don't add to them -- opposed to change.

Ted Tokarz, 3 Tall Oaks Lane -- wished to go on record as being opposed to the change for reasons stated by the others.

Mary Russell Stetz, 18 Grand Street, New City -- drainage off this property now effects their property and will do more damage if the change of zoning is granted.

Patricia Priest, 20 Grand Street, New City -- her property abuts the Schremer acreage. Children in the neighborhood walk to school. Additional traffic would be hazardous. Drainage now washes silt and clogs drains. Additional homes will worsen the problem.

(continued)

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Theodore Romanic -- opposed for reasons of traffic increase and flooding.

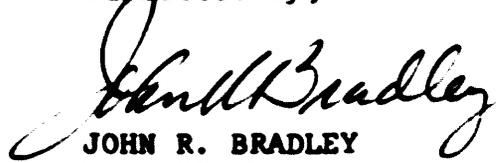
William Shea, 7 Adam Place, New City -- Drainage would worsen. Opposed.

Bob Dinalli, 8 Oak Road, New City -- questioned the marketability of constructing homes. Does not see that the Schremers have pleaded hardship. Opposed.

In rebuttal, Mr. Tracy suggested that the Town Board recognize the drainage problem in the area and investigate the requirements to alleviate by the applicant for everyones benefit.

There being no further discussion from the assemblage or the Town Board, Councilman D'Antoni offered a resolution to close the Public Hearing which was seconded by Councilman Maloney and unanimously adopted. DECISION RESERVED.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk

GEB179

## PUBLIC HEARING

Town Hall

1/12/77

8:45 P.M.

Present: Co. D'Antoni, Holbrook, Maloney, Piacentile, Supv. Gerber  
Murray N. Jacobson, Town Attorney  
John R. Bradley, Town Clerk

RE: APPLICATION OF STEPHEN ISER FOR CHANGE OF ZONING FROM  
R-15 TO RG-2, PROPERTY LOCATED AT THE EAST SIDE OF  
PASCACK ROAD, AND DESIGNATED ON THE CLARKSTOWN TAX MAP  
AS MAP 8, BLOCK A, LOT 3

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Supervisor Gerber declared Public Hearing open; Town Clerk read Notice of Hearing and affirmed as to proper posting and publication for the hearing.

Supervisor Gerber read correspondence received from the Rockland County and Clarkstown Planning Boards (copies on file in Town Clerk's Office) as well as letter received from Robert E. Steinmann, 19 Olin Drive, Spring Valley in opposition to the proposed change.

Attorney Martin Cornell appeared representing the applicant, and stated that the property is located on the east side of Pascack Road, north of Olin Drive and consists of approximately 5.4 acres with 400 feet fronting on Pascack Road, bounded on the east by LI0 zone, where there exists a warehousing operation and the Kingsgate Condominiums. An access road to the LI0 makes the southern boundary, semi-attached houses across Pascack Road on the west and the Village of Spring Valley on the north. This area was previously zoned part R-15 and LI0 and had approval for some 32 single family residences. This development was not pursued because the neighboring uses of property were considered undesirable to market the homes. An additional problem was the undesirable amount of reshaping the topography to accommodate single family residences.

A change of zoning to RG-2 would permit approximately 75 units, although the applicant is only asking for 25 units. Buffer zones could be used at the rear of the property and the natural topography would not be disturbed. Units would be separately owned with recreation and parking areas owned and maintained by an association of landowners. This would provide transition from high density of Kingsgate (Now Tall Trees) to low density and then to detached houses on small lots. He does not believe the additional units would contribute adversely to the traffic on Pascack Road.

With regard to drainage, Mr. Cornell is in 100% agreement that the property should conform with any requirements of the Town Engineer or the Environmental agency.

Also speaking with regard to the RG-2 zone, Robert Bowman, Building Inspector stated he would like to bring it to the attention of the Town Board that the concept is innovative, as applied, however, in his opinion, would not apply under the present RG-2 zone as it is written. Mr. Cornell conceded that this was the case, but stated that he had conferred with the Town Attorney about the use of Section 281 of the Town Law, which could probably be applied.

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Supervisor Gerber asked those in the audience who wished to be heard in opposition to make themselves known.

Robert Steinmann, 19 Olin Drive, Spring Valley -- gave some additional information as to the present drainage problem and felt that the entrance on Pascack Road would be a hazard.

George Ferguson, 108 N. Pascack Road, Spring Valley -- of the opinion that the entry location to Pascack Road very dangerous and the diversion of water by construction would endanger the property to the south. Suggested that the sale of the units would probably be very difficult.

Tom Halley, 97 Forest Glen Court, Spring Valley -- lives directly across from the proposed area. Road conditions are hazardous and a drainage problem exists.

Arlind Yolcot, 12 Spring Brook Road, Spring Valley -- questioned presentation by Mr. Cornell. Stated that Mr. Cornell leads to believe that zoning on the west is 40 x 100 ft. lots, but, in fact, it is R-15 zone with the houses located on smaller lots under Section 281 of the Town Law. He stated that there were now some 40 houses in the immediate area already constructed and not being sold. Tree Tops Condominiums have not completed a large enough section to indicate the true traffic effect on the area. This change may alter zoning patterns in the area. Please deny.

In rebuttal, Mr. Cornell agreed the road bend does exist where the entry to the property is indicated, but it can be changed and the applicant has agreed to dedicate the necessary property for road widening. He further acknowledged that there is a heavy run-off on the property but inasmuch as it now runs into the Pascack Creek to the south, construction would not change the effect on the creek.

No further persons wishing to be heard, Councilman Maloney offered a resolution to close the Public Hearing and reserve decision, which was seconded by Councilman Holbrook and unanimously adopted.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk

TOWN BOARD MEETING

Town Hall

1/12/77

8:00 P.M.

Present: Co. D'Antoni, Holbrook, Maloney, Piacentile, Supv. Gerber  
Murray N. Jacobson, Town Attorney  
John R. Bradley, Town Clerk

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

(1977-24) Co. D'Antoni offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting  
held on December 15, 1976, December 30, 1976 and the Organizational  
Meeting on January 5, 1977, are hereby adopted and accepted as  
submitted by the Town Clerk.

Seconded by Co. D'Antoni

All voted Aye.

Monthly reports for December, 1976 for the Office  
of the Building Inspector and the Zoning Board of Appeals on  
file in Town Clerk's Office for inspection.

Town Board signed ORDER calling Public Hearing in the  
matter of Petition for the Extension of Clarkstown Consolidated  
Water Supply District No. 1 to include: SICKLETOWN GREEN,  
WEST NYACK, NEW YORK. ORDER FOLLOWS

Town Board signed ORDER calling Public Hearing in the  
matter of Petition for the Extension of the Clarkstown Consolidated  
Water Supply District No. 1 to include: SUBDIVISION PLAT THOMAS  
J. KING, NEW CITY, NEW YORK. ORDER FOLLOWS

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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 12th day of January 1977.

PRESENT:

GEORGE S. GERBER,	Supervisor	
JOHN R. MALONEY,	Councilman	ORDER CALLING
ANTHONY D'ANTONI,	Councilman	
CHARLES E. HOLBROOK,	Councilman	PUBLIC HEARING
JOHN T. PIACENTILE,	Councilman	

IN THE MATTER OF:

PETITION for the EXTENSION of the CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT #1 to include SICKLETOWN GREEN, WEST NYACK, NEW YORK in the Town of Clarkstown, Rockland County, New York

WHEREAS, a written Petition dated Nov. 5, 1976 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 No. 1 in the said Town, to be bounded and described as follows:

(INSERT DESCRIPTION)

NOW, THEREFORE, be it .

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 9th day of February 1977, at 8:15 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: January 12, 1977

John R. Maloney  
Councilman

John Piacentile  
Councilman

George S. Gerber  
GEORGE S. GERBER, SUPERVISOR

Anthony D'Antoni  
Councilman

Charles E. Holbrook  
Councilman

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

I, JOHN R. BRADLEY, Town Clerk of said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of an ORDER SETTING PUBLIC HEARING RE: Extension of the 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 my name and affixed the seal of said Town of Clarkstown, this 13th day of January, 1977.

John R. Bradley  
Town Clerk

EXHIBIT A

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

BEGINNING at a point located on the westerly right of way of Sickletown Road, said point being formed by the intersection of the westerly right of way of Sickletown Road and the common boundary line of the land described herein and lands N/F Evans; thence,

1. N75° 03' 58"W, 624.27 feet; thence,
2. N1° 48' 22"E, 407.22 feet; thence,
3. N88° 46' 26"W, 1,848.82 feet; thence,
4. S0° 49' 14"W, 274.80 feet; thence,
5. N84° 09' 29"W, 650.28 feet; thence,
6. S5° 49' 26"W, 358.67 feet; thence,
7. N88° 12' 29"W, 241.72 feet; thence,
8. S0° 37' 46"W, 345.16 feet; thence,
9. S88° 47' 39"E, 1,112.55 feet to a concrete monument; thence,
10. S28° 06' 08"W, 865.16 feet; thence,
11. N72° 28"W, 403.39 feet; thence,
12. N15° 59' 07"E, 200.23 feet; thence,
13. N42° 24' 29"W, 51.96 feet; thence,
14. N0° 36' 14"W, 183.18 feet; thence,
15. S87° 44' 46"W, 224.99 feet; thence,
16. S38° 27' 49"W, 120.09 feet; thence,
17. S6° 43' 53"W, 176.02 feet; thence,
18. S34° 36' 27"E, 127.68 feet; thence,
19. S85° 51' 27"W, 88.80 feet to a point on the right of way of the Palisades Interstate Parkway; thence,
20. On a curve to the left having a radius of 736.00 feet and a length of 71.41 feet to a granite monument; thence,
21. N34° 20' 47"W, 950.93 feet along the Palisades Interstate Parkway; thence,
22. N4° 53' 08"E, 885.71 feet along the Palisades Interstate Parkway to a granite monument; thence,
23. N0° 50' 01"W, 249.31 feet along the Palisades Interstate Parkway to a granite monument; thence,
24. S87° 43' 44"E, 296.42 feet along the Palisades Interstate Parkway to a granite monument; thence,

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25. S88° 41' 59"E, 478.91 feet along the Palisades Interstate Parkway to a granite monument; thence,
26. S89° 17' 23"E, 715.54 feet along the Palisades Interstate Parkway to a granite monument; thence,
27. S89° 06' 43"E, 1,334.83 feet to a monument; thence,
28. S88° 17' 17"E, 136.47 feet; thence,
29. S1° 15' 18"W, 177.20 feet; thence,
30. S88° 44' 42"E, 334.62 feet; thence,
31. On a curve to the right having a radius of 229.18 feet and a length of 359.99 feet; thence,
32. S1° 15' 18"W, 118.21 feet; thence,
33. On a curve to the left having a radius of 100.00 feet and a length of 161.72 feet; thence,
34. N88° 35' 38"E, 351.96 feet to a point on the westerly right of way of Sickletown Road; thence,
35. On a curve to the right having a radius of 557.70 feet and a length of 50.49 feet; thence,
36. S88° 35' 38"W, 345.20 feet; thence,
37. S1° 20' 52"E, 135.50 feet; thence,
38. N73° 52' 16"E, 147.87 feet; thence,
39. S72° 00' 04"E, 165.00 feet to a point on the westerly right of way of Sickletown Road; thence,
40. S17° 59' 56"W, 155.52 feet to a Rockland County Monument; thence,
41. S8° 48' 11"W, 1.78 feet back to the point or place of BEGINNING.

*Excluding therefrom any portion lying in a previously established Water District. M.H.  
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ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Clarkstown, County of Rockland, State of New York, bounded and described as follows:

BEGINNING at a point on the northerly side of Saw Mill Road at the southwest corner of the within described premises and the southeast corner of premises now or formerly of Camp Norge; thence (1) along said premises now or formerly of Camp Norge north  $19^{\circ} 40' 57''$  east 1079.55 feet to lands now or formerly of Maxtone-Graham; thence (2) along said lands north  $73^{\circ} 19' 00''$  east 450.33 feet to lands now or formerly of Goto; thence (3) along said lands south  $81^{\circ} 56' 28''$  east 71.97 feet; thence (4) south  $75^{\circ} 39' 50''$  east 506.22 feet along said lands and other lands of 1269-71 First Avenue Realty Corp. and Robert Alderisio to lands now or formerly of William Smith; thence (5) south  $18^{\circ} 05' 10''$  west along said lands of Smith and Dubin 237.40 feet; thence (6) north  $75^{\circ} 39' 50''$  west 408.70 feet along lands of Brody; thence (7) south  $17^{\circ} 32' 0''$  west 121.48 feet; thence (8) south  $36^{\circ} 22' 20''$  west 66.78 feet; thence (9) south  $1^{\circ} 24' 54''$  east 104.94 feet; thence (10) south  $88^{\circ} 33' 58''$  west 34.32 feet; thence (12) south  $13^{\circ} 02' 32''$  west 70.77 feet; thence (13) south  $39^{\circ} 10' 34''$  east 54.77 feet; thence (14) south  $44^{\circ} 58' 27''$  west 102.82 feet; thence (15) south  $27^{\circ} 24' 30''$  west 60.38 feet; thence (16) south  $31^{\circ} 25' 11''$  west 61.04 feet; thence (17) north  $71^{\circ} 05' 50''$  west 261.81 feet; thence (18) south  $35^{\circ} 49' 10''$  west 41.79 feet; thence (19) south  $18^{\circ} 39' 0''$  west 463.33 feet to the northerly line of Saw Mill Road; thence (20) north  $74^{\circ} 37' 20''$  west along the northerly side of Saw Mill Road 254.23 feet to the point or place of beginning.

Said premises intended to be all the premises shown on a subdivision map entitled "Subdivision Plat of Thomas J. King", dated December 5, 1975, made by Ostertag & McDougall and to be filed in the Rockland County Clerk's Office.

Excluding from said premises any part thereof already included in Clarkstown Consolidated Water District #1.

(1977-25) Co. Maloney offered the following resolution:

RESOLVED, That the application of FRANK W. FOLEY and JANE V. FOLEY for a change of zoning from R-40 District to R-22 District, on property located south side of Red Hill Road, New City, New York be referred to the Town Planning Board for report within 45 days pursuant to Section 106-32 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 Co. D'Antoni All voted Aye.

(1977-26) Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Joan Gilmartin, 6 Lake Drive, New City, New York as Crossing Guard - Police Department, is hereby accepted, effective and retroactive to December 22, 1976.

Seconded by Co. Piacentile All voted Aye.

(1977-27) Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Kathleen Clausz, 13 Hall Avenue, New City, New York as Crossing Guard - Police Department - is hereby accepted effective and retroactive to December 27, 1976.

Seconded by Co. Piacentile All voted Aye.

(1977-28) Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Richard E. Cruz, 31 Amundsen Lane, New City, New York as Crossing Guard - Police Department - is hereby accepted, effective and retroactive to January 7, 1977.

Seconded by Co. Piacentile All voted Aye.

(1977-29) Co. Maloney offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Substitute Crossing Guards - Police Department - at the prevailing salary of the post covered, effective and retroactive to January 3, 1977:

- JoAnne Hanlon, 51 Lyncrest Avenue, New City, N. Y.
- Laura Cintron, 9 South Park Avenue, Nanuet, N. Y.

Seconded by Co. Piacentile All voted Aye.

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(1977-30) Co. Piacentile offered the following resolution:

RESOLVED, that the resignation of Malverne Toll, as a member of the Consumer Affairs Commission, is hereby accepted with regret effective January 12, 1977.

Seconded by Co. Holbrook All voted Aye.

(1977-31) Co. Piacentile offered the following resolution:

RESOLVED, that Lee Bernstein, 20 Woodglen Drive, New City, New York, is hereby appointed to serve without compensation as a member of the Consumer Affairs Commission, effective January 12, 1977 to November 3, 1979.

Seconded by Co. Holbrook All voted Aye.

(1977-32) Co. D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on January 11, 1977 that six (6) clerk (CETA) positions - Assessor's Office - can be created,

NOW, THEREFORE, be it

RESOLVED, that six (6) Clerk (CETA) positions are hereby created, effective immediately, and to terminate no later than May 1, 1977.

Seconded by Co. Piacentile All voted Aye.

(1977-33) Co. D'Antoni offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Clerk (CETA) - Assessor's Office - at the annual salary of \$7,367, effective and retroactive to January 10, 1977:

Ann M. Cuccia, 10-16 Oxford Drive, Valley Cottage, N. Y.  
Jane M. Heid, 289 Germonds Road, West Nyack, N. Y.  
Inez Lertura, 2 Horseshoe Court, New City, N. Y.  
Dorothy Ladin, 14 Windmill Lane, New City, N. Y.  
Mary Moricco, 11 Brewery Road, New City, N. Y.

Seconded by Co. Maloney All voted Aye.

(1977-34) Co. Maloney offered the following resolution:

RESOLVED, that regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing:

Seconded by Co. Holbrook All voted Aye.

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(1977-35) Co. D'Antoni offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed, scheduled Public Hearing having been held.

Seconded by Co. Maloney

All voted Aye.

Supervisor Gerber declared Public Hearing regarding ISER to be open.

(1977-36) Co. Maloney offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed, scheduled Public Hearing having been held.

Seconded by Co. Holbrook

All voted Aye.

(1977-37) Co. Piacentile offered the following resolution:

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled as follows:

In the Matter of ALFRED BERG,

Petitioner,

For a Judgment Pursuant to CPLR Article 78

-against-

GEORGE S. GERBER, as Supervisor of the TOWN OF CLARKSTOWN and the TOWN OF CLARKSTOWN,

Respondents.

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary steps to defend said proceeding.

Seconded by Co. Holbrook

All voted Aye.

(1977-38) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install a "STOP" sign on the Town Right-of-Way exiting from the Nanuet Library onto Church Street, Nanuet.

Seconded by Co. Holbrook

All voted Aye.

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(1977-39) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install signs reading "NO PARKING - NO STANDING 7:00 a.m. - 4:00 p.m. MONDAY - FRIDAY" on both sides of Roslyn Lane between Gregory Street and the Little Tor Elementary School, New City.

Seconded by Co. Maloney

All voted Aye.

(1977-40) Co. D'Antoni offered the following resolution:

RESOLVED, that the Superintendent of Highways be authorized to install "NO PARKING" signs on Zukor Road in New City, on that section that bisects the golf course of the Dellwood Country Club.

Seconded by Co. Maloney

All voted Aye.

(1977-41) Co. Maloney offered the following resolution:

RESOLVED, that the regular Town Board meeting scheduled for January 19, 1977, is hereby cancelled.

Seconded by Co. Holbrook

All voted Aye.

(1977-42) Co. Maloney offered the following resolution:

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

LOU SCHAFFT CONTRACTING CORP.  
8 Deerfield Drive  
New City, New York

KUHN'S PLUMBING & HEATING SERVICE, INC.  
8 Railroad Avenue  
Pearl River, New York

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

No. 77-8 to Lou Schafft Contracting Corp.  
No. 77-10 to Kuhn's Plumbing & Heating Service, Inc.

Seconded by Co. Piacentile

All voted Aye.

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(1977-43) Co. Piacentile offered the following resolution:

RESOLVED, that Robert H. Bowman, Building Inspector of the Town of Clarkstown, is hereby authorized to attend the NAHB Conference in Dallas, Texas during the period January 21st through January 27th, 1977, at no expense to the Town of Clarkstown.

Seconded by Co. Holbrook

All voted Aye.

(1977-44) Co. Holbrook offered the following resolution:

RESOLVED, that James D. Cottle, Sr., Assistant Fire Inspector of the Town of Clarkstown, is hereby authorized to attend an Arson Investigation Seminar during the period January 31st through February 4th, 1977 in New York City, and be it

FURTHER RESOLVED, that payment of parking and tolls be charged against Account B3620-404.

Seconded by Co. Piacentile

All voted Aye.

(1977-45) Co. Holbrook 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 lights at the following locations:

Pheasant Drive, West Nyack  
Fawn Hollow Lane, New City

Seconded by Co. Maloney

All voted Aye.

(1977-46) Co. Holbrook offered the following resolution:

WHEREAS, certain covenants were contained in a zone change granted to Guiseppe DePaulis on December 4, 1974, and

WHEREAS, such covenants have not been complied with, despite numerous conferences and discussions about compliance, and

WHEREAS, the business on said property is presently operating under a temporary Certificate of Occupancy;

NOW, THEREFORE, be it

RESOLVED, that the Building Inspector of the Town of Clarkstown is hereby called upon to rescind such temporary Certificate of Occupancy and to withhold any further Certificates of Occupancy pending the compliance of Guiseppe DePaulis with the covenants and restrictions which are part of the zone change of Guiseppe DePaulis.

(continued)

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(1977-46 continued)

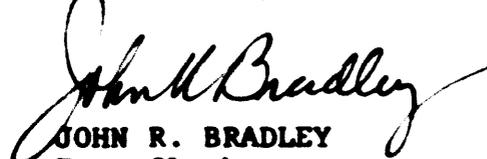
The foregoing resolution was seconded by Co. HOLBROOK. Prior to roll call the Building Inspector stated he had requested in the past from the Town Board a resolution to enforce the zoning requirements with regard to this particular property. He suggested that the Town Board amend the resolution to have the Town Attorney proceed legally to force the requirements thru the Courts. Following discussion, the vote was called, with results as follows:

AYES: Co. Holbrook, Maloney, Piacentile, Supv. Gerber  
NAYS: Co. D'Antoni

RESOLUTION ADOPTED

There being no further business before the Town Board, Town Board Meeting was adjourned. Next scheduled Meeting of the Town Board to be held on Wednesday, January 26th, 1977 at 8:00 P.M.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk