

## PUBLIC HEARING

Town Hall

10/19/77

8:05 P.M.

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

RE: PUBLIC HEARING TO CONSIDER THE ADOPTION OF THE 1978 SEWER TAX  
ROLL WHICH INCLUDES WEST CLARKSTOWN DISTRICT, STRAWBERRY HILL  
DISTRICT AND CLARKSTOWN MASTER BENEFITED AREA NO. 1

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Supervisor Gerber declared Public Hearing open; Town Clerk read Notice of Hearing and affirmed affidavits of publication and posting in the file.

Supervisor Gerber stated the hearing for Adoption of the Extended Sewer Roll is required by law. The use rate is \$.0924 per hundred dollars; footage rate is \$.2657 per foot and unit charge is \$24.25. The current roll is subject to amendment if required. A \$50,000 house having 100 foot frontage, the tax would be \$97.02 as opposed to \$107.07 for 1977, a decrease of about 11%. This sewer tax will become part of the tax levied by the Town on January 1st. It does not cover any sewer cost other than Town charges.

IN FAVOR:

No one appeared.

OPPOSED:

No one appeared.

On motion offered by Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted, public hearing was closed -- DECISION RESERVED.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk

## PUBLIC HEARING

Town Hall

10/19/77

8:15 PM

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

RE: SPECIAL PERMIT APPLICATION OF JOHN A. STEFAN, TRUSTEE TO OPERATE A GASOLINE FILLING STATION PURSUANT TO THE REQUIREMENTS OF SECTION 106-10A, DIST. RS, COLUMN 3, PARAGRAPH B3 AND SECTION 106-16G OF THE ZONING ORDINANCE OF THE TOWN OF CLARKSTOWN FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF ROUTE 59 AND MIDDLETOWN ROAD, NANUET, NEW YORK

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Supervisor Gerber declared Public Hearing open; Town Clerk read Notice of Hearing and testified as to proper posting and publication as well as proper posting of the property and service of Notice of Hearing by the petitioner.

Supervisor Gerber read the following correspondence into the record:

RECOMMENDATION OF THE CLARKSTOWN PLANNING BOARD

RECOMMENDATION TO THE HONORABLE TOWN BOARD: THAT THE SPECIAL PERMIT FOR JOHN STEFAN 14B19 NANUET FOR A PROPOSED GAS STATION BE GRANTED WITH THE FOLLOWING CONDITIONS:

1. Install a continuous trough type-drainage across the ingress and egress lanes to Route 59,
2. Show existing sanitary sewer lines prior to demolition of the existing building,
3. Submit landscaping plans to Shade Tree Commission,
4. No filling to be permitted in the area along the Naurashaun Brook, E. of the proposed gas station,
5. Seed to permanent cover paved or disturbed areas outside the proposed border planting. Remove existing pavement outside the developed portion,
6. Provide temporary baled hay barrier along Route 59 entrance,
7. Applicant to return to the Planning Board for site plan review and approval.

Further to the above and in accordance with Section 106-16G the Planning Board recommends that....

1. That there will be no automobile repairs on the site,
2. There will be no more than two cars parked on the site, these being for the employees,
3. All gasoline pumps and service facilities shall be set back at least 20 feet from the front lot line,

(continued)

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Clarkstown Planning Board (continued)

4. Planning Board has no objection to waiver of distance requirements (300-ft. Nanuet Hebrew Center, 1000' nearest gasoline filling station),
5. No vehicle will be parked continually as there will be no repairs on the site.

(signed) Rudolph J. Yacyshyn, Chairman

Letter from Michael J. Higgins Funeral Service Inc.

"It is our understanding that the owners of property located on the South East corner of So. Middletown Road and Route 59, in the hamlet of Nanuet, are seeking approval for the establishment of a retail gasoline service facility on said site.

Please be advised that my wife, Dorothy Higgins and the undersigned are owners of the adjacent property and conduct a funeral business on same. We have seen the site plans for the service facility in question and urge your approval.

The Route 59, Middletown Road intersection in Nanuet has been in a deteriorating and unattractive condition for several years and the aforementioned site plans will, in our opinion, greatly enhance the esthetic appearance of the intersection."  
(signed) Michael J. Higgins

Letter from Nanuet Hebrew Center, 34 South Middletown Road, Nanuet, New York 10954

"On behalf of the Board of Directors of the Nanuet Hebrew Center, I wish to inform you and the other members of the Town Board that we are unanimously opposed to the application of the Exxon Corporation for permission to use the Stefan property situated at the Southeast corner of Middletown Road and Route 59 as a gasoline filling station."  
(signed) Rose S. Kiesler, President, Nanuet Hebrew Center

NOTE: Copies of above correspondence on file in Town Clerk's Office and available for inspection.

Donald Tracy, Tracy and Werner, 317 Little Tor Road South, New City -- attorney for applicant, addressed the Town Board. Mr. Tracy stated that there was a letter from the Rockland County Planning Board on file in Town records that recommended approval. He also stated that this was the only matter in his recollection of past applications that had the unanimous approval of every agency it appeared before.

Mr. Tracy introduced his first witness, John A. Stefan, 142 Grandview Avenue, Nanuet, New York who is Trustee for the property in question. Mr. Stefan stated that over the years,

(continued)

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(Mr. Stefan continued)

attempts have been made to develop the property, but sale or development was not feasible because of the proposed realignment by N.Y. State of Route 59. That plan has now been withdrawn and the area stabilized. Current taxes are \$11,000 per year.

Mr. Blaine Starkweather, 96 Surrey Road, Stamford, Connecticut, Licensed Professional Engineer employed by the Exxon Corp. was sworn in to give testimony. He stated that he had designed the site. To comply with the request of the Nanuet Hebrew Center in 1972, a fence separation between their property had been included as well as a buffer zone. Also at their request, a minimum size structure is being offered for approval, a picture of which was displayed. It was also agreed that no work on the site would be done on Saturdays or Sundays.

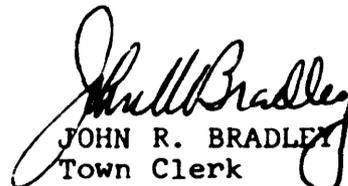
He further testified that the site plan encompasses all suggestions made by the Town Planning Board. The site is appropriately located with respect to transportation, water supply, waste disposal, police and fire protection and other public facilities. In his opinion, no undue traffic congestion will occur as a result of this site construction. Approval from the Department of Transportation, Town and County Planning Boards has been received. Plans have been modified to meet Department of Transportation requirements. Site will not permit any other uses that might be permitted by right in the RS Zone. Approval of site will improve the area esthetically and probably increase the property values in the area. Site will comply with all regulations as required under Special Permit. No repairs will be permitted on the site and only two spaces for parking of employees cars will be permitted. All facilities will be at least 21' away from property lines. Property will be within 300' and 1,000' from a school and church, but it is his understanding that being at an intersection, the Town may waive these restrictions. The proposed use is the most compatible available with the surrounding areas.

Michael J. Higgins, adjacent property owner, reaffirmed his being in favor of the application, It is his opinion that the site plan submitted is much more desirable than others that would be accepted by right in that zone.

Mr. Harry Adler, a lessee of property to the East for many years, indicated that he is in favor as well.

On motion offered by Councilman Piacentile, seconded by Councilman Holbrook and unanimously adopted, Public Hearing was closed -- DECISION RESERVED.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk

## TOWN BOARD MEETING

Town Hall

10/19/77

8:00 P.M.

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

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

(1977-621) Co Maloney offered the following resolution:

RESOLVED, that regular Town Board Meeting be adjourned  
in order to hold scheduled Public Hearings.

Seconded by Co. D'Antoni

All voted Aye.

Public Hearings held regarding 1978 Sewer Tax Roll and  
Stefan Special Permit application.

(1977-622) Co. Piacentile offered the following resolution:

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

Seconded by Co. Holbrook

All voted Aye.

Supervisor Gerber introduced Agenda Item #11 and reminded  
the assemblage that the original hearing had been cancelled due  
to a technicality on the address used by the applicant. The  
applicant did receive a proper address subsequently and indicated  
their wish to continue the application. No date for rehearing  
had been set. The Town Board indicated they did not wish to  
accede to requests at a previous Town Board Meeting to set date  
for hearing prior to November 8th because of the emotional and  
controversial impact of the application.

Supervisor Gerber stated that yesterday he had been  
made aware, through Mr. Tracy, attorney for Dr. Dingman, of a  
lease agreement between Children's Village and the property owner,  
Dr. James Dingman. The lease agreement is to expire on October  
23rd. Mr. Tracy informed the Town that Dr. Dingman would not renew  
or extend the lease. (Copy of Mr. Tracy's letter is on file in  
Town Clerk's Office).

Mr. Tracy, attorney for Dr. Dingman, expanded on the  
matter. Dr. Dingman had proposed the lease originally to Children's  
Village and had given them an 8 month lease in which to obtain  
the necessary permit and approvals required. When Dr. Dingman  
became aware of the amount of controversy in the community, he  
became saddened by this. He thought that most of the controversy

(continued)

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Mr. Tracy(continued)

might be based upon fear, but nevertheless, he also felt that he had established himself as a resident and a long time medical practitioner in the finest sense, who cared about the community and the people in it. Therefore, having followed the newspaper items and articles, Mr. Tracy contacted Dr. Dingman by phone and asked him if he was going to extend the lease. He indicated that he would not extend. Mr. Tracy has returned the lease deposit to Children's Village and informed them that the lease would not be renewed.

(1977-623) Co. D'Antoni offered the following resolution:

WHEREAS, there is pending an application for a Special Permit from The Children's Village, Dobbs Ferry, New York, to operate an Agency Group Home, and

WHEREAS, the Town Board of the Town of Clarkstown has received a communication from the attorney for the owner of the property on which the Agency Group Home is proposed, which communication indicates that the lease with The Children's Village is no longer valid;

NOW, THEREFORE, be it

RESOLVED, that the applicant be advised that in view of the termination of the lease, the Town Board of the Town of Clarkstown will no longer consider the application for a Special Permit for an Agency Group Home.

Seconded by Co. Maloney

All voted Aye.

(1977-624) Co. D'Antoni offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting held on October 5th, 1977, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Holbrook

All voted Aye.

TOWN BOARD SIGNED ORDER CALLING PUBLIC HEARING IN THE MATTER OF THE PETITION FOR THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT #1 TO INCLUDE: RUSTEN ACRES.

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 19th day of October 19 77.

PRESENT:

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

ORDER CALLING  
PUBLIC HEARING

IN THE MATTER OF:

PETITION for the EXTENSION of the Clarkstown Consolidated Water Supply District #1 to include Subdivision of Property for Rusten Acres in the Town of Clarkstown, Rockland County, New York

WHEREAS, a written Petition dated Aug. 15, 1977 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 16th day of NOVEMBER 19 77, 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: October 13, 1977

Councilman

Councilman

George S. Gerber  
GEORGE S. GERBER, SUPERVISOR

John R. Maloney  
Councilman

Anthony D. Antonii  
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 Water Supply District #1 to include Rusten Acres 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 19th day of OCTOBER, 19 77.

John R. Bradley  
Town Clerk

(SEAL)

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the vicinity of the Village of Spring Valley, in the Town of Clarkstown, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at an iron pipe in the easterly line of Pascack Road, at the point of intersection thereof with the northerly line of a right-of-way leading easterly from Pascack Road to lands of Arthur A. Johnson, Inc. and running thence (1) North  $3^{\circ} 53' 06''$  East, along the easterly line of Pascack Road, a distance of 161.54 feet to a concrete monument; thence (2) in a northerly direction on a curve to the right; having a radius of 336.03 feet, still along the easterly line of Pascack Road, the arc length of 129.78 feet to a concrete monument; thence (3) North  $26^{\circ} 00' 50''$  East, still along the easterly line of Pascack Road, a distance of 101.90 feet to an iron pipe at the southwesterly corner of lands now or formerly of Maurice and Esther Falk; thence (4) South  $80^{\circ} 54' 47''$  East, along the southerly line of said lands now or formerly of Maurice and Esther Falk, being the northerly line of the premises herein described, a distance of 592.53 feet to an iron pipe in the westerly line of lands now or formerly of Arthur A. Johnson, Inc.; thence (5) South  $9^{\circ} 13' 46''$  West, along the westerly line of said lands now or formerly of Arthur A. Johnson, Inc., being the easterly line of the premises herein described, a distance of 378.79 feet to an iron pipe in the northerly line of the aforesaid right-of-way; thence (6) North  $80^{\circ} 31' 13''$  West, along the northerly line of the aforesaid right-of-way being the southerly line of the premises herein described, a distance of 367.66 feet to an iron pipe; thence (7) North  $83^{\circ} 16' 24''$  West, still along the northerly line of the aforesaid right-of-way, a distance of 252.34 feet to the point or place of BEGINNING.

Containing approximately 5.45 acres.

#### EXHIBIT A

Monthly Reports for Month of September, 1977 from the Office of the Building Inspector and the Board of Appeals received and on file in Town Clerk's Office for public inspection.

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(1977-625) Co. Piacentile offered the following resolution:

WHEREAS, the Planning Board of the Town of Clarkstown and the Rockland County Planning Board recommend that the petition PATRICIA A. MacFARLANE, Executrix of the Estate of Joseph Judge, deceased, be denied;

NOW, THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the application for change of zone of PATRICIA A. MacFARLANE, Executrix of the Estate of Joseph Judge, deceased, from R-15 District to LS District, for property located at 364 Route 304, Bardonia, New York, (Tax Map 34, Block A, Lot 19) be denied.

Seconded by Co. Holbrook

All voted Aye.

(1977-626) Co. Maloney offered the following resolution:

RESOLVED, that Bond Numbers 902270 and 902271 issued by REPUBLIC INSURANCE COMPANY to GLEN DURST CORP., AS PRINCIPAL AND ANTHONY J. ALTIERI JR. AND ANTHONY J. ALTIERI, SR. AND GINO J. CASSI, CO-PRINCIPALS in connection with subdivision known as "Green Acres", Towns of Ramapo and Clarkstown in favor of the Town of Clarkstown, be declared in default, and be it

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown be directed to take all necessary proceedings against said bonds to insure construction and completion of roads, improvements, et al, in accordance with the Town Specifications, and be it

FURTHER RESOLVED, that the Director of Environmental Control, Town Superintendent of Highways and all other departments or agencies furnish all necessary data to the Town Attorney in order to implement this resolution:

Seconded by Co. Holbrook

All voted Aye.

(1977-627) Co. Piacentile offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids to supply UNIFORMS for the CLARKSTOWN POLICE DEPARTMENT, said bids to be returnable to the Office of the Director of Purchasing, Clarkstown Town Hall, 10 Maple Avenue, New City, New York at 11:00 AM on November 10th, 1977, and be it

FURTHER RESOLVED, that bid specifications and proposal forms can be obtained at the office of the Director of Purchasing.

Seconded by Co. Maloney

All voted Aye.

(1977-628) Co. Holbrook offered the following resolution:

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

College Avenue & West Nyack Road, Nanuet  
Fanley Avenue, New City (as amended)  
Rt. 303/Lake Road, Valley Cottage

Seconded by Co. Maloney                      All voted Aye.

(1977-629) 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 "NO PARKING" signs on the east side of North Lexow Avenue for a distance of 100 feet north from Prospect Street, Nanuet.

Seconded by Co. Piacentile                      All voted Aye.

(1977-630) 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 "HIDDEN DRIVEWAY" sign on the north side of South Mountain Road, New City, 150 feet east of the driveway at house No. 170.

Seconded by Co. Piacentile                      All voted Aye.

(1977-631) 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 requested to arrange for the lengthening of the green cycle of the traffic signal at Kings Highway and Old Haverstraw Road, Congers, to a minimum of 25 seconds for traffic going north and south at the intersection.

Seconded by Co. Piacentile                      All voted Aye.

(1977-632) 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 Lakewood Drive where it intersects with New York State Route 303, Congers.

Seconded by Co. Piacentile                      All voted Aye.

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Members of the Town Board and the Superintendent of Highways signed RECOMMENDATION OF THE SUPERINTENDENT OF HIGHWAYS OF THE TOWN OF CLARKSTOWN THAT A PORTION OF HIGHWAYS BE ABANDONED -- In the Matter of the Application of 56 Route 9W So. Corp. Pursuant to Sec. 205 of the Highway Law of the State of New York, to abandon a portion of a certain street known as Terrace Avenue and a portion of Butler Road, in Congers, Town of Clarkstown, County of Rockland, New York.

(1977-633) Co. Piacentile offered the following resolution:

RESOLVED, that the Town Attorney of the Town of Clarkstown is hereby authorized to record a drainage easement dated October 14, 1977, from Craemere Estates, Inc., in the Rockland County Clerk's Office.

Seconded by Co. Holbrook

All voted Aye.

(1977-634) Co. Maloney offered the following resolution:

RESOLVED, that the following Police Officers assigned to the Juvenile Aid Bureau as Youth Officers are hereby appointed to the position of Detective Police Officer - Police Department - at the annual base salary for 1977 of \$21,207., effective immediately:

James Peloso, 109 Highview Avenue, Nanuet, N. Y.  
Walter C. Settle, 8 Beech Street, Nanuet, N. Y.

Seconded by Co. Piacentile

All voted Aye.

(1977-635) Co. Piacentile offered the following resolution:

RESOLVED, that the resignation of James Avaras, 145 S. Little Tor Road, New City, New York as Radio Operator (CETA) is hereby accepted, effective October 17, 1977.

Seconded by Co. Maloney

All voted Aye.

(1977-636) Co. Maloney offered the following resolution:

WHEREAS, Chief of Police George R. Schnackenberg will be unable to utilize his accumulated vacation and holiday credits by December 31, 1977,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Police Commission, the unused 1977 vacation and holiday credits for Chief George Schnackenberg will remain in full force and effect in 1978.

Seconded by Co. Piacentile

All voted Aye.

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(1977-637) Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on October 4, 1977 that the position of Groundswoker (CETA) - Parks Board & Recreation - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Groundswoker (CETA) is hereby created, effective immediately, and be it

FURTHER RESOLVED, that William Furey, 34 Grand Street, NewCity, New York is hereby appointed to the position of Groundswoker (CETA) at the annual salary for 1977 of \$9,634., effective immediately.

Seconded by Co. Holbrook

All voted Aye.

(1977-638) Co. D'Antoni offered the following resolution:

RESOLVED, that Alice Secora - Personnel Department - is hereby authorized to attend the Municipal Service Division Regional Training Program to be held in Goshen, New York on November 1, 1977 at a cost not to exceed \$25.00, said sum to be charged against Account #1430-409.

Seconded by Co. Piacentile

All voted Aye.

(1977-639) Co. Maloney offered the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Clarkstown does hereby elect, as provided in Chapter 818, Laws of 1977, to permit participation by those members of its Police Department who, through no negligence of their own failed to join during the prescribed period of eligibility in the Twenty year (S.384-d) retirement plan previously made available by this employer.

Seconded by Co. Piacentile

All voted Aye.

(1977-640) Co. Holbrook offered the following resolution:

RESOLVED, that the sum of \$2,655.00 be transferred from Contingency Account #1990-505 to Board of Assessment Account #1356-111.

Seconded by Co. Piacentile

All voted Aye.

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(1977-641) Co. Holbrook offered the following resolution:

WHEREAS, certain drainage work has been constructed at or near 19 Salem Road, New City, New York, and

WHEREAS, it is necessary to establish the exact boundaries of the work constructed;

NOW, THEREFORE, be it

RESOLVED, that a survey of said drainage work constructed at or near the property of 19 Salem Road is hereby authorized, the cost of same not to exceed \$500.00 and to be taken from Capital Drainage Account and be it

FURTHER RESOLVED, that should it be necessary the Town Attorney is hereby authorized and directed to secure an easement for said drainage and/or take any legal action that may be required.

Seconded by Co. Piacentile

All voted Aye.

(1977-642) Co. Piacentile offered the following resolution:

WHEREAS, a serious drainage problem exists in the vicinity of Maple Avenue, New City between First and Second Street,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation and plans of the Director of the Department of Environmental Control that the Superintendent of Highways be authorized to perform the necessary corrective drainage work at a cost not to exceed \$5,000.00, and be it

FURTHER RESOLVED, that the cost of the corrective drainage work be charged against the Capital Drainage Account.

Seconded by Co. Holbrook

All voted Aye.

(1977-643) Co. Piacentile offered the following resolution:

RESOLVED, that Harold Mankes, 301 Sierra Vista Lane, Valley Cottage, New York, be appointed to fill the existing vacancy on the Clarkstown Consumer Affairs Commission, term to commence immediately and to expire January 31, 1978.

Seconded by Co. Holbrook

All voted Aye.

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(1977-644) Co. Holbrook offered the following resolution:

RESOLVED, that a building permit under provisions of Section 280-a of the Town Law is hereby granted to RICHARD M. SEIDEL and VALERIE A. SEIDEL for property situate on the easterly side of Old Ox Road, 189.5 feet from Nyack Turnpike, Central Nyack, New York, more particularly designated on the Clarkstown Tax Roll as Map 105, Block A, Lot 2.02.

Seconded by Co. Piacentile

All voted Aye.

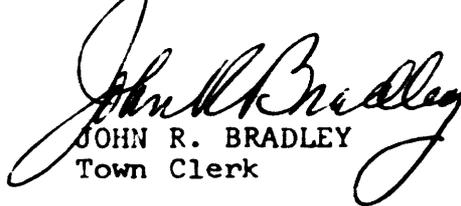
Richard Bialik, 5 Collingswood Road, New City, N. Y. addressed the Board -- opening statement indicated he wished to discuss assessment procedures of the Town -- Supervisor Gerber interrupted to ask Mr. Bialik if he had an action against the Town -- receiving an affirmative reply, Supervisor Gerber declared any further discussion out of order.

John Lodico, New City addressed the Board with regard to including as revenue, funds from scavengers or other governments for use of the landfill (other than Orangetown and Clarkstown). He maintained that agreements other than the one with Orangetown were to have been temporary in nature -- the 1978 Budget should not be based on any temporary income such as a one year contract for use of the landfill. Hopes that the 2nd year of the temporary agreement will not be extended. The landfill being a precious asset to our community should be kept for our own use and be available as long as possible.

Mr. Lodico also asked the Board to memorialize the State Legislature to take interest in the problems relating to sanitary landfills, asking the state to require all equipment involved in solid waste collection to be registered, licensed and that it also be labelled with registration number, cubic yard content and the owner and principles names printed thereon. This law is a necessary requirement to protect our interests in Clarkstown as well as across the nation.

There being no further persons who wished to address the Town Board, meeting was adjourned.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk