



TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

12/6/78

8:22 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile  
Supervisor Gerber  
Murray N. Jacobson, Town Attorney  
Stanley Burns, Director of Finance  
Patricia Sheridan, Town Clerk

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

RESOLUTION NO. (1978-765)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING IN ORDER TO  
HOLD SCHEDULED PUBLIC  
HEARING

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing, time 8:25 P.M.

Seconded by Co. Piacentile

All voted Aye.

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RESOLUTION NO. (1978-766)

RESOLUTION REOPENING  
REGULAR TOWN MEETING,  
SCHEDULED PUBLIC  
HEARING HAVING BEEN  
HELD

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be resumed, scheduled Public Hearing having been held, time 8:31 P.M.

Seconded by Co. Piacentile

All voted Aye.

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RESOLUTION NO. (1978-767)

RESOLUTION AMENDING  
ZONING ORDINANCE OF  
THE TOWN OF CLARKSTOWN

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 15th day of November, 1978, provided for a public hearing on the 6th day of December, 1978, at 8:15 P.M., to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

RESOLUTION NO. (1978-767) Continued

RESOLVED, that the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended as follows:

Amend Section 106-10 A, Table of General Use Regulations as follows:

ADD to Table 15, PED District, Column 2, Item 1, as follows:

(n) Existing airports and heliports.

Seconded by Co. Piacentile All voted Aye.

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RESOLUTION NO. (1978-768)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING IN ORDER TO  
HOLD SCHEDULED PUBLIC  
HEARING

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing, time 8:35 P.M.

Seconded by Co. Piacentile All voted Aye.

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RESOLUTION NO. (1978-769)

RESOLUTION CLOSING  
SCHEDULED PUBLIC  
HEARING

Co. Holbrook offered the following resolution:

RESOLVED, that the Public Hearing be closed, time 9:02 P.M.

Seconded by Co. Piacentile All voted Aye.

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RESOLUTION NO. (1978-770)

RESOLUTION REOPENING  
REGULAR TOWN BOARD  
MEETING, SCHEDULED  
PUBLIC HEARING HAVING  
BEEN HELD

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be resumed, scheduled Public Hearing having been held, time 9:03 P.M.

Seconded by Co. Holbrook All voted Aye.

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RESOLUTION NO. (1978-771)

RESOLUTION ADOPTING AND  
ACCEPTING MINUTES OF  
REGULAR TOWN BOARD  
MEETING AND SPECIAL  
TOWN BOARD MEETINGS  
AND BUDGET HEARING

Co. Longo offered the following resolution:

RESOLUTION NO. (1978-771) Continued

RESOLVED, that the Minutes of the Budget Hearing on November 9, 1978, the Regular Town Board Meeting of November 15, 1978 and the Special Town Board Meetings of November 6, 20th, 27th and 30th, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-772)

RESOLUTION AUTHORIZING SUPERVISOR TO FILE A RECREATION PROJECT APPLICATION

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, the Supervisor is hereby authorized to file a Recreation Project Application with the New York State Executive Department Division for Youth, for the period commencing January 1, 1979 through December 31, 1979; and be it

FURTHER RESOLVED, that the total aid for this period will be \$29,569.00.

Seconded by Co. Holbrook All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-773)

RESOLUTION ACCEPTING PROPOSALS FROM ORANGE & ROCKLAND FOR STREET LIGHTING (VARIOUS LOCATIONS)

Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendations 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, all of which are in New City:

- Fanley Avenue
- York Drive
- Angus Lane
- Millcreek Road
- Yale Drive

Seconded by Co. Maloney All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-774)

RESOLUTION AUTHORIZING PLANNING BOARD OF THE TOWN OF CLARKSTOWN TO APPLY TOWN LAW, SEC. 281 (WATERS MILL ESTATES)

Co. Maloney offered the following resolution:

WHEREAS, Theodore F. Atzl, engineer for the owner, has made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Waters Mill Estates, and

32

RESOLUTION NO. (1978-774) Continued

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

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law 281 is used in this subdivision to allow for the preservation of the historic Morris home and barn, subject to the condition that the road known as Waters Edge shall not be continued through to Old Mill Road but shall be a cul-de-sac or dead end within the subdivision;

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Sec. 281 in connection with this subdivision.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-775)

RESOLUTION AUTHORIZING  
PLANNING BOARD OF THE  
TOWN OF CLARKSTOWN TO  
APPLY TOWN LAW SEC. 281  
(BEECHWOOD ESTATES)

Co. Maloney offered the following resolution:

WHEREAS, Henry Horowitz, engineer for the owner, has made written application for the use of Town Law, Section 281 in connection with a subdivision known as BEECHWOOD ESTATES, and

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

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law, Section 281 is used in this subdivision for reasons of drainage and preservation of the stream, subject to the condition that the area of the conservation easement shown on the westerly portion of the subdivision shall be divided among lots 1-5 which adjoin said conservation easement and area on the east, all as shown on subdivision plat of Beechwood Estates dated December 2, 1978, prepared by Henry Horowitz, P.E.;

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Section 281 in connection with this subdivision.

Seconded by Co. Holbrook

All voted Aye.

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MONTHLY REPORTS -- October, 1978 from Office of the Building Inspector and the Zoning Board of Appeals received and on file in Town Clerk's Office for inspection.

\* \* \* \* \*

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RESOLUTION NO. (1978-776)

RESOLUTION  
PUBLIC HEA  
MATTER OF  
THE CLARKS  
WATER DIST  
GROSS AND

Co. Piacentile offered the following resolution:

WHEREAS, a written Petition dated November form and containing the required signatures has been filed with the Town Board of the Town of Clarkstown, New York for the Extension of the Clarkstown Consolidated District #1 in the said Town, to be bounded and descr

"All that certain plot, piece or parcel of buildings and improvements thereon erected, situate, in the Town of Clarkstown, County of Rockland, State, being more particularly bounded and described as foll

BEGINNING at the Southeast terminus of San running thence:

1. South 66 degrees 34 minutes 30 seconds East a dis feet, thence;
2. South 70 degrees 13 minutes 30 seconds East a dis feet to a point on the westerly side of Ridge Roa
3. Along the same, south 19 degrees 11 minutes 00 se distance of 2.33 feet to a Rockland County Highwa thence;
4. Along the same, South 14 degrees 19 minutes 55 se distance of 235.99 feet to a Rockland County High thence;
5. Along the same, South 17 degrees 26 minutes 30 se distance of 165.45 feet, thence;
6. North 70 degrees 04 minutes 35 seconds West a dis 287.90 feet, thence;
7. North 67 degrees 14 minutes 15 seconds West a dis 340.13 feet, thence;
8. North 69 degrees 50 minutes 15 seconds West a dis 77.72 feet to a marble monument, thence;
9. North 1 degree 27 minutes 05 seconds East a distar 392.82 feet, thence;
10. South 70 degrees 32 minutes 30 seconds East a dist 100.29 feet, thence;
11. South 75 degrees 58 minutes 00 seconds East a dist 228.90 feet to the point or place of beginning."

NOW, THEREFORE, be it

ORDERED, that meeting of the Town Board of of Clarkstown shall be held at the Meeting Room of the the Town of Clarkstown, 10 Maple Avenue, New City, Roc New York, in said Town of Clarkstown, on the 20th day 1978, at 8:15 P.M. EST time to consider the said petit all persons interested in the subject thereof, concern and for such other action as may be required by law or the premises.

Seconded by Co. Maloney

All vot

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RESOLUTION NO. (1978-777)

RESOLUTION AUTHORIZING  
DIRECTOR OF PURCHASING  
TO ADVERTISE FOR BIDS  
(LAWN FERTILIZER)

Co. Piacentile offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for Lawn Fertilizer. Bids to be returnable to the Office of the Director of Purchasing, 10 Maple

**RESOLUTION ADOPTED AT TOWN BOARD MEETING**  
12-6-78  
**RESOLUTION NO. (1978-776)**

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 6th day of December 1978.

**PRESENT:**  
GEORGE S. GERBER, Supervisor  
JOHN R. MALONEY, Councilman  
NICHOLAS A. LONGO, Councilman  
CHARLES E. HOLBROOK, Councilman  
JOHN T. PIACENTILE, Councilman

**ORDER CALLS PUBLIC HEARING**

**IN THE MATTER OF:**  
**PETITION for the Extension of the Clarkstown Consolidated District #1 to include the Gross and Margaret Gross and the Town of Clarkstown, Rockland County, New York**

WHEREAS, a written Petition dated November 2, 1978 in said Town containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, New York for the Extension of the Clarkstown Consolidated District #1 in the said Town, to be bounded and described as follows:

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, being more particularly bounded and described as follows:

BEGINNING at the Southeast terminus of Sanborn Road and running thence:

1. South 66 degrees 34 minutes 30 seconds East a distance of 228.90 feet;
2. South 70 degrees 13 minutes 30 seconds East a distance of 235.99 feet to a point on the westerly side of Ridge Road;
3. Along the same, south 19 degrees 11 minutes 00 seconds East a distance of 2.33 feet to a Rockland County Highway;
4. Along the same, South 14 degrees 19 minutes 55 seconds East a distance of 235.99 feet to a Rockland County Highway;
5. Along the same, South 17 degrees 26 minutes 30 seconds East a distance of 165.45 feet, thence;
6. North 70 degrees 04 minutes 35 seconds West a distance of 287.90 feet, thence;
7. North 67 degrees 14 minutes 15 seconds West a distance of 340.13 feet, thence;
8. North 69 degrees 50 minutes 15 seconds West a distance of 77.72 feet to a marble monument, thence;
9. North 1 degree 27 minutes 05 seconds East a distance of 392.82 feet, thence;
10. South 70 degrees 32 minutes 30 seconds East a distance of 100.29 feet, thence;
11. South 75 degrees 58 minutes 00 seconds East a distance of 228.90 feet to the point or place of beginning."

NOW, THEREFORE, be it ORDERED, that a meeting of the Town Board of the Town of Clarkstown, New York, in said Town of Clarkstown, on the 20th day of December 1978, at 8:15 P.M. EST time to consider the said petition and for such other action as may be required by law or the premises.

December 4, 1978  
Nicholas A. Longo, Councilman  
John R. Maloney, Councilman  
George S. Gerber, Supervisor  
John Piacentile, Councilman  
Charles Holbrook, Councilman

STATE OF NEW YORK  
COUNTY OF ROCKLAND  
TOWN OF CLARKSTOWN

PATRICIA SHERIDAN, Town Clerk of said Town of Clarkstown, County of Rockland, hereby certifies that I have compared the foregoing copy of an ORDER PETITION with the original on file in the Office of the Clerk of the Town of Clarkstown, New York, and that the same is a true and correct copy of the original on file in said Office and that I have compared the same with the original on file in said Office and that the same is a true and correct copy of the original on file in said Office.

Patricia Sheridan  
Town Clerk

RESOLUTION NO. (1978-776)

RESOLUTION CALLING FOR  
PUBLIC HEARING IN THE  
MATTER OF THE EXTENSION OF  
THE CLARKSTOWN CONSOLIDATED  
WATER DISTRICT #1 - (EDWARD  
GROSS AND MARGARET GROSS)

Co. Piacentile offered the following resolution:

WHEREAS, a written Petition dated November 8, 1978 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:

"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, being more particularly bounded and described as follows:

BEGINNING at the Southeast terminus of Sandusky Road and running thence:

1. South 66 degrees 34 minutes 30 seconds East a distance of 200.60 feet, thence;
2. South 70 degrees 13 minutes 30 seconds East a distance of 271.40 feet to a point on the westerly side of Ridge Road, thence;
3. Along the same, south 19 degrees 11 minutes 00 seconds West a distance of 2.33 feet to a Rockland County Highway monument, thence;
4. Along the same, South 14 degrees 19 minutes 55 seconds West a distance of 235.99 feet to a Rockland County Highway monument, thence;
5. Along the same, South 17 degrees 26 minutes 30 seconds West a distance of 165.45 feet, thence;
6. North 70 degrees 04 minutes 35 seconds West a distance of 287.90 feet, thence;
7. North 67 degrees 14 minutes 15 seconds West a distance of 340.13 feet, thence;
8. North 69 degrees 50 minutes 15 seconds West a distance of 77.72 feet to a marble monument, thence;
9. North 1 degree 27 minutes 05 seconds East a distance of 392.82 feet, thence;
10. South 70 degrees 32 minutes 30 seconds East a distance of 100.29 feet, thence;
11. South 75 degrees 58 minutes 00 seconds East a distance of 228.90 feet to the point or place of beginning."

NOW, THEREFORE, be it

ORDERED, that 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 20th day of December, 1978, at 8:15 P.M. EST 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.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-777)

RESOLUTION AUTHORIZING  
DIRECTOR OF PURCHASING  
TO ADVERTISE FOR BIDS  
(LAWN FERTILIZER)

Co. Piacentile offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for Lawn Fertilizer. Bids to be returnable to the Office of the Director of Purchasing, 10 Maple

RESOLUTION NO. (1978-777) Continued

Avenue, New City, New York by 10:00 A.M. on Thursday, December 14, 1978 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-778)

RESOLUTION AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS (ADDITION TO THE TOWN GARAGE BUILDING IN NANUET, NEW YORK)

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for an addition to the Town Garage in Nanuet, New York. Bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 3:00 P.M. on Friday, January 19, 1979 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-779)

RESOLUTION ADOPTING PROVISIONS OF SECTION 352-EE OF THE GENERAL BUSINESS LAW

Co. Holbrook offered the following resolution:

WHEREAS, Chapter 544 of the Laws of 1978 entitled, Cooperative and Condominium Conversion Law, was enacted on July 24, 1978, and

WHEREAS, Section 352-ee of the General Business Law, which is part of the Cooperative and Condominium Conversion Law, provides that the towns within Rockland County are authorized to enact, by resolution, the provisions of this section in order to protect tenants and senior citizens from eviction by landlords intending to convert their apartments to cooperative or condominium status;

NOW, THEREFORE, be it

RESOLVED, tha the Town of Clarkstown hereby adopts the provisions of Section 352-ee of the General Business Law and elects that the provisions of such section shall be applicable to the Town of Clarkstown, and be it further resolved and directed that a certified copy of this resolution shall be filed in the Office of the Attorney General, Albany, New York, and shall become effective on the 30th day next succeeding the date of such filing.

Seconded by Co. Piacentile

All voted Aye.

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RESOLUTION NO. (1978-780)

RESOLUTION AUTHORIZING  
THE TOWN ATTORNEY TO  
APPEAL DECISION OF THE  
SUPREME COURT (ELINOR  
HOMES COMPANY - BON  
AIRE INDUSTRIES, INC.)

Co. Piacentile offered the following resolution:

WHEREAS, the Supreme Court of Rockland County has rendered a decision in the matter of Elinor Homes Company, et al against Bon Aire Industries, Inc. and Town of Clarkstown intervening defendant, et al, and

WHEREAS, it is deemed appropriate that the decision be appealed;

NOW, THEREFORE, be it

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

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-781)

RESOLUTION AUTHORIZING  
SUPERINTENDENT OF  
HIGHWAYS TO DIRECT  
PLOWING OF UNDEDICATED  
STREETS IN CLARKSTOWN  
DURING A SNOWFALL

Co. Longo offered the following resolution:

WHEREAS, heavy snowfalls may create a state of emergency in the Town of Clarkstown because of the danger of fire, sickness, lack of food and medical assistance to the persons on unplowed streets,

NOW, THEREFORE, be it

RESOLVED, pursuant to the authority granted under the General Municipal Law, Sec. 209-0, the Supervisor of the Town of Clarkstown is hereby authorized to use any and all facilities, equipment, supplies, personnel and other resources of the Town of Clarkstown in such manner as may be necessary or appropriate to cope with the natural emergency created by an extraordinary fall of snow, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Superintendent of Highways to use men and equipment to plow undedicated streets in the Town of Clarkstown during a snowfall.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-782)

RESOLUTION AUTHORIZING  
THE SUPERVISOR TO  
EXECUTE AN AGREEMENT  
IN CONNECTION WITH  
DEDICATION OF ROADS  
(HAMDEN HEIGHTS)

Co. Longo offered the following resolution:

RESOLUTION NO. (1978-782) Continued

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with APNC Construction Corp. in connection with the dedication of roads and other public improvements in a subdivision known as Hamden Heights;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with APNC Construction Corp. providing for the deposit of \$350.00 to be held by the Town, pursuant to the terms of said agreement, pending final and complete improvements of the roads and other public improvements in said development by the developer, subject to final approval of the Department of Environmental Control and/or Superintendent of Highways of the Town of Clarkstown and provided that the requirements of the Town Attorney, if any, are complied with.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-783)

RESOLUTION REGARDING  
ROADS AND RELATED  
IMPROVEMENTS ACCEPTED  
BY THE TOWN OF  
CLARKSTOWN (HAMDEN  
HEIGHTS)

Co. Maloney offered the following resolution:

RESOLVED, that upon the recommendation of the Highway Superintendent and the Director of Environmental Control, deed from:

APNC CONSTRUCTION CORP. dated October 16, 1978, conveying roads and other improvements to the Town of Clarkstown in a subdivision shown on Final Plat of HAMDEN HEIGHTS filed in the Rockland County Clerk's Office on April 10, 1975, in Book 88 of Maps at Page 33 as Map No. 4605 and on the subdivision entitled "Amendment to Subdivision of Hamden Heights" filed in the Rockland County Clerk's Office on October 12, 1977, in Book 92 at Page 2 as Map No. 4871, as follows:

Hamden Heights Court  
Spirea Lane

1,075 L.F.  
550 L.F.

are hereby accepted by the Town of Clarkstown, provided all requirements of the Town Attorney have been met and provided that the requirements of the Department of Environmental Control are complied with, and ordered filed in the Rockland County Clerk's Office; and be it

FURTHER RESOLVED, that Maintenance Bonds in the form of Assignment of Escrow Accounts being held by the Town of Clarkstown to the extent of \$6,300.00 for roads and related improvements and to the extent of \$1,600.00 for sewers are hereby accepted, and be it

FURTHER RESOLVED, that the sum of \$350.00 in cash be accepted from the developer as security for his completing the items set forth in the report of the Department of Environmental Control dated November 30, 1978.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-784)

RESOLUTION AUTHORIZING  
THE SUPERVISOR TO  
EXECUTE AN AGREEMENT  
IN CONNECTION WITH  
DEDICATION OF ROADS  
(GREENBUSH HEIGHTS)

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with Torsoe Brothers Construction Corp. in connection with the dedication of roads and other public improvements in a subdivision known as GREENBUSH HEIGHTS;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with Torsoe Brothers Construction Corp. providing for the deposit of \$8,400.00 to be held by the Town, pursuant to the terms of said agreement, pending final and complete improvement of the roads and other public improvements in said development by the developer, subject to final approval of the Department of Environmental Control and/or Superintendent of Highways of the Town of Clarkstown and provided that the requirements of the Town Attorney, if any, are complied with.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-785)

RESOLUTION REGARDING  
ROADS AND RELATED  
IMPROVEMENTS ACCEPTED  
BY THE TOWN OF  
CLARKSTOWN (GREENBUSH  
HEIGHTS)

Co. Longo offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of the Department of Environmental Control, deed(s) from: Torsoe Brothers Construction Corp. dated October 24, 1978, conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of GREENBUSH HEIGHTS, Torsoe Brothers Construction Corp., Town of Clarkstown, Rockland County, New York, filed in the Rockland County Clerk's Office on May 10, 1976, as Map No. 4728 in Book 90 of Maps, page 9, in two sheets, as follows:

Broome Boulevard	2,363 L.F.
Alleghany Avenue	850 L.F.
Cayuga Court	250 L.F.
Chemong Court	350 L.F.
North Delaware Ave.	413 L.F.
South Delaware Ave.	750 L.F.

is )are) hereby accepted by the Town of Clarkstown, provided all requirements of the Town Attorney's Office have been met, and ordered filed in the Rockland County Clerk's Office, and be it

FURTHER RESOLVED, that Maintenance Bonds Nos. 924103 and 924104 dated the 17th day of October, 1978 Torsoe Brothers Construction Corp. as Principal and Kenneth J. Torsoe and Harold R. Torsoe as Co-Principal and Republic Insurance Company as Surety, are hereby accepted.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-786)

RESOLUTION AUTHORIZING  
THE SUPERVISOR TO  
EXECUTE AN AGREEMENT  
IN CONNECTION WITH  
DEDICATION OF ROADS  
(SICKLETOWN GREEN)

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with J. M. K. Building, Inc. in connection with the dedication of roads and other public improvements in a subdivision known as SICKLETOWN GREEN;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with J. M. K. Building, Inc. providing for the deposit of \$3,075.00 to be held by the Town, pursuant to the terms of said agreement, pending final and complete improvement of the roads and other public improvements in said development by the developer, subject to final approval of the Department of Environmental Control and/or Superintendent of Highways of the Town of Clarkstown and provided that the requirements of the Town Attorney, if any, are complied with.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-787)

RESOLUTION REGARDING  
ROADS AND RELATED  
IMPROVEMENTS ACCEPTED  
BY THE TOWN OF  
CLARKSTOWN (SICKLETOWN  
GREEN TOWN OF CLARKS-  
TOWN AND TIMBERLINE,  
TOWN OF CLARKSTOWN)

Co. Longo offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of the Department of Environmental Control, deeds from James Jacobson and Mitchell Miller dated October 18, 1976; and Orco Realty, Inc. dated March 29, 1977, conveying roads and other improvements to the Town of Clarkstown in a subdivision shown on Final Plat of "Sickletown Green Town of Clarkstown, Rockland County, New York" made by Henry Horowitz and filed in the Rockland County Clerk's Office on October 25, 1976, and filed in the Map Book 90 at Page 50 and 51 as Map No. 4769; and "Subdivision Plot of Timberline, Town of Clarkstown, Rockland County, New York," made by Henry Horowitz and Nicholas Umrichin and filed in the Rockland County Clerk's Office on May 26, 1977, in filed map book 91 at Page 30 as Map No. 4824, as follows:

Continental Drive	4,125 L.F.
Worthington Court	1,400 L.F.
Marcus Road	190 L.F.
Hampshire Court	325 L.F.
Graphic Court	450 L.F.
Audubon Court	375 L.F.
Elrod Drive	600 L.F.

are hereby accepted by the Town of Clarkstown, provided all requirements of the Town Attorney have been met, and ordered filed in the

RESOLUTION NO. (1978-787)

Rockland County Clerk's Office, and be it

FURTHER RESOLVED, that Maintenance Bonds in the form of Assignment Accounts being held by the Town of Clarkstown in the total amount of \$55,539.00 to the extent of \$45,749.00 for roads and related improvements and to the extent of \$9,790.00 for sewers are hereby accepted.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1978-788)

RESOLUTION DEFAULTING  
ESCROW SUMS TO THE  
TOWN OF CLARKSTOWN  
(VALLEY VIEW ESTATES)

Co. Longo offered the following resolution:

WHEREAS, the streets and other public improvements in a subdivision known as Valley View Estates have not been completed, and

WHEREAS, the Town of Clarkstown is holding money in escrow to guaranty the completion of said streets and public improvements;

NOW, THEREFORE, be it

RESOLVED, that said sums to complete the streets and other public improvements are hereby defaulted to the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town of Clarkstown will use the aforesaid escrow funds to complete the streets and public improvements in said subdivision and the funds be transferred to the Highway Fund for that purpose, and be it

FURTHER RESOLVED, that any sums necessary to complete the streets and public improvements in excess of the amounts previously defaulted shall continue to be a charge on the uncompleted lots in the Valley View Estates subdivision and the Building Inspector of the Town of Clarkstown is hereby requested not to issue any building permits and/or certificates of occupancy upon such uncompleted lots until the proportionate share of the cost of completion of the streets and other public improvements as determined by the Director of Environmental Control which are attributable to these lots have been paid to the Town of Clarkstown.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-789)

RESOLUTION AMENDING  
THE ZONING ORDINANCE  
OF THE TOWN OF  
CLARKSTOWN (BEVERLY  
DEGENSHEIN)  
*Village Green*

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 16th day of August, 1978, provided

## RESOLUTION NO. (1978-789) Continued

for a public hearing on the 6th day of September, 1978, at 8:15 P.M., to consider the application of BEVERLY DEGENSHEIN to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property more particularly described in Schedule "A" and Schedule "B" from R-15, LS, LIO and CS districts to RG-2 district and from R-15, LS, LIO and CS districts to RG-2 and RS districts, and

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

NOW, THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from R-15, LS, LIO and CS districts to an RG-2 district the property described in Schedule "A" and "B"; said amendment conditioned upon the execution and recording of a Declaration of Restrictive Covenants in a form and manner satisfactory to the Office of the Town Attorney, and to contain the following covenants:

1. That the premises shall be used exclusively for not more than 81 1-bedroom units and 54 2-bedroom units for a total of 135 units;

2. That there shall be no ingress or egress to the premises from Dustman Lane and Schweitzer Lane and the sole ingress and egress shall be from Route 304;

3. That there shall be no ingress and egress from Dustman Lane and Schweitzer Lane during construction;

4. That the applicant shall not join in a Petition for a road improvement district concerning Dustman Lane and Schweitzer Lane;

5. That there shall be a 50 ft. buffer zone along Route 304 in which no building shall be constructed, which buffer zone shall contain appropriate screening as required by the Department of Environmental Control;

6. There shall be a 100 ft. buffer zone along Dustman Lane and Schweitzer Lane in which no building shall be constructed, which buffer zone shall contain appropriate screening as required by the Department of Environmental Control;

7. That the premises shall be subject to site plan review by the Planning Board of the Town of Clarkstown;

8. That prior to, or, contemporaneously with site plan review, a formal SEQR determination shall be made by the appropriate Town agency.

Seconded by Co. Piacentile

On roll call the vote was as follows:

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-789) Continued

Councilman Holbrook.....Yes  
Councilman Longo.....No  
Councilman Maloney.....Yes  
Councilman Piacentile.....Yes  
Supervisor Gerber.....Yes

\* \* \* \* \*

DESCRIPTION OF PROPERTY PROPOSED TO BE  
REZONED FROM R15, LS, LIO and CS to RG-2

All that certain tract or parcel of land, situate in the  
Town of Clarkstown, County of Rockland, State of New York, being  
more fully bounded and described as follows:

BEGINNING at a point in the easterly line of Schweitzer  
Lane where the same is intersected by the northerly line of the  
lands now or formerly of Schaeff (Tax Ref.: 33-B-1.01) and runs  
thence:

1. N2° 44' 03"E for a distance of 460.00 feet along  
the easterly line of Schweitzer Lane; thence,

Along the lands now or formerly of Mackay (Tax Ref.:  
34-B-28.01) on the two (2) following courses and distances:

2. S87° 15' 57"E for a distance of 320.91 feet;  
thence,
3. N2° 17' 08"E for a distance of 30.38 feet;  
thence,

Along the lands of Palisades Interstate Park Commission  
on the two (2) following courses and distances:

4. S77° 01' 57"E for a distance of 176.75 feet;  
thence,
5. S23° 20' 57"E for a distance of 395.34 feet;  
thence,

Along the westerly line of New York State Route 304  
on the three (3) following courses and distances:

6. S18° 00' 55"W for a distance of 151.54 feet;  
thence,
7. S19° 46' 03"W for a distance of 115.81 feet;  
thence,
8. S17° 38' 23"W for a distance of 103.10 feet;  
thence,

Along the lands now or formerly of Hobesil (Tax Ref.:  
33-B-2) on the two (2) following courses and distances:

9. N55° 56' 52"W for a distance of 147.29 feet;  
thence,
10. S37° 21' 00"W for a distance of 99.52 feet;  
thence,

RESOLUTION NO. (1978-789) Continued

11. N55° 56' 52"W for a distance of 245.00 feet along the lands now or formerly of Cahow and Litchenthal (Tax Ref.: 33-B-30); thence,
12. N4° 16' 09"E for a distance of 124.26 feet along the lands of the aforesaid Schaef; thence,
13. N85° 13' 04"W for a distance of 179.81 feet still along the said Schaef to the point or place of BEGINNING.

Containing 8.42 acres of land.

SCHEDULE "A"

\* \* \* \* \*

All that certain tract or parcel of land, situate in the Town of Clarkstown, County of Rockland, State of New York, being more fully bounded and described as follows:

BEGINNING at a point in the easterly line of Schweitzer Lane where the same is intersected by the northerly line of the lands now or formerly of Schaef (Tax Re.: 33-B-1.01) and runs thence:

1. N2° 44' 03"E for a distance of 460.00 feet along the easterly line of Schweitzer Lane; thence,
2. S87° 15' 57"E for a distance of 320.91 feet along the lands now or formerly of Mackay (Tax Ref.: 34-B-28.01); thence,
3. S8° 03' 42"E for a distance of 647.55 feet over and through the lands of Degenshein; thence,
4. S37° 21' 00"W for a distance of 99.52 feet along the lands now or formerly of Hobesil (Tax Ref.: 33-B-2); thence,
5. N55° 56' 52"W for a distance of 245.00 feet along the lands now or formerly of Cahow and Litchenthal (Tax Ref.: 33-B-30); thence,
6. N4° 16' 09"E for a distance of 124.26 feet along the lands of the aforesaid Schaef; thence,
7. N85° 13' 04"W for a distance of 179.81 feet still along the said Schaef to the point or place of BEGINNING.

Containing 5.01 acres of land.

-----  
BEGINNING at the easterly end of the course recited as (2) in the above description and runs thence:

1. N2° 17' 08"E for a distance of 30.38 feet along the lands now or formerly of Mackay; thence,

Along the lands of Palisades Interstate Park Commission on the two (2) following courses and distances:

2. S77° 01' 57"E for a distance of 176.75 feet; thence,

RESOLUTION NO. (1978-789) Continued

- 3. S23° 20' 57"E for a distance of 395.34 feet; thence,

Along the westerly line of New York State Route 304 on the three (3) following courses and distances:

- 4. S18° 00' 55"W for a distance of 151.54 feet; thence,
- 5. S19° 46' 03"W for a distance of 115.81 feet; thence,
- 6. S17° 38' 23"W for a distance of 103.10 feet; thence,
- 7. N55° 56' 52"W for a distance of 147.29 feet along the lands of the aforesaid Hobesil; thence,
- 8. N8° 03' 42"W for a distance of 647.55 feet over and through the lands of Degenshein to the point or place of BEGINNING.

Containing 3.41 acres of land.

SCHEDULE "B"

\* \* \* \* \*

RESOLUTION NO. (1978-790)

RESOLUTION CREATING POSITION OF CLERK (CETA) - BUILDING DEPARTMENT

Co. Piacentile offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on November 13, 1978 that the position of Clerk (CETA) can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Clerk (CETA) - Building Department is hereby created, effective and retroactive to November 13, 1978.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-791)

RESOLUTION APPOINTING CLERK (CETA) - BUILDING DEPARTMENT -(KAREN SUTTIE)

Co. Piacentile offered the following resolution:

RESOLVED, that Karen Suttie, 28 Joan Drive, New City, New York is hereby appointed to the position of Clerk (CETA) - Building Department - effective and retroactive to November 13, 1978, at the annual salary for 1978 of \$7,367.00.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-792)

RESOLUTION CREATING POSITIONS (3 BUS DRIVERS) - MINI-TRANS

Co. Piacentile offered the following resolution:

RESOLUTION NO. (1978-792) Continued

WHEREAS, the Rockland County Personnel Office has certified on November 16, 1978 that three (3) Bus Driver (CETA) positions can be created,

NOW, THEREFORE, be it

RESOLVED, that three (3) Bus Driver (CETA) positions - Mini-Trans - are hereby created, effective and retroactive to November 16, 1978.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-793)

RESOLUTION APPOINTING  
BUS DRIVERS (CETA) -  
MINI-TRANS (PATRICK  
DUFFY, CAROL LANTON,  
GEORGE MALECOT)

Co. Holbrook offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Bus Driver (CETA) - Mini-Trans, effective and retroactive to November 16, 1978, at the annual salary for 1978 of \$9,634.00:

Patrick Duffy, 28 Grandview Avenue, Nanuet, New York  
Carol Lanton, 113 No. Middletown Road, Nanuet, New York  
George Malecot, 47 South Harrison Avenue, Congers, New York

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-794)

RESOLUTION APPOINTING  
PROVISIONALLY (PROMOTIONAL)  
REAL PROPERTY DATA  
COLLECTOR - ASSESSOR'S  
OFFICE - FRANCES HEINISCH)

Co. Holbrook offered the following resolution:

WHEREAS, there is a vacancy in the position of Real Property Data Collector,

NOW, THEREFORE, be it

RESOLVED, that Frances Heinisch, 120 South Main Street, Pearl River, New York is hereby appointed provisionally (promotional) to the position of Real Property Data Collector - Assessor's Office - effective January 1, 1979.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-795)

RESOLUTION APPOINTING  
MEMBERS TO CONSUMER  
AFFAIRS COMMISSION  
(STEPHANIE REISS -  
RICHARD GLICKEL)

Co. Piacentile offered the following resolution:

RESOLUTION NO. (1978-795) Continued

RESOLVED, that the following members are hereby reappointed to the Consumer Affairs Commission, term to expire on November 3, 1980, to serve without compensation:

Stephanie Reiss, 27 Renfru Road, New City, New York  
Richard Glickel, 135 South Main Street, New City, New York

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-796)

RESOLUTION EXTENDING HOLIDAY CREDITS IN FULL FORCE AND EFFECT IN 1979 (CHIEF OF POLICE GEORGE R. SCHNAKENBERG)

Co. Maloney offered the following resolution:

WHEREAS, Chief of Police George R. Schnakenberg will be unable to utilize his accumulated holiday credits by December 31, 1978,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Police Commission, the unused 1978 holiday credits for Chief George Schnakenberg will remain in full force and effect in 1979.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-797)

RESOLUTION APPOINTING SR. ACCOUNT CLERK-TYPIST - COMPTROLLER'S OFFICE - (DOLORES LODICO)

Co. Piacentile offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #78035 which contains the name of Dolores Lodico,

NOW, THEREFORE, be it

RESOLVED, that Dolores F. Lodico, 2 Birch Lane, New City, New York is hereby appointed to the position of Sr. Account Clerk-Typist - Comptroller's Office - effective January 1, 1979.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-798)

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE AGREEMENT WITH THE COMMISSIONER OF PARKS AND RECREATION (COMPTROLLER'S CONTRACT NO. C-80992 - PROJECT 36-00262 -CAMP NORGE)

Co. Maloney offered the following resolution:

RESOLUTION NO. (1978-798) Continued

WHEREAS, the Town of Clarkstown has entered into an agreement dated April 29, 1974 with the Commissioner of Parks and Recreation, New York State Executive Department, designated as Comptroller's Contract No. C-80992 in connection with Project 36-00262, Camp Norge, and

WHEREAS, the parties to the Agreement desire to amend it;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with the Commissioner extending the project from December 31, 1978 to December 31, 1979.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-799)

RESOLUTION IN  
CONNECTION WITH  
VIOLATION PROCEEDINGS  
AGAINST CLAIRE MANZI

Co. Holbrook offered the following resolution:

WHEREAS, an Order of the Town Board dated September 7, 1977, was directed to CLAIRE MANZI, 168-01 12th Avenue, Whitestone, New York, to remove the building presently existing upon the premises designated on the Clarkstown Tax Map as Map 7, Block E, Lot 2, and to commence cleaning up of all rubbish and debris within fifteen (15) days from the date thereof, and

WHEREAS, the said Order required completion of the removal of the building and the cleaning up of all rubbish and debris within sixty (60) days from the date of service thereof, and

WHEREAS, said Order was duly served upon Ms. Manzi on September 8, 1977, and

WHEREAS, the said Claire Manzi has failed to comply with same;

NOW, THEREFORE, be it

RESOLVED, that pursuant to Chapter 31 of the Code of the Town of Clarkstown and Section 130, subd. 16d of the Town Law of the State of New York, the Building Inspector of the Town of Clarkstown and Mr. James Tanner, Architect, are hereby named to conduct a survey of the premises pursuant to law and to render a report of such survey in writing, and that an agreed appropriate fee be paid, and that Ms. Manzi be notified in writing by certified mail, return receipt, to appoint either a practical builder, engineer or architect to serve as her representative on such survey, and be it

FURTHER RESOLVED, that the said Claire Manzi be notified that in the event the building or other structure shall be reported unsafe or dangerous in such survey, an application will be made at

RESOLUTION NO. (1978-799) Continued

Special Term of the Supreme Court held in and for the County of Rockland for an Order determining that the building or other structure is a public nuisance and directing that it shall be repaired, and secured or taken down and removed as the Court may determine, and be it

FURTHER RESOLVED, that a copy of this resolution be served on the said Claire Manzi.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-800)

RESOLUTION ADOPTING  
PROPOSED REVISION TO  
RULES AND REGULATIONS  
FOR THE GOVERNMENT OF  
THE POLICE DEPARTMENT  
TOWN OF CLARKSTOWN  
(ARTICLE XIX -PERSONAL  
APPEARANCE 19.1.1)

Co. Maloney offered the following resolution:

WHEREAS, Chief George Schnakenberg has recommended that the Police Regulations for the Government of the Police Department of the Town of Clarkstown be revised as follows:

Article XIX-Personal Appearance

Add to Section 19.1.1 as follows:

- 1.b Members of the Department while on duty will not wear any jewelry or ornaments unless authorized by the Chief of Police. Exceptions are normal rings and watches.

and

WHEREAS, the Town Board has reviewed the proposed revision, and

WHEREAS, the said revision is in the best interest of the Government of the Police Department of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the proposed revision is hereby adopted and shall be added to the Rules and Regulations for the Government of the Police Department of the Town of Clarkstown.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-801)

RESOLUTION REGARDING  
DEMOLITION OF BUILDING  
(TAX MAP 31, B, 23)

Co. Holbrook offered the following resolution:

WHEREAS, a condition dangerous to life and health exists at premises situate at Dawn Lane, Nanuet, New York (Tax Map 31, B, 23), being a building partially destroyed by fire,

RESOLUTION NO. (1978-801) Continued

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building Inspector that the building be demolished, and be it

FURTHER RESOLVED, that the Building Inspector obtain a contractor to demolish the building, and be it

FURTHER RESOLVED, that the cost of such demolition shall be a lien and charge upon the premises.

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-802)

RESOLUTION REGARDING  
PROPOSED AMENDMENT TO  
ZONING ORDINANCE OF TOWN  
OF CLARKSTOWN  
(SEC. 106-3.B - 106-10A,  
COL. 3 TABLE OF GENERAL  
USE REGULATIONS AND  
SEC. 106-17, COL. 3,  
TABLE OF BULK REGULATIONS  
FOR SPECIAL PERMIT USES)

Co. Maloney offered the following resolution:

WHEREAS, it is proposed to amend the Zoning Ordinance of the Town of Clarkstown, as follows:

Section 106-3.B Definitions

SPECIAL CARE HOME - a facility operated by a public service agency or private, non-profit agency, authorized by the New York State Social Services Law, Section 2.31, with occupancy limited to not more than fifteen (15) persons.

Section. 106-10A, Column 3 Table of General Use Regulations

In all districts except RS, MRS, L10, M, PED, add "Special Care Home" to uses permitted by Special Permit of the Town Board.

Section 106-17, Column 3, Table of Bulk Regulations for Special Permit Uses

To category "agency group home" add, or "special care home."

NOW, THEREFORE, be it

RESOLVED, that such amendment is hereby referred to the Rockland County Planning Board and the Clarkstown Planning Board for report and recommendation.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

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## APPEARANCE:

John Lodico  
2 Birch Lane  
New City, New York 10956

Mr. Lodico said he was in opposition to the Cooperative and Condominium Conversion Law. He felt the government did not belong in private housing.

Lee Slattery  
180 Schweitzer Lane  
Bardonia, New York 10954

Mr. Slattery said he was present in opposition to the Degenshein zone change.

There being no further business before the Town Board Supervisor Gerber declared the meeting closed, time 9:55 P.M. Next regularly scheduled meeting is December 20, 1978.

Respectfully submitted,



PATRICIA SHERIDAN,  
Town Clerk

TOWN OF CLARKSTOWN  
PUBLIC HEARING

345

Town Hall

12/6/78

8:25 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile  
Supervisor Gerber  
Murray Jacobson, Town Attorney  
Stanley Burns, Director of Finance  
Patricia Sheridan, Town Clerk

RE: PROPOSED AMENDMENT TO ZONING ORDINANCE - PED DISTRICT -  
SECTION 106-10A

---

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

Supervisor Gerber read the following correspondence:

(Town of Clarkstown Planning Board Letterhead)

"October 25, 1978

The Honorable Town Board  
10 Maple Avenue  
New City, New York 10956

TOWN BOARD REFERRAL: PROPOSED AMENDMENT TO ZONING  
ORDINANCE, AMENDMENT TO SECTION 106-10A, ADDITION  
TO TABLE 15A, PED DISTRICT, COLUMN 2, Item 1(n)

Gentlemen:

At the Planning Board meeting of October 17, 1978 the Members discussed the above proposal. It was felt that by being more specific problems can be prevented from occurring.

After some further discussion Motion by Nowicki, second of Paris carried 4:0 with Ayes of Fallon and Yacyshyn, approving the following...

RECOMMENDATION TO THE HONORABLE TOWN BOARD: PROPOSED AMENDMENT TO ZONING ORDINANCE, ADDITION TO TABLE 15A, PED DISTRICT, COLUMN 2, ITEM 1(n) BE AMENDED AS FOLLOWS: "EXISTING AIRPORTS AND HELI-PORTS."

Very truly yours,

/s/ Rudolph J. Yacyshyn,

Rudolph J. Yacyshyn,  
Chairman

RJY/dsg

CC: Town Attorney  
Town Clerk"

APPEARANCE:

Robert Bowman  
10 Maple Avenue  
New City, New York 10956

Mr. Bowman stated that this amendment to the zoning ordinance would provide for the continuance of the Ramapo Valley Airport within the PED district.

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Page 2

Supervisor Gerber asked if there was anyone in favor.

IN FAVOR:

Abram Steinberg, Esq.  
233 Lafayette Avenue  
Suffern, New York 10901

Mr. Steinberg stated it would be a benefit both to the Town and the developer and thanked the Board for their support.

Martin Cornell, Esq.  
14 S. Main Street  
New City, New York 10956

Mr. Cornell represented the tenant and operators of the Ramapo Valley Airport and he supported Mr. Steinberg's statement.

John Lodico  
2 Birch Lane  
New City, New York

Mr. Lodico supported the change also.

Supervisor Gerber asked if there was anyone in opposition.

No one appeared.

No further persons wishing to be heard Councilman Maloney offered a resolution to close the Public Hearing which resolution was seconded by Councilman Piacentile and unanimously adopted, time 8:31 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,  
Town Clerk

TOWN OF CLARKSTOWN  
PUBLIC HEARING

347

Town Hall

12/6/78

8:36 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile  
Supervisor Gerber  
Murray Jacobson, Town Attorney  
Stanley Burns, Director of Finance  
Patricia Sheridan, Town Clerk

RE: PROPOSED AMENDMENT TO SANITARY LANDFILL RULES & REGULATIONS -  
FEE SCHEDULE

---

Supervisor Gerber declared the Public Hearing open.  
Town Clerk read Notice calling Public Hearing and testified as  
to proper posting and publication for the Public Hearing.

APPEARANCE: Walter Werner, Esq.  
317 Little Tor Road  
New City, New York 10956

He had a question regarding the phrasing of the  
amendment. Supervisor Gerber explained that there would not be  
an additional charge of 30¢. They would delete the present  
paragraph referring to the amount charged and substitute it  
with the proposed new paragraph. There would be, in fact, a 10¢  
increase per yard over the existing fee.

Natale Schittino  
5 Town Sanitation Service  
73 Ridge Road  
Valley Cottage, New York 10989

Mr. Schittino believed this increase to be fair now  
that he understood the wording of the amendment.

John Lodico  
2 Birch Lane  
New City, New York 10956

Mr. Lodico said he represented the Trade Waste  
Association and that he felt the increase was fair and the  
scavengers had not received an increase in their fee schedule  
since 1975.

Thomas Howard  
83 North Grant Avenue  
New City, New York 10956

Mr. Howard wanted an explanation made of the fee  
increase. Councilman Piacentile answered his inquiry.

Marvin Portnoy  
90 Susan Drive  
New City, New York 10956

Lee Slattery  
180 Schweitzer Lane  
Bardonia, New York 10954

He questioned the DEC rules and regulations. He was  
directed to the Town Engineer for an explanation of his questions.

Philip Bosco  
2 Short Street  
West Nyack, New York 10994

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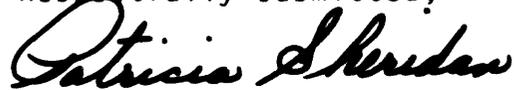
Mr. Bosco hoped that the 10c increase was within the presidential guidelines. He had some questions and was directed to the Department of Environmental Control.

Walter Werner, Esq.  
317 Little Tor Road  
New City, New York 10956

Mr. Werner requested that the Town Board, if they adopted this resolution, word it so that the effective date would be a few months in the future from the date of the adoption in order to allow the scavengers to renegotiate their contracts with commercial customers.

No further persons wishing to be heard Councilman Holbrook offered a resolution to close the Public Hearing which resolution was seconded by Councilman Piacentile and unanimously adopted, time 9:02 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,  
Town Clerk

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

12/6/78

8:22 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile  
Supervisor Gerber  
Murray N. Jacobson, Town Attorney  
Stanley Burns, Director of Finance  
Patricia Sheridan, Town Clerk

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

RESOLUTION NO. (1978-765)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING IN ORDER TO  
HOLD SCHEDULED PUBLIC  
HEARING

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing, time 8:25 P.M.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-766)

RESOLUTION REOPENING  
REGULAR TOWN MEETING,  
SCHEDULED PUBLIC  
HEARING HAVING BEEN  
HELD

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be resumed, scheduled Public Hearing having been held, time 8:31 P.M.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-767)

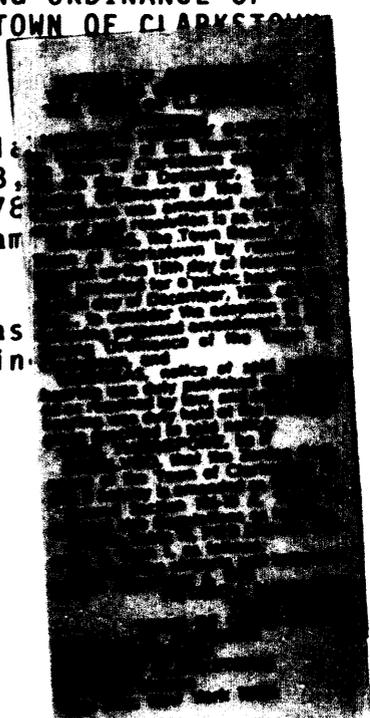
RESOLUTION AMENDING  
ZONING ORDINANCE OF  
THE TOWN OF CLARKSTOWN

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown adopted on the 15th day of November, 1978, a resolution for a public hearing on the 6th day of December, 1978, to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it



TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

12/6/78

8:22 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile  
Supervisor Gerber  
Murray N. Jacobson, Town Attorney  
Stanley Burns, Director of Finance  
Patricia Sheridan, Town Clerk

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

RESOLUTION NO. (1978-765)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING IN ORDER TO  
HOLD SCHEDULED PUBLIC  
HEARING

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing, time 8:15 P.M.

Seconded by Co. Piacentile

All voted Aye

\* \* \* \* \*

RESOLUTION NO. (1978-766)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING, SCHEDULED  
PUBLIC HEARING  
HEARING  
HELD

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting resumed, scheduled Public Hearing having been held, to

Seconded by Co. Piacentile

All voted Aye

\* \* \* \* \*

RESOLUTION NO. (1978-767)

RESOLUTION  
ZONING  
THE

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 15th day of November, 1978, provided for a public hearing on the 6th day of December, 1978, at 8:15 P.M., to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

RESOLUTION NO. (1978-767) Continued

RESOLVED, that the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended as follows:

Amend Section 106-10 A, Table of General Use Regulations as follows:

ADD to Table 15, PED District, Column 2, Item 1, as follows:

(n) Existing airports and heliports.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-768)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING IN ORDER TO  
HOLD SCHEDULED PUBLIC  
HEARING

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing, time 8:35 P.M.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-769)

RESOLUTION CLOSING  
SCHEDULED PUBLIC  
HEARING

Co. Holbrook offered the following resolution:

RESOLVED, that the Public Hearing be closed, time 9:02 P.M.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-770)

RESOLUTION REOPENING  
REGULAR TOWN BOARD  
MEETING, SCHEDULED  
PUBLIC HEARING HAVING  
BEEN HELD

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be resumed, scheduled Public Hearing having been held, time 9:03 P.M.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-771)

RESOLUTION ADOPTING AND  
ACCEPTING MINUTES OF  
REGULAR TOWN BOARD  
MEETING AND SPECIAL  
TOWN BOARD MEETINGS  
AND BUDGET HEARING

Co. Longo offered the following resolution:

RESOLUTION NO. (1978-771) Continued

RESOLVED, that the Minutes of the Budget Hearing on November 9, 1978, the Regular Town Board Meeting of November 15, 1978 and the Special Town Board Meetings of November 6, 20th, 27th and 30th, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-772)

RESOLUTION AUTHORIZING SUPERVISOR TO FILE A RECREATION PROJECT APPLICATION

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, the Supervisor is hereby authorized to file a Recreation Project Application with the New York State Executive Department Division for Youth, for the period commencing January 1, 1979 through December 31, 1979; and be it

FURTHER RESOLVED, that the total aid for this period will be \$29,569.00.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-773)

RESOLUTION ACCEPTING PROPOSALS FROM ORANGE & ROCKLAND FOR STREET LIGHTING (VARIOUS LOCATIONS)

Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendations 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, all of which are in New City:

- Fanley Avenue
- York Drive
- Angus Lane
- Millcreek Road
- Yale Drive

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-774)

RESOLUTION AUTHORIZING PLANNING BOARD OF THE TOWN OF CLARKSTOWN TO APPLY TOWN LAW, SEC. 281 (WATERS MILL ESTATES)

Co. Maloney offered the following resolution:

WHEREAS, Theodore F. Atzl, engineer for the owner, has made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Waters Mill Estates, and

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RESOLUTION NO. (1978-774) Continued

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

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law 281 is used in this subdivision to allow for the preservation of the historic Morris home and barn, subject to the condition that the road known as Waters Edge shall not be continued through to Old Mill Road but shall be a cul-de-sac or dead end within the subdivision;

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Sec. 281 in connection with this subdivision.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-775)

RESOLUTION AUTHORIZING  
PLANNING BOARD OF THE  
TOWN OF CLARKSTOWN TO  
APPLY TOWN LAW SEC. 281  
(BEECHWOOD ESTATES)

Co. Maloney offered the following resolution:

WHEREAS, Henry Horowitz, engineer for the owner, has made written application for the use of Town Law, Section 281 in connection with a subdivision known as BEECHWOOD ESTATES, and

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

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law, Section 281 is used in this subdivision for reasons of drainage and preservation of the stream, subject to the condition that the area of the conservation easement shown on the westerly portion of the subdivision shall be divided among lots 1-5 which adjoin said conservation easement and area on the east, all as shown on subdivision plat of Beechwood Estates dated December 2, 1978, prepared by Henry Horowitz, P.E.;

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Section 281 in connection with this subdivision.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

MONTHLY REPORTS -- October, 1978 from Office of the Building Inspector and the Zoning Board of Appeals received and on file in Town Clerk's Office for inspection.

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