

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall 11/25/80 8:01 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo, Maloney
Everett J. Johns, Town Attorney
Patricia Sheridan, Town Clerk

Supervisor Dusanenko declared the Town Board Meeting open; assemblage saluted the Flg.

Supervisor Dusanenko presented the following proclamation to the Clarkstown North Girls Varsity Soccer Team Coach Getz.

RESOLUTION NO. (927-1980) PROCLAMATION RE CLARKSTOWN
NORTH GIRLS VARSITY SOCCER
TEAM DAY

Co. Holbrook offered the following resolution:

WHEREAS, the Clarkstown High School North Girls Varsity Soccer Team, under the direction of coach Michael Goetz, has achieved a remarkable degree of success in the 1980 High School Soccer Season, and

WHEREAS, having had thirteen wins, no losses and two ties in their regular season play, they became the only undefeated team in their League; leading the League in offense and defense, and

WHEREAS, after attaining these victories, they further distinguished themselves by finishing second in the Section 9 Tournament, and

WHEREAS, the Town of Clarkstown and all its residents proudly join me in commending the Clarkstown High School North Girls Varsity Soccer Team for their outstanding skill, sportsmanship, fair play and a "job well done,"

NOW, THEREFORE, be it

RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown, do hereby proclaim November twenty-fifth, nineteen hundred and eighty, as Clarkstown High School North Girls Varsity Soccer Team Day in the Town of Clarkstown and urge all our citizens to join with me in recognizing the exceptional accomplishment of these young athletes and their dedication to team, school and community.

Seconded by Co. Longo All voted Aye.

Coach Goetz called upon all the members of the team to come forward and he and the Town Board members presented each girl with a copy of the proclamation.

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Supervisor Dusanenko asked for a moment of silence because the Town of Clarkstown had an unfortunate occurrence in that one of our beloved employees, Harry Dillon, has passed away.

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The assemblage complied with the Supervisor's request and there followed a moment of silence in Mr. Dillon's honor.

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AAJ375

RESOLUTION NO. (928-1980)

AUTHORIZING DIRECTOR OF
MINI-TRANS (EDWARD J. GHIAZZA)
TO EXPLORE CONTRACTING WITH
COUNTY OF ROCKLAND TO PROVIDE
LOCAL BUS TRANSPORTATION

Co. Lettre offered the following resolution:

WHEREAS, the County of Rockland wishes to explore the possibility of contracting or merging with the Village of Spring Valley and the Town of Clarkstown's local bus system,

NOW, THEREFORE, be it

RESOLVED, that Edward J. Ghiazza, Director of Mini-Trans, is hereby authorized to explore the possibility of contracting with the County of Rockland to provide local bus transportation.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (929-1980)

AUTHORIZING SUPERINTENDENT OF
HIGHWAYS TO PERFORM CORRECTIVE
DRAINAGE WORK REALIGNING THE
CHANNEL OF STREAM NJ1-12-3
(\$500.00 TO BE CHARGED AGAINST
CAPITAL ACCOUNT DRAINAGE)

Co. Longo offered the following resolution:

WHEREAS, a drainage condition exists on property designated on the Clarkstown Tax Map as Map 38, Block A, Lot 15.02 and 15.03;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to perform corrective drainage work consisting of the re-alignment of the channel of Stream NJ1-12-3 at a cost not to exceed \$500.00, said \$500.00 to be charged against Capital Account Drainage.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (930-1980)

AUTHORIZING CAL MART CONSTRUCTION
CORP. TO USE LABOR, EQUIPMENT AND
MATERIAL TO SPLIT FIVE ROCKS
(HAVERMILL ESTATES) (\$3000.00
LIMIT - CAPITAL ACCOUNT DRAINAGE)

Co. Longo offered the following resolution:

RESOLVED, that Cal Mart Construction Corp. is hereby authorized to use labor, equipment and material to split five rocks obstructing the flow within the drainage easement in Havermill Estates for a sum not to exceed \$3000.00, said sum to be taken from Capital Account Drainage.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (931-1980)

TRANSFERRING FUNDS FROM
TOWN ATTORNEY'S ACCOUNT
NO. 1420-409 TO ACCOUNT
NO. 1420-211

Co. Longo offered the following resolution:

RESOLVED, that the sum of Five Hundred (\$500.00) Dollars be transferred from Town Attorney's Account No. 1420-409 to Account No. 1420-211 for regular monthly law book supplements.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (932-1980)

TRANSFERRING FUNDS
(VARIOUS ACCOUNTS)- PARKS

Co. Longo offered the following resolution:

RESOLVED, that the following transfers be made in the following Appropriation Accounts:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
A 7140-323	A 7140-407	\$2,000
A 7140-382	A 7140-412	1,300
A 7180-382	A 7180-412	500

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (933-1980)

TRANSFERRING FUNDS
FROM APPROPRIATION
ACCOUNT NO. A 1670-405 TO
APPROPRIATION ACCOUNT NO.
A 1670-313

Co. Longo offered the following resolution:

RESOLVED, that \$2,000.00 be transferred from Appropriation Account No. A 1670-405 to Appropriation Account No. A 1670-313.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (934-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNTS
NOS. A 8160-409 and A
8160-413 TO APPROPRIA-
TION ACCOUNT NO. 8160-312

Co. Maloney offered the following resolution:

RESOLVED, that \$3,449.35 be transferred to Appropriation Account No. A 8160-312 from the following Appropriation Accounts Nos.:

A 8160-409.....	\$3,001.35
A 8160-413.....	448.00

Seconded by Co. Longo

All voted Aye.

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AAJ375

RESOLUTION NO. (935-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1620-408 TO APPROPRIATION
ACCOUNT NO. A 1620-306

Co. Longo offered the following resolution:

RESOLVED, that \$500.00 be transferred from Appropriation
Account No. A 1620-408 to Appropriation Account No. A 1620-306.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (936-1980)

INCREASING REVENUE ACCOUNT
NO. 01-002774 AND APPROPRIA-
TION ACCOUNT NO. A 8110-424

Co. Longo offered the following resolution:

RESOLVED, that Revenue Account No. 01-002774 and Appropriation
Account No. A 8110-424 be increased by \$795.00.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (937-1980)

INCREASING ESTIMATED REVENUE
ACCOUNT NO. 01-002680 AND
ACCOUNT NO. 01-002770 AND
INCREASING APPROPRIATION
ACCOUNT NO. A 3120-203 -
TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 3120-307 TO APPROPRIATION
ACCOUNT NO. A 3120-203

Co. Maloney offered the following resolution:

RESOLVED, that the budget be amended by increasing Estimated
Revenue Account No. 01-002680 by \$5,100.00 and 01-002770 by \$2,492.00.
Appropriation Account No. A 3120-203 should be increased by \$7,592.00.

Also;

BE IT RESOLVED, that \$3,498.00 be transferred from Appropria-
tion Account No. A 3120-307 to Appropriation Account No. A 3120-203.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (938-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1330-110 TO APPROPRIA-
TION ACCOUNT NO. A 1330-313

Co. Longo offered the following resolution:

RESOLVED, that \$385.00 be transferred from Appropriation
Account No. A 1330-110 to Appropriation Account No. A 1330-313.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (939-1980)

ADJOURNING TOWN BOARD
MEETING IN ORDER TO HOLD
SCHEDULED PUBLIC HEARING
RE: 'LOCAL LAW REGULATING
LANDFILLS IN TOWN OF CLARKSTOWN

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RESOLUTION NO. (939-1980) Continued

Co. Longo offered the following resolution:

RESOLVED, that the regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing re: 'A Local Law Regulating Landfills in the Town of Clarkstown', time: 8:19 P.M.

Seconded by Co. Lettre All voted Aye.

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RESOLUTION NO. (940-1980)

RESUMING REGULAR TOWN BOARD MEETING SCHEDULED PUBLIC HEARING RE: 'A LOCAL LAW REGULATING LANDFILLS IN THE TOWN OF CLARKSTOWN' HAVING BEEN HELD

Co. Maloney offered the following resolution:

RESOLVED, that the Public Hearing re: 'A Local Law Regulating Landfills in the Town of Clarkstown' be closed, DECISION RESERVED, and regular Town Board Meeting be resumed, time: 8:33 P.M.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (941-1980)

ADJOURNING TOWN BOARD MEETING IN ORDER TO HOLD SCHEDULED PUBLIC HEARING RE: EXTENSION OF WATER SUPPLY DISTRICT - PELHAM MANOR, NANUET

Co. Longo offered the following resolution:

RESOLVED, that regular Town Board Meeting be adjourned, in order to hold scheduled Public Hearing re: Extension of Clarkstown Consolidated Water Supply District No. 1 to include Pelham Manor, Nanuet, New York, time: 8:35 P.M.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (942-1980)

CLOSING PUBLIC HEARING RE: EXTENSION OF WATER SUPPLY DISTRICT TO INCLUDE PELHAM MANOR, NANUET

Co. Longo offered the following resolution:

RESOLVED, that the Public Hearing re: Extension of Clarkstown Consolidated Water Supply District No. 1 to include Pelham Manor, Nanuet, New York be closed, ORDER SIGNED, time: 8:37 P.M.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (943-1980)

OPENING PUBLIC HEARING RE: NYACK RURAL CEMETERY ZONE CHANGE

Co. Maloney offered the following resolution:

AAJ375

RESOLUTION NO. (943-1980) Continued

RESOLVED, that Public Hearing re: Nyack Rural Cemetery Zone Change be opened, time: 8:38 P.M.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (944-1980)

RECESSING PUBLIC HEARING
RE: NYACK RURAL CEMETERY
ZONE CHANGE UNTIL WORKSHOP
MEETING ON DECEMBER 4, 1980

Co. Longo offered the following resolution:

RESOLVED, that Public Hearing re; Nyack Rural Cemetery Zone Change be recessed until Workshop Meeting, December 4, 1980, time: 9:02 P.M.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (945-1980)

OPENING SCHEDULED PUBLIC
HEARING RE: AMENDMENT TO
ZONING ORDINANCE WITH REGARD
TO AUTO LAUNDRIES AND AD-
JOURNING SAME TO 10:10 P.M.
THIS SAME EVENING

Co. Longo offered the following resolution:

RESOLVED, that scheduled Public Hearing re: Amendment to Zoning Ordinance with regard to auto laundries be opened and then adjourned until 10:10 P.M., time: 9:03 P.M.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (946-1980)

RESUMING REGULAR TOWN
BOARD MEETING, SCHEDULED
PUBLIC HEARING RE: AUTO
LAUNDRIES HAVING BEEN
RECESSED UNTIL 10:10 P.M.
THIS SAME EVENING

Co. Longo offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed, scheduled Public Hearing re: Auto Laundries be recessed until 10:10 P.M., time: 9:03 P.M.

Seconded by Co. Maloney All voted Aye.

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(THERE IS NO RESOLUTION NO. (947-1980) (Number inadvertently omitted)
RESOLUTION NO. (948-1980) PROCLAMATION ON BEHALF OF
CIVIL AIR PATROL WEEK

Co. Longo offered the following resolution:

WHEREAS, Civil Air Patrol, a civilian auxiliary of the United States Air Force, is dedicated to volunteer public service in the interest of community, state, and national welfare, and

AAJ375

RESOLUTION NO. (948-1980) Continued

WHEREAS, the members of the Rockland County Group are prepared to give of their time and resources for the benefit of their fellow Americans through aerial and ground search and rescue operations, through humanitarian and mercy flights, and many other unselfish acts in time of emergency, and

WHEREAS, this organization of volunteers is helping conduct an effective national program of aerospace education and training for its members and the general public, and

WHEREAS, this patriotic organization offers an outstanding program of leadership training and development and career motivation to its teenage cadet members, and

WHEREAS, December 1, 1980, marks the 39th anniversary of the founding of this unique organization, established to help America in its hour of need during the dark days of World War II and which today is dedicated to the service of humanity and to the non-combatant defense of this nation;

NOW, THEREFORE, be it

RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown, do hereby proclaim and declare the week of December 1st, nineteen hundred and eighty, to be "CIVIL AIR PATROL WEEK" in the Town of Clarkstown and do hereby call upon the citizens of this community to observe this week with appropriate ceremonies honoring the men, women and cadet members of Civil Air Patrol and of the local units of this worthy organization.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (949-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 8840-424 TO APPROPRIA-
TION ACCOUNT NO. A 7620-424

Co.Longo offered the following resolution:

RESOLVED, that \$2,500.00 be transferred from Appropriation Account No. A 8840-424 to Appropriation Account No. A 7620-424.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (950-1980)

AMENDING BUDGET BY
INCREASING ESTIMATED
REVENUE ACCOUNT NO. 04-
102999

Co. Longo offered the following resolution:

RESOLVED, that the budget be amended by increasing Estimated Revenue Account No. 04-102999 in the amount of \$8,050.00.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (951-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1670-402 TO APPROPRIATION
ACCOUNT NO. A 1670-313

Co. Longo offered the following resolution:

Resolved, that \$358.34 be transferred from Appropria-
tion Account No. A 1670-402 to Appropriation Account No. A 1670-313.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (952-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 8110-324 TO APPROPRIATION
ACCOUNT NO. A 8110-219

Co. Longo offered the following resolution:

RESOLVED, that \$1,400.00 be transferred from Appropriation
Account No. A 8110-324 to Appropriation Account No. A 8110-219.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (953-1980)

AMENDING BUDGET BY
INCREASING ESTIMATED
REVENUE ACCOUNT NO. 04-
102401 AND INCREASING
VARIOUS OTHER D 5110
ACCOUNTS

Co. Longo offered the following resolution:

RESOLVED, that the budget be amended by increasing Estimated
Revenue Account No. 04-102401 in the amount of \$7,500.00 and the
following Appropriation Account Nos. be increased by:

D 5110-306	\$1,450.00
D 5110-378	2,000.00
D 5110-383	1,000.00
D 5110-385	500.00
D 5110-448	2,550.00

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (954-1980)

TRANSFERRING FUNDS FROM
FUND BALANCE TO SHADE TREE
ESCROW, GUARANTY DEPOSIT
ACCOUNT

Co. Longo offered the following resolution:

RESOLVED, that \$23,212.50 be transferred from Fund Balance
to Shade Tree Escrow, Guaranty Deposit Account, for money inadvertently
deposited in the General Fund in the year 1979.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (955-1980)

TRANSFERRING FUNDS FROM
GENERAL FUND REVENUE ACCOUNT
NO. 01-02776 TO SHADE TREE
ESCROW, GUARANTY DEPOSIT
ACCOUNT

Co. Longo offered the following resolution:

RESOLVED, that \$7,125.00 be transferred from General Fund
Revenue Account No. 01-02776 to Shade Tree Escrow, Guaranty Deposit
Account, for money inadvertently deposited in the General Fund in the
year 1980.

Seconded by Co. Maloney

All voted Aye.

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AAJ375

RESOLUTION NO. (956-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1315-370 TO APPROPRIATION
ACCOUNTS NOS. A 1315-111 AND
A 1315-201

Co. Longo offered the following resolution:

RESOLVED, that \$390.00 be transferred from Appropriation
Account No. A 1315-370 to the following Appropriation Account Nos.:

A 1315-111	\$300.00
A 1315-201	90.00

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (957-1980)

SETTING PUBLIC HEARING
RE NOTICE OF UNSAFE
STRUCTURE (WILLIAM
MULDERIG)

Co. Longo offered the following resolution:

RESOLVED, that William Mulderig be served with the annexed
Notice of Unsafe Structure pursuant to Section 31-5 of the Code of the
Town of Clarkstown, and be it

FURTHER RESOLVED, that a hearing held by the Town Board of
the Town of Clarkstown at the Auditorium of the Clarkstown Town Hall,
10 Maple Avenue, New City, New York, on December 9, 1980, at 8:15 P.M.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (958-1980)

AUTHORIZING SUPERVISOR TO
ENTER INTO LICENSE AGREE-
MENT WITH HISTORICAL
SOCIETY OF ROCKLAND COUNTY
(CORNER MARKER - ZUKOR ROAD
AND OLD ROUTE 304)

Co. Holbrook offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to enter
into a license agreement with the Historical Society of Rockland County

RESOLUTION NO. (958-1980) Continued

for the erection of a corner marker at the intersection of Zukor Road and Old Route 304 on property owned by the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (959-1980)

AUTHORIZING SUPERVISOR TO ENTER INTO AGREEMENT WITH LAZZARONI SARONNO, LTD.

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of obtaining the location of Lazzaroni Saronno, Ltd.'s building and business operations in Congers, Town of Clarkstown, New York, and

WHEREAS, Lazzaroni Saronno has agreed to make payments of sums of money in lieu of taxes amounting to what the taxes would be for an ordinary business facility, exclusive of the land;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with Lazzaroni Saronno, Ltd., and other taxing authorities, which agreement provides that Lazzaroni Saronno, Ltd., will pay stated sums of money in lieu of taxes but equal to taxes.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (960-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO REPLACE "YIELD" SIGN ON PRIMROSE LANE AT WINDMILL LANE, NEW CITY WITH "STOP" SIGN

Co. Longo 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 replace the YIELD sign on Primrose Lane at Windmill Lane, New City, with a STOP sign.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (961-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO REPLACE "YIELD" SIGN ON WESTERN HIGHWAY AT WEST NYACK ROAD WITH "STOP" SIGN - INSTALL "DEAD END" SIGN ON WEST NYACK ROAD AT WESTERN HIGHWAY, WEST NYACK

Co. Longo offered the following resolution:

RESOLUTION NO. (961-1980) Continued

RESOLVED, that based upon the recommendations of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to replace the YIELD sign located on Western Highway at West Nyack Road with a STOP sign. Also, a DEAD END sign be installed on West Nyack Road at Western Highway, West Nyack.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (962-1980)

AUTHORIZING ISSUANCE OF
BUILDING PERMIT UNDER
SECTION 280-A OF TOWN
LAW (MATTHEW R. ZAMBRANO)

Co. Longo offered the following resolution:

RESOLVED, that a Building Permit under provisions of Section 280-a of the Town Law may be issued to Matthew R. Zambrano for property situate on the west side of Fairview Avenue, 500 feet from Prospect Avenue, Nanuet, New York, more specifically designated on the Clarkstown Tax Map as Map 162, Block A, Lot 15.11, upon compliance with the requirements of the Director of Environmental Control as shown on the attached Schedule "A" and the Building Inspector and the filing of the Restrictive Covenant pursuant to Section 280-a of the Town Law upon the condition that the applicant agrees to participate in a road improvement district when and if required by the Town Board of the Town of Clarkstown, which Covenant shall be binding on all future owners and run with the land.

Seconded by Co. Maloney All voted Aye.

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(Schedule "A" is on file in the Town Clerk's Office)

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RESOLUTION NO. (963-1980)

AUTHORIZING ISSUANCE OF
BUILDING PERMIT UNDER
SECTION 280-A OF TOWN
LAW (JAMES AVARAS)

Co. Longo offered the following resolution:

RESOLVED, that a Building Permit under provisions of Section 280-a of the Town Law may be issued to James Avaras for property situate on the south side of Baker Lane, 200 feet from the intersection of S. Middletown Road, New City, New York, more specifically designated on the Clarkstown Tax Map as Map 37, Block C, Lot 3.03, upon compliance with the requirements of the Director of Environmental Control as shown on the attached Schedule "A" and the Building Inspector and the filing of the Restrictive Covenant pursuant to Section 280-a of the Town Law upon the condition that the applicant agrees to participate in a road improvement district when and if required by the Town Board of the Town of Clarkstown, which Covenant shall be binding on all future owners and run with the land.

Seconded by Co. Maloney All voted Aye.

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(Schedule "A" is on file in the Town Clerk's Office)

AAJ375

RESOLUTION NO. (964-1980)

APPEALING NEW YORK STATE
DIVISION FOR YOUTH DECISION
TO DENY 100% SDPP FUNDS
FOR YOUTH COURT PROGRAM

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is appealing to the New York State Division for Youth the decision to deny 100% SDPP funds for the Youth Court program,

NOW, THEREFORE, be it

RESOLVED, that the Town Board is going to waiver its right for the renewal for 100% grant funding in the second year of the program provided that it receives 100% funding within the initial funding year, and be it

FURTHER RESOLVED, that in the second year the Town would apply for 50% YDDP funding in place of the 100% SDPP funds, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded to Wilbert C. Payne, Regional Director of the New York State Division for Youth.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (965-1980)

PAYMENT TO SEYMOUR D.
GURLITZ

Co. Lettre offered the following resolution:

RESOLVED, that Seymour D. Gurlitz shall be paid the sum of \$1,099.00 pursuant to his voucher dated October 7, 1980.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (966-1980)

DIRECTING SUPERINTENDENT
OF HIGHWAYS TO TAKE
NECESSARY ACTION TO ENFORCE
HIGHWAY LAW OF STATE OF
NEW YORK TO ENSURE SAFE
TRAVELLING OF VEHICLES
AND PASSAGE OF PEDESTRIANS

Co. Longo offered the following resolution:

WHEREAS, the Highway Law of the State of New York imposes the duty upon the Superintendent of Highways of the Town of Clarkstown to maintain and remove any and all obstructions within the Town right-of-way, and

WHEREAS, obstructions have been found to be placed within and upon the right-of-ways of certain Town roads in the Town of Clarkstown and such obstructions may interfere with the safe vehicular and pedestrian movement;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways of the Town of Clarkstown is hereby directed to take all necessary action to enforce the Highway Law of the State of New York, to ensure the safe travelling and passage for pedestrians.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (967-1980)

AUTHORIZING TOWN ATTORNEY
TO DEFEND ACTION AGAINST
TOWN OF CLARKSTOWN
(ELINOR HOMES COMPANY)

Co. Longo offered the following resolution:

WHEREAS, an action has been instituted against the Town of
Clarkstown entitled as follows:

ELINOR HOMES COMPANY (a partnership),
Plaintiff,

-against-

TOWN OF CLARKSTOWN and STONEGATE HOMES, INC.,
Defendants.

NOW, THEREFORE, be it

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

Seconded by Co. Lettre

All voted Aye.

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Councilman Holbrook asked if there was any change in status
with regard to the above and was told "No".

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RESOLUTION NO. (968-1980)

REFERRING PETITION FOR
CHANGE OF ZONE (RINNE)

Co. Maloney offered the following resolution:

RESOLVED, that the application of Johannes and Marie Rinne
for a change of zoning from R-15 District to PO District, on property
located on easterly side of North Middletown Road, Nanuet, New York be
referred to the Town Planning Board for report within 45 days pursuant
to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown
and to the Rockland County Planning Board pursuant to Secs. 239-1 and 239-
m of the General Municipal Law.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (969-1980)

SETTING PUBLIC HEARING
WITH REGARD TO ZONING
PETITION (ISAAC CESLA)

Co. Longo offered the following resolution:

WHEREAS, Isaac Cesla has petitioned the Town Board of the
Town of Clarkstown that the Zoning Ordinance of the Town be amended by
redistricting property of the petitioner described from R-15 district
to CS district;

NOW, THEREFORE, be it

AAJ375

RESOLUTION NO. (969-1980) Continued

RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on the 23rd day of December, 1980 at 8:30 P.M., relative to the proposed amendment; and it is

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

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (970-1980)

ACCEPTING GRATUITOUS SERVICE FROM EVERLASTING CONCRETE, INC. (CONGERS ROAD)

Co. Maloney offered the following resolution:

WHEREAS, Everlasting Concrete, Inc., has offered to replace, free of charge, any section of sidewalk which is in need of repair with their colored and embossed concrete,

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown accepts this gratuitous service from the Everlasting Concrete, Inc., in and around Town Hall on Congers Road in conformity with the specifications of the Department of Environmental Control.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (971-1980)

SETTING HEARING RE UNSAFE STRUCTURE (KARTEN)

Co. Longo offered the following resolution:

RESOLVED, that Julia and Isadore Karten be served with the annexed Notice of unsafe structure pursuant to Section 31-5 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a hearing held by the Town Board of the Town of Clarkstown at the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on December 9, 1980, at 8:25 P.M.

Seconded by Co. Lettre All voted Aye.

* * * * *

RESOLUTION NO. (972-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO GRADE, CLEAR AND INSTALL STONE (COMMUTER PARKING LOT - MAP 105, BLOCK A, LOT 33.02)

Co. Longo offered the following resolution:

RESOLUTION NO. (972-1980) Continued

WHEREAS, the Town of Clarkstown leases from Ned A. Besso the commuter parking lot situate on Map 105, Block A, Lot 33.02, and

WHEREAS, the entire tax lot is not being used for commuter parking;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to grade, clear and install stone, if necessary, to extend the commuter parking lot from its existing area for a depth of approximately 50 feet to the existing fence for a length of approximately 200 feet.

Seconded by Co. Maloney

All voted Aye.

* * * * *

AAJ375

RESOLUTION NO. (973-1980)

AMENDING BOND AND CAPITAL
NOTE RESOLUTION ADOPTED
JUNE 20, 1979 AND AMENDED
OCTOBER 17, 1979 (KLEIN
AVENUE DRAINAGE PROJECT)

Co. Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly authorized the construction of an earth and clay dike with concrete headwalls, being part of the Klein Avenue drainage project to provide flood control along a portion of the Hackensack River, in said Town, and has determined that, due to increased costs of labor and materials, it is necessary to increase the estimated maximum cost of such construction and to provide for the financing thereof;

NOW, THEREFORE, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK (by favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The bond and capital note resolution of said Town of Clarkstown, duly adopted by the Town Board of said Town on June 20, 1979 and amended October 17, 1979, entitled:

"Bond and Capital Note Resolution of the Town of Clarkstown, New York, adopted June 20, 1979 and amended October 17, 1980, authorizing the construction of drainage improvements, in said Town, stating the estimated maximum cost thereof is \$350,000.00, appropriating said amount therefor, and authorizing the issuance of \$17,500.00 capital notes to provide the required down payment and \$332,500.00 serial bonds of the Town to finance the balance of said appropriation,"

is hereby further amended to read as follows:

BOND AND CAPITAL NOTE RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JUNE 20, 1979, AMENDED OCTOBER 17, 1979 AND FURTHER AMENDED NOVEMBER 25, 1980, AUTHORIZING THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS, IN SAID TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$366,000.00, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$18,300.00 CAPITAL NOTES TO PROVIDE THE REQUIRED DOWN PAYMENT AND \$347,700.00 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

RESOLUTION NO. (973-1980) Continued

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, is hereby authorized to construct an earth and clay dike with concrete headwalls, being part of the Klein Avenue drainage project to provide flood control along a portion of the Hackensack River, including land or rights in land, original furnishings, equipment, machinery or apparatus in connection therewith. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$366,000.00 and the said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$18,300.00 capital notes to provide the down payment required by law, the issuance of \$347,700.00 serial bonds of the Town to finance the balance of said appropriation and the levy of a tax upon all the taxable real property within the Town, to pay the principal of said notes and bonds and the interest thereon as the same shall become due and payable.

Section 2. Capital notes in the principal amount of \$18,300.00 to provide such down payment and serial bonds in the principal amount of \$347,700.00 of the Town to finance the balance of said appropriation are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of said specific object or purpose for which said \$18,300.00 capital notes and \$347,700.00 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 3. of the Law, is thirty (30) years, but the maturity of the bonds shall not exceed August 1, 2009.

(b) Current funds are required by the Law to be provided prior to the issuance of the serial bonds authorized by this resolution, or any bond anticipation notes in anticipation of the sale of such bonds, and such current funds will be so provided from the proceeds of the capital notes herein authorized to be issued. The Supervisor, the chief fiscal officer of the Town, is hereby authorized and directed to set aside said current funds and to apply the same solely to said specific object or purpose.

(c) The maturity of the bonds authorized pursuant to this resolution will exceed five (5) years.

Section 4. Each of the notes and bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said notes and bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said notes and bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the notes and bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

RESOLUTION NO. (973-1980) Continued

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and pre scribing the terms, form and contents and as to the sale and issuance of the notes and bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the notes and bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall be subject to permissive referendum.

* * *

Section 2. The amendment to said bond and capital note resolution in Section 1 of this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond and capital note resolution and all such liabilities incurred, obligations issued or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond and capital note resolution, as so amended.

Section 3. The Town Clerk of the Town of Clarkstown, in the County of Rockland, New York, shall, within ten (10) days after the adoption of this resolution, cause to be published at least once in "THE JOURNAL NEWS" a newspaper published in Nyack, New York, having a general circulation within said Town, and hereby designated as the official newspaper of said Town, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing bond and capital note resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 4. After said bond and capital note resolution, as herein amended, shall take effect, the Town Clerk is hereby directed to cause said bond and capital note resolution as herein amended to be published, in full, in the newspaper hereinabove referred to in Section 3 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 5. The Notice referred to in Section 3 hereof, shall be in substantially the following form:

RESOLUTION NO. (973-1980) Continued

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on November 25, 1980, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a resolution further amending the bond and capital note resolution adopted June 20, 1979 and amended October 17, 1979, which bond and capital note resolution, so amended, is entitled:

"Bond and Capital Note Resolution of the Town of Clarkstown, New York, adopted June 20, 1979, amended October 17, 1979 and further amended November 25, 1980, authorizing the construction of drainage improvements, in said Town, stating the estimated maximum cost thereof is \$366,000, appropriating said amount therefor, and authorizing the issuance of \$18,300 capital notes to provide the required down payment and \$347,700 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING the Town of Clarkstown ("Town"), New York, to construct an earth and clay dike with concrete headwalls, being part of the Klein Avenue drainage project to provide flood control along a portion of the Hackensack River, including land or rights in land, original furnishings, equipment, machinery or apparatus; STATING the estimated maximum cost thereof is \$366,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$18,300 capital notes to provide the down payment required by law, and \$347,700 serial bonds of the Town to finance the balance of said appropriation and the levy of a tax upon all the taxable real property within the Town to pay the principal of said notes and bonds and the interest thereon as the same shall become due and payable;

SECOND: AUTHORIZING \$18,300 capital notes to provide such down payment and \$347,700 serial bonds of the Town to finance the balance of said appropriation to be issued pursuant to the provisions of the Local Finance Law ("Law");

THIRD: DETERMINING AND STATING that the period of probable usefulness of said specific object or purpose for which said \$18,300 capital notes and \$347,700 serial bonds authorized are to be issued, is thirty (30) years, but the maturity of the bonds shall not exceed August 1, 2009; that current funds are required to be provided prior to the issuance of the bonds authorized or of any notes in anticipation of the sale of said bonds, and such current funds will be so provided from the proceeds of the capital notes authorized to be issued; AUTHORIZING AND DIRECTING the Supervisor to set aside said current funds and to apply the same solely to the specific object or purpose herein described; STATING the maturity of the bonds authorized to be issued will exceed five (5) years;

FOURTH; DETERMINING that said notes and bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of the notes and bonds, and any notes issued in anticipation of said bonds, or the renewals thereof;

SIXTH: PROVIDING that the resolution shall be subject to permissive referendum.

DATED: November 25, 1980

PATRICIA SHERIDAN,
Town Clerk

RESOLUTION NO. (973-1980) Continued

Section 6. Said bond and capital note resolution, as herein amended, is subject to permissive referendum as therein provided. In the event that a valid petition protesting against said bond and capital note resolution, as amended, and requesting that it be submitted to the electors of said Town for their approval or disapproval is filed and the Proposition submitted therefor is defeated, the validity of said bond and capital note resolution adopted June 20, 1979, shall not be in any way affected and shall remain in full force and effect.

Section 7. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Maloney and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Dusanenko, Holbrook, Maloney, Longo and Lettre

NOES: None

The resolution was declared adopted.

* * * * *

Mr. John Lodico spoke regarding the above. He felt they should bond an additional \$160,000.00 to buy the property necessary for drainage. He urged the Town Board to look into Con-Rail not paying their taxes and the Town picking up additional property in lieu of back taxes.

Supervisor Dusanenko said they would take this up at a workshop. He stated they could not increase the bond anticipation note for Klein Avenue by an additional \$160,000.00 without going to bonding counsel. The Town Attorney confirmed this. There will be a discussion regarding this at a workshop.

* * * * *

RESOLUTION NO. (974-1980)

BOND RESOLUTION AUTHORIZING THE PURCHASE OF (1) SWEEPER (2) PAVER (3) BACKHOE (4) FOUR SALT SPREADERS (5) SIX TRUCKS FOR USE BY HIGHWAY DEPARTMENT ESTIMATED COST OF SAID VEHICLES \$300,000 AND AUTHORIZING ISSUANCE OF \$300,000 SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION

Co. Holbrook offered the following resolution:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, is hereby authorized to purchase (1) a sweeper at an estimated maximum cost of \$35,000, (2) a paver at an estimated maximum cost of \$29,530, (3) a backhoe at an estimated maximum cost of \$29,000, (4) four salt spreaders at an estimated maximum

AAJ375

RESOLUTION NO. (974-1980) Continued

cost of \$6,233 each and (5) six trucks at an estimated maximum cost of \$30,248 each, for use by the Highway Department of the Town. The estimated total cost of all of said motor vehicles, being all the items of a single object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$300,000 serial bonds of the Town to finance said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the principal of an interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$300,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of each of said vehicles for which the bonds authorized by this resolution are to be issued, within the limitations of Sec. 11.00 a. 28 of the Law, is fifteen (15) years, but the maturity of the bonds shall not exceed five (5) years.

(b) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the bonds hereby authorized or of any notes issued in anticipation of the sale of such bonds, in accordance with the provisions of Sec. 107.00 d. 4 of the Law.

Section 4. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said serial bonds shall contain the recital of validity prescribed by Sec. 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said serial bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation or rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and the Law, pursuant to the provisions of Sec. 30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes and of Sec. 50.00 and Secs. 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the serial bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

RESOLUTION NO. (974-1980) Continued

- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Longo and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Dusanenko, Holbrook, Maione, Longo and Lettre

NOES: None

The resolution was declared adopted.

* * * * *

AAJ375

RESOLUTION NO. (975-1980)

AUTHORIZING TOWN CLERK TO PUBLISH FOREGOING BOND RESOLUTION

Co. Holbrook offered the following resolution:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in "THE JOURNAL NEWS," a newspaper published in Nyack, New York, and having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice substantially in the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Longo and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Dusanenko, Holbrook, Maloney, Longo and Lettre

NOES: None

The resolution was declared adopted.

* * * * *

RESOLUTION NO. (976-1980)

REVENUE ANTICIPATION NOTE
RESOLUTION AUTHORIZING
ISSUANCE OF \$222,875 REVENUE
ANTICIPATION NOTES OF THE
TOWN AND PROVIDING FOR PAYMENT
THEREOF

Co. Longo offered the following resolution:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN
THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. In anticipation of the receipt of moneys from the United States of America (herein called "Federal Revenue Sharing"), apportioned to the Town of Clarkstown, in the County of Rockland, New York (herein called "Town"), due and payable during the months of November and December of the fiscal year which commenced January 1, 1980, and ends December 31, 1980, and for the purpose of paying the current expenses of the Town Revenue Anticipation Notes of the Town in the principal amount of \$105,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

(a) The amount of Federal Revenue Sharing estimated to be received in the 1980 fiscal year, as provided in the 1980 annual budget of the Town heretofore adopted for such fiscal year on November 20, 1979, is \$485,000.

(b) The amount of such moneys so estimated which has actually been received or collected as of the date of adoption of this resolution, is \$316,951.68.

(c) The amount of Federal Revenue Sharing actually received or collected during the fiscal year 1979 was \$479,145.

(d) No revenue anticipation notes of the Town have been issued or are outstanding in anticipation of the receipt of Federal Revenue Sharing for fiscal year 1980.

Section 2. In anticipation of the receipt of moneys from the State of New York (herein called "Per Capital State Aid"), apportioned to the Town due and payable during the fiscal year which commenced January 1, 1980 and ends December 31, 1980, and for the purpose of paying the current expenses of the Town for said fiscal year, Revenue Anticipation Notes of the Town in the principal amount of \$117,875 are hereby authorized to be issued pursuant to the provisions of the Law.

(a) The amount of Per Capital State Aid estimated to be received in the fiscal year 1980 as provided in the 1980 annual budget of the Town heretofore adopted for such fiscal year on November 20, 1979, is \$517,640.

(b) The amount of Per Capita State Aid so estimated which has actually been received or collected as of the date of adoption of this resolution, is \$353,637.

(c) The amount of Per Capita State Aid actually received or collected during the fiscal year 1979 was \$517,640.

(d) No revenue anticipation notes of the Town have been issued or are outstanding in anticipation of the receipt of Per Capita State Aid for the fiscal year 1980.

RESOLUTION NO. (976-1980) Continued

Section 3. Any Revenue Anticipation Notes issued pursuant to Section 1 and Section 2 shall mature within one year from the date of their issuance and shall be paid from moneys when received or collected from the State of New York, but the Town hereby pledges its faith and credit to the punctual payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. The Town hereby certifies that on the basis of the facts and circumstances now in existence and herein set forth, it is not expected that the proceeds of any issue of Revenue Anticipation Notes authorized pursuant hereto, will be used in a manner that would cause such Notes to be "arbitrage bonds" within the meaning of Section 103(c) of the United States Internal Revenue Code of 1954. A part of the anticipated cumulative cash flow deficit of the Town, computed pursuant to the Regulations of the United States Treasury Department, is to be financed by the Notes to be issued pursuant to this resolution. The principal amount of such Revenue Anticipation Notes is not greater than the anticipated cumulative cash flow deficit referred to above. The anticipated cumulative cash flow deficit is estimated to be as follows:

Balance as of October 31, 1980			\$ 362,287
	Estimated Expenses for Month of	Estimated Receipts for Month of	Cumulative ("Net") Surplus (or Deficit) At End of Month
November	\$ 730,403	\$ 299,114	(\$ 69,002)
December	\$ 690,000	\$ 190,500	(\$ 568,888)
January			
February			
March			
Maximum Cumulative Cash Flow Deficit.....			\$ (568,888)
Reasonable Cash Balance.....			\$ (800,000)
Cash Flow Deficit.....			\$ 231,112

There are no amounts in a general fund account or any other account available for the payment of the estimated expenditures set forth above which may be invaded to pay such expenditures without a requirement that any such account be reimbursed.

Section 5. The Notes hereby authorized shall contain the recital of validity prescribed by Sec. 52.00 of the Law and shall be general obligations of the Town, and the faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on said Notes and unless said Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the Town and a tax sufficient to provide for payment thereof shall be levied and collected.

Section 6. Subject to the provisions of this resolution and the Law, and pursuant to Sec. 50.00 and Secs. 56.00 to 60.00 of the Law, the power to sell and issue the Notes authorized pursuant hereto, or any renewals thereof, and to determine the form, content and terms of such Notes, and to execute any require arbitrage certification relative thereto, is hereby delegated to the Supervisor, the chief fiscal officer of the Town.

AAJ375

RESOLUTION NO. (976-1980) Continued

Section 7. Said Notes shall be executed in the name of the Town by its Supervisor and shall have the corporate seal of the Town affixed thereto and attested by its Town Clerk.

Section 8. This resolution shall take effect immediately.

* * * * *

The adoption of the foregoing resolution was seconded by Councilman Maloney and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Dusanenko, Maloney, Holbrook,
Longo and Lettre

NOES: None

The resolution was declared adopted.

* * * * *

RESOLUTION NO. (977-1980)

RESCINDING RESOLUTION NO.
876-1980 (REGARDING RECORDS
RETENTION AND DISPOSITION
SCHEDULE)

Co. Long offered the following resolution:

RESOLVED, that Resolution No. 876-1980 regarding Records Retention and Disposition Schedule No. 19-TC-1 is hereby rescinded.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (978-1980)

ADOPTING USE OF RECORDS
RETENTION AND DISPOSITION
SCHEDULE NO. 19-TC-1 AND
AUTHORIZING DISPOSITION OF
RECORDS IN ACCORDANCE WITH
SAME

Co. Longo offered the following resolution:

RESOLVED, by the Town Board of the Town of Clarkstown that Records Retention and Disposition Schedule No. 19-TC-1 issued pursuant to Part 185, Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York and containing minimum legal retention periods for town records, is hereby adopted for use by the Town Clerk of this Town; and it is

FURTHER RESOLVED, that this Board hereby authorizes the disposition of records in accordance with the minimum legal retention periods set forth in Records Retention and Disposition Schedule No. 19-TC-1; and it is

FURTHER RESOLVED, that the Town Clerk be, and hereby is, directed to furnish a certified copy of this Resolution to the Commissioner of Education.

Seconded by Co. Maloney

All voted Aye.

* * * * *

AAJ375

RESOLUTION NO. (979-1980)

AUTHORIZING PLANNING BOARD
TO APPLY TOWN LAW, SEC. 281
(ATZL & SCATASSA ASSOCIATES,
P.C. - DEMAREST RUN)

Co. Maloney offered the following resolution:

WHEREAS, Atzl & Scatassa Associates, P.C., Agents for the applicant have made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Demarest Run, 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 281 is used in this subdivision to allow for fewer driveway access points to New City/Congers Road as well as better arrangements of driveways over the stream;

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. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (980-1980)

AUTHORIZING ATTENDANCE AT
ASSOCIATION OF TOWNS
CONVENTION FOR ALL TOWN
OFFICIALS (FEBRUARY 15, 16,
17 and 18, 1981)

Co. Longo offered the following resolution:

RESOLVED, that all Town Officials are hereby authorized to attend the Association of Towns Convention to be held in New York City on February 15, 16, 17 and 18, 1981, and be it

FURTHER RESOLVED, that all charges incurred should be the attending individual's responsibility.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (981-1980)

AUTHORIZING SUPERVISOR TO
CHANGE CARRIERS FOR LIFE
INSURANCE FOR MEMBERS OF
POLICE DEPARTMENT

Co. Maloney offered the following resolution:

WHEREAS, based upon the recommendation of the Director of Finance, the Supervisor of the Town of Clarkstown is hereby authorized to change carriers for group life insurance for members of the Police Department.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (982-1980)

AUTHORIZING HANDICAPPED
PARKING SPACES AT NEWDON
SHOPPING CENTER

Co. Holbrook offered the following resolution:

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the Vehicle and Traffic Local Law, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at North Main Street, New City, New York (58-G-45) by the installation of handicapped parking spaces, and

WHEREAS, Leonard Davis, the owner and/or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (983-1980)

AUTHORIZING FIRE LANE
DESIGNATIONS AT NEWDON
SHOPPING CENTER

Co. Longo offered the following resolution:

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the Vehicle and Traffic Local Law, more particularly designated as Chapter 102 Sec. 14, of the Code of the Town of Clarkstown, at North Main Street, New City, New York (58-G-45) by the installation of fire lane designations, and

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

NOW, THEREFORE, be it

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

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (984-1980)

AUTHORIZING SUPERVISOR TO
IMPLEMENT \$30,000 OF COMMUNITY
DEVELOPMENT FUNDS FOR REMOVAL
OF ARCHITECTURAL BARRIERS AT
HIGHVIEW ELEMENTARY SCHOOL

Co. Longo offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to
implement \$30,000 of Community Development Funds for the removal of
architectural barriers at Highview Elementary School for use by the
senior citizens of Nanuet.

Seconded by Co. Lettre

All voted Aye.

* * * * *

AAJ375

Mr. Lodico said that Clarkstown was getting the shaft. The
Board should take action because Clarkstown does not get the 31.4% that
we give to the County and that we should threaten to drop out of the
consortium unless the County gives us what we are entitled to.

Supervisor Dusanenko explained that the reason we are not
getting the full share is because the Town had to have target areas
and the people of Clarkstown are very proud and they do not want their
area singled out as a target or red line area. Clarkstown has tried
to have the spirit of working together with other towns and villages
since we do have areas that are benefitting throughout the Town of
Clarkstown.

* * * * *

RESOLUTION NO. (985-1980)

RESCINDING RESOLUTION
NO. 898-1980 (OLD MILL
ACRES II, SEC. A)

Co. Longo offered the following resolution:

RESOLVED, that Resolution No. 898 adopted at the meeting
of October 28, 1980 be and hereby is rescinded.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (986-1980)

APPROVING REDUCTION IN
AMOUNT OF PERFORMANCE BOND
FOR OLD MILL ACRES II, SEC.
A

Co. Longo offered the following resolution:

WHEREAS, a Performance Bond No. 930824, TURNPIKE WOODS,
INC., as Principal, Israel Herskowitz and Judith Herskowitz as Co-
Principals; and Republic Insurance Co. as Surety, dated July 2, 1980,
in the amount of \$155,650 covering the improvements and other facilities
as shown on the Final Plat of OLD MILL ACRES II, Section A, dated and
revised through April 23, 1980, was furnished to the Town of Clarkstown,
and

WHEREAS, the Department of Environmental Control of the
Town of Clarkstown has recommended that Bond No. 930824 be reduced
to \$39,000 as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that Performance Bond No. 930824 be reduced to
\$39,000.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (987-1980)

APPROVING REDUCTION IN
AMOUNT OF PERFORMANCE BOND
FOR OLD MILL ACRES II,
SECTIONS B AND C

Co. Longo offered the following resolution:

WHEREAS, a Performance Bond No. 931287, TURNPIKE WOODS, INC., as Principal, Israel Herskowitz and Judy Herskowitz as Co-principals; and Republic Insurance Co. as Surety, dated September 5, 1980, in the amount of \$126,000 covering the improvements and other facilities as shown on the Final Plat of OLD MILL ACRES II, Sections B and C, dated and revised through June 30, 1980, was furnished to the Town of Clarkstown, and

WHEREAS, the Department of Environmental Control of the Town of Clarkstown has recommended that Bond No. 931287 be reduced to \$63,000 as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that Performance Bond No. 931287 be reduced to \$63,000.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (988-1980)

APPROVING REDUCTION IN
AMOUNT OF PERFORMANCE BOND
FOR DEMAREST HEIGHTS SUB-
DIVISION

Co. Longo offered the following resolution:

WHEREAS, a Performance Bond No. 931288, TURNPIKE WOODS, INC., as Principal, Israel Herskowitz and Judith Herskowitz, as Co-Principals; and Republic Insurance Co. as Surety, dated September 5, 1980, in the amount of \$67,625 covering the improvements and other facilities as shown on the Final Plat of Demarest Heights, dated and revised through November 19, 1979, was furnished to the Town of Clarkstown, and

WHEREAS, the Department of Environmental Control of the Town of Clarkstown has recommended that Bond No. 931288 be reduced to \$16,900 as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that Performance Bond No. 931288 be reduced to \$16,900.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (989-1980)

REFERRING PETITION FOR
CHANGE OF ZONE (CLARKSVILLE
CONSTRUCTION CORP.)

Co. Maloney offered the following resolution:

RESOLVED, that the application of Clarksville Construction Corp. for a change of zoning from PO District to RG-2 District, on property located on westerly side of Route 304 and Virginia Street,

RESOLUTION NO. (989-1980) Continued

New City, N.Y. be referred to the Town Planning Board for report within 45 days pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Planning Board pursuant to Secs. 239-1 and 239-m of the General Municipal Law.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (990-1980)

CALLING PUBLIC HEARING FOR
EXTENSION OF CLARKSTOWN
CONSOLIDATED WATER SUPPLY
DISTRICT TO INCLUDE DELLWOOD
PARK WEST, NEW CITY, NEW YORK

Co. Longo offered the following resolution:

WHEREAS, a written petition dated August 14, 1980 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:

(Description on file in Town Clerk's Office)

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 23rd day of December, 1980 at 8:35 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.

* * * * *

RESOLUTION NO. (991-1980)

AUTHORIZING SPRING VALLEY
WATER COMPANY TO INSTALL
ONE (1) HYDRANT ON NORTH
SIDE OF KINGS COURT 300
FEET WEST OF CENTER LINE OF
KINGS HIGHWAY, VALLEY COTTAGE

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Environmental Control, the Spring Valley Water Company is hereby authorized to install one (1) hydrant on the North side of Kings Court, approximately 300 feet west of the center line of Kings Highway, Valley Cottage.

Investigation No. 8843.

Seconded by Co. Longo All voted Aye.

* * * * *

AAJ375

RESOLUTION NO. (992-1980)

AUTHORIZING SPRING VALLEY
WATER COMPANY TO INSTALL
TWO HYDRANTS - WEST SIDE
TARRY HILL DRIVE 270 FEET
NORTH OF CENTER LINE OF
PHILLIPS HILL ROAD, NEW CITY
AND WEST SIDE TARRY HILL ROAD
60 FEET SOUTH OF CENTER LINE
OF DEMAR COURT, NEW CITY

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director
of Environmental Control, the Spring Valley Water Company is hereby
authorized to install two (2) hydrants as follows:

- (1) West side of Tarry Hill Drive, approximately 270 feet north of the center line of Phillips Hill Road, New City
- (2) West side of Tarry Hill Drive, approximately 60 feet south of the center line of Demar Court, New City.

Investigation No. 9027.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (993-1980)

ACCEPTING PROPOSALS FROM
ORANGE & ROCKLAND UTILITIES,
INC. FOR STREET LIGHTING AT
DEMAREST HEIGHTS, WEST NYACK
AND STARKE CORNERS, NEW CITY

Co. Longo 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:

Demarest Heights
Starke Corners

West Nyack
New City

Seconded by Co. Lettre

All voted Aye.

* * * * *

RESOLUTION NO. (994-1980)

ADOPTING AND ACCEPTING
MINUTES OF REGULAR TOWN
BOARD MEETING OF OCTOBER
28, 1980

Co. Longo offered the following resolution:

RESOLVED, that the Minutes of the regular Town Board Meeting
held on October 28, 1980, are hereby adopted and accepted as submitted
by the Town Clerk.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (995-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
1220-114 TO APPROPRIATION
ACCOUNT NO. 319

Co. Longo offered the following resolution:

RESOLVED, that \$400.00 be transferred from Appropriation
Account No. 1220-114 to Appropriation Account No. 319.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (996-1980)

REGARDING REMOVAL OF SNOW
FROM TOWN HALL PARKING LOTS

Co. Longo offered the following resolution:

RESOLVED, that the Superintendent of Parks Board and
Recreation Commission is hereby authorized and directed to plow the
parking lots at the Clarkstown Town Hall when and as needed, and be
it

FURTHER RESOLVED, that the Superintendent of Highways shall
remove the snow from the Town Hall parking lots when and as needed.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (997-1980)

SETTING HEARING DATE (RE:
UNSAFE STRUCTURE -HARRIS,
GARABO AND DESIDERIO)

Co. Longo offered the following resolution:

RESOLVED, that Martin Harris, John Garabo and Thomas
Desiderio be served with the annexed Notice of unsafe structure
pursuant to Section 31-5 of the Code of the Town of Clarkstown, and
be it

FURTHER RESOLVED, that a hearing be held by the Town Board
of the Town of Clarkstown at the Auditorium of the Clarkstown Town
Hall, 10 Maple Avenue, New City, New York, on December 9, 1980,
at 8:20 P.M.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (998-1980)

AUTHORIZING IMPLEMENTATION
OF DRIVER SAFETY PROGRAM -
TRANSFER OF FUNDS FROM A
1910-504 TO A 3010-417

Co. Longo offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to
implement a driver safety program for authorized employees, all
expenses to be a proper charge to Account No. A 3010-417, and be it

FURTHER RESOLVED, that \$1,000.00 be transferred from
Account No. A 1910-504 to Account No. A 3010-417.

Seconded by Co. Maloney All voted Aye.

* * * * *

AAJ375

RESOLUTION NO. (999-1980)

AUTHORIZING SUPERVISOR TO
EXECUTE LABOR AGREEMENT

Co. Longo offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to execute a Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the Civil Service Employees Association, and be it

FURTHER RESOLVED, that the Labor Agreement shall commence on January 1, 1981 and shall terminate on December 31, 1983.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1000-1980)

REFERRING PETITION FOR ZONE
CHANGE (IRON GUILD REALTY &
DEVELOPMENT CORP.)

Co. Maloney offered the following resolution:

RESOLVED, that the application of IRON GUILD REALTY & DEVELOPMENT CORP. for a change of zoning from CS to RS District, on property located between South Middletown Road and Naraushaun Creek and between the Naraushaun Creek and College Avenue, Nanuet, New York, be referred to the Planning Board for report within 45 days pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Planning Board pursuant to Secs. 239-1 and 239-m of the General Municipal Law.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (1001-1980)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO PLOW UNDEDICATED
STREETS IN TOWN OF CLARKSTOWN
DURING 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 material assistance to persons on unplowed streets,

NOW, THEREFORE, be it

RESOLVED, pursuant to the authority granted under the Executive Law, Sec. 24(4), 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 a 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. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1002-1980)

CONSENT TO SPECIAL MEETING
OF BOARD OF DIRECTORS OF
CARPENTERS & JOINERS LOCAL
964 HOUSING DEVELOPMENT
FUND, CO., INC.

Co. Longo offered the following resolution:

We, the undersigned, being all members of the Board of Directors of the Carpenters & Joiners Local 964 Housing Development Fund, Co., Inc., hereby unanimously consent to the holding of a special meeting on December 4, 1980, at 8:30 P.M., in the Andrew Jackson Room of the Town Hall of Clarkstown, at 10 Maple Avenue, New City, New York, and hereby waive notice of said meeting.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1003-1980)

APPOINTING (TEMPORARY)
RESEARCH ASSISTANT - YOUTH
COMMISSION (JEANETTE NEWMAN)
INCREASING ESTIMATED REVENUE
ACCOUNT NO. 01-003820 AND
APPROPRIATIONS ACCOUNT NO.
A 1220-110

Co. Longo offered the following resolution:

RESOLVED, that Jeanette Newman, 78 Hall Avenue, New City, New York is hereby appointed to the position of (Temporary) Research Assistant - Youth Commission - at the annual salary for 1980 of \$11,500., effective and retroactive from November 10, 1980 through December 31, 1980, and be it

FURTHER RESOLVED, that the budget be amended by increasing Estimated Revenue Account No. 01-003820 Youth Programs in the amount of \$1,765., and Appropriation Account No. A 1220-110 in the amount of \$1,765.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1004-1980)

EXTENDING TEMPORARY APPOINT-
MENT - NIGHT CLEANER -
MAINTENANCE DEPARTMENT
(VITO MOLA)

Co. Longo offered the following resolution:

RESOLVED, that the temporary appointment of Vito Mola, 129 Laurel Road, New City, New York - Night Cleaner - Maintenance Department - at the hourly rate of \$4.45 - is hereby extended for a period not to exceed 90 days - effective and retroactive to November 19, 1980.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1005-1980)

EXTENDING TEMPORARY APPOINT-
MENT - REAL PROPERTY DATA
COLLECTOR - ASSESSOR'S OFFICE
(HAYDEN ROLAND)

Co. Longo offered the following resolution:

AAJ375

RESOLUTION NO. (1005-1980) Continued

RESOLVED, that the temporary appointment of Hayden Roland, 349 North Middletown Road, Nanuet, New York - Real Property Data Collector - Assessor's Office - at the annual salary for 1980 of \$8,508. - is hereby extended for a period not to exceed 30 days, effective and retroactive to November 10, 1980.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (1006-1980) EXTENDING TEMPORARY APPOINTMENT - REAL PROPERTY DATA COLLECTOR - ASSESSOR'S OFFICE - (ROSE ROMEO)

Co. Longo offered the following resolution:

RESOLVED, that the temporary appointment of Rose Romeo, 2 Rone Court, New City, New York - Real Property Data Collector - Assessor's Office - at the annual salary for 1980 of \$8,508. - is hereby extended for a period to exceed 30 days, effective and retroactive to November 10, 1980.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (1007-1980) ACCEPTING RESIGNATION OF CROSSING GUARD - POLICE DEPARTMENT (KATHLEEN McDERMOTT)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Kathleen McDermott, 78 Demarest Avenue, West Nyack, New York as Crossing Guard - Police Department - is hereby accepted, effective and retroactive to November 10, 1980.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (1008-1980) ACCEPTING RESIGNATION OF CROSSING GUARD - POLICE DEPARTMENT (CAROL STEVENS)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Carol Stevens, 156 Town line Road, Pearl River, New York as Crossing Guard - Police Department - is hereby accepted, effective and retroactive to August 19, 1980.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (1009-1980) APPOINTING SUBSTITUTE CROSSING GUARD - POLICE DEPARTMENT - (JOSEPHINE B. CHUNKO)

Co. Maloney offered the following resolution:

RESOLUTION NO. (1009-1980) Continued

RESOLVED, that Josephine B. Chunko, Church Street, Nanuet, New York is hereby appointed to the position of Substitute Crossing Guard - Police Department 0 at the prevailing salary for the post covered, effective and retroactive to November 10, 1980.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (1010-1980)

APPOINTING BUS DRIVERS -
PART TIME - MINI TRANS
(MATHEW I. BRENNAN,
DOUGLAS S. DOWD - CAROL A.
LANTON)

Co. Longo offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Bus Driver, part-time - Mini Trans - at the hourly wage of \$5.12, effective and retroactive to November 3, 1980:

Mathew I. Brennan, 329 North Main Street,
New City, New York

Douglas S. Dowd, 6 Ramclark Lane, New City,
New York

Carol A. Lanton, 113 N. Middletown Road, Nanuet,
New York

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (1011-1980)

REAPPOINTING MEMBER OF
CONDOMINIUM INFORMATION
BOARD (EDWIN ROWAN)

Co. Longo offered the following resolution:

RESOLVED, that Edwin Rowan, 23-6 Normandy Village, Nanuet, New York, is hereby reappointed a member of the Condominium Information Board - to serve without compensation - with a term to expire January 3, 1985.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (1012-1980)

APPOINTING MEMBER OF
CONDOMINIUM INFORMATION
BOARD (IRA MARGOLIS)

Co. Longo offered the following resolution:

WHEREAS, there is a vacancy in the position of member - Condominium Information Board,

NOW, THEREFORE, be it

RESOLVED, that Ira Margolis, 14D Heritage Drive, New City, New York, is hereby appointed a member of the Condominium Information Board - to serve without compensation - to fill the unexpired term of Michael Goodman - commencing November 25, 1980, with a term to expire January 3, 1981.

Seconded by Co. Lettre All voted Aye.

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AAJ375

RESOLUTION NO. (1013-1980)

ACCEPTING RESIGNATION OF
MEMBER OF CONDOMINIUM
INFORMATION BOARD
(KENNETH LEVINE)

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Kenneth Levine formerly of 63 New Holland Village, Nanuet, New York - as a member of the Condominium Information Board is accepted, with regret, effective November 25, 1980.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1014-1980)

APPOINTING MEMBER OF
CONDOMINIUM INFORMATION
BOARD (INGER K. I. WARREN)

Co. Longo offered the following resolution:

WHEREAS, there is a vacancy in the position of member - Condominium Information Board,

NOW, THEREFORE, be it

RESOLVED, that Inger K. I. Warren, Germonds Village 2-9, Bardonia, New York, is hereby appointed a member of the Condominium Information Board - to serve without compensation to fill the unexpired term of Kenneth Levine - commencing November 25, 1980, with a term to expire January 3, 1982.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1015-1980)

AWARDING BID FOR WEST NYACK
DRAINAGE REHABILITATION
PROJECT (UPHEIL CONSTRUCTION
CO., INC.)(CAPITAL ACCT.#2-
DRAINAGE)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Director of Environmental Control that the bid entitled:

West Nyack Drainage Rehabilitation Project

is hereby awarded to

UPHEIL CONSTRUCTION CO., INC.
178 River Road
New Milford, New Jersey 07646

at the low bid proposal of \$34,500.00, and be it

FURTHER RESOLVED, that the cost of said project be charged to Capital Account #2-Drainage.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1016-1980)

AMENDING ZONING ORDINANCE
OF TOWN OF CLARKSTOWN
(AUTO LAUNDRIES)

Co. Longo offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 19th day of September, 1980, provided for a public hearing on November 25, 1980, at 8:45 P.M., to consider the adoption of the following proposed amendments 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 held at the time and place specified in said notice;

NOW, THEREFORE, be it

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

Amend Section 106-10A, Table of General Use Regulations, CS District, Column 3, Section B, by deleting Paragraph 5.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1016-A)

AWARDING BID FOR 1975
GRUMMAN BUS (JOHN ROBERT
ENTERPRISES)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Superintendent of Recreation that the bid entitled: Bid No. 42

Rebid Sale of one (1) 1975 Grumman Bus
Vin. # 69332GBD7423

is hereby awarded to

JOHN ROBERT ENTERPRISES
6 North Trinity Place
Spring Valley, New York 10960

at the cost of \$3,300.00.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

Mention was made of the fact that three bids had been received with the John Robert Enterprises being the highest bid. Town Attorney Everett Johns explained that the bid must be awarded to the highest bidder unless an alternative is called for in the original bid. Supervisor Dusanenko then explained that the Town Board was bound by the legal opinion of counsel and the Purchasing Agent and therefore they were required to award the 1975 Grumman Bus to John Robert Enterprises.

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AAJ375

Supervisor Dusanenko then asked if there was anyone wishing to be heard.

APPEARANCE:

Mr. John Lodico
2 Birch Drive
New City, New York 10956

Mr. Lodico spoke regarding senior citizens. He felt that Middlewood's community room should be used by all the senior citizen groups in Clarkstown and that when he was on the Town Board that was the understanding - that all senior citizen clubs would meet at Middlewood thereby saving the necessity of renting outside facilities. He felt that since the Town owned Middlewood that the Town Board should see that this is accomplished.

Mr. Edward Ghiazza said that as far as is possible they did have the senior citizens meet in Middlewood. However, it is not possible to bus the senior citizens from one end of town to another because then you have to deal with the problem of transportation.

* * * * *

There being no further business to come before the Town Board and no one further wishing to be heard, Town Board Meeting was adjourned, time: 10:50 P.M.

Respectfully submitted,
Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

11/25/80

8:19 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo, Maloney
Everett J. Johns, Town Attorney
Patricia Sheridan, Town Clerk

RE: PROPOSED LOCAL LAW ENTITLED, "AMENDMENT TO LOCAL LAW NO. 7-1930,
ENTITLED 'A LOCAL LAW REGULATING LANDFILLS IN THE TOWN OF
CLARKSTOWN'

Supervisor Dusanenko declared the Public Hearing open;
Town Clerk read notice calling Public Hearing and testified as to
proper posting and publication.

Supervisor Dusanenko asked if there was any correspondence
with regard to the proposed local law. Mr. Johns stated that there
was none.

Supervisor Dusanenko then asked if there was anyone wishing
to be heard in favor of or in opposition to the proposed local law.

APPEARANCES

IN FAVOR:

Les Bollman
Director of Environmental Control

Mr. Bollman said that in comparison with rates in surrounding
areas this proposal is reasonable. In his meetings with the County of
Rockland they have been discussing a charge of \$15.00 to \$20.00 per
tone. Therefore, he feels a \$5.00 charge is not unreasonable.

IN OPPOSITION:

Arthur Ferraro, Attorney for
Residential Carting Association

Mr. Ferraro stated that the carters had just raised the
rate of residential pickup to \$8.99 a month with taxes and this
increase was granted by the Clarkstown Sanitation Commission because
of the increase recently adopted by the Town Board for dumping at
the landfill. Now, the Town Board proposes to increase it again six
months later. He could not believe that the Board proposed to double
that rate again because now his clients will have to go before the
Sanitation Commission again to ask for another increase and they will
not wait as long as they did the last time. There is only one person
who is going to pay for this increase in dumping fees and that is the
taxpayer. He mentioned that Supervisor Dusanenko had mentioned that
this should be a tax deductible item because as it stands now the
tax payers of Clarkstown do not have this as a tax deductible item.
Again the public will pay for this increase because the Carters must
pass it on and the Town Board should think of a far better way to
increase the revenue than by doubling the rate at the landfill. As
the attorney for and representative of the Residential Carting
Association, on their behalf, he was registering their opposition.

IN OPPOSITION:

Mr. John Lodico
2 Birch Drive
New City, New York

As far as \$5.00 per ton for handling - this is not unreasonable.
However, it is unfortunate that the Board is proposing to do this within
six months after the last increase. The service being rendered by
private carters cannot be duplicated by any municipality. However,

the way it stands now, the landfill charge is an indirect tax and a burden on the residents. The Town Board should request that Assemblyman-elect Morahan have as his first order of business the making of this charge a tax deductible one. You are depending on this increase to balance the budget. The Town cannot look to the landfill to solve its financial problems. They must look elsewhere.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Longo and unanimously adopted, the public hearing was closed, DECISION RESERVED, time: 8:35 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

11/25/80

8:35 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo, Maloney
Everett J. Johns, Town Attorney
Patricia Sheridan, Town Clerk

RE: PETITION FOR THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER DISTRICT #1 TO INCLUDE - PELHAM MANOR, NANUET, NEW YORK

Supervisor Dusanenko declared the Public Hearing open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Clerk presented a signed ^{statement} of Mr. Leslie F. Bollman, Director of Environmental Control, stating that the proposed extension meets the requirements of all the regulations of the Town.

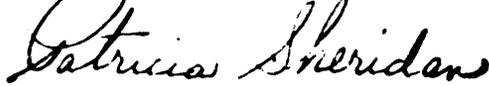
Supervisor Dusanenko asked if there was anyone wishing to be heard in favor of the proposed extension.

IN FAVOR: No one appeared.

IN OPPOSITION: No one appeared.

There being no one wishing to be heard and on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, time: 8:37 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

AAJ375

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

11/25/80

8:38 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo, Maloney
Everett J. Johns, Town Attorney
Patricia Sheridan, Town Clerk

RE: PETITION FOR CHANGE OF ZONE APPLICATION - R-15 DISTRICT TO
RS DISTRICT - NYACK RURAL CEMETERY

Supervisor Dusanenko declared the Public Hearing open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Supervisor Dusanenko asked Town Attorney Everett Johns if there was any correspondence.

Mr. Johns read the following correspondence:
(Letterhead of Town of Clarkstown Planning Board)
"October 9, 1980

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

Gentlemen: TOWN BOARD REFERRAL: ZONE CHANGE REQUEST
R-15 TO RS, NYACK RURAL CEMETERY INC.,
CENTRAL NYACK (Approx. 1 acre to N. side
Rt. 59).

The above matter was discussed at the Planning Board meeting of October 1, 1980. It was felt that the request was minor in nature, but since the property may be used for the lumberyard, it was recommended that the petition be amended to RS in lieu of CS.

Motion of Yacyshyn, second of Fallon, carried 5:0 with Ayes of Thormann, Nowicki and Paris, approving the following...

RECOMMENDATION TO THE HONORABLE TOWN BOARD: The Planning Board has examined the petition for a change of zone from R-15 to CS for Nyack Rural Cemetery Inc., 120A32 Central Nyack in relation to the surrounding properties, the topography and statutory requirements, and in consideration that the petition will be amended to RS, supports change to RS zone. In response to the statutory requirements, the PB makes the following determinations, where applicable.

- a) the uses permitted by the proposed change to RS would be appropriate in the area as it directly abuts the lumberyard,
- b) not applicable,
- c) public water supply and sanitary sewers can be provided,
- d) there is minimal land currently zoned RS in the area,
- e) a shopping center has been constructed in the area, and the proposed use would be compatible,
- f) The Comprehensive Plan shows this area as for commercial use,
- g) the proposed amendment would result in little increase on the total zoned residential capacity of the Town,
- h) although there is additional lands in the area that could request similar changes, the topography of the area does not lend itself to that kind of development.

Very truly yours,

/s/ Richard J. Paris

Richard J. Paris,
Chairman

cc: Town Clerk
Town Attorney"

(Letterhead of County of Rockland Planning Board)

"October 21, 1980

Clarkstown Town Board
Town Hall
New City, New York 10956
Attn: Pat Sheridan

Re: GENERAL MUNICIPAL LAW (GML) REVIEW: 239(k)___239(l&m)XX 239(n)___

Map Dated:
Item:
Nyack Rural Cemetery, Rt. 59, Central Nyack (C-938)
Zone Change R-15 to RS

The Rockland County Planning Board reviewed the above item at its meeting of October 14, 1980 and

- *approvesXXXX
- **approves subject to conditions below _____
- **disapproves _____
- requests extension of time _____

cc: Supervisor Dusanenko
Mr. Lombardi, member, RCPB
Clarkstown Planning Board

Very truly yours,

ROCKLAND COUNTY PLANNING BOARD

By /s/ Aaron D. Fried
Aaron D. Fried, Planning Dir.

- *The proposed action is deemed by the Board to have no significant negative impact on nearby municipalities, County or State roads or facilities and, therefore, the ACTION IS FOR LOCAL DETERMINATION. Approval does not necessarily mean the Board endorses the subject action as desirable from the viewpoint of your municipality.
- **The GML requires a vote of "two-thirds of all the members" or "majority plus one" of your agency to act contrary to the above findings."

* * * * *

Don Tracy, Attorney for the petitioner, who is a contract purchaser stated that the rezoning being requested was on Route 59 in Central Nyack and is one acre square and is adjacent to the lumber yard. If the rezoning is granted the lumber yard would have to come before the Planning Board and comply with all Town requirements.

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Mr. Tracy called upon Louis Evans. He asked Mr. Evans if he was an officer of the Nyack Rural Cemetery. He said "Yes." Mr. Tracy asked Mr. Evans just what is the Nyack Rural Cemetery and he explained that it was a non-profit cemetery. Mr. Tracy asked whether there were any burial sites on the parcel site and the answer was "No." He asked whether the parcel to be rezoned was suitable for this purpose and Mr. Evans replied "Yes" because of its location.

Mr. Tracy asked what the proceeds are to be used for from the sale and he said for rehabilitation of the cemetery.

Mr. Tracy inquired as to whether the appropriate services were available for water, sewer, etc., and the answer was "Yes."

Supervisor Dusanenko asked if there was anyone wishing to speak in favor of or in opposition to the proposed zone change. The following people stated that they were not in favor of or opposed to the zone change but just wished to make statements or raise questions.

APPEARANCE:

Mr. Howard Sparber
12 Broome Boulevard
Central Nyack, New York

Mr. Sparber said that he was not appearing in opposition but rather for information since they did not really know what was being proposed. He stated that he lived above the cemetery now and since they had been so affected by the Hub Shopping Center where the Grand Union is they wanted to know what was going to take place here. He asked if it would only affect the one area adjacent to the lumber yard to which Mr. Tracy replied "Yes." He asked what exactly was planned and was told that it was to expand the lumber yard which would be an improvement since they would be able to improve the area greatly. He asked if, with this change of zone, could stores be put in. Mr. Tracy replied "Yes." However, the plans are just for the expansion of the lumber yard.

APPEARANCE:

Mr. Alan Brenner
13 Broome Boulevard
Central Nyack, New York

Mr. Brenner stated that his house on Broome Boulevard was 150 feet from the Hub shopping center and that they were greatly disturbed over the activity at the Hub Shopping Center - the noise, lights, etc., and they have no control over this situation. He wanted to know if the lumber yard did expand would they be further disturbed by trucks dropping off lumber, etc.

Mr. Tracy stated that since the petitioner was not present to give specific answers to the questions regarding the lumber yard operation he could not volunteer this information because he was not familiar with the way the lumber yard is run.

Mr. Brenner then stated that he had inquired at the lumber yard and was told that they only wanted to expand 100 feet but in order to get the 100 feet they had been forced to buy one acre. They will build toward the Hub Shopping Center. If they only wanted to use 100 feet why did they have to buy an acre? Mr. Tracy said perhaps it is because certain guidelines will be required with regard to the site and with regard to the buffer zones.

APPEARANCE:

Mr. Steven Buhl
4 South Delaware Drive
Central Nyack, New York

Mr. Buhl inquired about what protection the area would be given and what the buffer zone would be.

AAJ375

Mr. Tracy stated that the Planning Board would do a site review and specify the required buffer.

Mr. Johns explained the guidelines for the site review and what part of the property could not be used because it have to be retained as a buffer zone.

Mr. Buhl asked if there could be a restrictive covenant so that if they were granted the RS zoning they would know that only the lumber yard could use it and no stores could go in.

Mr. Johns said that that would depend on whether or not the petitioner wished to enter into such a covenant. Mr. Tracy said he did know since the owner was not present.

Supervisor Dusanenko said that they would reserve decision and take this up at the December 4 Workshop Meeting.

APPEARANCE:

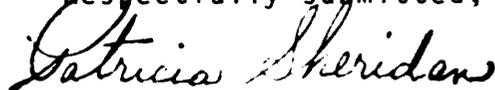
Ulysses Jones
16 Delaware Drive
Central Nyack, New York

Mr. Jones inquired as to whether there were any graves on that one acre or near by. Mr. Tracy showed him a map and assured him there were no graves around the immediate area.

Another gentleman stated that they were concerned because of the Hub Shopping Center. It had started out to be a small "Mom and Pop" type shop and it grew into a mammoth operation. It was stated that Grand Union was cleaning out their septic tanks and this gentleman's wife went out to walk their dog and came back in the house and was sick to her stomach because of the noxious odor.

Supervisor Dusanenko requested that this particular Public Hearing be recessed until December 4 and upon motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted this Public Hearing was recessed, DECISION RESERVED, until December 4, 1980 Workshop.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

11/25/80

9:03 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo, Maloney
Everett J. Johns, Town Attorney
Patricia Sheridan, Town Clerk

RE: PROPOSED AMENDMENT TO ZONING ORDINANCE - AMEND SECTION 106-10A,
TABLE OF GENERAL USE REGULATIONS, CS DISTRICT, COLUMN 3, SECTION
B, BY DELETING PARAGRAPH 5 - AUTO LAUNDRIES

Supervisor Dusanenko asked that this Public Hearing be recessed until 10:10 and this was done on motion of Councilman Longo and seconded by Councilman Maloney - unanimously adopted.

* * * * *

10:10 P.M.

Supervisor Dusanenko reconvened Public Hearing; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney Everett J. Johns read the following correspondence from Rockland County Planning Board and the Town of Clarkstown Planning Board.

(Letterhead of Town of Clarkstown Planning Board)
" October 17, 1980

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

Gentlemen: TOWN BOARD REFERRAL: PROPOSED DELETION
OF PARAGRAPH 5, SECTION 106-10A, TABLE
OF GENERAL USE REGULATIONS, CS DISTRICT,
COLUMN 3, SECTION B.

At the Planning Board meeting of October 8, 1980 the above was discussed at great length.

Motion of Paikin, second of Yacyshyn, carried 4:0 with Ayes of Fallon and Paris to approve the following...

RECOMMENDATION TO THE HONORABLE TOWN BOARD: The Planning Board is in full support of the proposal to delete paragraph 5, Section 106-10A, Table of General Use Regulations, CS District, Column 3, Section B. It must reaffirm its original recommendation that auto laundries not be permitted in the CS District as this would not provide for orderly development. The CS District in many cases, tends to be close to residential districts. Problems of traffic generation, automobiles waiting in line with motors running, outside operations such as vacuuming, wiping down cars or simonizing are not appropriate kinds of influences to be introduced in the CS District. The Planning Board is concerned that it could affect the hamlet centers, in particular New City and Congers, and this would not be in the best interests of planning.

Very truly yours,

/s/ Richard J. Paris
Richard J. Paris,
Chairman

cc: Town Attorney
Town Clerk"

AAJ375

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(Letterhead of Rockland County Planning Board)

"October 21, 1980

Clarkstown Town Board
Town Hall
New City, New York 10956

Attn: Pat Sheridan

Re: GENERAL MUNICIPAL LAW (GML) REVIEW: 239(k)___239(l&m)XX_239(n)___

Map Dated: _____

Item:

Amend Table of General Use Regulations--CS dist. Col. 3, Sec. B--delete paragraph 5. (C-944)

The Rockland County Planning Board reviewed the above item at its meeting of October 14, 1980 and

- *approves XXX
- **approves subject to conditions below _____
- **disapproves _____
- requests extension of time _____

Note: The Board found that this was a matter for local determination.

cc: Supervisor Dusanenko
Mr. Lombardi, member, RCPB
Clarkstown Town Attorney
Clarkstown Planning Board

Very truly yours,

ROCKLAND COUNTY PLANNING BOARD

By /s/ Aaron D. Fried
Aaron D. Fried, Planning Dir.

*The proposed action is deemed by the Board to have no significant negative impact on nearby municipalities, County or State roads or facilities and, therefore, the ACTION IS FOR LOCAL DETERMINATION. Approval does not necessarily mean the Board endorses the subject action as desirable from the viewpoint of your municipality.
**The GML requires a vote of "two-thirds of all the members" or "majority plus one" of your agency to act contrary to the above findings."

Supervisor Dusanenko asked if there was anyone wishing to be heard in favor of or in opposition to the amendment.

IN FAVOR: No one appeared

IN OPPOSITION: No one appeared.

Councilman Holbrook asked if the adoption of this resolution would return this section to its former state. The Town Attorney answered in the affirmative.

There being no one wishing to be heard, on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was closed, ADOPTED, time: 10:15 P.M.

Respectfully submitted,
Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk