

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

4/24/84

8:15 P.M.

Present: Supervisor Dusanenko
Councilman Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

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

Supervisor Dusanenko read a proclamation for "Municipal Clerk's Week."

"MUNICIPAL CLERK'S WEEK"
May 13, 1984

- WHEREAS, the president of the United States of America has declared the week beginning May 13, 1984 as "MUNICIPAL CLERK'S WEEK," and
- WHEREAS, the MUNICIPAL CLERK is the oldest of public servants and a critical part of efficient and responsive local government, and
- WHEREAS, the accurate recording, careful safeguarding and prompt retrieval of public records are vital functions without which effective local government could not exist, and
- WHEREAS, as local government has grown in responsibility and importance through the Nation's history, so has the role of the MUNICIPAL CLERK, providing a direct link between past, present, and future by preserving records for posterity and implementing governmental decisions, and
- WHEREAS, MUNICIPAL CLERKS also seek better and more effective ways to perform these critical responsibilities in light of the rapid technological advances of today's world, and
- WHEREAS, in recognition of the outstanding and vital services performed by MUNICIPAL CLERKS and their dedication to public service, the Congress, by Senate Joint Resolution 92, has designated the week beginning May 13, 1984, as "MUNICIPAL CLERK'S WEEK,"

NOW, THEREFORE, be it

RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown, on behalf of the Town Board, do hereby proclaim the week beginning May 13, 1984 as "MUNICIPAL CLERK'S WEEK" in the Town of Clarkstown and call upon the people of Clarkstown to observe that week with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I HAVE HEREUNTO
SET MY HAND AND CAUSED THE SEAL OF
THE TOWN OF CLARKSTOWN TO BE AFFIXED
THIS 24th DAY OF APRIL, 1984

(S E A L)

/s/ Theodore R. Dusanenko
THEODORE R. DUSANENKO, Supervisor
Town of Clarkstown

* * * * *

Supervisor Dusanenko opened the Public Portion of the meeting.

Continued on Next Page

Appearance: Philip Bosco
Short Street
West Nyack

Mr. Bosco spoke regarding Item #3 on the agenda which is the drainage problem in West Nyack.

Appearance: Phillip Marrana
79A Kings Highway
New City

Mr. Marrana appeared regarding the operation of a tree preservation business by Mr. Arnold Cook on Kings Highway. Mr. Cook had been told to stop operating his business from that location.

The supervisor inquired of Mr. Colucci, the Building Inspector, what progress was being made in this matter.

Mr. Colucci replied that a violation had been posted and a summons was being prepared to prohibit the operating of the business.

Supervisor Dusanenko spoke regarding the Clarkstown Recreation brochure and suggested the citizens of Clarkstown not to discard them because of the valuable information contained in them. He said there were three mini bus coupons for half fare.

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On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted the Public Hearing re: Amendment to Zoning Ordinance - Non-conforming Use, MF1, 2, 3, was opened, time: 8:25 P.M.

On motion of Councilman Holbrook, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: Amendment to Zoning Ordinance - Non-conforming Use, MF1, 2, 3, was closed, ADOPTED, time: 8:27 P.M. and return to regular meeting.

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RESOLUTION NO. (441-1984) AMENDING ZONING ORDINANCE
NON-CONFORMING USE, MF1,
2, 3.

Co. Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 27th day of March, 1984, provided for a public hearing on April 24, 1984, at 8:00 P.M to consider the adoption of the following proposed amendment of 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 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 the MF-1, MF-2 and MF-3 Zoning Districts by adding a new paragraph 4 to Item 9 of the Bulk Regulations to read as follows:

"9. Continuation of non-conforming buildings and non-conforming uses in multi-family (MF-1, MF-2 and MF-3) districts.

RESOLUTION NO. (441-1984) Continued

(4) Any development which has received preliminary site plan approval by the Clarkstown Planning Board in conformity with the RG-1 or RG-2 requirements prior to the adoption of this amendment of the Zoning Ordinance shall be deemed to be conforming so long as all requirements of the approved site plan are met."

Seconded by Co. Carey

All voted Aye.

* * * * *

On motion of Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted, the Public Hearing re: Special Permit to Conduct a Landfill Operation - PRV Masonry Corp., was opened, Time: 8:30 P.M.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: Special Permit to Conduct a Landfill Operation - PRV Hearing was closed, DENIED WITHOUT PREJUDICE, time: 8:35 P.M. and return to regular meeting.

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RESOLUTION NO. (442-1984)

SPECIAL PERMIT TO CONDUCT
A LANDFILL OPERATION -PRV
MASONRY CORP. DENIED

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 27th day of March, 1984, provided for a Public Hearing on the 24th day of April, 1984, at 8:15 P.M. to consider the application of PRV Masonry Corp., for a special permit to conduct a landfill operation for property located on Route 59, West Nyack, New York pursuant to Chapter 106.10A, Table 12-14, Column 3, Item B-3 of the Zoning Ordinance of the Town of Clarkstown, and

WHEREAS, Notice of Public Hearing was duly published as required by law and the Public Hearing was duly opened at the time and place specified in the notice; and

WHEREAS, necessary reports were required, and

WHEREAS, these reports were unavailable at this time,

NOW, THEREFORE, be it resolved that the Town Board hereby denies without prejudice this application.

Seconded by Co. Holbrook

All voted Aye.

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On motion of Council Holbrook, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: AMENDMENT TO ZONING ORDINANCE - SECTION 106.30C, was opened, time: 8:37 P.M.

On motion of Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted, the Public Hearing re: AMENDMENT TO ZONING ORDINANCE - SECTION 106.30C, was closed, RESERVE DECISION, time: 8:40 P.M. and return to regular meeting.

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RESOLUTION NO. (443-1984)

RESERVE DECISION AMENDMENT
TO ZONING ORDINANCE - SECTION
106.30C

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 27th day of March, 1984, provided for a Public Hearing on April 24, 1984, at 8:30 P.M. to consider the adoption of an AMENDMENT TO ZONING ORDINANCE - 106.30C

NOW, THEREFORE, be it

RESOLVED, that the Town Board reserve decision in order to grant an extension of time to the Rockland County Planning Board beyond the first week in May to get their recommendations to the Town Board.

Seconded by Co. Holbrook All voted Aye.

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On motion of Councilman Holbrook, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: SPECIAL PERMIT TO OPERATE AN AGENCY GROUP HOME - SUMMIT SCHOOL, was opened, time: 8:40 P.M.

On motion of Councilman Maloney, seconded by Councilman Lettre and unanimously adopted the Public Hearing re: SPECIAL PERMIT TO OPERATE AN AGENCY GROUP HOME - SUMMIT SCHOOL, was opened time: 9:35 P.M. and return to regular meeting.

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RESOLUTION NO. (444-1984) SPECIAL PERMIT TO OPERATE AN AGENCY GROUP HOME - SUMMIT SCHOOL DECISION RESERVED

WHEREAS, the Summit School and Children's Residence Center has petitioned the Town Board of the Town of Clarkstown for a Special Permit for the purpose of operating an agency group home at 285 New Hempstead Road, New City, New York, and

WHEREAS, after due notice published and posted, a public hearing was held before the Town Board on the 24th day of April, 1984, at 8:45 P.M. to consider such application, and

NOW THEREFORE, be it

RESOLVED, that the decision to operate an agency group home (Summit School) is reserved.

Seconded by Co. Lettre All voted Aye.

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On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: CHANGE OF ZONE APPLICATION, LO DISTRICT TO LIO DISTRICT - MASTER PLAN, CONGERS, was opened, time: 9:35 P.M.

On motion of Councilman Holbrook, seconded by Councilman Maloney and unanimously adopted the Public Hearing re: CHANGE OF ZONE APPLICATION, LO DISTRICT TO LIO DISTRICT - MASTER PLAN, CONGERS, was closed, ADOPTED, time: 9:40 P.M. and return to regular meeting.

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RESOLUTION NO. (445-1984) CHANGE OF ZONE APPLICATION, LO DISTRICT TO LIO DISTRICT- MASTER PLAN, CONGERS

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 27th day of March, 1984, provided for a public

RESOLUTION NO. (445-1984) Continued

hearing on April 24, 1984, at 9:00 P.M., to consider conforming amendments to the Zoning Ordinance of the Town of Clarkstown in connection with the implementation of the 1981 Update of the Master Plan of the Town of Clarkstown for the Hamlet of Congers, and

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

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

"Change from L0 to L10 that portion of the lot designed on the Clarkstown Tax Map as Map 142, Block A, Lot 35 north of the north end of Viking Lane and that portion of the lot designated on the Clarkstown Tax Map as Map 128, Block A, Lot 3, to the north of the north end of Viking Lane from Route 303 to the eastern boundary line of said lot and affection the parcels designated on the Clarkstown Tax Map as Map 142, Block A, Lot 35 and Map 128, Block A, Lots 3, 3.01, 2 and 1."

Seconded by Councilman Carey

All voted Aye.

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On motion of Councilman Maloney and seconded by Councilman Carey and unanimously adopted, the Public Hearing re: AMENDMENT TO ZONING ORDINANCE - SECTION 106.23, was opened, time: 9:40 P.M.

On motion of Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted, the Public Hearing re: AMENDMENT TO ZONING ORDINANCE - SECTION 106.23, was closed, RESERVE DECISION, time: 9:47 P.M. and return to regular meeting.

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RESOLUTION NO. (446-1984)

AMENDMENT TO ZONING ORDINANCE
SECTION 106.23 DECISION
RESERVED

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of Clarkstown by resolution adopted on the 27th day of March, 1984, provided for a Public Hearing on April 24, 1984, at 9:15 P.M. to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown, and

WHEREAS, notice of said Public Hearing was duly published and posted as required by law, and said Public Hearing was held 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 Town Board reserve decision in order to grant an extension of time to the Rockland County Planning Board beyond the first week in May to get their recommendations to the Town Board.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (447-1984)

SETTING PUBLIC HEARING
ON PROPOSED AMENDMENT (S)
TO THE ZONING ORDINANCE
OF THE TOWN OF CLARKSTOWN

Co. Holbrook offered the following resolution:

WHEREAS, a comprehensive amendment to the Zoning Ordinance

of the Town of Clarkstown was adopted on June 30, 1967, and further amended, and

WHEREAS, the Town Board of the Town of Clarkstown desires to further amend the said Zoning Ordinance;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 264 of the Town Law be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 12th day of June, 1984, at 8:15 P.M. to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown: Amend the first sentence of Section 106.23C of the Zoning Ordinance of the Town of Clarkstown to read as follows:

"Location and ownership or control of required accessory parking facilities. Required accessory parking spaces, open or enclosed, may be provided upon the same lot as the use to which they are accessory, or elsewhere within three hundred (300) feet of such lot."

and be it

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

FURTHER RESOLVED, that the above proposed amendment be referred to the Clarkstown Planning Board and Rockland County Planning Board for their recommendations and report.

Seconded by Councilman Carey

All voted Aye.

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On motion of Councilman Maloney and seconded by Councilman Holbrook and unanimously adopted, the Public Hearing re: AMENDMENT TO ZONING ORDINANCE - SECTION 106.28D, was opened, time: 9:50 P.M.

On motion of Councilman Maloney and seconded by Councilman Carey, unanimously adopted, the Public Hearing re: AMENDMENT TO ZONING ORDINANCE - SECTION 106.28D, was closed, RESERVE DECISION, time: 9:55 P.M. and return to regular meeting.

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RESOLUTION NO. (448-1984)

AMENDMENT TO ZONING
ORDINANCE - SECTION 106.28D
DECISION RESERVED

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 27th day of March, 1984, provided for a public hearing on April 24, 1984, at 9:30 P.M. to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board reserve decision in order to grant an extension of time to the Rockland County Planning Board beyond the first week in May to get their recommendations to the Town Board.

Seconded by Co. Holbrook

All voted Aye.

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Co. offered the following resolution:

WHEREAS, Bram Realty, Inc. has petitioned the Town Board of the Town of Clarkstown for a Special Permit for the operation of a landfill pursuant to Chapter 106.10A, Table 12, Column 3, Item B-2 and Table 15, Column 3, Item B-3 of the Zoning Ordinance of the Town of Clarkstown for property located on Route 59, West Nyack, New York, more particularly described on the Clarkstown Tax Map as Map 106, Block A, Lots 21 and 22.02, and

WHEREAS, after due notice published and posted, a public hearing was held before the Town Board on the 27th day of March, 1984, at 8:15 P.M. to consider such application:

NOW, THEREFORE, the Town Board makes the following Special Findings Pursuant to Section 106-14B of the Zoning Ordinance of the Town of Clarkstown:

THAT, the proposed use as described and represented by the applicant:

1. Will be properly located with respect to transportation, water supply, waste disposal, fire and police protection and other public facilities;
2. Will not cause undue traffic congestion or create a traffic hazard;
3. Will not create at any point of determination any more dangerous and objectionable elements than is characteristic of the uses permitted as of right in the same district;
4. Will not adversely affect the character of or party values in the area;
5. Will not otherwise impair the public health, safety, morals, convenience, comfort, prosperity and other aspects of the general welfare of the Town;
6. Will comply with all other regulations applicable to such use;

NOW, THEREFORE, be it

RESOLVED, that a Special Permit to conduct a landfill on property located Route 59, West Nyack, New York, more particularly described on the attached Schedule "A", is hereby GRANTED to the petitioner subject to the following conditions:

1. Petitioner must comply with Section 106-16L of the Zoning Ordinance of the Town of Clarkstown annexed hereto;
2. Fill material will be limited to clean earth and/or construction debris free of organic matter as defined in Section 360.1(d) (15) of 6 NYCRR. Applicant shall keep a daily contemporaneous written log as to the contents and the source of the fill materials, which log shall be open for inspection at all times to the Town of Clarkstown Department of Environmental Control.
3. If the intent is to build on this site in the future, the fill should be placed to an elevation one foot higher than the base flood elevation as established by the flood insurance rate maps.
4. The method of placing and compaction of the fill be subject to the Clarkstown Department of Environmental Control for approval.
5. The final grading, erosion measures, and drainage be subject to the Department of Environmental Control.
6. If it is contemplated that the project is to take in excess of one year, a New York State Department of Environmental Conservation permit shall be obtained.
7. If the filling operation is to take less than one year, at nine months after the issuance of this permit the work left to be done shall be re-evaluated and if it is determined that it will take longer than three months to complete, a New York State Department of Environmental Control Permit should be applied for at that time.

RESOLUTION NO. (449-1984) Continued

8. The applicant shall adhere to the following as further conditions of operations:

a. Hours of operation shall be as provided in the Town Code for residential areas.

b. Access shall be from one entrance off of Route 59 and fenced or otherwise controlled to prohibit indiscriminate dumping.

c. Inspection fees shall be \$500 per month.

d. Upon completion of each phase, the area must be permanently stabilized by the application of topsoil, seed, lime and fertilizer.

e. Applicant shall protect the surrounding properties from sediment by the installation of hay bales at the top of slope of fill area.

f. Applicant shall execute a \$5,000.00 performance bond to insure the rehabilitation of the site in accordance with the above conditions.

9. Petitioner shall take all necessary steps to preserve and protect adjacent public water supply and the Hackensack River as determined by the Clarkstown Department of Environmental Control.

10. Any necessary engineering design and construction improvements that affect drainage and adjoining properties will be first submitted to the Town of Clarkstown Department of Environmental Control for determination and approval.

11. In the event that the Town Board, upon recommendation of the Director of Environmental Control, requires retention of an outside consulting engineering firm, at any time during the landfill operations, applicant agrees to pay the costs of such consultation.

12. The applicant shall provide an indemnification agreement in a form acceptable to the Town Attorney to save harmless the Town from any damages or professional fees which may be incurred as a result of the issuance of the special permit by the Town of Clarkstown or as a result of the landfill operation of the petitioner.

13. This special permit shall terminate one year from the issuance of same unless a permit from the New York State Department of Environmental Conservation shall have been obtained by the petitioner, and be it

FURTHER RESOLVED, that the within Special Findings and Resolution setting forth the reasons for granting such Special Permit shall constitute a written report to be filed with the Town Clerk.

SCHEDULE "A" BRAM REALTY, INC. on file in the Town Clerk's office.

Seconded by Co. Maloney

All voted Aye

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RESOLUTION NO. (450-1984)

AUTHORIZING JOHN KOZMA
TO UPDATE WEST NYACK DRAINAGE
BASIN STUDY SOUTH TO LAKE
TAPPAN

Co. Maloney offered the following resolution:

WHEREAS, Kozma Associates has submitted a proposal for an engineering study on potential remedial measures to ameliorate flooding conditions along Route 59, West Nyack which has been reviewed and recommended by the Director of the Department of Environmental Control, now, therefore be it

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RESOLUTION NO. (450-1984) Continued

RESOLVED, that Kozma Associates, 53 South Broadway, Nyack, New York 10960, is hereby awarded the engineering study at a cost not to exceed \$5,000., the funds to be provided from the drainage Bond Capital Account No. 2.

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with the above firm in a form satisfactory to the Town Attorney.

Seconded by Supervisor Dusanenko All voted Aye

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RESOLUTION NO. (451-1984)

AUTHORIZING SUPERVISOR
TO REPROGRAM UNSPENT 1983
COMMUNITY DEVELOPMENT
FUNDS

Co. Maloney offered the following resolution:

WHEREAS, the 1983 community Development Fund allocation provided funds for the purchase of property which is no longer available,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to reprogram project #1010-452 of 1983 into project 1010-453. This money is going to be used in the Central Nyack Community Center for a multi-purpose room.

Seconded by Councilman Holbrook All voted Aye

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RESOLUTION NO. (452-1984)

AUTHORIZING TOWN ATTORNEY
TO DEFEND AN ACTION -
THE DELLS

Co. Holbrook offered the following resolution:

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

THE DELLS, INC.,

Plaintiff,

-against-

TOWN BOARD OF THE TOWN OF CLARKSTOWN and the members thereof, namely WILLIAM CAREY, CHARLES HOLBROOK, EDWARD LETTRE, JOHN MALONEY, said individuals being Councilmen of said Town Board and also individual defendants herein; THE PLANNING BOARD OF THE TOWN OF CLARKSTOWN, and the members thereof, namely, ANN MARIE SMITH, ROBERT CUNNINGHAM, WILLIAM NEST, JOSEPH CENTRA, RUDOLPH YACYSHYN, CATHERINE NOWICKI, and also defendants herein; ROBERT GENESLAW, as Consultant to Said Planning Board; THE WEST BRANCH CONSERVATION ASSOCIATION, its President, Martus Granirer, and said MARTUS GRANIRER,

Defendants.

NOW, THEREFORE, be it

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

Seconded by Councilman Maloney All voted Aye

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RESOLUTION NO. (453-1984)

AUTHORIZING RETURN OF
ESCROW DEPOSIT - RUTH
SHAPIRO

Co. Maloney offered the following resolution:

RESOLVED, that upon the recommendation of the Department of Environmental Control of the Town of Clarkstown, escrow for incomplete items secured by a passbook in the sum of \$7,277.00 furnished to the Town in connection with dedication of the road(s) and improvements on December 30, 1983, in a subdivision known as R. RUTH SHAPIRO is terminated and the passbook be released to the guarantor.

Seconded by Co. Holbrook

All voted Aye

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RESOLUTION NO. (454-1984)

RESCINDING RESOLUTION
#314 AND AMENDING
RESOLUTION #353

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 314 adopted by the Town Board of the Town of Clarkstown on March 27, 1984, is hereby rescinded, and be it

FURTHER RESOLVED, that the description of Item 3 contained in Resolution No. 353 adopted by the Town Board of the Town of Clarkstown on March 27, 1984, is hereby amended to read as follows:

"3. Change from an RG-1 zoning district to an MF-1 zoning district property known as Omni Court fronting on Main Street in the vicinity of Cavalry Road, New City, New York, designated on the Clarkstown Tax Map as Map 59, Block A, Lot 8, and Map 59, Block B, Lots 1 through 45 inclusive."

Seconded by Councilman Holbrook

All voted Aye

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RESOLUTION NO.(455-1984)

AUTHORIZING ROSS VALENZA
ATTENDANCE AT SEMINAR

Co. Maloney offered the following resolution:

RESOLVED, that Ross J. Valenza, Assessor of the Town of Clarkstown, is hereby authorized to attend the Catskill Area Association of Land Surveyors Seminar on April 7, 1984.

FURHTER RESOLVED, that all proper charges be drawn against A 1010-414.

Seconded by Councilman Holbrook

All voted Aye

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RESOLUTION NO. (456-1984)

AWARDING CHEMUNG SUPPLY
CORP - RIVETED ALUMINUM
CULVERT PIPE

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that

BID #19-1984
RIVETED ALUMINUM CULVERT PIPE -
ROUND AND OBLATE

is hereby awarded to:

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RESOLUTION NO. (456-1984) Continued

CHEMUNG SUPPLY CORP.
P. O. BOX 527
ELMIRA, NY 14902

as per attached schedule of items and prices.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (457-1984)

AWARDING BID #20
TO CHEMUNG SUPPLY CORP.,
NATHAN EQUIPMENT CO.,
CAPITOL HIGHWAY MATERIALS-
HELICALLY ALUMINUM CUL-
VERT PIPE

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director
of Purchasing that

BID #20-1984
HELICALLY ALUMINUM CULVERT PIPE

is hereby awarded to:

CHEMUNG SUPPLY CORP.
P.O. BOX 527
ELMIRA, NY 14902

NATHAN EQUIPMENT CO.
LAURAL LANE
BOX 124
CENTRAL VALLEY, NY 10917

CAPITOL HIGHWAY MATERIALS
ROUTE 6
BALDWIN PLACE, NY 10505

as per the attached schedule of items and prices.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (458-1984)

AWARDING BID #21,
RIVETED CORRUGATED STEEL
CULVERT PIPE TO
CHEMUNG SUPPLY CORP.

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director
of Purchasing that

BID #21-1984
RIVETED CORRUGATED STEEL CULVERT PIPE
ROUND & OBLATE

is hereby awarded to:

CHEMUNG SUPPLY CORP
P.O. BOX 527
ELMIRA, N.Y. 14902

as per the attached schedule of itmes and prices.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (459-1984)

AWARDING BID #22
ROUND HELICALLY CORRUGATED
CULVERT PIPE TO
BRIGHTON STEEL CO.

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Purchasing that

BID #22-1984
ROUND HELICALLY CORRUGATED CULVERT
PIPE WITH REROLLED ENDS

is hereby awarded to;

BRIGHTON STEEL CO.
ROUTE 52
HOPEWELL JCT, N.Y. 12533

as per the attached schedule of items and prices.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (460-1984)

AWARDING BID #23
ROUND ALUMINIZED STEEL
TYPE 2
CULVERT PIPE TO:
BRIGHTON STEEL CO.

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Purchasing that

BID #23-1984
ROUND ALUMINIZED STEEL TYPE 2
CULVERT PIPE

is hereby awarded to:

BRIGHTON STEEL CO.
ROUTE 52
HOPEWELL JCT, N.Y. 12533

as per attached schedule of items and prices.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (461-1984)

AWARDING BID #34
CAST IRON CURB INLETS,
CATCH BASINS, FRAMES
& GRATES - CAMPBELL FOUNDRY
CO. CAPITOL HIGHWAY MATERIALS,
BRIGHTON STEEL CO.

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the DIRECTOR
of Purchasing that

BID #34-1984

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RESOLUTION NO. (461-1984) Continued

CAST IRON CURB INLETS, CATCH BASINS
FRAMES AND GRATES

is hereby awarded to:

CAMPBELL FOUNDRY CO.
800 BERGEN ST.
HARRISON, NJ 07029

CAPITOL HIGHWAY MATERIALS
ROUTE 52
BALDWIN PLACE, NY 10505

BRIGHTON STEEL CO.
ROUTE 52
HOPEWELL JCT., NY 12533

as per the attached schedule. (On file in the Town Clerks Office)

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (462-1984)

AWARDING BID #24
MOTOR VEHICLES
TO: WEST NYACK DODGE
NANUET CHRYSLER-PLY-
MOUTH, INC.

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Purchasing that

BID #24-1984

MOTOR VEHICLES

is partially awarded as follows:

(1) For one new four-wheel drive vehicle
Awarded to:

WEST NYACK DODGE
73 N. HIGHLAND AVE.
NYACK, NY 10960

as per low bid proposal of \$11,529.45 for a 1984 Dodge Ram Charger
AW150

(2) For one new four door Hatchback Sedan

Awarded to:

NANUET CHRYSLER-PLYMOUTH, INC.
60 ROUTE 304
NANUET, NY 10954

as per low bid proposal of \$6,690.00 for a 1984 Plymouth Horizon Sedan

(3) for one new four door Sedan

Award Pending

Seconded by Councilman Lettre

All voted Aye

* * * * *

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RESOLUTION NO. (463-1984)

AWARDING BID #33
REFUSE PICK-UP SERVICE
TO: PAT NAZZARO SANITATION

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing

BID #33-1984
REFUSE PICK-UP SERVICE

is hereby awarded to:

PAT NAZZARO SANITATION
P.O. BOX 481
VALLEY COTTAGE, N.Y. 10989

as per the attached list of schedule and prices. (On file in the Town Clerks Office)

Seconded by Councilman Lettre

All voted Aye

* * * * *

RESOLUTION NO. (464-1984)

AWARDING BID FOR
WASHED SAND & GRAVEL
TO: SLATE HILL SAND &
GRAVEL
TETZ SAND & GRAVEL
RAIA IND. INC.

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to supply the Town with

WASHED SAND & GRAVEL
(BID #35-1984)

is hereby awarded to:

- (1) SLATE HILL SAND & GRAVEL
RD. #2
MIDDLETOWN, NY 10940
- (2) TETZ SAND & GRAVEL
RD #2
MIDDLETOWN, NY 10940
- (3) RAIA IND. INC.
P.O. BOX 505
HACKENSACK, NJ 07602

as per the following price schedule

(A) F.O. B. Delivered - To Town drop-off point-unloaded

<u>ITEM</u>	<u>PRICE</u>	<u>VENDOR</u>
Tailings	11.00 yd.	SLATE HILL
3/4" Gravel	9.25 ton	RAIA IND. INC.
3/8" Gravel	10.25 ton	"
Bank Run	7.50 yd.	SLATE HILL
Mortar Mason Sand	7.25 ton	TETZ SAND
Sand Blasting Sand	No award	
Concrete Sand	7.25 ton	TETZ SAND

RESOLUTION NO. (464-1984) Continued

(b) F.O.B. Vendor Yard - Loaded

<u>ITEM</u>	<u>PRICE</u>	<u>VENDOR</u>
Tailings	7.25 yd.	SLATE HILL
3/4" Gravel	7.25 yd.	"
3/8" Gravel	7.25 yd.	"
Bank Run	4.00 yd.	"
Mortar Mason Sand	3.25 ton	TETZ SAND
Sand Blasting Sand	No award	
Concrete Sand	4.00 yd.	SLATE HILL

Seconded by Councilman Lettre

All voted Aye

* * * * *

RESOLUTION NO. (465-1984)

AWARDING BID #26
 BUS TRANSPORTATION
 TO: HARRAN TRANSPORTATION
 CO., INC.
 PETER BREGA, INC.
 WHITE BUS TRANSPORTATION,
 ASSOC.
 AUTHORIZING TO ADVERTISE
 FOR BID #26A, BUS TRANS-
 PORTATION

Councilman Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that

BID #26-1984
 BUS TRANSPORTATION

is hereby awarded to

HARRAN TRANSPORTATION CO., INC.
 16 HOFFMAN ST.
 SPRING VALLEY, NY 10977

PETER BREGA, INC.
 KINGS HIGHWAY
 VALLEY COTTAGE, NY 10989

WHITE BUS TRANSPORTATION ASSOC.
 907 SOUTH ORANGE AVENUE
 EAST ORANGE, NJ 07018

as per the attached schedule, and be it

RESOLVED, that all awards are subject to the presentation of a Certificate of Liability Insurance and proper operating authority as detailed in the bid specifications and be it,

RESOLVED, that the DIRECTOR OF PURCHASING is hereby authorized to advertise for bids for:

BID #26A-1984
 BUS TRANSPORTATION
 (Coaches without Lavatories)

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 (A.M.) on Wednesday, May 16, 1984, at which time bids will be opened and read, and be it

RESOLUTION NO. (465-1984) Continued

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

Seconded by Councilman Lettre All voted Aye

* * * * *

RESOLUTION NO. (466-1984)

AWARDING BID #25
OFFICE FURNITURE
TO: PRIDE OFFICE FURNITURE
JOHN HERBERT CO.
IRWIN KAHN ASSOC.

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that

BID #25-1984
OFFICE FURNITURE

is hereby partially awarded to the following vendors:

PRIDE OFFICE FURNITURE
49 South Main Street
Spring Valley, NY 10977

JOHN HERBERT CO.
142 Route 17K
NEWBURGH, NY 12550

IRWIN KAHN ASSOC.
10 Esquire Road
New City, NY 10956

as per the attached schedule. (On file in the Town Clerks Office)

Seconded by Councilman Lettre All voted Aye

* * * * *

RESOLUTION NO. (467-1984)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-001001 AND APPRO-
PRIATION ACCOUNT NO.
A 1010-201 BY \$643.00

Councilman Maloney offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 01-001001 and Appropriation Account No. A 1010-201 by \$643.00.

Seconded by Supervisor Dusanenko All voted Aye

* * * * *

RESOLUTION NO. (468-1984)

TRANSFERRING FROM
CONTINGENCY FUND \$733.00
PLACED IN TWO ACCOUNTS:
\$333.00 IN A-8095-114
FOR LITTER CONTROL
SECRETARY AND \$400. PLACED
IN A-8095-313 FOR SUPPLIES
AND STATIONERY

RESOLUTION NO. (468-1984) Continued

Councilman Maloney offered the following resolution:

RESOLVED, to transfer from Contingency fund a total of \$733.00, to be placed in two Accounts: \$333.00 to be placed in A-8095-114 for Litter Control Secretary, and \$400 to be placed in A-8095-313 for supplies and stationery.

Seconded by Supervisor Dusanenko All voted Aye

* * * * *

RESOLUTION NO. (469-1984) INSTALLING STREET LIGHTS
OLD SCHOOLHOUSE ROAD, N.C.

Councilman Lettre offered the following resolution:

WHEREAS, the New City Jewish Center has requested the Town Board to upgrade an existing street light and install one additional street light on Old Schoolhouse Road, New City in the vicinity of the New City Jewish Center's entrance and exit lanes,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of Patricia A. Balko, Service Investigation Clerk, the Town Board of the Town of Clarkstown hereby accepts a proposal from Orange and Rockland Utilities, Inc. for street lighting at the following locations:

- Old Schoolhouse Road New City
- (Pole #59670/41760
- Remove 4,000 lumen mercury vapor
- Install 5,800 lumen sodium vapor
- Pole #59653/41752
- Install 5,800 lumen sodium vapor)

Seconded by Councilman Holbrook All voted Aye

* * * * *

RESOLUTION NO. (470-1984) AUTHORIZING SUPT. OF
HIGHWAYS TO INSTALL
"NO PARKING SIGNS"
ON NORTH SIDE OF SECOND
STREET

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install "No Parking" signs on the north side of Second Street, beginning at the westerly side of driveway located at #22 Second Street East to Park Avenue, New City.

Seconded by Councilman Holbrook All voted Aye

* * * * *

RESOLUTION NO. (471-1984) GRANTING CERTIFICATE
OF REGISTRATION NO.
84-13 ISSUED TO T & T
EXCAVATING CORP.
NO. 84-15 ISSUED TO
SAGAR CONTRACTING CORP.

Co. Maloney offered the following resolution:

RESOLUTION NO. (471-1984) Continued

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

T & T EXCAVATING CORP.
Anthony Pieri
Route 303
Valley Cottage, New York 10989

SAGAR CONTRACTING CORP.
Arnold Garelick
10 Esquire Road
New City, New York 10956

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

No. 84-13 issued to T & T Excavating Corp.

No. 84-15 issued to Sagar Contracting Corp.

Seconded by Councilman Dusanenko All voted Aye

* * * * *

RESOLUTION NO. (472-1984)

GRANTING USE OF SHOW-MOBILE TO VETERANS OF FOREIGN WARS

Councilman Holbrook offered the following resolution:

WHEREAS, the Rockland County Council of the Veterans of Foreign Wars of United States has requested use of the Town of Clarkstown showmobile on Sunday, May 6, 1984 for the 1984 Loyalty Day Parade in New City, New York,

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Rockland County Council of the Veterans of Foreign Wars of the United States to use the Town of Clarkstown showmobile on Sunday, May 6, 1984 for the above purposes subject to the provision of the necessary insurance policies.

Seconded by Councilman Carey All voted Aye

* * * * *

RESOLUTION NO. (473-1984)

AUTHORIZING EDWARD GHIAZZA, SUPT OF RECREATION AND PARKS TO ATTEND THE NATIONAL RECREATION AND PARK ASSOCIATION BOARD OF TRUSTEES MID YEAR MEETING

Councilman Maloney offered the following resolution:

RESOLVED, based upon the recommendation of the Clarkstown Parks Board and Recreation Commission, that Edward J. Ghiazza, Supt. of Recreation and Parks, is hereby authorized to attend the National Recreation and Park Association Board of Trustees Mid-Year Meeting, to be held in Myrtle Beach, South Carolina, from May 20, 1984 through

RESOLUTION NO. (473-1984) Continued

May 25, 1984, and

FURTHER RESOLVED, that expenses not to exceed \$600.00 be allocated from Appropriation Account A7020-414.

Seconded by Councilman Holbrook All voted Aye

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RESOLUTION NO. (474-1984)

AUTHORIZING SUPERVISOR TO SIGN APPLICATION FOR DRIVE-TRAPPING AND RELOCATION OF CANADA GEESE ON TOWN-OWNED LAND.

Councilman Holbrook offered the following resolution:

WHEREAS, conditions existing in August of 1983 indicated a large number of Canada geese on town-owned land affecting safety and creating a nuisance,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Supervisor is hereby authorized to sign the necessary application with the U.S. Fish and Wildlife Service, Albany, New York, for drive-trapping and relocation of Canada geese on town-owned land, to be conducted during the last two weeks of June 1984.

Seconded by Councilman Maloney All voted Aye

* * * * *

RESOLUTION NO. (475-1984)

AUTHORIZING ATTENDANCE AT SEMINAR - LT. PAUL D'ALESSANDRO AND POLICE OFFICER CHARLES CARLETTO

Councilman Holbrook offered the following resolution:

RESOLVED, that Lieutenant Paul D'Alessandro and Police Officer Charles Carletto are authorized to attend Regional Auto Theft Seminar of the International Association of Auto Theft Investigators in New York City on May 22, 23, and 24, 1984, and be it

FURTHER RESOLVED, that registration fee of (A-\$60.00) \$120.00 be charged against account A1010-414.

Seconded by Councilman Maloney All voted Aye

* * * * *

RESOLUTION NO. (476-1984)

AUTHORIZING ATTENDANCE AT WORKSHOP - DETECTIVE WILLIAM ENGELBRACHT

Councilman Maloney offered the following resolution:

RESOLVED, that Detective William Engelbracht is hereby authorized to attend a workshop on Family Violence at Marymount College, Tarrytown, New York, on May 24, 1984, and be it

FURTHER RESOLVED, that registration fee of \$40.00 be charged against account A1010-414.

Seconded by Councilman Holbrook All voted Aye

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RESOLUTION NO. (477-1984)

AUTHORIZING ATTENDANCE
AT AN URBAN MASS TRANS-
PORTATION WORKSHOP -
JOSEPH LEWIS

Councilman Holbrook offered the following resolution:

RESOLVED, that Joseph Lewis, of the Town of Clarkstown is hereby authorized to attend on June 4th a workshop by Urban Mass Transportation Administration in Albany, New York, and be it,

FURTHER RESOLVED, that all proper charges not to exceed \$100.00 be charged against 5630-414.

Seconded by Councilman Maloney

All voted Aye

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RESOLUTION NO. (478-1984)

AUTHORIZING ATTENDANCE
AT CONFERENCE - LOUIS J.
PROFENNA, COMPTROLLER

Councilman Holbrook offered the following resolution:

RESOLVED, that Louis J. Profenna is hereby authorized to attend the 11th Annual Accounting Show and Conference on May 7th, 8th, and 9th at the Sheraton Centre in New York City, and

BE IT FURTHER RESOLVED, that all proper charges not to exceed \$200.00 be charged to Appropriation Account A 1010-414.

Seconded by Councilman Maloney

All voted Aye

* * * * *

RESOLUTION NO. (479-1984)

ADVERTISING
FOR BID #41-1984
CONCRETE CULVERT PIPE/
CONCRETE BLOCK & BRICK

Councilman Maloney offered the following resolution:

RESOLVED, that the DIRECTOR OF PURCHASING is hereby authorized to advertise for bids for:

BID #41-1984

CONCRETE CULVERT PIPE/CONCRETE BLOCK & BRICK

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M., on Thursday, May 10, 1984, at which time bids will be opened and read, and be it

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

Seconded by Councilman Carey

All voted Aye

* * * * *

RESOLUTION NO. (480-1984)

RESCINDING ADVERTISING
FOR BIDS FOR OFFICE
FURNITURE (DUPLICATION)

Councilman Lettre offered the following resolution:

RESOLUTION NO. (480-1984) Continued

BE IT RESOLVED, that Resolution No. (356-1984) regarding authorization of Director of Purchasing to advertise for Bids for office furniture is hereby rescinded as it is a duplication of Resolution No. (304-1984) adopted earlier in the same meeting.

Seconded by Councilman Carey All voted Aye

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RESOLUTION NO. (481-1984) RESCINDING ADVERTISING FOR BIDS FOR MOTOR VEHICLES

Councilman Carey offered the following resolution:

BE IT RESOLVED, that Resolution No. (357-1984) regarding authorization of Director of Purchasing to advertise for Bids for Motor Vehicles is hereby rescinded as it is a duplication of Resolution No. (305-1984) adopted earlier in the same meeting.

Seconded by Councilman Lettre All voted Aye

* * * * *

RESOLUTION NO. (482-1984) INSTALLATION OF STREET LIGHTS AT QUAIL HOLLOW SUBDIVISION, WEST NYACK

Councilman Holbrook offered the following resolution:

RESOLVED, that based upon the recommendations of the Director of the Department of Environmental Control, the Town Board of the Town of Clarkstown hereby accepts proposals from Orange & Rockland Utilities, Inc. for street lighting at the following location: Quail Hollow Subdivision, West Nyack.

Seconded by Councilman Carey All voted Aye

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RESOLUTION NO. (483-1984) AUTHORIZING ATTENDANCE AT CONFERENCE - LARRY KOHLER, DIRECTOR OF PURCHASING

Councilman Maloney offered the following resolution:

RESOLVED, that Laurence Kohler, Director of Purchasing is hereby authorized to attend the Sixth Annual Purchasing Conference of the New York State Association Municipal Purchasing Officials at Saratoga Springs, N.Y. from May 9th - 11th, 1984, and be it FURTHER RESOLVED that all proper charges be drawn against account A 1010-414

Seconded by Councilman Carey All voted Aye

* * * * *

RESOLUTION NO. (484-1984) AUTHORIZING SUPERVISOR OR DEPUTY SUPERVISOR TO FILE AN APPLICATION FOR OBTAINING FEDERAL FINANCIAL ASSISTANCE UNDER THE DISASTER RELIEF ACT

Councilman Maloney offered the following resolution:

RESOLUTION NO. (484-1984) Continued

RESOLVED, by the Town Board of the Town of Clarkstown that Theodore R. Dusanenko, Supervisor, or in his absence, Anthony D'Antoni as Deputy Supervisor, is hereby authorized to execute for and in behalf of the Town of Clarkstown, a public entity established under the laws of the State of New York, an application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund, retroactive to April 23, 1984, and be it

FURTHER RESOLVED, that the Town of Clarkstown, a public entity established under the laws of the State of New York, hereby authorizes its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements required by law.

Seconded by Councilman Holbrook

All voted Aye

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RESOLUTION NO. (485-1984)

PAYMENT FOR APPRAISAL
REPORTS TO ALBERT
APPRAISAL CO., INC. -
NED A. BESSO PROPERTY

Councilman Maloney offered the following resolution:

RESOLVED, that the sum of \$4,500 be paid to Albert Appraisal Company, Inc. for the preparation of appraisal reports for the property formerly owned by Ned A. Besso situate at Route 303 and Route 59, West Nyack, New York, more particularly described as Map 105, Block A, Lot 33.02, said sum to be charged to Account No. 1420/409.

Seconded by Councilman Holbrook

All voted Aye

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RESOLUTION NO. (486-1984)

AUTHORIZATION FOR TROOP
NO. 128, BOY SCOUTS OF
AMERICA, TO CONSTRUCT
A BUS SHELTER

Councilman Maloney offered the following resolution:

WHEREAS, Troop No. 128, Boy Scouts of America, has volunteered to the Town of Clarkstown the services of James Konstalid, Daniel Konstalid, Thomas J. Lipuma, Daniel Murray, Gregory Chamak and Andrew Siachser, Eagle Scouts, for the construction of a bus shelter to be located on the west side of South Main Street, between the Courthouse driveway and New Hempstead Road, New City, New York, conforming to the plans and specifications to be filed in the Building Inspector's Office, and

WHEREAS, Troop 128 will provide insurance against personal injury and property damage and hold the Town harmless from same, and

WHEREAS, the project shall commence on or before May 10, 1984, and be completed by June 10, 1984;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes Troop No. 128, Boy Scouts of America, to voluntarily construct a bus shelter conforming to the plans and specifications approved by the Building Inspector's Office commencing on or before May 10, 1984, and to be completed on or before June 10,

RESOLUTION NO. (486-1984) Continued

1984, at no cost or charge to the Town of Clarkstown, subject to approval and acceptance by the Town Attorney of an appropriate insurance certificate with hold harmless clause for the benefit of the Town of Clarkstown.

Seconded by Councilman Carey All voted Aye

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RESOLUTION NO. (487-1984) APPOINTING RITA KELLY - SECRETARY (PART-TIME) LITTER CONTROL BUREAU

Councilman Maloney offered the following resolution:

RESOLVED, that Rita Kelly, 32 Red Hill Road, New City, New York, is hereby appointed to the position of Secretary (part-time) - Litter Control Bureau - at the annual 1984 salary of \$500., effective April 25, 1984.

Seconded by Councilman Lettre All voted Aye

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RESOLUTION NO. (488-1984) APPOINTING EDWARD FRIGERI, JR.- RADIO OPERATOR (PART-TIME) - POLICE DEPARTMENT

Councilman Maloney offered the following resolution:

RESOLVED, that Edward Frigeri, Jr., 93 Congers Road, New City, New York is hereby appointed to the position of Radio Operator, part-time - Police Department - at the hourly rate of \$5.14, effective and retroactive to April 2, 1984.

Seconded by Councilman Lettre All voted Aye

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RESOLUTION NO. (489-1984) APPOINTING DEBORAH CASTELLANI, OFFICE WORKER STUDENT - MAIL AND COPY

Councilman Maloney offered the following resolution:

RESOLVED, that the resignation of Deborah Castellani, 41 Mark Lane, New City, New York - Office Wroker Student - Mail and Copy - is hereby accepted - effective and retroactive to April 13, 1984.

Seconded by Councilman Lettre All voted Aye

* * * * *

RESOLUTION NO. (490-1984) ACCEPTING RESIGNATION OF RUTH MCGARVEY, TELEPHONE OPERATOR

Councilman Maloney offered the following resolution:

RESOLVED, that the resignation of Ruth McGarvey, 5 Eldor Avenue, New City, New York - Telephone Operator-Typist, is hereby accepted - effective and retroactive to March 30, 1984.

Seconded by Councilman Lettre All voted Aye

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RESOLUTION NO. (491-1984)

APPOINTING TO THE CONTINGENT PERMANENT POSITION OF TELEPHONE OPERATOR TYPIST - DANITA ROSE

Councilman Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #83159A, Telephone Operator Typist (Contingent Permanent), which contains the name of Danita Rose,

Now, therefore, be it

RESOLVED, that Danita Rose, 12 Arcadia Court, Sloatsburg, New York, is hereby appointed to the contingent permanent position of Telephone Operator Typist - at the current salary of \$9,300., effective and retroactive to April 12, 1984.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (492-1984)

APPOINTING EILEEN GOLDBLATT AS MEMBER - CONSUMER AFFAIRS

Councilman Maloney offered the following resolution:

RESOLVED, that Eileen Goldblatt, 115 Sierra Vista Lane, Valley Cottage, New York, is hereby appointed to the position of Member - Consumer Affairs - to serve without compensation - term to commence on April 25, 1984 and to expire on April 24, 1987.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (493-1984)

APPOINTING ANGELO PADOVANI, MAINTENANCE MECHANIC - PARKS & RECREATION

Councilman Maloney offered the following resolution:

RESOLVED, that Angelo Padovani, 8C Street, Pomona, New York, is hereby appointed to the position of Maintenance Mechanic - Parks Board and Recreation Commission - at the current salary of \$15,491., effective and retroactive to April 16, 1984.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (494-1984)

APPOINTING KATHERINE PRITCHARD TO (PROVISIONAL) SENIOR ACCOUNT CLERK-TYPIST

Councilman Maloney offered the following resolution:

RESOLVED, that Katherine Pritchard, 32 Ruth Drive, New City, New York, is hereby appointed to the position of (provisional) Senior Account Clerk-Typist - Parks and Recreation Commission - at the current salary of \$10,687., effective and retroactive to April 16, 1984.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (495-1984)

ACCEPTING RESIGNATION
OF GRACE LIN, TYPIST,
PURCHASING DEPARTMENT

Councilman Maloney offered the following resolution:

RESOLVED, that the resignation of Grace Lin, 89 Hall Avenue,
New City, New York - Typist - Purchasing Department - is hereby
accepted - effective April 30, 1984.

Seconded by Councilman Lettre

All voted Aye

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RESOLUTION NO. (496-1984)

APPOINTING MAUREEN T.
O'CONNOR, LEGAL STENOGRAPHER - TOWN ATTORNEY'S
OFFICE

Councilman Maloney offered the following resolution:

RESOLVED, that Maureen T. O'Connor, 4 Elyse Drive, New
City, New York is hereby appointed to the position of (provisional)
Legal Stenographer - Town Attorney's Office - at the current salary
of \$11,194., effective April 30, 1984.

Seconded by Councilman Lettre

All voted Aye

* * * * *

RESOLUTION NO. (497-1984)

AUTHORIZING TOWN
ATTORNEY TO DEFEND
A PROCEEDING AGAINST
THE TOWN OF CLARKSTOWN-
APPLICATION OF ALBERT
JENEY AND MARY JENEY,
AGAINST THE ZONING
BOARD OF APPEALS

Councilman Holbrook offered the following resolution:

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

In the Matter of the Application of

ALBERT JENEY and MARY JENEY,

Petitioners,

for a judgment pursuant to CPLR Article 78

-against-

ELIZABETH J. SQUILLACE, Chairperson,
CATHERINE McDOUGALL, DAVID KRAUSHAAR,
EDWARD GRAYBOW, PHYLLIS BULHACK, WILLIAM
NIEHAUS and JOSEPH MARAIA, Constituting
the ZONING BOARD OF APPEALS OF THE TOWN
OF CLARKSTOWN, and THE ZONING BOARD OF
APPEALS OF THE TOWN OF CLARKSTOWN,

Respondents.

NOW, THEREFORE, be it

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

Seconded by Councilman Carey

All voted Aye

* * * * *

RESOLUTION NO. (498-1984)

AUTHORIZING, PATRICIA
SHERIDAN, TOWN CLERK,
TO ATTEND NEW YORK STATE
TOWN CLERKS ASSOCIATION
2ND ANNUAL CONFERENCE
IN SYRACUSE, NEW YORK

Councilman Maloney offered the following resolution:

RESOLVED, that Patricia Sheridan, Town Clerk is hereby authorized to attend the New York State Town Clerk's Association, 2nd Annual Conference from April 28, 1984 to April 30, 1984 in Syracuse, New York, and expenses incurred be made proper Town charges.

Seconded by Councilman Carey

All voted Aye

* * * * *

Councilman Holbrook requested that the Supervisor prepare an appropriate Proclamation honoring some of the members of the Clarkstown School District who are retiring soon.

Supervisor Dusanenko requested that Councilman Holbrook provide the necessary information to his office.

Supervisor Dusanenko asked the members of the Board to come at 7:00 P.M. to the next Workshop so that they could have an executive session regarding the CSEA contract.

* * * * *

There being no one further wishing to be heard and no further business to come before the Town Board, on motion of Councilman Carey, seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 10:20 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/24/84

8:15 P.M.

Present: Supervisor Dusanenko
Councilman Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: AMENDMENT TO ZONING ORDINANCE - NON-CONFORMING USE, MF1,2,3

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared open. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney stated that he had an affidavit of publication from the Journal News indicating that the Notice of Publication was published as required by law on April 10, 1984. He stated that he had correspondence from the Rockland County Planning Board indicating approval by the Rockland County Planning Board of the item on the agenda.

Supervisor Dusanenko said what this inclusion to the Code will do is where zone changes were made for existing property, those that either had their foundations in the ground or had already been built, this would afford them some protection.

Town Attorney said that this was to make the prior RG-2 developments conforming as to the MF-1,2, and 3 zone.

Mr. Geneslaw, the Town Planner, said that any development not yet built but has received preliminary site plan approval from the Planning Board would be protected or those that have received preliminary site plan approval or final site plan approval with condition in which construction has not yet started - all those would be protected.

There being no one wishing to be heard, on motion of Councilman Holbrook, seconded by Councilman Carey and unanimously adopted, the Public Hearing was closed, ADOPTED, time: 8:27 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/24/84

8:30 P.M.

Present: Supervisor Dusanenko
Councilman Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: SPECIAL PERMIT TO CONDUCT A LANDFILL OPERATION -
PVR MASONRY CORP.

On motion of Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted, the Public Hearing was declared open. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney stated that he had an affidavit of publication indicating that the Notice of Public Hearing was published in the Journal News on April 10, 1984. There is also correspondence from the Town of Clarkstown Planning Board with respect to the referral by the Town Board of the special permit application.

Everett Johns, attorney for PVR Masonry Corp., explained that expert testimony from William Loftus on soil testing was not available and that this was a requirement made by the Planning Board and the Environmental Control of the Town; therefore, they could not have a fair hearing tonight. The weather had prevented this testing from being done. In fact, he said his client had suffered \$79,000 in damages from the recent flood.

Supervisor inquired of Mr. Johns whether he wanted to recess this Public Hearing until the next meeting since he was not prepared at this time. The Supervisor then inquired of the Town Attorney if it was proper to recess the Public Hearing.

The Town Attorney stated that the Board had either the option to close, reschedule, and republish or recess until May 22. If the Town Board closes the meeting, we will then wait until we hear from the petitioner that he is ready. The Town Attorney said that it appears to be the Board's preference to close this Public Hearing and set a new date when Mr. Johns is ready.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was closed, MOTION TO CLOSE AND DENY WITHOUT PREJUDICE, time: 8:35 P.M.

* * * * *

The Supervisor stated that the Public Hearings scheduled for 8:30 P.M., 9:15 P.M., and 9:30 P.M. according to correspondence from the Town Attorney that the next Public Hearing and the last two Public Hearings are heard this evening, the Rockland County Planning Board has advised that it will not review the above proposed amendments to the Zoning Ordinance until its meeting May 3, 1984. Therefore, the Town Attorney recommends that the Public Hearings be held as scheduled this evening and the Town Board reserve decisions until the recommendations of the Rockland County Planning Board are received. With regard to the third, sixth, and seventh Public Hearings, this Town Board will not make a decision on them but will just hold the Public Hearings.

* * * * *

Respectfully submitted
Patricia Sheridan
Patricia Sheridan
Town Clerk

TOWN OF CLARKSTOWN

Town Hall

4/24/84

8:37 P.M.

Present: Supervisor Dusanenko
Councilman Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: AMENDMENT TO ZONING ORDINANCE - SECTION 106.30C.

On motion of Councilman Holbrook, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared open. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

The Town Attorney stated that he had an affidavit of publication indicating that the Notice of Public Hearing was published in the Journal News on April 10, 1984. The Town Attorney stated that he had received a request for an extension of seven days time from the Rockland County Planning Board and it should be ready by May 3rd.

Mr. Geneslaw stated that before an application of a building permit can be processed, site plan approval from the Planning Board must be obtained with certain exceptions. We recommend to amend those exceptions.

Mr. Geneslaw stated that before an application for a building permit can be processed, site plan approval from the Planning Board must be obtained with certain exceptions. We recommend to amend those exceptions. The exceptions are one or two family homes, additions of any size, changes of use, special permits and variances. Any of these, at the present time, would not require site plan approval by the Planning Board. Alteration is described as any change to the material parts of the building or the enlargement of the building. There is no indication in the ordinance controlling the size of the enlargement, so that a building could be enlarged to more than its original size and still be exempt in the site plan regulations. The change the Planning Board would recommend would exclude one or two family homes, signs on previously developed sites and street additions like new sites subject to site plan approval. It would exclude additions of not more than 10% of the floor area of the building or 500 square feet whichever is less or a rearrangement in parking resulting in less than ten spaces. Anything of greater magnitude than that in an addition would become subject to site plan approval by the Planning Board. It would also eliminate the exception of special permits and variances which would be required to go to the Planning Board for site plan approval.

Supervisor Dusanenko said that those persons who received a variance from the ZBA will have to go to the Planning Board for site plan approval unless they meet these three exceptions. A variance or any special permit would still go back to the Planning Board for site plan reviews. So if anyone needed a variance for a sideyard for example, the Board of Appeals could grant a variance for the sideyard if the evidence was satisfactory. The Planning Board would have jurisdiction over the balance of the plan. In a situation like that, that would relate to parking and access.

Appearance: Mr. Henry Horowitz
West Nyack, New York

Mr. Horowitz said he could see problems with the proposal where it relates to exceptions that sometimes double and triple the size of the existing structure. Certainly these problems should not escape site plan review by the Planning Board. Mr. Horowitz said he did have some concern regarding permits and variances that have to go before the Board of Appeals since this is the process that takes considerable time.

The Board of Appeals cannot act until after being reviewed and receiving recommendations from the Planning Board. He was concerned that there could be a conflict between these two agencies as to who should do what. He did not know whether the particular suggestions related by Mr. Geneslaw are good or bad but he did believe that there should be a representative of the Board of Appeals and the Planning Board to give input on what is being done.

Councilman Holbrook stated that he believed that one of the problems is that when a variance is granted it gives the person carte blanche to do what he wants unless there are conditions which have been put on it. In this particular instance if a variance were granted it would go to the Planning Board for site plan review. They would have jurisdiction. We have had a number of instances in the last year or so where abuses of that have occurred and he felt that was one of the justifications for this amendment. You can create a problem and then go to the ZBA and have your problem solved. This has been one way of circumventing the Town Board.

Appearance: Mr. Phil Bosco

Mr. Bosco inquired if it would be necessary before a building permit is granted to go before the Planning Board. Mr. Geneslaw said structures over a certain size would require approval of the Planning Board.

Councilman Holbrook said that they had seen additions which have turned into new buildings. The word "extension" is sometimes a camouflage.

Supervisor Dusanenko then read the following:

"(2) Exceptions:

- (a) One or two family buildings, structures and uses connected thereto.
- (b) Signs, when added to previously developed site.
- (c) Alterations involving enlargements of not more than ten (10) percent of the square feet of floor area, or 500 square feet of floor area, whichever is less, or a rearrangement of parking resulting in an increase of less than ten (10) spaces; or changes in use conforming to the Zoning Ordinance."

Mr. Bosco said he felt there should be some stipulation regarding a time factor since this decision is being made by appointed boards.

Mr. Geneslaw said that the time limits would be the same as new construction since what exists now is inconsistent because you are required to get approval for a free standing structure while an attached needs no approval.

Appearance: Mr. Thomas Fagin

Mr. Fagin inquired as to whether this concerned residential dwellings and he was told that it did not.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Holbrook, and unanimously

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adopted, a motion carried to grant an extension of time to the Rockland County Planning Board beyond the first week in May to get their recommendations into the Town Board. DECISION RESERVED.
time: 8:40 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/24/84

8:40 P.M.

Present: Supervisor Dusanenko
Councilmen Carey, Holbrook, Lettre and Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: SPECIAL PERMIT TO OPERATE AN AGENCY GROUP HOME -
SUMMIT SCHOOL

On motion of Councilman Holbrook, seconded by Councilman Maloney and unanimously adopted the Public Hearing was declared open, time: 8:40 P.M. Town Clerk read notice of Public Hearing and testified as to proper posting and publication.

Town Attorney testified that he had correspondence in his file from Rockland County Planning Board, Town of Clarkstown Planning Board, Rockland County Highway Department and the Traffic and Traffic and Traffic Fire Safety Advisory Board. It was agreed that the correspondence did not have to be read into the record as all members of the board had copies of same.

Supervisor Dusanenko called upon Mr. Thomas Cosentino, Director of the Summit School to state his case.

Appearance: Mr. Thomas Cosentino, Director
Child Care Services
Summit School
Upper Nyack, New York

Mr. Cosentino said the proposed group home would be located at 285 New Hempstead Road, New City. It is proposed for nine (9) teenage boys between the ages of 14 and 18 referred to them by the Department of Social Services of Rockland County and Westchester County. These boys would be acceptable to their program if they meet a list of criteria. This is a voluntary program which only accepts children who wish to be placed because they recognize a need for assistance. Children are not accepted who may be delinquent, violent, etc., as there is no program for them and this is quite clear. These children will be serviced by social workers, psychiatrists, psychologists, etc. depending on their needs. The educational services would be provided by the Summit School in Upper Nyack. He said they have been in operation at the Upper Nyack campus for about ten years with a similar population. He said he thought the difference for a group home would be that children going to a group home would have had to attain a higher level of functioning than the children at the Upper Nyack campus. These are children who would benefit from being in a residential environment rather than in an institutional setting. That would be basically the program for nine children.

Supervisor Dusanenko asked Mr. Cosentino if it were true that they were the owners of the property at the present time. Mr. Cosentino said they were contract purchasers, not the owners. Supervisor Dusanenko asked if this property was a group residence sometime ago and Mr. Cosentino said it was his understanding that that was the case - Camp Venture.

Councilman Carey asked what the criteria was for acceptance into the program - who are these children, what are their problems and where would they be coming from. Mr. Cosentino stated they were referred from Rockland County and Westchester County. They are

targetted by a school district, by a professional in the community (whether it be a doctor or a teacher) who feels that this is a youngster who needs help in addition to that which a family could provide. In addition, the Department of Social Services would have to agree that this youngster does need that level of care.

Councilman Carey asked Mr. Cosentino if he would be more specific. Are they problem children in any way? He felt it was kind of broad based and he wanted Mr. Cosentino to be more specific as to what type of youngster they were talking about. Mr. Cosentino said their problems are many. Most of the youngsters are depressed, despondent, withdrawn. They have not attended schools. Some of them have made suicidal gestures. They have been in therapy for these feelings of depression but professionals feel that is not adequate and that they need more of a structured environment.

Councilman Holbrook asked what the requirements are of the people who supervise these children. Mr. Cosentino said the people who would be staffing around the clock are generally college graduates who have had some training in psychology and who have worked with other agencies. There are psychologist and psychiatrist involved. We would use a neurologist from the community if that need existed. There would be all professional services available to these children. They would be involved in an educational program - special ed if need be.

Councilman Holbrook asked if they would attend school in a local public school? Mr. Cosentino said that would be at the option of the Clarkstown Board of Education. These children could attend the Summit School (in fact that would be the recommendation) but that would be up to the Board of Education if they felt they had a program for a particular child who would live here. Some of their children do attend public school at BOCES and such places.

Councilman Maloney asked if these youngsters had a variety of emotional problems? Mr. Cosentino said that by variety he meant that there were different things that were upsetting them but most of them are depressed and are not functioning. Councilman Maloney asked if there was no such place at Summit and these children could not be maintained at home where would they go? Mr. Cosentino said many of these children are on waiting lists for other places. He said that he had spoken with the Rockland Department of Social Services and there are at least eight children who need the type of program he had outlined. Some have been hospitalized. Councilman Maloney asked if these children had been PINS at any time and Mr. Cosentino said that while the PINS program still exists they do not accept them. Court placement is not accepted by the Summit School.

Councilman Maloney asked what the track record was in Nyack as far as the community feeling was concerned. Mr. Cosentino said that he wanted to make a distinction between the two programs. There are 85 children living in a residential community and in fact during the day it is more than that because many Clarkstown children come to the day program. Perhaps 110 children during the day. He said they might accept a child for institutional care who would be turned down for a community group home. He said we are talking about different levels of care. A group home could not provide the same kind of supervision and services which an institution could provide. The children in a group home would probably be children who are at an agency now and who have shown improvement enough so that they could be brought to a group home in a community and function well.

Councilman Maloney asked what the length of stay would be and Mr. Cosentino said there is no time limit set. The program is

strictly voluntary and some of them could say tomorrow that they do not wish to be there any longer and could leave. Their parents are called and they would come and get them. Most stay a couple of years and some stay longer.

Councilman Holbrook asked how large the house was. Mr. Cosentino said there were five bedrooms and three bathrooms. It is situated on one acre of land.

In response to a question from Councilman Lettre, Mr. Cosentino said they do not accept children who have problems with drugs or alcohol.

Town Attorney John Costa said to clarify the record he would like to ask if it was the intention of the Summit Childrens Residence Center to acquire title to the premises and operate it once title has been acquired. Mr. Cosentino answered in the affirmative.

Town Attorney asked if the maximum age of the person staying here had been indicated. Mr. Cosentino said 18 upon admission. He also said that as of right now New York State does not allow anyone beyond the age of 21 years to resident in a group home of this nature. Pending legislation may permit a person to remain in any program until the age of 22 years.

Town Attorney asked Mr. Cosentino if he was aware that Clarkstown limits the age of anyone in a group home to between 9 and 21 years of age? Mr. Cosentino said that has been the law up until recently. He said there has been much going on about the aging out process and some changes are foreseen. If that were to be a stipulation they would have to live with that.

Supervisor Dusanenko asked if there was anyone wishing to speak in support of such request.

IN FAVOR: No one appeared.

Supervisor Dusanenko asked if there was anyone wishing to speak in opposition to such request or had any questions.

IN OPPOSITION

Appearance: Mr. Carl Wortendyke

Mr. Wortendyke asked if this home would be operating under a State Charter? Mr. Cosentino said all homes have to be licensed by the State. Mr. Wortendyke said he resided in Upper Nyack and that there had been problems with the Summit School in that they had made promises to the Village of Upper Nyack and which they were going to abide by. There were problems and then the people who run the Summit School told the Village Board in Upper Nyack that the state charter which they were granted by the State superceded any agreement which had been made with the Village of Upper Nyack and they were not legally bound to go along with any agreements they had made. There was quite a problem with the school in Upper Nyack.

Mr. Cosentino said that if he recalled it correctly a judge had ruled that the request of the Village of Upper Nyack was beyond its jurisdiction and the judge threw it out. Mr. Wortendyke said that the school had agreed to it before permission had been granted for the school. You did not operate in conformance with those agreements.

Supervisor Dusanenko asked that Mr. Cosentino please note the questions and answer them in a summary statement rather than have back and forth questions and answers with each person who appeared.

Appearance: Mr. William Zabriskie
Phillips Hill Road & New Hempstead Road
New City, New York

Mr. Zabriskie said his property is immediately across the street. He said he is a lifelong resident of Clarkstown and had been on the Planning Board for seven years. He said his first problem is the location. He had counted 1,500 cars per hour. He started counting at about 2:00 P.M. on a Sunday and reached that figure by 4:00 P.M. He had checked with the County Highway Department and in 1980 they had run a check on cars west of Little Tor Road and had counted 12,479 cars in a twenty-four period. In 1978 he had applied to the Zoning Board of Appeals to have a dental residence built on his corner lot and was denied because of traffic at the intersection. He checked with the Clarkstown Police and there have been four accidents reported to them since the first of the year. This did not seem to him to be the location for nine boys no matter what their capacity is. He said they have a private business wanting to buy property from a private owner. This is not a state mandate by any stretch of the imagination.

Mr. Zabriskie said that Mr. Cosentino spoke eloquently about the school's reputation in Upper Nyack. He said he had gone to Upper Nyack and spoken to a member of the staff in the school. He said he had talked to several of the neighbors. The feeling he got was that boys, as boys are, were noisy but that people were not violated seriously. He said he did not get the impression, however, that the school made a poor neighbor.

He said he wanted to point out that although the house may have been expanded into five rooms, nine boys is a lot of boys for that house. He said what they worry about is the safety of our children and our property values.

Appearance: Mr. Thomas Hogan
West Nyack, New York

Mr. Hogan just wanted to share his thoughts as he lives across the street from a group home. He said it may be a home for delinquent boys - he is not sure. He said he could be in the back yard of his home and these boys across the street could be in the back yard of their home and he can hear their radio. He said their language is disgraceful. He also mentioned property damage. He stated he was in opposition based upon his experience.

Appearance: Mr. Jack Cuff
West Nyack, New York

Mr. Cuff said Clarkstown has taken over Rise West and he felt the Board should do nothing until they see whether this will be successful and what the tax impact would be.

Appearance: Mr. Rudy Vogel
Louis Road
New City, New York

Mr. Vogel said that Ramapo had denied a group home in this area because of the traffic problem. There is a "Y" intersection at Phillips Hill Road and New Hempstead Road and he felt it was too dangerous to put a group home in there.

Appearance: Mr. Victor Di Chiaro
289 New Hempstead Road
New City, New York 10956

Mr. Di Chiaro said that this was at the top of a hill and the house is much too small for nine boys plus staff. There are no parking facilities.

Appearance: Ms. Gail Molter
295 New Hempstead Road
New City, New York 10956

Ms. Molter stated that she had lived here for twenty years and there was a severe traffic problem. There were accidents and near misses that were not reported. There are no sidewalks for these boys to walk on. They would have to be driven everywhere.

Mr. Cosentino spoke in rebuttal and said the facility in Upper Nyack had received complaints from the neighbors regarding noise and steps had been taken to remedy their complaints. He said that the steep drop at the back of the property would be taken care of. They would build a retaining wall. They would deal with the driveway problem. He said that he could not answer problems regarding other group homes.

Councilman Holbrook asked about Venture Inn.

Mr. Cosentino said that Venture had rented the property in question. Supervisor Dusanenko said that four clients from Venture Inn had rented the home. Mr. Cosentino went on to say that the boys would be bused out at 8:15 A.M. and would be away until 3:15 P.M. and maybe later if they took advantage of the after school activities. Most of the children go home on weekends. Usually there would be zero population on weekends with the most being three.

Supervisor Dusanenko asked how much staff would be required. Mr. Cosentino said two staff members for the nine children.

Councilman Holbrook asked how the children would get around from that location. Mr. Cosentino said the same way other children get around.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Lettre and unanimously adopted, the Public Hearing was closed, DECISION RESERVED, time: 9:35 P.M.

Respectfully submitted,
Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/24/84

9:40 P.M.

Present: Supervisor Dusanenko
Councilmen Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: CHANGE OF ZONE APPLICATION, LO DISTRICT TO LIO DISTRICT -
MASTER PLAN, CONGERS

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared open. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney explained that this public hearing deals with property that was rezoned but that an error in the advertisement was discovered and is being renoticed and reheard.

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

Appearance: Mr. Meola
Meola Road
Congers, New York

Mr. Meola said that the property you are discussing is west of Route 303. He said that in September of 1982 the Board had no chance of changing R-15 to LO in the area north of Viking Lane. He said he did not know if they had changed it since that time as he never received notice. He said he believed it was still R-15.

Supervisor Dusanenko said that he believed that all of that area south of DePaulis Masonry Supplies and south of what DePaulis used to own, which was a group home - all the area between 9W and Route 303 has been changed to LIO by this Town Board. Mr. Geneslaw said from Hemlock north is still LO. From Hemlock south to the top of Viking is changed to LIO as there was an error in the advertising. Tonight's hearing is intended to correct that. From Viking south is R-15. Mr. Meola asked when it was changed from LIO. Mr. Geneslaw said last fall. Mr. Meola said he was at the meeting in September of 1982 and he said there was no change. There was supposed to be a road and at that time the Board said there would be no change due to the Lakewood School. He said he had never received notification and tonight was the first he heard about it. He said that was passed already. Supervisor Dusanenko stated that was correct. The only thing we are doing tonight is making the action that was taken by the Town Board is to make it a legal one by the proper advertising.

There being no one further wishing to be heard, on motion of Councilman Holbrook, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, ADOPTED, time: 9:40 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/24/84

9:40 P.M.

Present: Supervisor Dusanenko
Councilmen Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: AMENDMENT TO ZONING ORDINANCE - Section 106-23

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared open. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney stated that communication had been received from the Rockland County Planning Board saying that they cannot review this until May 3, 1984 and they asked for an extension of time to that date.

Mr. Robert Geneslaw, Town Planner, explained off street parking for new development. This would be a readvertisement to change from 1000 to 300 feet off street parking.

Mr. Henry Horowitz said he had no objection to the off street parking regulations but that now the Planning Board has the discretion to decide this issue. He said why curtail what can be done if the Planning Board has jurisdiction over this?

Mr. Rober Geneslaw said that was true for those develop-ments that have to be reviewed by the Planning Board and that he agrees with that. This is for properties that do not have to come before the Planning Board.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted, a motion carried to grant an extension of time to the Rock-land County Planning Board beyond the first week in May to get their recommendations to the Town Board. DECISION RESERVED.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

Town Attorney said that 1,000 feet for off street parking is not part of the advertisement and therefore no action can be taken. A motion to readvertise for that was made by Councilman Holbrook, seconded by Councilman Carey (Resolution No. 447-1984)

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/24/84

9:50 P.M.

Present: Supervisor Dusanenko
Councilmen Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: AMENDMENT TO ZONING ORDINANCE - Section 106.28D

On motion of Councilman Maloney, seconded by Councilman Holbrook and unanimously adopted the Public Hearing was declared open. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney stated that communication had been received from the Rockland County Planning Board saying that they cannot review this until May 3, 1984 and they asked for an extension of time to that date.

Mr. Geneslaw spoke regarding the proposal. He said this deletion would eliminate the possibility of a 50% expansion to a non-conforming use which is now permitted with approval of the Board of Appeals. This was amended in 1969 to indicate that it would not apply to multiple dwellings.

There was discussion among the Board members and Mr. Geneslaw relating to this change.

Appearance: Mr. Henry Horowitz

Mr. Horowitz said that he did support this change.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, a motion carried to grant an extension of time to the Rockland County Planning Board beyond the first week in May to get their recommendations to the Town Board. DECISION RESERVED.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk