

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

10/28/86

8:00 P.M.

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

Supervisor declared Town Board Meeting open. Assemblage saluted the Flag.

Supervisor reminded everyone that tomorrow is Student Government Day and he introduced some of the students who would be taking part in the activities. Supervisor also noted that the Councilmen and Town Clerk would be in attendance.

Supervisor then presented the following proclamations, one regarding Student Government Day and the other for the Telephone Pioneers of America Week.

"STUDENT GOVERNMENT DAY"
October 29, 1986

WHEREAS, Clarkstown Supervisor, Charles E. Holbrook, has designated October 29, 1986 as "STUDENT GOVERNMENT DAY" in the Town of Clarkstown; and

WHEREAS, "STUDENT GOVERNMENT DAY" is sponsored by Supervisor Charles E. Holbrook and the Clarkstown Youth Commission in an effort to help youth experience government in action; and

WHEREAS, on this day, civic minded students from CLARKSTOWN HIGH SCHOOL NORTH, CLARKSTOWN HIGH SCHOOL SOUTH, NANUET SENIOR HIGH SCHOOL, NYACK HIGH SCHOOL and ALBERTUS MAGNUS HIGH SCHOOL have worked directly with department heads and Councilmen and have participated in a simulated Town Board meeting, solving problems and making decisions in order to better understand the running of government on a local level; and

WHEREAS, these young men and women are to be commended for their interest in civic service and for developing their knowledge of government with the goal of preparing themselves to become better citizens and leaders of tomorrow;

NOW, THEREFORE, be it

RESOLVED, that I, Charles E. Holbrook, Supervisor of the Town of Clarkstown, on behalf of the Town Board, do hereby proclaim October 29, 1986 as "STUDENT GOVERNMENT DAY" in the Town of Clarkstown and urge all our residents to join with me in recognizing the good citizenship of these young men and women in their active participation in government affairs.

IN WITNESS WHEREOF I HEREUNTO SET
MY HAND AND CAUSE THE SEAL OF THE
TOWN OF CLARKSTOWN TO BE AFFIXED
THIS 29TH DAY OF OCTOBER, 1986.

CHARLES E. HOLBROOK, Supervisor
Town of Clarkstown

Supervisor asked Councilman Carey to present the following proclamation to representatives of the Pioneers in attendance this evening.

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"TELEPHONE PIONEERS OF AMERICA WEEK"
75th Anniversary
November 3, 1986

- WHEREAS, the TELEPHONE PIONEERS OF AMERICA is an association of long-service active and retired telephone industry employees; and
- WHEREAS, the TELEPHONE PIONEERS OF AMERICA, with a membership of more than one-half million, is the largest social-industrial service organization in the world; and
- WHEREAS, the TELEPHONE PIONEERS OF AMERICA have brought comfort, joy and friendship to thousands of children and sick, elderly, lonely, handicapped, and disadvantaged people; and
- WHEREAS, the TELEPHONE PIONEERS OF AMERICA have devoted countless hours to their communities with hundreds of programs to help clean up the land, the waters and the air, and beautify their environment; and
- WHEREAS, the TELEPHONE PIONEERS OF AMERICA have made these things happen by following their theme of this year, "75 YEARS OF CARING -- JUST BEGINNING,"

NOW, THEREFORE, be it

RESOLVED, that I, Charles E. Holbrook, on behalf of the Town Board of the Town of Clarkstown, hereby proclaim the week of November 3rd as "TELEPHONE PIONEERS OF AMERICA WEEK" in the Town of Clarkstown and, on the occasion of the 75th Anniversary of their founding, ask that all join with me in saluting them for the significant contributions they have made to their communities.

IN WITNESS WHEREOF I HEREUNTO SET
MY HAND AND CAUSE THE SEAL OF THE
TOWN OF CLARKSTOWN TO BE AFFIXED
THIS 28TH DAY OF OCTOBER, 1986.

/s/ Charles E. Holbrook
CHARLES E. HOLBROOK, Supervisor
Town of Clarkstown

Supervisor mentioned that Items 1 and 3 on the agenda for this evening would be tabled.

Supervisor then declared the Public Portion of the meeting open.

Appearance: Mr. Alec Rosensweig
Congers, New York

Mr. Rosensweig spoke regarding Item No. 35 on the agenda for tonight. He thanked the Town Board for considering this and he hoped they would pass this resolution tonight. He stressed the importance of these safety signs in Congers and felt it would give the police more authority to help solve some of the problems in the area.

Supervisor said they had approved the ones on Burnside Avenue but we now need the County to approve the ones on Lakeside Avenue.

RESOLUTION NO. (997-1986)

AMENDING ZONING ORDINANCE
OF TOWN OF CLARKSTOWN -
TABLES 1, 2, 3, 4, 5, 6 AND
7 OF GENERAL USE
REGULATIONS (SAFETY IN
PUBLIC PLACES)

Co. Nowicki offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 12th day of August, 1986, provided for a public hearing on the 23rd day of September at 8:30 P.M., to consider the adoption of the following proposed amendment(s) to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

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

Amend Table 1, General Use Regulations, R-80 District;
Section 106-10A, Column 2, Item "6" from:

"6. Fire, police, and similiar public buildings."

to read as follows:

"6. Fire, police, ambulance stations and other similar public safety buildings."

Amend Table 1, General Use Regulations, R-80 District;
Section 106-10A, Column 3, Item "2" from:

"2. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

"2. Community centers, libraries, museums, art galleries and similar facilities."

Amend Table 2, General Use Regulations, R-40 District;
Section 106-10A, Column 2, Item "6" from:

"6. Fire, police and similar public buildings."

to read as follows:

"6. Fire, police, ambulance stations and other similar public safety buildings."

Amend Table 2, General Use Regulations, R-40 District;
Section 106-10A, Column 3, Item "2" from:

"2. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

"2. Community centers, libraries, museums, art galleries and similar facilities."

Amend Table 3, General Use Regulations, R-22 District;
Section 106-10A, Column 2, Item "6" from:

"6. Fire, police and similar public buildings."

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RESOLUTION NO. (997-1986) Continued

to read as follows:

- "6. Fire, police, ambulance stations and other similar public safety buildings."

Amend Table 3, General Use Regulations, R-22 District;
Section 106-10A, Column 3, Item "2" from:

- "2. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

- "2. Community centers, libraries, museums, art galleries and similar facilities."

Amend Table 4, General Use Regulations, R-15 District;
Section 106-10A, Column 2, Item "6" from:

- "6. Fire, police and similar public buildings."

to read as follows:

- "6". Fire, police, ambulance stations and other similar public safety buildings."

Amend Table 4, General Use Regulations, R-15 District;
Section 106-10A, Column 3, Item "2" from:

- "2. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

- "2. Community centers, libraries, museums, art galleries and similar facilities."

Amend Table 5, General Use Regulations, R-10 District;
Section 106-10A, Column 2, Item "6" from:

- "6. Fire, police and similar public buildings."

to read as follows:

- "6. Fire, police, ambulance stations and other similar public safety buildings."

Amend Table 5, General Use Regulations, R-10 District;
Section 106-10A, Column 3, Item "1" from:

- "1. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

- "1. Community centers, libraries, museums, art galleries and similar facilities."

Amend Table 6, General Use Regulations, RG-1 District;
Section 106-10A, Column 2, Item "5" from:

- "5. Fire, police and similar public buildings."

to read as follows:

- "5. Fire, police, ambulance stations and other similar public safety buildings."

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RESOLUTION NO. (997-1986) Continued

Amend Table 6, General Use Regulations, RG-1 District;
Section 106-10A, Column 3, Item "1" from:

- "1. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

- "1. Community centers, libraries, museums, art galleries and similar facilities."

Amend Table 7, General Use Regulations, RG-2 District;
Section 106-10A, Column 2, Item "5" from:

- "5. Fire, police and similar public buildings."

to read as follows:

- "5. Fire, police, ambulance stations and other similar public safety buildings."

Amend Table 7, General Use Regulations, RG-2 District;
Section 106-10A, Column 3, Item "1" from:

- "1. Community centers, libraries, museums, art galleries and similar facilities and ambulance stations."

to read as follows:

- "1. Community centers, libraries, museums, art galleries and similar facilities."

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (998-1986)

ACCEPTING MINUTES OF
REGULAR TOWN BOARD MEETINGS
OF SEPTEMBER 9TH AND 23RD:
SPECIAL TOWN BOARD MEETINGS
OF AUGUST 28TH AND OCTOBER
7TH: AND INFORMATIONAL
MEETING OF SEPTEMBER 3RD

Co. Carey offered the following resolution:

RESOLVED, that the Minutes of the regular Town Board meetings of September 9th and 23rd; the Special Town Board meetings of August 28th and October 7th, and the Informational Meeting of September 3rd, 1986 are hereby accepted as submitted by the Town Clerk.

Seconded by Co. Nowicki

On roll call the vote was as follows:

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RESOLUTION NO. (998-1986) Continued

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (999-1986)

SETTING PUBLIC HEARING FOR
EXTENSION OF CLARKSTOWN
CONSOLIDATED WATER SUPPLY
DISTRICT TO INCLUDE OLIVE
BLINN (CAMP RAMAH)

Co. Maloney offered the following resolution:

WHEREAS, a written Petition dated July 31, 1986 in due form and containig 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 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 2nd day of December, 1986, at 8:35 P.M. ES 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. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1000-1986)

REFUNDING CHECK TO
WESTCHESTER AND ROCKLAND
NEWSPAPERS, INC. RE:
PEDDLER'S PERMIT NO.
(904-1985)

Co. Maloney offered the following resolution:

WHEREAS, the Office of the Town Clerk issued a Peddler's Permit (Permit #904-1985) to USA Today and said permit has expired and no claims have been made against the applicant,

NOW, THEREFORE, be it

RESOLVED, that a refund check in the amount of \$1,500.00 be refunded to the Westchester and Rockland Newspapers, Inc.

Seconded by Co. Carey

On roll call the vote was as follows:

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RESOLUTION NO. (1000-1986) Continued

Councilman Carey.....Yes
 Councilman Lettre.....Yes
 Councilman Maloney.....Yes
 Councilman Nowicki.....Yes
 Supervisor Holbrook.....Yes

RESOLUTION NO. (1001-1986)

ACCEPTING ROADS AND
 IMPROVEMENTS IN TOWN OF
 CLARKSTOWN - WATERMILL
 ESTATES (SASSOON TERRACE,
 TILTON ROAD, EMERALD COURT
 AND SPRING ROAD)

Co. Maloney offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways, the Director of Environmental Control and the Town Attorney of the Town of Clarkstown, deed from A.O.R. DEVELOPERS, INC. dated June 18, 1986 conveying roads and other improvements in the Town of Clarkstown in a subdivision as shown on Final Plat of WATERMILL ESTATES, II, filed in the Rockland County Clerk's Office on January 6, 1983, as Map No. 5446; and Plat of revised Lot Lines filed in the Rockland County Clerk's Office on August 19, 1985 as Map No. 5787, as follows:

SASSOON TERRACE	1,800 L.F.
TILTON ROAD	490 L.F.
EMERALD DRIVE	820 L.F.
SPRING ROAD	550 L.F.

is hereby accepted by the Town of Clarkstown and ordered recorded in the Rockland County Clerk's Office upon receipt of a continuation report of clear title to date of recording, and be it

FURTHER RESOLVED, that this acceptance is subject to receipt of an agreement guaranteeing the roads and improvements for a period of one (1) year, with security posted by the developer in the amount of \$42,000, and be it

FURTHER RESOLVED, that acceptance is further subject to the execution of a written guarantee with security posted by the developer in the sum of \$20,000 to guarantee the completion of certain items, and be it

FURTHER RESOLVED, that upon receipt of written certification from the Town Attorney indicating that all conditions provided for herein have been met, the Town Clerk is directed to send copies of this resolution to the Superintendent of Highways and the New York State Department of Transportation.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
 Councilman Lettre.....Yes
 Councilman Maloney.....Yes
 Councilman Nowicki.....Yes
 Supervisor Holbrook.....Yes

RESOLUTION NO. (1002-1986)

AUTHORIZING SUPERINTENDENT
 OF HIGHWAYS TO INSTALL
 SIGNS AND PAVEMENT MARKINGS

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RESOLUTION NO. (1002-1986) Continued

FOR PHILLIPS HILL ROAD, NEW
CITY FROM NORTH MAIN STREET
TO LITTLE TOR ROAD AND
PERFORM CORRECTIVE
MAINTENANCE ON SCHOOL
SIDEWALKS AND MAKE SIGHT
DISTANCE IMPROVEMENTS

Co. Maloney offered the following resolution:

WHEREAS, Howard L. Lampert, Traffic and Highway Engineering Consultant has recommended various traffic sign installations and pavement markings for Phillips Hill Road, New City from North Main Street to Little Tor Road in a report dated October 2, 1986,

NOW, THEREFORE, be it

RESOLVED, that John O'Sullivan, Superintendent of Highways is hereby authorized to implement the following traffic safety and school pedestrian safety improvements:

SignsPhillips Hill Road

EB W/O Woodglen Dr.	School Child	W6-1C
EB 200 Ft. E/O Woodglen Dr.	School	W6-3C
	Speed Limit 15	R2-1C
WB 200 Ft. E/O Woodglen Dr.	Town Speed Limit 30	R2-6C
EB W/O School Entrance Rd.	School Crossing	W6-2C
WB E/O " " " "	" " " "	W6-2C
WB 100 Ft. W/O Ungava Dr.	School	W6-2C
	Speed Limit 15	R2-1C
EB 100 Ft. W/O Ungava Dr.	Town Speed Limit 30	R2-6C
EB W/O Brookline Way	School Crossing	W6-2C
WB E/O " " " "	" " " "	W6-2C
WB 200 Ft. E/O Brookline Way	School Child	W6-1C

Intersections/Phillips Hill Road

SB Tarry Hill Rd.	Stop	R1-1C
SB Brookline Way	"	"
NB Ungava Rd.	"	"
NB School Exit Rd.	"	"
SB The Promenade (East End)	"	"
SB " " (West End)	"	"
NB Croyden Lane	Yield	R1-2C

Pavement Markings:

Mark School Crosswalks as follows:

On Phillips Hill Rd. W/O Brookline Way
On Croyden Lane & Phillips Hill Rd.
On Ungava Rd. & Phillips Hill Rd.
On The Promenade (West End) & Phillips Hill Rd.
On Woodglen Dr. & Phillips Hill Rd.

Stop Lines - Intersections/Phillips Hill Road

Tarry Hill Rd.
Brookline Way
Croyden Lane
Ungava Drive
The Promenade (East End)
The Promenade (West End)
School Exit Rd.
Woodglen Dr. (Relocate old Stop line behind new crosswalk)

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RESOLUTION NO. (1002-1986) Continued

and be it

FURTHER RESOLVED, that the Highway Department also perform the corrective maintenance work on school sidewalks and make sight distance improvements as recommended in the above mentioned recommendation.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

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RESOLUTION NO. (1003-1986)

AUTHORIZING TOWN BOARD TO ENTER INTO AGREEMENT WITH TRAFFIC ENGINEERING CONSULTANT (HOWARD L. LAMPERT) FOR TRAFFIC SAFETY STUDY OF PHILLIPS HILL ROAD FROM NORTH MAIN STREET TO LITTLE TOR ROAD, NEW CITY

Co. Nowicki offered the following resolution:

WHEREAS, the Town Board entered into an agreement with Howard L. Lampert, P.E., Traffic Engineering Consultant, to provide a traffic safety study of Phillips Hill Road from North Main Street to Little Tor Road, New City, and be it

FURTHER RESOLVED, that payment be authorized in the sum of \$960.00 to Howard L. Lampert, P.E. for preparation of the above accepted traffic study.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1004-1986)

AUTHORIZING PAYMENT TO TRAFFIC ENGINEERING CONSULTANT (HOWARD L. LAMPERT, P.E.) FOR TRAFFIC STUDIES AT VARIOUS LOCATIONS

Co. Maloney offered the following resolution:

WHEREAS, the Town Board entered into an agreement with Howard L. Lampert, P.E., Traffic Engineering Consultant, to provide a traffic safety study for each of the following locations:

Prides Crossing, New City
 William St. & Carolina Dr., New City
 Newport Drive, Nanuet
 Sasson Terrace, Valley Cottage

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RESOLUTION NO. (1004-1986) Continued

Brookridge Drive, Valley Cottage
Pascack Rd. & Lawrence St., Spring Valley
Germonds Rd. & Dade Rd., New City
Stockton & Ashland, Ashland & Belleville, Valley Cottage
Route 59 & Hub Shopping Center
Route 304 & Germonds Rd., New City
Traffic Advisory Board Meeting
Meeting Patricia Betz

NOW, THEREFORE, be it

RESOLVED, that payment be authorized in the sum of \$1,200.00 to Howard L. Lampert, P.E. for preparation of the above accepted studies and meetings.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1005-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATIONS ON
PREMISES - MAP 162, BLOCK
A, LOT 1.02 (FORNI)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 162, BLOCK A, LOT 1.02, located at Fisher Avenue, Nanuet, New York, reputedly owned by JOHN FORNI, has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there is a large accumulation of construction debris and litter and discarded furniture on the premises, plus other miscellaneous debris and litter, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 162, BLOCK A, LOT 1.02, reputedly owned by JOHN FORNI, and be it

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RESOLUTION NO. (1005-1986) Continued

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 25th day of November, 1986, at 8:20 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 10, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1006-1986)

AUTHORIZING TOWN ATTORNEY TO INSTITUTE PROCEEDING FOR REMOVAL OF VIOLATION ON PREMISES - MAP 7, BLOCK E, LOT 6 (SOREL)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 7, BLOCK E, LOT 6, located at 54 Clinton Street, Spring Valley, New York, reputedly owned by MARIE LEGROS SOREL, has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that six

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RESOLUTION NO. (1006-1986) Continued

(6) unlicensed cars, car parts, litter and debris scattered over the premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 7, BLOCK E, LOT 6, reputedly owned by MARIE LEGROS SOREL, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd day of December, 1986, at 8:25 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1007-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATION ON
PREMISES - MAP 7, BLOCK A,
LOT 25 (RACK)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the

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RESOLUTION NO. (1007-1986) Continued

Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegates to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 7, BLOCK A, LOT 25, located at No. 23 Second Avenue, Spring Valley, New York, reputedly owned by RACK EQUITIES COMPANY, INC., has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there are unlicensed vehicles and miscellaneous objects on said property, including garbage, litter and debris scattered over the premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 7, BLOCK A, LOT 25, reputedly owned by RACK EQUITIES COMPANY, INC., and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd day of December, 1986, at 8:05 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

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RESOLUTION NO. (1007-1986) Continued

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1008-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
VIOLATION ON PREMISES - MAP
7, BLOCK A, LOT 29 (RACK)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 7, BLOCK A, LOT 29, located at No. 35 Second Avenue, Spring Valley, New York, reputedly owned by RACK EQUITIES COMPANY, INC., has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there are unlicensed vehicles and miscellaneous objects on said property, including garbage, litter and debris scattered over the premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 7, BLOCK A, LOT 29, reputedly owned by RACK EQUITIES COMPANY, INC., and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd

RESOLUTION NO. (1008-1986) Continued

day of December, 1986, at 8:10 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1009-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATION ON
PREMISES - MAP 7, BLOCK A,
LOT 30 (REICH)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegates to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 7, BLOCK A, LOT 30, located at Second Avenue, Spring Valley, New York, reputedly owned by JACOB REICH, has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there are unlicensed vehicles, litter and miscellaneous debris scattered over the premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 7, BLOCK A, LOT 30, reputedly owned by JACOB REICH, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

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RESOLUTION NO. (1009-1986) Continued

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd day of December, 1986, at 8:15 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

- Councilman Carey.....Yes
- Councilman Lettre.....Yes
- Councilman Maloney.....Yes
- Councilman Nowicki.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (1010-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATION ON
PREMISES KNOWN AS MAP 7,
BLOCK A, LOT 31 (ROOZ)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegates to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 7, BLOCK A, LOT 31, located at Second Avenue, Spring Valley, New York, reputedly owned by SAMUEL ROOZ, has been the subject of a violation notice issued against the property owner(s) for lack of property maintenance of the property in that there are four (4) unlicensed vehicles, plus miscellaneous debris on the premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLUTION NO. (1010-1986) Continued

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 7, BLOCK A, LOT 31, reputedly owned by SAMUEL ROOZ, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd day of December, 1986, at 8:20 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1011-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATION ON
PREMISES - MAP 165, BLOCK
A, LOT 2 (LOSIER)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

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RESOLUTION NO. (1011-1986) Continued

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 165, BLOCK A, LOT 2. located at No. 84, 86 and 88 Pascack Road, Spring Valley, New York, reputedly owned by JEAN SONNY LOSIER and PICARD LOSIER, has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there are 3 unlicensed cars, 1 unlicensed van, a steel storage cabinet, a steel 4 drawer file cabinet, car motor and block, tires, lumber, cinder blocks, metal railings, plus miscellaneous debris and litter on said premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 165, BLOCK A, LOT 2, reputedly owned by JEAN SONNY LOSIER and PICARD LOSIER, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 25th day of November, 1986, at 8:25 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 10, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

- Councilman Carey.....Yes
- Councilman Lettre.....Yes
- Councilman Maloney.....Yes
- Councilman Nowicki.....Yes
- Supervisor Holbrook.....Yes

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RESOLUTION NO. (1012-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATION ON
PREMISES - MAP 127, BLOCK
B, LOT 20 (DEL ROSARIO)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 127, BLOCK B, LOT 20, located at Fisher and Rosecrans Avenue, Congers, New York, reputedly owned by ALDO DelROSARIO, JR. and LYNN DelROSARIO, has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there is in excess of two dozen tires, car parts and miscellaneous debris and litter on the premises, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 127, BLOCK B, LOT 20, reputedly owned by ALDO DelROSARIO, JR. and LYNN DelROSARIO, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 25th day of November, 1986, at 8:30 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 10, 1986.

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RESOLUTION NO. (1012-1986) Continued

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1013-1986)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDING FOR
REMOVAL OF VIOLATION ON
PREMISES - MAP 88, BLOCK A,
LOT 13 (C.A.P. ENTERPRISES)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 88, BLOCK A, LOT 13, located at 183 Western Highway, West Nyack, New York, reputedly owned by C.A.P. ENTERPRISES, LTD. has been the subject of a violation notice issued against the property owners for lack of property maintenance of the property in that there are piles of miscellaneous objects surrounding the barn on said premises, debris, trash, old tools, piles of wood, an unlicensed truck, crates and an old regrigerator on the south side of the driveway (across from the barn), a large hole on the east side of the house situate on said premises and an unlicensed truck on the northwest portion of the property, plus other miscellaneous objects, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 88, BLOCK A, LOT 13, reputedly owned by C.A.P. ENTERPRISES, LTD., and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard

RESOLUTION NO. (1013-1986) Continued

and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd day of December, 1986, at 8:30 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1014-1986)

AUTHORIZING TOWN ATTORNEY TO INSTITUTE PROCEEDING FOR REMOVAL OF VIOLATION ON PREMISES - MAP 88, BLOCK A, LOT 31 (THOMPSON)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner(s), tenant(s) or occupant(s) to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or other delegees to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 7, BLOCK A, LOT 31, located at 115 Western Highway, West Nyack, New York, reputedly owned by JAMES W. THOMPSON and LETTIE G. THOMPSON, has been the subject of a violation notice issued against the property owner(s) for lack of property maintenance of the property in that there are seven (7) unlicensed cars, miscellaneous metal debris at the rear of the yard, a pile of lumber on the north side of the house on said premises, plus discarded furniture and miscellaneous debris, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

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RESOLUTION NO. (1014-1986) Continued

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violations and elimination of the nuisance and hazard allegedly existing on said premises pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 88, BLOCK A, LOT 31, reputedly owned by JAMES W. THOMPSON and LETTIE G. THOMPSON, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized on behalf of the Town Board to serve an Order and Notice upon the property owner(s) directing that said nuisance, hazard and litter be removed within 20 days from the receipt of said order and Notice, and be it

FURTHER RESOLVED, that the said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owner(s) in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 2nd day of December, 1986, at 8:35 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owner(s) by personal service, if possible, and by certified mail, return receipt on or before November 20, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

- Councilman Carey.....Yes
- Councilman Lettre.....Yes
- Councilman Maloney.....Yes
- Councilman Nowicki.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (1015-1986)

AMENDING RESOLUTION NO.
(898-1986) RE EXTENSION OF
TIME TO SERVE ORDER AND
NOTICE RE: MAP 111, BLOCK
A, LOT 28.07 (LIPKIND)

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 898/1986 authorizing the Town Attorney to institute proceedings for removal of violation on premises owned by Rudy Lipkind (MAP 111, BLOCK A, Lot 28.07) is hereby amended to extend the time within which to serve an Order and Notice pursuant to Chapter 31 of the Town Code, from October 30, 1986, to November 6, 1986.

Seconded by Co. Lettre

RESOLUTION NO. (1015-1986) Continued

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1016-1986)

SETTING PUBLIC HEARING AND
REFERRAL OF PETITION TO
TOWN AND COUNTY PLANNING
BOARDS (KING, FAGGELLO AND
MC KAY)

Co. Maloney offered the following resolution:

WHEREAS, RICHARD KING, RAYMOND FAGGELLO and RICHARDO A. MCKAY, have 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 an R-15 District to a CS District;

NOW, THEREFORE, be it

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 9th day of December 1986 at 8:05 P.M., relative to the proposed amendment, and be it

FURTHER RESOLVED, that it shall be referred to the Clarkstown Planning Board for report within forty-five (45) days pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Planning Board, and other municipalities and governmental bodies as required by Sections 239-1 and 239-m of the General Municipal Law and other applicable provisions of law, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and the Director of the Department of Environmental Control is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

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. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

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RESOLUTION NO. (1017-1986)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID NO. 60-1986
(PORTABLE GENERATOR)

Co. Nowicki offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bids for:

BID #60-1986
PORTABLE GENERATOR

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,
November 20, 1986 at which time bids will be opened and read, and be
it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1018-1986)

TRANSFER OF FUNDS -
DECREASE APPROPRIATION
ACCOUNT NO. A 1110-409
(JUSTICE COURT-FEES FOR
SERVICES) AND INCREASE
APPROPRIATION ACCOUNTS
NOS.: A 1110-111 (OVERTIME)
AND A 1110-114 (PART TIME)

Co. Maloney offered the following resolution:

RESOLVED, to decrease Appropriation Account No. A 1110-409
(Justice Court-Fees for Services) by \$750.00 and increase the
following Appropriation Accounts Nos:

A 1110-111 (Overtime).....\$385.00
A 1110-114 (Part time)..... 365.00

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1019-1986)

AMENDING RESOLUTION NO.
623-1986 RE: CONTRACT WITH
ROCKLAND COMPUTER PRODUCTS
- CHARGE TO APPROPRIATION
ACCOUNT NO. A 1680-409
(DATA-PROCESSING-FEES FOR
SERVICES)

Co. Maloney offered the following resolution:

WHEREAS, Town Board Resolution No. 623 dated June 24, 1986 authorized the Supervisor to enter into a contract with Rockland Computer Products, and

WHEREAS, there has been additional need of training personnel, setting up of computer systems and intergrating hardware and software,

NOW, THEREFORE, be it

RESOLVED, to amend Town Board Resolution No. 623 that the total cost of \$20,000.00 be increased by \$10,000.00 and all appropriate costs be charged to Appropriation Account No. A 1680-409 (Data Processing - Fees for Services).

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1020-1986)

TRANSFER OF FUNDS RE:
VARIOUS ACCOUNTS (HIGHWAY
DEPARTMENT)

Co. Maloney offered the following resolution:

RESOLVED, to increase Revenue Account No. 04-102301 (Rockland County Sewer System-Phillips Hill Road) and Appropriation Account No. DB 5110-381 (Highway-Bituminous) by \$54,000.00, and be it

FURTHER RESOLVED, to decrease Appropriation Account No. DB 5110-219 (Highway-Misc. Equipment) and increase Appropriation Account No. DB 5110-111 by \$12,638.30, and be it

FURTHER RESOLVED, to decrease Appropriation Account No. DB 5110-379 (Road Preserving) and increase Appropriation Account No. DB 5110-449 (Traffic Signals) by \$14,262.37, and be it

FURTHER RESOLVED, to increase Revenue Account No. 04-202680 (Highway-Insurance Recoveries) and DA 5130-447 (Equipment Repairs) by \$2,564.10.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1021-1986)

TRANSFER OF FUNDS -
INCREASING REVENUE ACCOUNT
NO. 01-001520 (FEES FROM
POLICE) AND APPROPRIATION
ACCOUNT NO. A 3120-307
(POLICE-UNIFORMS)

Co. Maloney offered the following resolution:

Continued on Next Page

ABE633

RESOLUTION NO. (1021-1986) Continued

RESOLVED, to increase Revenue Account No. 01-001520 (Fees from Police) and Appropriation Account No. A 3120-307 (Police-Uniforms) by \$1,075.00.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1022-1986)

TRANSFER OF FUNDS - VARIOUS
ACCOUNTS (COUNSELING)

Co. Maloney offered the following resolution:

RESOLVED, to decrease Appropriation Account No. A 4210-110 (Counseling-Salaries) by \$1,675.00 and increase the following Appropriation Account Numbers:

A 4210-209 (Other Equipment).....\$ 120.00
A 4210-299 (Knapp Building)..... 275.00
A 4210-306 (Maintenance Supplies)..... 150.00
A 4210-401 (Rental of Leased
Premises).....1,000.00
A 4210-405 (Advertising)..... 80.00
A 4210-409 (Fees for Services)..... 50.00

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1023-1986)

TRANSFER OF FUNDS - CAPITAL
#2 FUND

Co. Maloney offered the following resolution:

RESOLVED, to increase Revenue Account No. 01-002701 (Refund of Pr. Years Expense) and Appropriation Account No. A 9550-910 (Transfer to Capital #2 Fund) by \$8,440.46, and be it

FURTHER RESOLVED, to increase Appropriation Account No. H 8730-25A-409 (Capital Fund-Demarest Mill Project-Fees for Services) by \$8,440.46 and transfer said funds from the General Fund to Capital No. 2 Account.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1024-1986)

AUTHORIZING REDUCTION IN
AMOUNT OF PERFORMANCE BOND
(REDWOOD CONSTRUCTION CORP.)

Co. Maloney offered the following resolution:

WHEREAS, a performance bond with security in the form of a Certificate of Deposit in the sum of \$27,000 which was assigned to the Town of Clarkstown by REDWOOD CONSTRUCTION CORP. was provided to guarantee the completion of public improvements and other facilities as shown on the Final Plat of THE GLEN SUBDIVISION dated January 2, 1986, last revised February 18, 1986, and filed in the Rockland County Clerk's Office on June 16, 1986, and

WHEREAS, the Department of Environmental Control of the Town has recommended that the amount of security may be reduced as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that the amount of the security for the performance bond is hereby reduced to \$12,000 subject to the execution of a further performance agreement in a form acceptable to the Town Attorney.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1025-1986)

AUTHORIZING PAYMENT TO
SECRETARY OF BOARD OF
APPEALS (MARGARETANN RIES)
FOR PREPARATION OF
TRANSCRIPT (McCALL V. BOARD
OF APPEALS)

Co. Lettre offered the following resolution:

RESOLVED, that the sum of \$283.50 be paid to MARGARETANN RIES, Secretary to the Board of Appeals for the preparation of the transcript required in the following proceeding:

LINDA McCALL and ALMIRA McCALL v. BOARD OF APPEALS

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1026-1986)

AMENDING RESOLUTION NO.
(971-1986) RE: PAYMENT OF
CLAIM MADE BY MARGARETANN
RIES)

Co. Maloney offered the following resolution:

Continued on Next Page

ABE633

RESOLUTION NO. (1026-1986) Continued

RESOLVED, that the amount of the claim made by Margaretann Ries be corrected to the sum of \$3,235.19, and that resolution No. 971-1986 is hereby further amended to authorize payment of said sum.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1027-1986)

AMENDING RESOLUTION NO.
(833-1986) RE: DATE AND
TIME OF PUBLIC HEARING ON
PROPOSED ZONE CHANGE -
(ROBERT CHAMPEAU)

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 833, dated September 9, 1986, which scheduled a public hearing on the proposed zone change application of Robert Champeau, as amended on October 14, 1986, and is further amended herewith to change the date and time of the public hearing from November 13, 1986 at 8:05 P.M. to December 9, 1986 at 8:05 P.M., at the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1028-1986)

AUTHORIZING DIRECTOR OF
ENVIRONMENTAL CONTROL TO
INVESTIGATE FEASIBILITY OF
SIDEWALKS (GRANDVIEW AVENUE
FROM CRESCENT TO PROSPECT
STREET, NANUET)

Co. Nowicki offered the following resolution:

RESOLVED, that Leslie Bollman, Director of Environmental Control is hereby authorized to investigate the feasibility of sidewalks along Grandview Avenue from Crescent to Prospect Street, Nanuet, NY.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1029-1986)

AUTHORIZING ABANDONMENT OF
PORTION OF TRAMQUILL AND
GREEN AVENUES, VALLEY
COTTAGE

Co. Maloney offered the following resolution:

WHEREAS, a request has been made by Tramquill Associates, Inc., that the Superintendent of Highways and the Town Board of the Town of Clarkstown take action pursuant to Section 205 of the Highway Law to declare that a certain portion of right-of-way as shown on a survey entitled, "Proposed abandonment of Green Avenue and Tramquill Avenue, Survey of Property for Tramquill Associates, Inc., Town of Clarkstown, Rockland County, New York, dated October 2, 1986, prepared by Atzl and Scatassa, P.L.S., as shown on Schedule "A" attached, and described in the metes and bounds description for the unimproved portion of Green Avenue (Schedule "B" attached), and the unimproved portion of Tramquill Avenue (Schedule "C" attached), upon the grounds same has never been used by the public and therefore may be deemed abandoned, and

WHEREAS, said right-of-way appears on the Official Map of the Town of Clarkstown and said applicants have further requested that such allegedly abandoned right-of-way be deleted from same, and

WHEREAS, the Town Board of the Town of Clarkstown desires to consider the determination of abandonment pursuant to Section 205 of the Highway Law and deletion from the Official Map of the Town of Clarkstown pursuant to Section 273 of the Town Law of said portions as described above;

NOW, THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on the 18th day of December, 1986 at 8:20 P.M., pursuant to Section 273 of the Town Law, to consider said certification of abandonment pursuant to Section 205 of the Highway Law and deletion of same from the Official Map, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of said public hearing be published in the Journal News and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare said notice of public hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk, and be it

FURTHER RESOLVED, that the applicants shall fulfill the additional requirements of Section 106-32(C) of the Zoning Ordinance of the Town of Clarkstown regarding the posting of additional notice of said public hearing and mailing of notice to property owners of record within five hundred (500') feet of the affected property, and be it

FURTHER RESOLVED, that a copy of this resolution be referred to the Rockland County Planning Board for its report and recommendation, if any, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Robert Geneslaw, Planning Consultant, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

Seconded by Co. Lettre

On roll call the vote was as follows:

Continued on Next Page

RESOLUTION NO. (1029-1986) Continued

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1030-1986)

SETTLING CLAIM OF TOWN
AGAINST JOHN HERBERT, CO.
FOR DAMAGES TO TOWN HALL
DURING RECARPETING PROJECT

Co. Lettre offered the following resolution:

RESOLVED, that upon recommendation of the Director of Purchasing, a claim against John Herbert, Co., for damages to Town property, sustained during the recarpeting project in Town Hall in the summ of 1985, in the amount of \$2,000.00, may be settled upon payment of the sum of \$1,245.26, subject to receipt of written acceptance in a form approved by the Town Attorney.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1031-1986)

AUTHORIZING SUPERVISOR TO
ACCEPT EASEMENT FROM
AMERICAN CYANAMID COMPANY
(LEDERLE LABORATORIES
DIVISION) RE: COMMUTER
PARKING LOT VICINITY OF
NANUET RAILROAD TRAIN
STATION - REIMBURSE
PROPERTY OWNER FOR PROPERTY
TAXES LEVIED AGAINST SAID
PARCEL - CHARGE TO ACCOUNT
NO. A 1950-503

Co. Nowicki offered the following resolution:

WHEREAS, by License Agreement dated December 28, 1979, the Town of Clarkstown has in consideration for payment of property taxes obtained the use of premises described on the Clarkstown Tax Map as: Map 13, Block D, Lot 23.01, for use as a commuter parking facility in the vicinity of the Nanuet Railroad Train Station, and

WHEREAS, the property owner, American Cyanamid Company, (Lederle Laboratories Division) has tendered to the Town a proposed grant of a twenty (20) year easement to maintain the commuter parking lot for as long as commuter train service is continued during the twenty year period;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized on behalf of the Town to accept a grant of the easement described herein, in a form acceptable to the Town Attorney, the consideration for which shall be the sum of \$15,211.58

RESOLUTION NO. (1031-1986) Continued

and the obligation on the part of the Town to reimburse the property owner for property taxes levied against said parcel, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed, upon receipt of a fully executed copy of said agreement, to record same in the Rockland County Clerk's Office, and be it

FURTHER RESOLVED, that the appropriation provided for herein shall be charged to Account No. A-1950-503.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1032-1986)

RESCHEDULING TOWN BOARD
MEETING AND SETTING DATE
FOR ADDITIONAL TOWN BOARD
MEETING (DECEMBER)

Co. Maloney offered the following resolution:

WHEREAS, the Town Board meeting of December 23, 1986 falls during the week of the Christmas holidays,

NOW, THEREFORE, be it

RESOLVED, that the Town Board meeting of December 23, 1986 be re-scheduled to December 18, 1986, and be it

FURTHER RESOLVED, that there will be an additional Town Board meeting on December 2, 1986.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1033-1986)

SETTING PUBLIC HEARING AND
REFERRING TO PLANNING
BOARDS PROPOSED AMENDMENT
TO ZONING ORDINANCE -
SECTION 106-3(B) Re:
FAMILY DAY CARE

Co. Lettre 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 from time to time, and

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

Continued on Next Page

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RESOLUTION NO. (1033-1986) Continued

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 18th day of December, 1986, at 8:05 P.M., to consider the adoption of the following proposed amendment(s) to the Zoning Ordinance of the Town of Clarkstown: Amend Section 106-3(B) - (Definitions) from:

"FAMILY DAY CARE - Day care in a family home shall mean day care of not more than six (6) children in a single-family detached residence."

to read as follows:

"FAMILY DAY CARE - Day care in a family home shall mean day care of more than two (2) and not more than six (6) children in a single-family detached residence."

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(s) be referred to the Clarkstown Planning Board and the Rockland County Planning Board for their recommendations and report, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Robert Geneslaw, Planning Consultant, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1034-1986)

AMENDING RESOLUTION NO.
(256-1986) RE: COMMUNITY
DEVELOPMENT FUNDS

Co. Maloney offered the following resolution:

RESOLVED, that the distribution of the Clarkstown share of the Community Development funds as provided in Resolution No. 256 adopted on March 11, 1986 is hereby amended to delete the following:

"Head Start - Toward fourth phase of construction - \$5,000" and replace same as follows:

"Recommend distribution - continuation of Nyack Head Start building construction toward the fourth phase of construction - \$5,000.00.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Continued on Next Page

RESOLUTION NO. (1034-1986) Continued

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1035-1986)

AUTHORIZING SUPERVISOR TO
SIGN AGREEMENT WITH COUNTY
OF ROCKLAND FOR COMMUNITY
DEVELOPMENT FUNDS FOR 1986

Co. Nowicki offered the following resolution:

RESOLVED, that pursuant to the Cooperative Agreement between the Town of Clarkstown and the County of Rockland, the Supervisor of the Town of Clarkstown is hereby authorized and directed to execute the agreement between the Town of Clarkstown and the County of Rockland providing for the allocation of 1986 Community Development Program funds to the Town of Clarkstown in the amount of \$41,119.00.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1036-1986)

AUTHORIZING TOWN ATTORNEY
TO DEFEND PROCEEDING
(APPELBAUM V. ZONING BOARD
OF APPEALS)

Co. Nowicki offered the following resolution:

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

In the Matter of the Application of

MANNY APPELBAUM, LAWRENCE APPELBAUM, ALAN
APPELBAUM and PHYLLIS APPELBAUM,

Petitioners,

For a judgment pursuant to CPLR Article 78

-against-

DAVID KRAUSHAAR, Chairperson, WILLIAM NIEHAUS,
JOSEPH MARAIA, PENNY LEONARD, JOHN FELLA, ARNOLD
AMSTER and ELIZABETH J. SQUILLACE, 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

Continued on Next Page

ABE633

RESOLUTION NO. (1036-1986) Continued

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

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1037-1986)

AUTHORIZING TOWN ATTORNEY TO FILE CANCELLATION OF LIS PENDENS RE: MAP 122, BLOCK A, LOT 24 (BARBARA WEST)

Co. Maloney offered the following resolution:

RESOLVED, that the condition complained of in the Order and Notice dated May 13, 1986, regarding premises designated on the Tax Map of the Town of Clarkstown as MAP 122, BLOCK A, LOT 24, has been corrected, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to file a cancellation of Lis Pendens heretofore filed in the Rockland County Clerk's Office, provided the sum of \$111.67 shall be paid to reimburse the Town for the cost of filing fees, index number, postage and records search.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1038-1986)

AUTHORIZING APPROPRIATION OF FUNDS FOR ACCRUED TAX ARREARS - MAP 127, BLOCK D, LOT 5.1 AND 6.3 (FORMERLY OWNED BY MASCO CONGERS CORP.) - TRANSFERRING FUNDS FROM MONEY-IN-LIEU-OF-LAND ACCOUNT TO PARKLANDS ACCOUNT

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 774, adopted by the Town Board on August 12, 1986, is hereby amended by adding the following:

RESOLVED, that the sum of \$1,137.39 is hereby appropriated from the Parklands Account to pay for the remaining accrued tax arrears, and be it

FURTHER RESOLVED, that the sum of \$315.00 is hereby appropriated to pay for the cost of title insurance and recording fees, and be it

RESOLUTION NO. (1038-1986) Continued

FURTHER RESOLVED, that the sum of \$1,452.39 is hereby transferred from the Money-in-Lieu-of-Land Account to the Parklands Account.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1039-1986)

AUTHORIZING SUPERVISOR TO
EXTEND AGREEMENT FOR
ADVISORY AND CONSULTATIVE
SERVICES (ARTHUR CONKLIN)

Co. Nowicki offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement extending the contract between the Town of Clarkstown and Arthur Conklin, whereby Arthur Conklin agrees to provide services to the Building Department on an advisory and consultative basis, consistent with the terms of said contract for the period from November 14, 1986 to May 13, 1987.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1040-1986)

AWARDING BID FOR BID
#59-1986 - SALE OF
ABANDONED VEHICLES (TEPLITZ
AUTO PARTS, INC.)

Co. Maloney offered the following resolution:

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

BID #59-1986
SALE OF ABANDONED VEHICLES

is hereby awarded to:

Teplitz Auto Parts, Inc.
P.O. Box 280
102 Route 59A
Nanuet, New York 10954

as per the attached schedule of vehicles and prices offered.

(Schedule on File in Town Clerk's Office)

Seconded by Co. Nowicki

Continued on Next Page

ABE633

RESOLUTION NO. (1040-1986) Continued

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1041-1986)

AWARDING BID FOR BID
#58-1986 - DEMOLITION OF
FIRE DAMAGED BUILDING AT
133 SOUTH MIDDLETOWN ROAD,
NANUET (FRANK FRONTINO
EXCAVATING & WRECKING CO.,
INC.)

Co. Maloney offered the following resolution:

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

BID #58-1986
DEMOLITION OF A FIRE DAMAGED BUILDING AT
133 SOUTH MIDDLETOWN ROAD, NANUET NY

is hereby awarded to:

FRANK FRONTINO EXCAVATING & WRECKING CO., INC.
PO BOX 114B
THIELLS ROAD
STONY POINT, NY 10980

as per their proposed cost of \$29,000.00, and be it

FURTHER RESOLVED, that this award is subject to the
receipt of the following:

- a) Performance Bond - 100% of proposed amount, and
- b) Certificate of Liability and Workers Compensation
Insurance with coverages and limits as stated in
bid specs.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1042-1986)

SETTING PUBLIC HEARING AND
REFERRING TO PLANNING
BOARDS - MAP 129, BLOCK A,
LOT 5.03

Co. Maloney offered the following resolution:

WHEREAS, the Supervisor of the Town of Clarkstown has
recommended to the Town Board that the Zoning Ordinance of the Town
of Clarkstown be amended by redistricting that portion of the

RESOLUTION NO. (1042-1986) Continued

premises described on the Clarkstown Tax Map as: Map 129, Block A, Lot 5.03, which is zoned an LO District to an LIO District

NOW, THEREFORE, be it

RESOLVED, on the Motion of the Town Board of the Town of Clarkstown that the proposal for a change of zone from an LO District to an LIO District, on property designated on the Clarkstown Tax Map as: Map 129, Block A, Lot 5.03, is hereby scheduled for a public hearing, and be it

FURTHER RESOLVED, that such 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, on the 18th day of December, 1986, at 8:15 P.M., relative to the proposed amendment, and be it

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, and be it

FURTHER RESOLVED, that this proposed zone change is hereby referred to the Rockland County Planning Board, and other municipalities and governmental bodies as required by Sections 239-1 and 239-m of the General Municipal Law and other applicable provisions of law, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and the Planning Consultant of the Town of Clarkstown is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1043-1986)

AUTHORIZING RETURN OF
MAINTENANCE BOND WITH
REGARD TO DEDICATED
SUBDIVISION (JOHN A FEICK
SUBDIVISION)

Co. Nowicki offered the following resolution:

RESOLVED, that upon the recommendation of the Department of Environmental Control of the Town of Clarkstown, maintenance bond secured by a passbook in the sum of \$5,720.00 furnished to the Town in connection with dedication of the road(s) and improvements on August 7, 1984, in a subdivision known as John A. Feick Subdivision is terminated and the sum of \$5,720.00 may be released to the guarantor.

Seconded by Co. Maloney

On roll call the vote was as follows:

Continued on Next Page

ABE633

RESOLUTION NO. (1043-1986) Continued

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1044-1986)

AUTHORIZING ATTENDANCE AT
WORKSHOP ON HOUSING
(MEMBERS OF PLANNING BOARD
AND MEMBERS OF ZONING BOARD
- CHARGE TO ACCOUNT NO.
8020-404

Co. Maloney offered the following resolution:

RESOLVED, that the following Planning Board members are hereby authorized to attend a workshop on housing to be held December 6, 1986 at Rockland Community College - registration fee \$20.00 per person, and be it

FURTHER RESOLVED, that the expenses for the above shall be charged to Account No. 8020-404:

Richard J. Paris
William Nest
Ann-Marie Smith
Joseph Centra
Harold Schweitzer
James Hershberger
Rudolph Yacyshyn

and be it

FURTHER RESOLVED, that any Zoning Board members who wish to attend may do so.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1045-1986)

AUTHORIZING ROCKLAND COUNTY
SUPERINTENDENT OF HIGHWAYS
TO INSTALL "30 MINUTE
PARKING" LIMITATION SIGNS
ON SOUTH AND NORTH SIDE OF
LAKE ROAD, CONGERS FROM
SHERIDAN AVENUE WEST TO
NORTH/SOUTH HARRISON
AVENUE, CONGERS

Co. Maloney offered the following resolution:

RESOLVED, that Joseph W. Hornik, Rockland County Superintendent of Highways is hereby authorized to install "30 Minutes Parking" limitation signs on both the south side and the north side of Lake Road, Congers from Sheridan Avenue west to North/South Harrison Avenue, Congers, and be it

Continued on Next Page

RESOLUTION NO. (1045-1986) Continued

FURTHER RESOLVED, that this "30 Minute Parking" limitation shall be in effect every day, twenty-four (24) hours per day, and be it

FURTHER RESOLVED, that Patricia Sheridan, Town Clerk, forward a certified copy of this resolution to Joseph W. Hornik, Rockland County Superintendent of Highways to facilitate the installation of these signs.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1046-1986)

ACCEPTING EASEMENT
AGREEMENT FOR DRAINAGE
PURPOSES (DEL JUIDICE
SHOPPING CENTER, WEST NYACK)

Co. Maloney offered the following resolution:

RESOLVED, that an Easement Agreement dated October 28, 1986, for drainage purposes required by the Planning Board of the Town of Clarkstown in connection with final approval of the Del Juidice Shopping Center, West Nyack, New York, is hereby accepted upon the recommendation of the Town Attorney and ordered recorded in the Rockland County Clerk's Office.

Seconded by Co. Nowicki

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1047-1986)

CREATING POSITION OF
ACCOUNT CLERK -
COMPTROLLER'S OFFICE

Co. Nowicki offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on October 16, 1986 that the position of Account Clerk - Comptroller's Office - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Account Clerk - Comptroller's Office - is hereby created - at a salary of \$12,589.00 per annum.

Seconded by Co. Lettre

On roll call the vote was as follows:

Continued on Next Page

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RESOLUTION NO. (1047-1986) Continued

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1048-1986) APPOINTING POSITION OF
ACCOUNT CLERK -
COMPTROLLER'S OFFICE (LYNN
SCHULSON)

Co. Nowicki offered the following resolution:

RESOLVED, that Lynn Schulson, 9 Lakeview Court,
Haverstraw, New York, is hereby appointed to the position of Account
Clerk - Comptroller's Office - at the annual salary for 1986 of
\$12,589.00 - effective and retroactive to October 20, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1049-1986) ACCEPTING RESIGNATION OF
ASSISTANT MAINTENANCE
MECHANIC - SEWER DEPARTMENT
(JAMES M. GUARINO)

Co. Nowicki offered the following resolution:

RESOLVED, that the resignation of James M. Guarino, P.O.
Box 357, Congers, New York - Assistant Maintenance Mechanic - Sewer
Department - is hereby accepted - with regret - effective October
24, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1050-1986) APPOINTING TO POSITION OF
ASSISTANT MAINTENANCE
MECHANIC - SEWER DEPARTMENT
(GEORGE EIGENLAUB)

Co. Nowicki offered the following resolution:

RESOLVED, that George Eigenlaub, 88 Wisconsin Avenue,
Congers, New York, is hereby appointed to the position of Assistant
Maintenance Mechanic - Sewer Department - at the current 1986 annual
salary of \$16,269.00, effective and retroactive to October 27, 1986.

RESOLUTION NO. (1050-1986) Continued

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1051-1986)

APPOINTING POSITION OF
(TEMPORARY) TYPIST -
DEPARTMENT OF ENVIRONMENTAL
CONTROL (RITA KELLY)

Co. Nowicki offered the following resolution:

RESOLVED, that Rita Kelly, 32 Red Hill Road, New City, New York is hereby appointed to the position of (temporary) typist, Department of Environmental Control at the current hourly rate of \$6.00, effective and retroactive to October 10, 1986, for a period not to exceed two months.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1052-1986)

APPOINTING (PROVISIONALLY)
POSITION OF PRINCIPAL
ENGINEERING TECHNICIAN -
DEPARTMENT OF ENVIRONMENTAL
CONTROL (RICHARD
WESTERVELT, JR.)

Co. Nowicki offered the following resolution:

RESOLVED, that Richard Westervelt, Jr., 115A South Harrison Avenue, Congers, New York, is hereby appointed (provisionally) to the position of Principal Engineering Technician - Department of Environmental Control - at the current 1986 annual salary of \$23,547.00 (Grade 24 - Step B) - effective November 3, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1053-1986)

TERMINATING EMPLOYMENT OF
ASSISTANT MAINTENANCE

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RESOLUTION NO. (1053-1986

MECHANIC - DEPARTMENT OF ENVIRONMENTAL CONTROL (JOHN ROCCHIO)

Co. Nowicki offered the following resolution:

RESOLVED, that John Rocchio, Assistant Maintenance Mechanic, Department of Environmental Control, is hereby terminated pursuant to Section 71 of the Civil Service Law effective October 29, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1054-1986)

APPOINTING POSITION OF SENIOR ACCOUNT CLERK - COMPTROLLER'S OFFICE (KATHERINE PRITCHARD)

Co. Nowicki offered the following resolution:

WHEREAS, the Rockland County Personnel Office has approved the Transfer Request on October 6, 1986 of Katherine Pritchard from the Parks Board and Recreation Commission - Senior Account Clerk's position - to the Comptroller's Office - Senior Account Clerk's position,

NOW, THEREFORE, be it

RESOLVED, that Katherine Pritchard is hereby appointed to the Senior Account Clerk's position - Comptroller's Office - effective October 20, 1986, at the annual salary of \$15,893.00.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1055-1986)

ACCEPTING RESIGNATION - COUNSELING CENTER (JERRY B. BLOW)

Co. Nowicki offered the following resolution:

RESOLVED, that the resignation of Jerry B. Blow, 46 Maple Avenue, New City, New York - Counseling Center - is hereby accepted, effective November 5, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Continued on Next Page

RESOLUTION NO. (1055-1986) Continued

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1056-1986)	CERTIFYING POSITION OF SENIOR TYPIST - CLARKSTOWN COUNSELING CENTER
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Co. Nowicki offered the following resolution:

WHEREAS, Rockland County Personnel has certified the position of Senior Typist - Clarkstown Counseling Center,

RESOLVED, that the position of Senior Typist - Clarkstown Counseling Center be created effective November 1, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1057-1986)	CREATING TEMPORARY FULL TIME CLERK POSITION - HIGHWAY DEPARTMENT - AND APPOINTING TO SAID POSITION (PATRICIA MALONEY)
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Co. Nowicki offered the following resolution:

WHEREAS, the position of full time Clerk - Highway Department - is in need of a replacement due to a Maternity Leave,

RESOLVED, that a temporary full time Clerk is created for a period not to exceed three months, effective October 29, 1986, and be it

FURTHER RESOLVED, that Patricia Maloney, 1 Victoria Drive, Nanuet, be appointed to the temporary position of full time Clerk - Highway Department - at the hourly rate of \$6.00, effective October 29, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Abstain
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1058-1986)	EXTENDING LEAVE OF ABSENCE FOR DOG CONTROL OFFICER - POLICE DEPARTMENT (EVELYN CLARK)
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RESOLUTION NO. (1058-1986) Continued

Co. Nowicki offered the following resolution:

WHEREAS, Evelyn Clark, 15 Stern Place, Congers, New York - Dog Control Officer - Police Department - is on a leave of absence, without pay, and

WHEREAS, based upon the recommendation of the Police Commission and Chief Schnakenberg, that such leave be extended for one month,

NOW, THEREFORE, be it

RESOLVED, that Evelyn Clark is hereby granted a one month extension of leave of absence, without pay, effective and retroactive from October 9, 1986 to November 8, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1059-1986)

RECOGNITION BY TOWN BOARD
OF APPOINTMENT BY POLICE
COMMISSION OF RADIO
DISPATCHER (GEORGE ECKERSON)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of George Eckerson, 21 Grace Street, Nanuet, New York as Radio Dispatcher - Police Department - effective and retroactive to September 29, 1986, at the annual salary of \$16,269.00.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1060-1986)

RECOGNITION BY TOWN BOARD
OF APPOINTMENT BY POLICE
COMMISSION OF SUBSTITUTE
CROSSING GUARD (CAMILLE
ZAMBITO)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Camille Zambito, 6 Alicia Court, West Nyack, New York, as Substitute Crossing Guard - Police Department - effective and retroactive to September 3, 1986, at the rate of \$7.00 per crossing.

RESOLUTION NO. (1060-1986) Continued

Seconded by Co. Lettte

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1061-1986)

RECOGNITION BY TOWN BOARD
OF APPOINTMENT BY POLICE
COMMISSION OF SUBSTITUTE
CROSSING GUARD (JOSEPH
COLOSIMO)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Joseph Colosimo, 179 South Conger Avenue, Congers, New York as Substitute Crossing Guard - Police Department - effective and retroactive to September 3, 1986, at the rate of \$7.00 per crossing.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1062-1986)

RECOGNITION BY TOWN BOARD
OF PROMOTION BY POLICE
COMMISSION TO LIEUTENANT -
POLICE DEPARTMENT (KEVIN
KILDUFF)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the promotion as approved by the Clarkstown Police Commission of Sgt. Kevin Kilduff, 19 Badger Street, New City, New York, as Lieutenant - Police Department from Certification of Eligibles List (Lieutenant) #83178A - at the current 1986 annual base salary of \$47,844.00, effective and retroactive to October 27, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1063-1986)

RECOGNITION BY TOWN BOARD
OF PROMOTION BY POLICE

Continued on Next Page

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RESOLUTION NO. (1063-1986) Continued

COMMISSION TO SERGEANT -
POLICE DEPARTMENT (CHARLES
T. DELO)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the promotion as approved by the Clarkstown Police Commission on October 20, 1986, of Police Officer Charles T. Delo, 59 Sherwood Drive, Nanuet, New York, as Sergeant - Police Department - from Certificatation of Eligibles List (Sergeant) #85143A - at the current 1986 annual base salary of \$42,340.00, effective and retroactive to October 27, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1064-1986)

RECOGNITION BY TOWN BOARD
OF PROMOTION BY POLICE
COMMISSION TO DETECTIVE -
JUVENILE BUREAU - POLICE
DEPARTMENT (CHRISTOPHER
GOODYEAR)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the promotion as approved by the Clarkstown Police Commission on October 20, 1986, of Police Officer Christopher Goodyear, 19 Strawtown Road, West Nyack, New York, as Detective - Juvenile Bureau - Police Department - at the current 1986 annual base salary of \$39,904.00, effective and retroactive to October 27, 1986.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Lettre.....Yes
Councilman Maloney.....Yes
Councilman Nowicki.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1065-1986)

RECOGNITION BY TOWN BOARD
OF PROMOTION BY POLICE
COMMISSION TO DETECTIVE -
POLICE DEPARTMENT (LAURENCE
KILDUFF)

Co. Nowicki offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the promotion as approved by the Clarkstown Police Commission on October 20, 1986, of Police Officer Laurence Kilduff, 96B New Valley Road, New City, New York, as Detective - Police Department - at the current 1986 annual base salary of \$39,904.00 effective and retroactive to October 27, 1986.

Seconded by Co. Lettre

RESOLUTION NO. (1065-1986) Continued

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

Town Attorney noted that there is a public hearing scheduled for Thursday, October 30th as to the alleged violations of the Landfill regulations by the Trippi Sanitation Company. Their counsel has offered on behalf of client to enter into a Consent Determination for one year's suspension which will be stayed on the promise that they will not commit any further violations at the Landfill plus pay a civil penalty of \$2,000.00 to the Town.

Councilman Lettre asked what the deviation was on some of these penalties for Landfill violations. Town Attorney said the civil penalties have been basically negotiated with a view towards the complexity of the proof required to adjudicate the respondent, the cost of the investigation, the number of man hours that were put in, the gravity of the violation or offense that occurred and what would be necessary to deter other violators.

Town Attorney said if the Board is agreeable to this settlement in principle he said he would advise Trippi's attorney that it is acceptable to the Board.

On motion of Councilman Maloney, seconded by Councilman Nowicki and unanimously adopted, the Public Hearing re: Request for Special Permit - Widmaier, was opened, time: 8:53 P.M.

On motion of Councilman Maloney, seconded by Councilman Nowicki and unanimously adopted, the Public Hearing re: Request for Special Permit - Widmaier, was closed, DECISION RESERVED, time: 9:00 P.M.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: Amendment to Zoning Ordinance - General Use Regulations - LO District; PO District; and R-160 District (Places of Worship) was opened, time: 9:00 P.M.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: Amendment to Zoning Ordinance - General Use Regulations - LO District; PO District; and R-160 District (Places of Worship) was closed, RESOLUTION ADOPTED, time: 9:03 P.M.

RESOLUTION NO. (1066-1986)

AMENDING ZONING ORDINANCE
OF TOWN OF CLARKSTOWN -
GENERAL USE REGULATIONS -
LO DISTRICT; PO DISTRICT;
R-160 DISTRICT (PLACES OF
WORSHIP)

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on the 14th day of October, 1986, provided for a public hearing on the 28th day of October, 1986 at 8:10 P.M., to

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RESOLUTION NO. (1066-1986) Continued

consider the adoption of the following proposed amendment(s) to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

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

I. Amend Table 8, General Use Regulations, LO District; Section 106-10A, Column 2, Item 1 from:"

- A. "1. Churches and similar places of worship, Sunday school buildings, parish houses and rectories."

to read as follows:

"1. Places of worship including accessory rooms for religious training, parish houses and rectories."

- B. Delete Item No. 3.

- C. Items 4 through 10 to be renumbered 3 through 9.

II Amend Table 9, General Use Regulations, PO District; Section 106-10A, Column 2, Item 1 from:

- A. "1. Churches and similar places of worship, Sunday school buildings, parish houses and rectories."

to read as follows:

"1. Places of worship including accessory rooms for religious training, parish houses and rectories."

- B. Delete Item No. 3.

- C. Items 4 through 8 to be renumbered 3 through 7.

III. Amend Table 18, General Use Regulations, R-160 District; Section 106-10A, Column 2, Item 4 from:

- A. "4. Houses of worship, religious school buildings, parish houses and rectories."

to read as follows:

"4. Places of worship including accessory rooms for religious training, parish houses and rectories."

- B. Delete Item 6.

- C. Item 7 to be renumbered 6."

and be it

FURTHER RESOLVED, that all provisions of the New York State Environmental Quality Review Act (SEQRA) have been completed and the Town Board hereby determines that the proposed change shall not have any significant impact on the environment and adopts the Negative Declaration with respect to this zone change.

Seconded by Co. Carey

Continued on Next Page

RESOLUTION NO. (1066-1986) Continued

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Lettre.....	Yes
Councilman Maloney.....	Yes
Councilman Nowicki.....	Yes
Supervisor Holbrook.....	Yes

Councilman Maloney stated that one year ago today on October 28th, Rockland County and the Town of Clarkstown lost a fine legislator and a fine gentleman. He wanted to close the meeting in honor of Gene Grogan and asked everyone to pause for a moment in honor of his memory. This was done.

On motion of Councilman Nowicki, seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 9:05 P.M.

Respectfully submitted,
Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk

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TOWN OF CLARKSTOWN
PUBLIC HEARING

405

Town Hall

10/28/86

8:53 P.M.

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

RE: REQUEST FOR SPECIL PERMIT - WIDMAIER

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

Town Attorney stated that the petitioner would be represented by Mr. Jack Boswell.

Mr. Boswell spoke on behalf of his client, Ralph Widmaier and said this special permit has been the subject of many meetings of the Planning Board and the TAC committee. He said they have a consent from the State Highway Department for the access. Mr. Boswell presented a map of the site and gave a detailed description of the proposal. He said there was a 75 foot buffer which he interpreted in his reading that could be reduced by 50 feet. The Building Inspector said it could be reduced to 50 feet. They had reached agreement on a 50 foot buffer so a variance would not be needed.

Councilman Nowicki inquired if the change that had been made required a turning of the building and Mr. Boswell said yes so that it would have a 50 foot buffer and then there would be no question as to the buffer. He said it was their intention to put in appropriate plantings, etc., which he said he was sure the Shade Tree Commission would require. Mr. Boswell said they do not have the actual State permit as that requires the filing of bonds but they do have the assent from the State based on this plan.

Town Attorney said he had correspondence dated April 10, 1986 from the Planning Board which stated that "in reviewing the request for Special Permit for Widmaier 142 A 5.14 and 142 A 5.18, the Planning Board notes that the area will support use of auto laundry and therefore has no objection to Town Board granting such request but the Planning Board respectfully requests that this Special Permit be contingent upon the Planning Board's ability to develop an acceptable site plan with alternate access to be provided with the cooperation of the State so that the internal circulation can be satisfactorily designed. In the event New York State DOT does not provide access the Town may need, this could create a problem. It should be pointed out that site plan submitted with the petition is not adequate for review."

Mr. Boswell said they have gone through this at TAC meetings and he believed that most of the requirements have been satisfied. He said they still have to go back to the Planning Board for their final site review.

Councilman Carey asked if that was the final determination from the Planning Board. Town Attorney said that what he read was the latest he had. Mr. Geneslaw, Town Planner, said there is nothing newer than that recommendation dated April, 1986.

Supervisor asked if there was anyone present wishing to speak.

Appearance: Mr. Alec Rosensweig
Congers, New York

He said the area that is being talked about is not a heavily travelled area by commuters or by residents. It is

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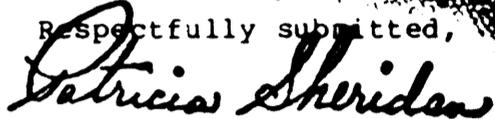
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primarily all businesses that are located there. Right now most of the residents in Valley Cottage and Congers go to the West Nyack facility of Cal Mart and he said they stack up on Route 59 which causes a lot of problems on Route 59. He said it might be helpful to have one out of the way as far as traffic is concerned. This would alleviate some of the problems we have on Route 59. They would use this facility if it is built.

Supervisor asked if there was anyone further wishing to be heard. There was no one.

On motion of Councilman Maloney, seconded by Councilman Nowicki and unanimously adopted, the public hearing was declared closed, DECISION RESERVED, time: 9:00 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

107

Town Hall

10/28/86

9:00 P.M.

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

RE: AMENDMENT TO ZONING ORDINANCE - GENERAL USE REGULATIONS
LO DISTRICT: PO DISTRICT; AND R-160 DISTRICT (PLACES OF
WORSHIP)

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 Town Attorney testified as to proper posting and publication.

Supervisor stated that he had communication from the Planning Board which recommends approval 6 to 0.

Town Attorney said he had correspondence from the Rockland County Planning Board which states that they reviewed this but it is for local determination.

Supervisor asked if there was anyone present wishing to speak regarding this proposal. No one appeared.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared closed, RESOLUTION ADOPTED, time: 9:03 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

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