

Minutes of a Meeting of the Town Board of the Town of Riverhead held at  
Town Hall, Riverhead, New York, on Tuesday, April 2, 1968 at 10:30 A.M.

Present:

Robert B. Vojvoda, Supervisor

Bruno Zaloga  
Thomas R. Costello, Town Justices

Vincent B. Grodski  
George G. Young, Councilmen

Also present: Alex E. Horton, Supt. of Highways  
William C. Haugaard, Town Attorney.

The meeting was called to order at 10:30 A.M., by Supervisor Vojvoda.

Town Justice Zaloga offered the following resolution which was seconded by  
Town Justice Costello.

RESOLVED, That the Minutes of the Meeting of the Town Board held in the  
Town Hall on March 26, 1968, be approved as submitted.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice  
Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The reso-  
lution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined bills submitted  
on Abstracts No. 6 as follows: General Town \$15,387.34, Item 1-Highway -\$1,235.35,  
Item No. 3-Highway - \$1,121.15 and Item No. 4-Highway-\$390.70.

Councilman Young offered the following resolution which was seconded by  
Councilman Grodski.

RESOLVED, That General Town bills submitted in the amount of \$15,387.34,  
be approved for payment, and

FURTHER RESOLVED, That Highway Item 1 bills in the amount of \$1,235.35,  
Item No. 3-Highway-\$1,121.15 and Item No. 4-Highway-\$390.70, be approved for pay-  
ment.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice  
Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The reso-  
lution was thereupon declared duly adopted.

REPORTS

Tax Receivers, dated March 29, 1968. Filed.

Fire Inspector, month of March, 1968. Filed.

Building Inspector, month of March, 1968. Filed.

Police Department, month of March, 1968. Filed.

REPORTS continued:

Preliminary Report of "A Survey of Traffic Signs, Signals and Markings" for the Town of Riverhead, submitted by Norman C. Parsons, P. E. Filed.

PETITION

Wooded Hills Corp., for change of Zone from Farm 1 Use District to Industrial 1 Use District on property located south side of Grumman's in Calverton. Filed. Referred to Planning Board for recommendation and report.

COMMUNICATIONS

Donald F. Gannon, dated March 26, 1968, requesting removal of trees and debris on Joyce Drive adjacent to Town Recreation area on Nadel Drive. Filed. Referred to Town Attorney for reply.

Wading River Boating Association, dated March 27, 1968, enclosing letter from teenager requesting more dances be scheduled by the Recreation Department and suggesting admission be charged and door prizes eliminated. Filed.

Donald Rhuda, Recreation Supervisor, advised the Town Board that a dance has been scheduled for the month of April and other activities are being planned for the Wading River area.

Suffolk County Department of Health, dated March 28, 1968, submitting report of inspection on (Herman Seaman's) sump located at Manor-Wading River Road, report stating "Fence around sump in need of repair or replacement"-existing condition hazardous. Filed.

Referred to Alex E. Horton, Supt. of Highways.

Riverhead Town Democratic Committee, dated March 29, 1968, commending Town Board on appointment of Dorothy Jermusyk to position of Deputy Receiver of Taxes. Filed.

Donald W. Rhuda, dated March 15, 1968, submitting resignation from the Town of Riverhead Recreation Department as Recreation Supervisor to become effective April 30, 1968. Filed.

HEADS OF DEPARTMENTS

Police Chief Grodski stated that he had written to the Corps of Engineers in April of 1967 regarding the hazards to navigation in Long Island Sound and had received an acknowledgment but no further report had been made.

The Town Clerk was directed to pursue this matter.

Police Chief Grodski asked if a resolution has been prepared on over-time pay and was advised the matter has been referred to the Town Attorney.

Police Chief Grodski also asked if the matter of the Police Department rendering Ambulance Service outside of the jurisdiction of the Town has been resolved.

Matter tabled for Executive Session of the Board.

HEADS OF DEPARTMENTS continued:

Donald W. Rhuda, Recreation Supervisor, thanked the Town Board, the Town Clerk, all Department Heads of Riverhead Town, his staff and the Recreation Committee for personal guidance rendered to him and further commended his staff for the cooperation and for the amount of work they have done above and beyond what was expected of them.

Mr. Rhuda further stated he hoped that in some manner he has influenced and contributed to Recreation and Parks work in the Town of Riverhead and expressed a deep and sincere "thank you" for himself and his wife to the Town Board and the people of Riverhead.

The Town Board thanked Mr. Rhuda for his remarks, expressed deep regret for his leaving and extended good wishes on his new assignment.

At this point, Supervisor Vojvoda asked if anyone wished to be heard and the following responded:

Mr. Wickham Tyte stated that in taking note of the new court decision of one man- one vote, and being mindful of the fact that this Board went on record favoring secession, he is hoping it will start such proceedings.

Supervisor Vojvoda advised Mr. Tyte that the Supervisors are meeting at 11 A.M. on Wednesday for the purpose of discussing this matter.

RESOLUTIONS

Councilman Young offered the following resolution which was seconded by Councilman Grodski.

RESOLUTION DENYING PETITION OF RIVERHEAD BUILDING SUPPLY COMPANY FOR CHANGE OF ZONE.

WHEREAS, Riverhead Building Supply Company has, by petition dated December 28, 1967, requested the Town Board to change the zoning of a parcel of land situated on Corwin Street, Riverhead, from Residence 2 Use District to Industrial 1 Use District; and

WHEREAS, Said petition has been referred to the Planning Board for recommendation, and

WHEREAS, Said Planning Board has determined that such petition should be denied:

NOW, THEREFORE, BE IT RESOLVED That the petition of Riverhead Building Supply Company for a change of zone of a certain parcel of land on Corwin Street, Riverhead, New York, from Residence 2 to Industrial 1 Use District be, and the same hereby is, denied.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Zaloga offered the following resolution which was seconded by Town Justice Costello.

RESOLUTIONS continued:

RESOLVED, That the Supervisor be and is hereby authorized to increase the salary of Florence Lane, Custodian, from \$120.00 to \$140.00, payable bi-weekly, effective March 11, 1968.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Councilman Grodski offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That the resignation of Donald W. Rhuda as Recreation Supervisor in the Town of Riverhead Recreation Department, effective April 30, 1968, be and is hereby accepted with deep regrets.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Supervisor Vojvoda recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 11:00 A. M.

Town Clerk submitted affidavits of publication and posting of Public Notice calling Public Hearing to consider petition in the matter of the establishment of Extension No. 5 to the Riverhead Lighting District.

The affidavits were placed on file.

Supervisor Vojvoda thereupon declared the Hearing open, and asked if anyone wished to be heard in favor of or against the aforesaid matter.

No one wishing to be heard and no communications having been received there-  
fore, Supervisor Vojvoda declared the Hearing closed and re-opened the meeting.

RESOLUTIONS:

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

TOWN OF RIVERHEAD : COUNTY OF SUFFOLK

-----X

In the Matter

of

the establishment of an extension of a lighting district to be known as Extension No. 5 of the Riverhead Lighting District, Town of Riverhead, County of Suffolk, New York.

-----X

ORDER

Establishing Extension  
of Lighting District

4/2/68

RESOLUTION continued:

The petition in this matter, together with the necessary map attached thereto, having been filed with the Town Board, and an order having been duly adopted by said Board on March 19, 1968, calling for a hearing of all persons interested in the matter on the 2nd day of April, 1968, at 11:00 o'clock A. M. at the Town Hall, 220 Roanoke Avenue, Riverhead, New York, and a hearing having been duly held at such time and place and it having been duly resolved and determined at such hearing that the petition was duly signed and acknowledged as required by law, and that it was otherwise sufficient, and the Town Board having determined that it is in the public interest to grant the relief sought therein, and the Town Board having further determined in the affirmative:

- (a) That the petition complies with the requirements of Section 191 of the Town Law as to sufficiency of signers according to the boundaries of the proposed extension;
- (b) That the petition is signed and acknowledged as required by law and is otherwise sufficient;
- (c) That all the property and property owners within the proposed extension are benefited thereby;
- (d) That all the property and property owners benefited are included within the limits of the proposed extension;
- (e) That it is in the public interest to grant the relief sought; and

The permission of the State Comptroller not being required for the extension of said district, as provided by Town Law, Section 194 (6); it is hereby

RESOLVED AND ORDERED that an Extension of the Riverhead Lighting District, to be known as Extension No. 5 of the Riverhead Lighting District, as described below, be and the same hereby is established, to wit:

In the territory hereinafter described which is located in the Town of Riverhead, Suffolk County, New York, outside of any incorporated village and wholly within said Town:

BEGINNING at a point formed by the intersection of the northerly line of the Long Island Rail Road with the westerly line of land now or formerly of Suffolk Cooperative G.L.F. Service, said point being in the boundary of the Riverhead Lighting District, and running thence from said point of beginning northerly along the boundary line of the Riverhead Lighting District to a point in the westerly line of land of the Riverhead Water District; thence northerly along the westerly line of land of Riverhead Water District to a point distant 600 feet southerly of the southerly line of Old Country Road, as measured along the westerly line of the land of the Riverhead Water District; thence westerly on a line passing through a point, which is on the westerly line of the land of P. Machno distant 250.00 feet southerly of the south line of Old Country Road as measured along the westerly line of the land of D. Machno to a point, which is distant northerly 80.0 feet at right angles to the northerly line of Pulaski Street at a point on Pulaski Street 400.00 feet westerly, as measured along the northerly line of Pulaski Street from the intersection of the easterly line of the land of N. Stachiw with the northerly line of Pulaski Street; thence southerly on a line at right angles to Pulaski Street for a distance of 80.00 feet to a point in the northerly line of Pulaski Street; thence westerly along the northerly line of Pulaski Street to a point, which formed by the intersection of the prolongation northerly of the easterly line of the land of Modern Tractor Company with the northerly line of Pulaski Street;

thence southerly across Pulaski Street; thence southerly along the easterly line of land of Modern Tractor Company; thence southerly, easterly and again southerly along the general easterly line of the land of Z. Stubelek; thence southerly along the easterly line of the land of Wallach Brothers to a point in the northerly line of Industrial Boulevard; thence westerly along the northerly line of Industrial Boulevard and a prolongation thereof across Mill Road and across the land of the Long Island Cauliflower Association to a point in the easterly line of the land of J. Douglas and W. Bruce Stark; thence southerly and easterly along the land of J. Douglas and W. Bruce Stark to a point distant 200 feet westerly as measured at right angles from the westerly line of Mill Road; thence southerly across the

the land of J. Douglas and W. Bruce Stark on a line parallel and distant 200 feet westerly from the westerly line of Mill Road to a point in the division line between lands of J. Douglas and W. Bruce Stark and of the Long Island Cauliflower Distributors; thence westerly and southerly along the land of J. Douglas and W. Bruce Stark to a point in the northerly line of the land of the Long Island Rail Road; thence easterly along the northerly line of the Long Island Rail Road to the point or place of BEGINNING.

ated: April 2, 1968

TOWN BOARD OF THE TOWN OF RIVERHEAD

Robert B. Vojvoda

Supervisor

Bruno Zaloga

Town Justice

Thomas R. Costello

Town Justice

Vincent B. Grodski

Councilman

George G. Young

Councilman

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for street lighting in Extension No. 5 of Riverhead Lighting District, established pursuant to resolution of the Town Board on April 2, 1968.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

At this point, Supervisor Vojvoda recessed the meeting to hold a public hearing.

PUBLIC HEARING- 11:15 A. M.

Town Clerk submitted affidavits of publication and posting of Notice of Public Hearing in the matter of certain proposed amendments to Ordinance No. "Mobile Home and Travel Trailer Parks", and the repeal of prior Ordinance No. 10-"Providing for the Regulation of Tourist Camps".  
The affidavits were placed on file.

Town Attorney William C. Haugaard made the following comment:

"This ordinance is an amendment to the ordinance recently adopted, which repeals the prior ordinance and makes this new ordinance the sole ordinance that regulates mobil homes in the Town. We are assured by the Building Inspector that he can use this ordinance to properly regulate existing parks. In addition it changes the fee from the schedule set up originally to one where it is a single fee payable once for each mobil home lot in the Town."

Councilman Young stated that the Town Board has worked on this proposal with mobil park owners in the Town and this amendment is the culmination of three years work.

Supervisor Vojvoda thereupon declared the Hearing open, and asked if anyone wished to be heard in favor of or against the aforesaid matter.

No one wishing to be heard and no communications having been received hereto, Supervisor Vojvoda thereupon declared the Hearing closed, and re-opened the meeting.

RESOLUTION

Councilman Young offered the following resolution which was seconded by Councilman Grodski.

REPEALS PRIOR ORDINANCE NO. 10, "PROVIDING FOR THE REGULATION OF TOURIST CAMPS", ADOPTED AUGUST 21, 1956.

AMENDS "MOBIL HOME AND TRAVEL TRAILER PARKS ORDINANCE NO. 10".

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law and other statutes made and provided in connection with the repeal of prior Ordinance No. 10 "Providing for the Regulation of Tourist Camps", adopted August 21, 1956 and the adoption of amendments to "Mobil Home and Travel Trailer Parks Ordinance No. 10",

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Riverhead hereby repeals the prior Ordinance No. 10 "Providing for the Regulation of Tourist Camps", adopted August 21, 1956, and hereby ordains and enacts the following revised "Mobil Home and Travel Trailer Parks Ordinance No. 10".

BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD:

1) Section H, Article 1 of "Mobil Home and Travel Trailer Parks Ordinance No. 10", adopted March 5, 1968, entitled "FEES", is amended to read as follows:

RESOLUTION continued:  
"SECTION H - FEES"

Every owner or lessee of a Mobil Home Park or Travel Trailer Park shall upon the establishment or extension of an existing park pay to the Town Clerk a fee of \$2.00 per lot for each lot, both vacant and in use, shown on the filed map of the park or extension.

Every owner or lessee of an existing Park which has been brought into compliance with the provisions of this ordinance shall be entitled to a permanent permit as to such existing park, as provided in Section G, Article 1, upon payment to the Town Clerk of a fee of \$2.00 per lot for each lot, both vacant and in use, shown on the filed map of such existing Park.

2) Section G (2)b, Article 1 of such ordinance is amended as follows: Delete the words "not withstanding any other permit required as to the prior established park or extensions thereto.", and substitute a period (.) for the comma (,) following the word "requirements" immediately preceding the phrase to be omitted.

3) Section 2 (G)c, Article 1 of such ordinance is repealed.

4) Prior Ordinance No. 10, "Providing for the Regulation of Tourist Camps", adopted August 21, 1956, is repealed.

5) Section F, Article 1 of such Ordinance No. 10, adopted March 5, 1968, is amended by deleting the word "building" from said section whenever it appears therein.

The adoption of the aforesaid Amendments to "Mobil Home and Travel Trailer Parks Ordinance No. 10", shall take effect ten (10) days after such publication and posting.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, No, giving reason-"Not in agreement with permanency of one fee", and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Mr. Edward Purcell asked the Board if the lease with the Long Island Lighting Company on the matter of dredging in Wading River reads that the agreement may be revoked by the Long Island Lighting Company upon 60 days prior notice to the Town and the land taken back by them.

Supervisor Vojvoda stated he would have to review the lease, but that it is hoped the dredging would start sometime in June of this year. That the Town had made proposals to buy the property from Mrs. Tuthill but the price was prohibitive. However, the Town is getting a piece of a parcel south of Creek Road to install a boat launching site, thereby getting the people off the Wading River Beach. Upon Mrs. Tuthill's demise the Town will get the property on the Sound for a bathing beach for the price of \$1.00 per year.

Supervisor Vojvoda further stated that if there is a clause terminating the lease it may be at the time the LILCO plan to build their atomic plant and the boundary lines may have to be changed and a new lease will be executed.

Mr. Purcell asked if anything is being proposed to acquire property on the Bay for town beaches.

Supervisor Vojvoda replied, "No, not on the Bay".

Mr. Robert Stivers asked if a lighting district must be established for the Park before lights can be installed.

Supervisor Vojvoda replied stating that it will not be necessary as the Park is within the Riverhead Lighting District and further stated that Donald Dennis, Architect, is drawing up plans for walking, lighting and playground areas within the Park and it is hoped all of the work will be completed in time for the August Art Show.

Mr. Harry Rambo spoke on the disposition of the Town Dockage stating that the facilities last summer were inadequate and suggested a proposal for this coming year whereby spaces be metered and the parking meter man collect a \$2.00 daily fee for each available facility.

Mr. Rambo further stated that many people are willing to pay for this service.

Supervisor Vojvoda stated that the Town Board has plans to charge a fee of \$2.00 or \$2.50 as water and electricity is included in this service.

Mr. Purcell asked about the latest development on the Public Parking District area.

Supervisor Vojvoda stated that a special engineer is designing the spaces for the Parking area and he will be here next Tuesday. That the Autenreith property will be torn down making it possible to get the River Drive to tie in. That leases have been signed with Mr. Sigal for his properties which will be torn down in May. That by June or July it is hoped that the road all the way to McDermott and tying in with Autenreith's at Union Avenue will be completed. That the piece between Griffings and the Garden Restaurant has been torn down and when Mrs. Golding moves out that part will be made available.

Supervisor Vojvoda further stated that these areas will be designed as to landscaping, fencing and property markers and the river will have to be bulkheaded all the way down to Autenreith's property.

Mr. Rambo asked if it wouldn't be more feasible to leave the basin at the DeFriest property and put in slips.

Supervisor Vojvoda stated that Judge Zalog has already suggested this.

Mr. Stivers asked if the Town of Riverhead has sufficient lands in the area at the approach of the Riverhead Town side where the Bridge is coming across the river to make supplementary slips and boat tie-up spots.

Supervisor Vojvoda replied stating that he had put in Riverhead's name for two more launching sites after getting the one in Jamesport- one for the Hollis Warner area and one for Wading River.

Supervisor Vojvoda further stated that the Sewer District needs more property for expansion and we will propose to buy 10 or 15 acres from the County and the Recreation Department has recommended that we buy the parcel on the southside of Riverside Drive even though it will have very little river front.

Mr. Stivers asked if this spot near the river would be the best place for the Sewer District.

Supervisor Vojvoda stated that our Sewer Plant is recognized by Suffolk County as one of the best and the water going into the river is said to be drinkable.

Supervisor Vojvoda further stated that our engineers have recommended we buy this property.

Mr. Tyte made suggestion to develop a boat complex to tie in with the parking area.

Mr. Rambo asked if it would be possible to lease the existing facilities in Jamesport to the Yacht Club and have them just build their Clubhouse.

Supervisor Vojvoda suggested Mr. Rambo relate this idea to the Yacht Club.

At this point Supervisor Vojvoda recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 11:30 A. M.

Town Clerk submitted affidavits of publication and posting of Notice of Public Hearing on proposals to repeal the existing Peddlers Ordinance No. 7 and adopt a revised Ordinance No. 7, entitled "Ordinance Regulating Peddlers and Solicitors".

The affidavits were placed on file.

Town Attorney William C. Haugaard made the following comment:

"This ordinance as far as for persons who are considered peddlers and solicitors - in general - is much more liberal as more exemptions are made.

The new features of this ordinance are that it will be easier to enforce.

The revocation of the license is spelled out.

The fees are the same as they are at present.

There is a specific provision for the protection of persons who have signs "No Peddlers and Solicitors", etc., and also from soliciting in a vehicle while on a street.

No solicitation by telephone.

The penalties are reduced to a maximum fine of \$50.00 and imprisonment of 15 days - which makes it a violation of the Penal Law and not a crime".

Supervisor Vojvoda thereupon declared the Hearing open, and asked if anyone wished to be heard in favor of or against the aforesaid proposals.

Pierre Lundberg, Attorney, representing the New York Telephone Company voiced objection to Section 9-sub. 5 - Solicitation by telephone - stating this section is of doubtful validity and if enacted it would be difficult to enforce.

Mr. Lundberg cited further reasons and respectfully asked that this particular section be deleted from the ordinance.

Mr. Robert Stivers objected to the word "store" building as contained in the phrase "permanent regularly established 'store' building" under Section 2 (b) Solicitors. He suggested the word "office" be used, as the word "store" is not broad enough to cover.

PUBLIC HEARING - 11:30 A.M. continued:

Mr. Stivers also objected to the Fees and stated that if the Board is really concerned with establishing the character of a person who is carrying on his business, he sees no reason why he should be charged \$100 for the privilege of staying off the relief rolls.

The Town Attorney pointed out that the existing ordinance adopted in 1956 contains the same fees and also prohibits the making of a sale by sample without a license.

Mr. Stivers stated that a clam salesman who works hard to sell his goods would not be able to pay the \$100 fee.

The Town Attorney stated that isolated salesmen are not covered by this ordinance.

Mr. Stivers stated that "Veterans" have more extended to them than persons who are not in that category.

The Town Attorney stated this is a State Law.

Mr. Stivers also objected to prohibiting the sound of a bell and stated he thinks the tingle of the Good Humor bell is a pleasant sound.

Mr. Stivers also stated that the Annual Firemen Tag Days would be prohibited under Section 9 (4).

The Town Attorney stated that this is already prohibited under State Law on State highways and this Section will also prohibit this on town highways.

Mr. Stivers also voiced objection to Section 6-Revocation of License (2) relating to conviction of any crime or violation as being too rigid and stated that two days prior notice to the date for hearing (Sec. 6 (4) para. 3) is too short a time to get a case together.

Mr. Stivers stated he thinks its folly to charge anyone \$100 for the privilege of staying off relief rolls as people work hard to supplement their income and it's a shocking thing to penalize them for being willing to carry on a business to keep their heads up to stay off relief rolls.

Mr. Stivers suggested that a \$2.00 or \$1.00 charge would be ample.

Mr. Wickham Tyte stated that there are good sections in the proposed ordinance which have merit such as posting of "No soliciting" signs which will give people protection.

Mr. Tyte objected to restricting "bell ringing".

Mr. Tyte referred to Sec. 6-Revocation of Licenses (1) relating to Fraud, etc., and stated that this is desirable for people who would misrepresent or sell shoddy goods to be under this law.

PUBLIC HEARING - 11:30 A.M. - continued:

The Town Attorney stated that the State Law does not authorize the Town generally regulate businesses of this sort and limits the Town Board to regulate dealing with peddlers and solicitors, as it is not an assumption but a fact that itinerant peddlers and solicitors are more difficult to keep honest than a man who lives and works in town.

Mr. Tyte stated that the ordinance as written does not differentiate between a resident of Riverhead who tries to make a living by selling a legitimate products in a legitimate way.

The Town Attorney stated that this is a Constitutional problem - we have things like the equal protection clause - we cannot discriminate between residents and non-residents, we have to also supply the same prohibitions against the residents.

Mr. Tyte noted that political organizations, Chambers of Commerce and trade unions and solicitors of journals were not listed under the exemption from fee.

Mr. Tyte stated that while this ordinance is designed to protect local merchants, if it is enacted, it would subject them to the same restrictions, which would be unfair for the reason that itinerate peddlers or solicitors who get licenses make their money in Riverhead and take it and spend it in other towns.

The Town Attorney stated that the Law is only justified as a protection to the public. The Law is not to protect the merchants. And since before this country was adopted we had towns, and towns since time immemorial have had the authority to regulate peddlers. Primarily because experience has shown that peddlers are less reliable and where a man has a business in the town, he usually has to maintain a certain good will in the town and the only way you can discriminate is by defining one as a peddler and the other as an established merchant.

Mr. Harry Rambo stated that this ordinance while it is designed for the protection of the public appears to be of a nuisance value. He suggested it be eliminated and the contents of the ordinance be enforced under other laws.

Mrs. Patricia Tormey spoke on the telephone clause affecting insurance salesmen.

Police Chief Grodski stated he would have no objections to deleting the clause relating to telephone soliciting.

Mr. Victor Mohns objected to the contents under "Solicitors".

Town Justice Costello explained that the wording in the existing ordinance relating to "itinerant" means someone passing through - some one who is not permanent and doesn't have roots here and who does not have an established business.

Mrs. Wickham Tyte stated that some of the women who sell Avon and other wares would not possibly afford a \$100 fee for a license but would be willing to pay a \$1.00 or \$2.00 fee.

PUBLIC HEARING - 11:30 P. M. - continued:

No one else wishing to be heard, Supervisor Vojvoda, thereupon stated that it is not the intention of the Board to penalize the local merchants and will take no action at this meeting to enact the revised ordinance as proposed.

Supervisor Vojvoda thanked everyone for the interest they manifested in attending the Hearing and offering objections and suggestions.

Supervisor Vojvoda thereupon declared the Hearing closed at 12:45 P. M. and advised that the matter will be tabled for further study by the Board at which time all objections and suggestions as offered will be taken under consideration.

There being no further business on motion and vote, the meeting adjourned to meet on Tuesday, April 9, 1968 at 10:30 A. M.

*Helene M. Block*

Helene M. Block, Town Clerk

HMB.