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Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, July 2, 1985, at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Victor Prusinowski, Councilman
Vincent Artale, Councilman
Louis Boschetti, Councilman

Also Present: Richard Ehlers, Town Attorney

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Minutes of Regular Board Meetings held on June 4 and June 18, 1985 and Special Board Meetings held on June 13 and June 25, 1985 are dispensed without objection and be approved.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated July 2, 1985 as follows:

General Town	\$244,673.79
PM	141.30
AM	651.75
Highway	75,197.34
Capital Projects	172,508.86
SL & ST	37,804.69
CF	1,763.38
Small Cities	598,766.34

Councilman Prusinowski offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that subject to complete audit, the following bills be approved for payment.

General Town	\$244,673.79
PM	141.30
AM	651.75
Highway	75,197.34
Capital Projects	172,508.86
SL & ST	37,804.69
CF	1,763.38
Small Cities	598,766.34

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "I suppose that there are some of the heads of the departments of town government. They are here to answer any questions that you might have. Reports Mrs. Pendzick."

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REPORTS

Conservation Advisory Council-Minutes of June 13, 1985 Meeting.

Filed

Open Bid Reports-4 Vehicles for the Water District.
(See Water District Minutes)

Filed

Recreation Department-For month of May, 1985.

Filed

Building Department-For month of June, 1985.

Filed

Open Bid Report-Reconstruction of Horton and Osborn Avenues.

Filed

OPEN BID REPORT - RECONSTRUCTION OF HORTON AND OSBORN AVENUES
Bid Date: June 24, 1985 at 11:00 a.m.
2 Bids Submitted

#1 NAME: SOUTH FORK ASPHALT CORP.

ADDRESS: SPRINGS FIREPLACE ROAD, EASTHAMPTON, DRAWER 2028

TOTAL BID: \$181,650.75

#2 NAME: CARDINAL PAVING CO., INC.

ADDRESS: 56 CONSEQOGUE ROAD, EAST SETAUKET, NY

TOTAL BID: \$196,308.10

Irene Pendzick, "That concludes Reports."

Supervisor Janoski, "Thank you. Applications."

APPLICATIONS AND PETITIONS

Site Plan-Drs. Hastings and Witschi (alter exterior and interior of building at Osprey Avenue and Route 58).

Filed

Special Permit-Beth Dettner (increase size of existing classrooms at Roanoke Nursery, 640 Roanoke Avenue).

Filed

Change of Zone-Anthony Cinque (agriculture "A" to residential "C" on 78 acres on Doctors Path).

Filed

Special Permit-Bernard Sterler (wind and solar farm on West Lane, Aquebogue).

Filed

Site Plan-W. Sullivan and T. Dzialkiewicz (laundry, Mill Brook Lane).

Filed

Fireworks Permit-WWHB, South Fork Broadcasting (9:00 p.m. on July 4, 1985).

Filed

Parade Permit-Jamesport Fire Dept. (7:00 p.m. on July 24, 1985).

Filed

Supervisor Janoski, "Thank you Mrs. Pendzick. Correspondence."

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CORRESPONDENCE

Dorothy McCoy, 6/27/85-Requesting maternity leave as of June 30, 1985. Filed

Southold Town, 6/19/85-Notice of Public Hearing Re: Local Law to amend Zoning Code in relation to dwelling unit density. Filed

N.Y.S. Dept. of Transportation, 6/16/85-Advising that funds under CHIPS program will continue. Filed

Environmental Quality Review Board, 6/20/85-Application of Anthony Cinque is a Type II Action. Filed

Planning Board, 6/24/85-Recommendng that applicaiton of J.T. Realty Corp. be approved and that minor sub-divisions of Sanford Freiman, Daniel Donahue and Gasper Pisacano be approved. Filed

Edward Powers, 6/21/85-Submitting resignation as of 6/28/85. Filed

Karen Heppner, 6/22/85-Requesting one year leave of absence as of 7/8/85. Filed

Stella Sobczyk, 6/27/85-Requesting that Island Spring Co. be required to comply with conditions of special permit or permit be voided. Filed

Environmental Quality Review Board, 6/27/85-That application of Beth Dettner is a Type II Action. Filed

Caroleen Naugles -Resignation as Dial-A-Ride Driver as of 6/20/85. Filed

Supervisor Janoski, "That you. The time for the first public hearing has not yet arrived. We do have recessed meetings. But before I re-open them, under Unfinished Business we have:

UNFINISHED BUSINESS

Kimbrooke Enterprises-Special Permit for Condominiums on Sound Avenue. That is before the Planning Board.

George Nunnara-Site Plan for storage of gas/welding supplies. That is presently under consideration by the Town Board.

Steve Tsontakis-Site Plan for gas station facade, Route 25 and 25A. That is presently before the Town Board.

633 Associates-Site Plan for office building, 633 Main Street. That is under consideration by the Town Board.

Ronnie Lazrovitch-Special Permit for 5 mobile homes instead of 6. That will be under consideration this evening.

Douglas Miller-Special Permit for non-nuisance industry on Pulaski Street. That also will be acted upon this evening.

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UNFINISHED BUSINESS Continued

Thos. Yasso-Site Plan for office building, Route 58 and Oliver Street. Under consideration by the Town Board.

Geo. A. Luce-Site Plan for outdoor Farmer's Market, 721 East Main Street. That is under consideration by the Town Board.

Supervisor Janoski, "We have two recessed hearings from the last Town Board meeting. The first one is Ronnie Lazrovitch's application. Is there anyone here representing the applicant? Is there anyone present.... Yes. Please."

Irene J. Pendzick, "On the application of Ronnie Lazrovitch we have a copy of a resolution from the Planning Board dated June 24 recommending that the special permit application of Ronnie Lazrovitch be approved."

Supervisor Janoski, "Is there any other comment? Anyone wishing to address the issue of Mr. Lazrovitch's application? That being the case, I declare that hearing closed."

JUNE 18/7:45 PUBLIC HEARING CLOSED AT 7:39

Supervisor Janoski, "The other public hearing which was recessed from the last meeting of the Town Board was the application of Douglas Miller for a non-nuisance industry on Pulaski Street. This meeting was recessed at the request of representatives from the Clearview Civic Association. I do not.... I thought I saw Mr. Lamb in the audience. Do you wish to address the Town Board on this matter?"

Henry Lamb, Clearview, "Mr. Supervisor, members of the Town Board. First I want to thank the Board for leaving this public hearing open. We visited Mr. Miller's place of business. We find his place of business very clean. We were concerned about noise. He operated all of his machinery. The loudest thing I heard was a radio and one out on the street that one young man had what they called a large box. We discussed the stream across the southern portion of the property. I believe he is drawing up an easement for the town to take over the stream. That was our main concern. There was a question about explosives. He's not set up to handle any explosives. As far as Clearview Civic Association is concerned, we feel it would be very good for Riverhead. We hope the Board will look favorably upon this application."

Supervisor Janoski, "Thank you Henry. Is there anyone else who wishes to address the Board on the matter of the application of Mr. Miller."

Councilman Boschetti, "Mr. chairman before you close the meeting, applicant's attorney did call indicating that he would be late at this meeting."

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PUBLIC HEARING Continued

Supervisor Janoski, "Ok. If you would read that."

Irene Pendzick, "Mr. Supervisor, regarding the application of Douglas Miller; the Planning Board has sent a copy of a resolution dated June 24 recommending that special permit of Douglas Miller be approved."

Supervisor Janoski, "Thank you. There being no objection, I therefore declare this hearing closed."

JUNE 18/7:55 PUBLIC HEARING CLOSED AT 7:41

Supervisor Janoski, "There are about 4 minutes remaining before the public hearing on the proposed local law regarding motor vehicle raceway regulations. Is there anyone who would wish to address the Town Board on any other matter? Well let's try to do a few of those resolutions."

RESOLUTIONS

#491 AUTHORIZES OVERTIME COMPENSATION - WATER DISTRICT.

(See Water District Minutes)

#492 AUTHORIZES INCREASE IN WATER METER SERVICE FEES IN THE RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#493 AUTHORIZES THE SOLICITATION FOR BIDS FOR 1000 FEET OF PVC WATER MAIN PIPE - WATER DISTRICT.

#494 AUTHORIZES TIME AND ONE HALF OVERTIME - SEWER DISTRICT.

(See Sewer District Minutes)

Supervisor Janoski, "Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, July 2, 1985 at 7:45 p.m. at Riverhead Town Hall to hear all interested persons regarding: The proposed Local Law to Riverhead Town Code, Motor Vehicle Raceway Regulations.

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PUBLIC HEARING Continued

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Correspondence

A presentation to the Town Board has been made by Louis Petrizzo Esq. in behalf of World Life Entertainment Corp. and Riverhead Raceway. Hand Delivered July 2, 1985.

The presentation "strenuously opposes the adoption of the proposed Local Law". The question of "what public purpose is served" by the proposed Local Law is asked and notice of contractual requirements and commitments by the operators of the raceway are stated.

Supervisor Janoski, "Thank you Mrs. Town Clerk. Mr. Town Attorney."

Richard Ehlers, "What's before the Board for their consideration and for your comments on is a proposed local law to solidify that past practice of the operation of the raceway within the Town of Riverhead so that there will be an accurate bench mark by which future operation may be judged. Therefore, the Board would be soliciting comments from the public as to the past practice of the operation of the raceway. Since they are in prior non-conforming use and entitled to certain benefits of the zoning laws, to correctly reflect those prior non-conforming issues in the proposed local law governing their continued operation."

Supervisor Janoski, "Thank you Mr. Town Attorney. Before I recognize anyone, there are a number of hearings to be held this evening and they are scheduled at 7:55, 8:05 and 8:15. I will stop the public hearing in progress so that they can be opened and then recess it so that we can continue. As a matter of fact, that may not be a good idea. And I think that's because there are representatives here for the other public hearings. But let me state that the Town Board will remain with this public hearing opened for as long as it takes to hear everyone who wishes to address the Town Board. Also let me state that a public hearing is a legal proceeding and it is a matter of record and is a quasi judicial proceeding. Anyone wishing to be recognized will be recognized. We follow a five minute rule which means you have five minutes to express your opinion pro or con on the proposal. Please do not hamper the speaker who is at the microphone and I ask the speakers at the microphone to address their comments to the members of the Town Board. I do not wish to have any conversation or argument between the members of the audience and the speaker. Let us have an orderly procedure here so that the Town Board can understand the feelings of the public of the Town of Riverhead. I will recognize anyone wishing to be heard at this time. Mr. Cromarty."

James Cromarty, Off. of Raceway, "I would just like to clarify something Supervisor Janoski. Are you going to follow..."

Supervisor Janoski, "Mr. Cromarty, I forgot to mention this. Everyone must give their name and their address so that they are identified for the record."

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PUBLIC HEARING Continued

James Cromarty, "James A. Cromarty. I am one of the officers of the Riverhead Raceway which is in contention here tonight. I would just like to clarify the procedure. Are we going into the public hearing now or are you just... Because according to the agenda, it looked like it was going to be a 10 minute interlude for all of the different things. I just think we want to clarify that for everyone."

Supervisor Janoski, "The public hearing is opened now. I have a public hearing scheduled for 7:55 which I will open at that time. I understand that there is a representative from our engineering consultant to address the Board so I think we will continue through that. What I am saying is that after we are finished with the proceedings of the public hearings, (the other ones) I will re-open this one and we will continue for as long as it takes."

James Cromarty, "Ok. So which is better for the town and which is better for everyone to be heard? To let the other one go through or"

Supervisor Janoski, "These proceedings are being recorded and it will be a unified record which we will have. Of course it's in written form after it's transcribed so that right now we are starting to take the information concerning the feelings that people might have."

James Cromarty, "So that for discussion sake, it could continue for 3 hours then once it starts. That's what I wanted to know. I think it's only fair to let everybody know that."

Supervisor Janoski, "There is that possibility. Yes."

James Cromarty, "And both sides love you guys. Just understand that. Just start off with that."

Supervisor Janoski, "Thank you. Yes sir."

Anthony Cresci, Glenwood, "Mr. Janoski, town council. I believe I had an occasion to speak to Mr. Janoski and Mr. Lombardi at one time and in reference to the race track. We were particularly (at least at that time) discussing the noise element and I see nothing in this proposal about the noise element and I was wondering why it hadn't been included. Can someone answer me?"

Supervisor Janoski, "The original calling of the creation of a local law was stated in words similar to this. That's the hours of operation and the time of operation but not limited to that. We are taking under consideration these aspects of it but a local law can be amended and can be changed. The purpose of this hearing is to find out what you think, what the rest of the people here think, those who are pro, those who are against it so that we know or have an idea of how we should proceed."

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PUBLIC HEARING Continued

Anthony Cresci, "Alright. In regards to that I will definitely state that the people in Glenwood (particularly those that live near the race track area) certainly have to listen to a tremendous amount of..... It's a barage believe me. And if you councilman would only take the time to come on a Saturday night to our rec. hall, sit down with us for a half an hour and listen, you'd understand what I'm talking about. Now, there are methods, noise abatement methods that are in progress. Even NASCAR, one of the grandfathers of racing proposes this in a lot of tracks. The U.S. government stopped the airlines in Queens from making too much noise, altered their routes. There's that. Grumman stopped their revving of planes at a certain time to agree to the people of Riverhead so that you wouldn't have too much noise. I don't see why this can't happen with the race track. We don't want to stop the racing. Never. Good. They enjoy themselves. What ever turns you on, enjoy yourself. But at least give us a break. We have people 70, 80 and some 90. Some of them are ill. There's a gentleman here. Mr. Monte. He came with me to see you. Look at him with a cane. He suffers. He's a nervous person and he's right in back of this. (ERRRRR, ERRRRR) Saturday when you told us that you were going to tell the Police Department. You said that to me and Mr. Monte. You're going to tell the Police Department to see that the racing didn't begin before 5 and end at 11:15, the last race should start. Remember that? Ok. What happened? That same Saturday five days later broom. 3:45, 3:35, ERRRR, ERRRR. I called up the Police Department. We can't do nothing about it. Go ahead lump it fellow. What's going on here? What are we? The second class citizens in Glenwood. Don't we have any consideration for us? They're a viable industry here. We have a thousand people living there. We contribute a heck of a lot to this town in taxes, sales taxes."

AUDIENCE BECAME DISRUPTIVE

Supervisor Janoski, "Ladies and gentlemen. That's the kind of thing I want not to happen. I want you to continue to talk to the Board and please, let's not have that happen. Everyone has their right to speak. He has his right to his opinion and you do and you will get your opportunity."

Irene Pendzick, "Can I have the spelling of your name please?"

Anthony Cresci, "C-r-e-s-c-i."

Supervisor Janoski, "You are, just by the way, running out of time."

Anthony Cresci, "Oh come on."

Supervisor Janoski, "Five minutes. After everybody speaks if you want to come back again, you can come back again. I have to stop this public hearing. Let the record show that the hour of 7:55 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

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PUBLIC HEARING Continued

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PUBLIC HEARING - 7:55 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, July 2, 1985 at 7:55 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Addition to the Town Code, Section 86a-9
Re: Scavenger Waste Ordinance.

Supervisor Janoski, "Thank you. Mr. Town Attorney."

Richard Ehlers, "Since approximately 1979, the town has been in the process of constructing a Scavenger Waste Treatment plant (that's for septic tank sewage) in the vicinity of the Riverhead Sewer District Plant. By the matching grants from the state and federal governments which picked up about 92 and a half percent of the cost of the plant, we're required to have an ordinance which does several things. It first of all, requires that all sewage from septic tanks pumped within the town be processed at the plant so that it's not distributed in the woods or in other places where it could cause a health problem. It required that the septic systems and no construction be built in conformity with the Suffolk County health rules which is some what redundant in that some of those rules are applicable already. But that's what the federal government wants us to do. It also requires that when a pump-out occurs, that a form be filed with the town so that in the future, health facilities can determine where there might be septic tanks operated by businesses (perhaps) which are of marginal safety. And if that's the case, then they would have to be remedied. So the ordinance that's before the Board this evening and was published in the paper attempts to address these requirements of the federal government so that we can conclude the construction of the plant and receive our final grant money."

Supervisor Janoski, "Thank you Mr. Town Attorney. Is there anyone present who wishes to address the Board on the implementation of the Scavenger Waste ordinance? Mr. Kasperovich are you getting up?"

William Kasperovich, "Unless Mr. McLendon is going to speak."

Supervisor Janoski, "Is Mr. McLendon here?"

Richard Ehlers, "Mr. Fischer is here regarding this."

William Kasperovich, "If he wishes to speak he might be more qualified. My name is William Kasperovich. K-a-s-p-e-r-o-v-i-c-h-. Just to make sure. I live on 15th Street in Wading River. And it seems that when I'm away from the house, I come back to a less of a home because people come around and steal things from me now. So I don't know how I feel about my neighborhood right now. But I have been involved in this sewage waste system for many years and it's consumed a great deal of my time and effort and energy and I feel I know something about

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PUBLIC HEARING Continued

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William Kasperovich, Continued

it. Typical to the problem, our Town Attorney refers to emptying septic tanks. The problem in Riverhead is emptying cesspools not septic tanks. This, once again, indicating lack of knowledge of the problem in the township. There are good things and there are inappropriate and improper things about this installation. I talked to you gentlemen feeling that I might not be able to make it here tonight and I'm going to try to keep my cool because of my family personal problems that have made me very upset. But all this print that you've put down on paper is not addressing the problem of the people. It solves one problem at the city dump and nothing else. You're putting an additional burden on the residents for permits, licenses, restraints and what have you. And no place in the printed matter are you addressing the problem of what the people have with their toilet waste. This does not help that one iota. Almost 3 million dollars spent and the people aren't going to be any better off than they were 5 years ago. So I've addressed you gentlemen and brought this to your attention and I want the people to know this through my standing here and talking that they should tell you how they feel about it. If they feel anyway at all. That is in this printed section, the prime concern is the people and their problems with their cesspools and septic tanks and their concern for their well being more than the concern of the procedure and the cost and the paperwork. Somehow somewhere by this thing coming in our midst, we have to use it to help alleviate (in part) solve the problems that exist every year after year. And that is all the generalities I am going to speak in rather than in the specifics. Because with specifics I could stand here for an hour. That's not going to happen tonight. Thank you."

Supervisor Janoski, "Thank you Mr. Kasperovich. Is there anyone else present who wishes to address the Town Board on this? That being the case and without objection, I declare the hearing closed."

7:55 PUBLIC HEARING CLOSED AT 8:02

Supervisor Janoski, "I will re-open the..... Let's do a few of the resolutions."

RESOLUTIONS

#495 AUTHORIZES OVERTIME COMPENSATION FOR ACCOUNTING DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the following employees of the Riverhead Accounting Department be paid time and one-half overtime compensation:

Victoria Vourakis	----	20.50	@\$14.6998	=	\$301.35
Fran Friszolowski	----	15.50	@\$11.4625	=	177.64

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RESOLUTIONS Continued

FURTHER RESOLVED, that the explanatory report relating to the aforesaid overtime submitted by the Accounting Department be filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#496 ADVANCES EMPLOYEES - HIGHWAY DEPARTMENT.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, vacancies exist in the Highway Department for Automotive Equipment Operators, and

WHEREAS, the three employees have submitted applications and said applications having met the Civil Service Requirements,
NOW, THEREFORE, BE IT

RESOLVED, that the following employees be appointed to the positions of Automotive Equipment Operator.

<u>EMPLOYEE</u>	<u>GROUP</u>	<u>STEP</u>	<u>SALARY</u>
Charles Allen	6	1	\$15,904.92
Charles Leja	6	2	16,355.92
Arthur Reichel	6	1	15,904.92

BE IT FURTHER RESOLVED, that the effective date of these advancements be July 1, 1985.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#497 ADVANCES EMPLOYEE - HIGHWAY DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a vacancy exists in the Highway Department for a Heavy Equipment Operator.

WHEREAS, Kazimierz Beben has submitted an application for Heavy Equipment Operator and his application having met the Civil Service requirements.

NOW, THEREFORE, BE IT
RESOLVED, that Kazimierz Beben be and is hereby appointed to the position of Heavy Equipment Operator at Group 7, Step 2 of the Salary Administration Schedule at a salary of \$16,663.33 effective July 1, 1985.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued

#498 ACCEPTS RESIGNATION OF CAROLEEN NAUGLES.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, by Resolution #154 of 2/26/85, this Town Board did grant to Caroleen Naugles a one-year leave of absence from her position of Driver with the Town of Riverhead Dial-A-Ride Driver.

NOW, THEREFORE, BE IT RESOLVED, that the resignation of Caroleen Naugles from her position of Dial-A-Ride Driver be and is hereby accepted effective June 20, 1985, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Accounting Office.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 8:05 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, July 2, 1985 at 8:05 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Special Permit Application of J.T. Realty Corp. to Operate a Gasoline Service Station at Route 58 in Riverhead.

Supervisor Janoski, "Thank you. Is there anyone present representing the applicant?"

Charles Cuddy, Attorney, "I am Charles Cuddy. I appear on behalf of J.T. Realty Corp. The Planning Board has approved this application for a gas station special permit. The gas station is located 17 hundred feet west of Kroemer Avenue and Route 58. It's the site of an existing station which had a permit starting in 1972. It has recently been a body and fender shop. We would like to re-open it. Mr. Cassini who is a principal in the company, is here tonight. Mr. Cassini operates and leases out the existing station at exit 71 which is a Metro Station. He proposed to lease the same type of station to the same people at this site. The site conforms to all the requirements the town has. It's more than one half mile from any other station. It's more than 500 feet from any residential district. It's to be used for the sale of motor fuels, retail sales. It's to be used in part for minor services and repair. We would like to go ahead and re-open the station just as it is using the existing building and using the existing gas station islands and we are prepared to go ahead. As I said, the Planning Board has recommended approval. Before I finish, I would like to place a copy of the map; Industrial A zoning map, with the Town Clerk and also a copy of the tax map to complete the record. We are here to answer any questions if you'd like us to."

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PUBLIC HEARING Continued

Supervisor Janoski, "Mr. Cuddy what supplier will the gas station use? Aamco, Ocean, Shell?"

Charles Cuddy, "It's the same people that supply Metro. Mr. Cassini is here."

Supervisor Janoski, "Metro. Ok. Does Mr. Cassini have any intention of installing all the flags and banners and banting that he has at his other station which is just outside the border of the Town of Riverhead?"

Charles Cuddy, "I think that he will be happy to comply with what the Town Board would like him to do."

Supervisor Janoski, "Is there anyone in the audience who wishes to address the Town Board on the matter of this application?"

Charles Cuddy, "Mr. Supervisor if I may make just one comment. The letter in opposition indicated that there was to be a change of zone. This of course is not a change of zone. I don't know why somebody with an industrial park would have a problem with this, but this is an existing facility and we just want to re-open it."

Supervisor Janoski, "Thank you Mr. Cuddy and thank you for being present Mr. Cassini. And without objection, I will declare that hearing closed."

8:05 PUBLIC HEARING CLOSED AT 8:09

Supervisor Janoski, "The next public hearing is at 8:15. Let us continue with the resolutions."

RESOLUTIONS

#499 APPOINTS LIFEGUARDS TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the following be and are hereby appointed to serve as Lifeguards effective June 25, 1985 to and including September 2, 1985 to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Timothy Meskill	\$4.75
Darryl Osojnak	\$4.75

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued

#500 AUTHORIZES OVERTIME - HIGHWAY DEPARTMENT.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Superintendent of Highways be and is hereby authorized to pay time and one-half compensation for overtime for a total of 47½ hours in the amount of \$430.75, in accordance with personal services abstract submitted and filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#501 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS RE: TOWN OF RIVERHEAD PECONIC BAY BOULEVARD STREET IMPROVEMENTS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Notice to Bidders in the July 11, 1985 issue of The News Review.

PUBLIC NOTICE
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that THE TOWN OF RIVERHEAD will accept sealed bids for the PECONIC BAY BOULEVARD STREET IMPROVEMENTS.

SEALED BIDS for the Street Improvements of Peconic Bay Boulevard in the Town of Riverhead, will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 a.m. prevailing time, on July 23, 1985, at which time and place they will be publicly opened and read for the following contract:

Peconic Bay Boulevard Street Improvements.

Plans and Specifications may be obtained at the Town Hall at 200 Howell Avenue, Riverhead, New York and Baldwin and Cornelius, P.C. 101 So. Bergen Place, Freeport, N.Y. upon deposit of fifty dollars (\$50.00) for each set furnished. Deposits shall be made by cash, certified check, or bank money order. No exceptions shall be made.

Deposits for Plans and Specifications will be refunded to bidders who return Plans and Specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the plans and specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the total bid, made payable to Joseph F. Janoski, Supervisor, Town of Riverhead, as set forth in the Information to Bidders.

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RESOLUTIONS Continued

The Town Board reserves the right to reject any or all bids, to waive any informalities and to accept such alternate bids which, in the opinion of the Town Board, will be in the best interests of the Town of Riverhead.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#502 ACCEPTS RESIGNATION OF MAINTENANCE MECHANIC II.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, Edward J. Powers did submit his letter of resignation from his position of Maintenance Mechanic II with the Town of Riverhead Buildings and Grounds Crew.

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Edward J. Powers from his position of Maintenance Mechanic II be and is hereby accepted effective June 28, 1985, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Office of Accounting.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#503 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD - SUMMER WORKER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad in The News Review.

HELP WANTED AD

PLEASE TAKE NOTICE, the Town of Riverhead is now accepting applications for Temporary, Full-Time Summer Worker. Applicants should be in good physical condition and possess a New York State Driver's License. Interested individuals are asked to apply in the Accounting Department, Riverhead, Town Hall, 200 Howell Avenue, Riverhead. No applications shall be accepted after July 12, 1985.

The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment or the provision of services.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#504 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD CUSTODIAL WORKER I.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad.

HELP WANTED AD

PLEASE TAKE NOTICE, the Town of Riverhead is now accepting applications for the position of Custodial Worker I. Applicants should be in good physical condition and possess a New York State Drivers' License. Interested individuals should apply to the Accounting Department, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York. No applications shall be accepted after July 12, 1985.

The Town Board does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment or the provision of services.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#505 APPOINTS INDIVIDUALS TO TEEN CENTER ROTATING STAFF.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Claudette Tuthill, James Garney, Cindy Wozniak, and Jeff Sievers have advised the Town Board of the inability to further serve on the Rotating Staff Schedule for the Teen Center, and

WHEREAS, the below listed individuals have expressed a desire to serve on the Teen Center Staff.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to serve on the Rotating Staff Schedule for the Teen Center effective July 3, 1985.

WENDY DRUMM -----\$4.50
MARILYN FRICKE---\$4.50
DIANE MULVANEY---\$4.50
LEWIS LOATMAN----\$3.50

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#506 APPOINTS PART-TIME PROGRAM ADMINISTRATOR WITH TEEN CENTER.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLUTIONS Continued

RESOLVED, that John Dunleavy be and is hereby appointed to the position of Part-Time Program Administrator with the Teen Center at the hourly rate of compensation of \$8.00 effective July 3, 1985, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to John Dunleavy and the Office of the Accounting.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#507 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: AMENDMENT TO CHAPTER 101-10 VEHICLES AND TRAFFIC OF THE RIVERHEAD TOWN CODE "PARKING PROHIBITED SECTION".

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to amendment to Chapter 101-10 Vehicles and Traffic the Riverhead Town Code, "Parking Prohibited Section".

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 6th day of August, 1985, at 7:45 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the following amendment to Chapter 101-10 Vehicles and Traffic, Parking Prohibited Section of the Riverhead Town Code as follows:

<u>Street</u>	<u>Side</u>	<u>Location</u>
<u>Meeting House Creek Road</u>	<u>Both sides</u>	<u>From the intersection of Meeting House Creek Road with Peconic Bay Boulevard South 50 feet</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 8:15 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:15 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, July 2, 1985 at 8:15 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Construction of a One Million Gallon Water Storage Facility at Property North of Sound Avenue and East of Warner Drive. (See Water District Minutes)

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8:15 PUBLIC HEARING CLOSED AT 8:19

Supervisor Janoski, "Ok. I'm going to re-open the public hearing on the proposed local law; motor vehicle raceway regulations. Before we begin, let me once again caution everyone that we are in a legal proceeding. This process is meant to afford the public the opportunity to tell the Town Board whether they are for or against the proposal and why. Please refrain from any bantering from the audience that will impair the speaker in his presentation or their delivery and we will have an orderly proceeding. Thank you very much and I will recognize; yes sir. You with the gray sweater."

James Schaefer, Sweezy Avenue, "I've been a resident of Riverhead all of my life. I am an elementary school teacher in Riverhead, a youth group leader and a race fan. As a resident of this town, I ask you to let Riverhead Raceway to continue operating a full season of racing. Also allowing for a special mid-week race. Reason number 1; Riverhead Raceway has been operating for over 30 years. Long before many area residents moved in. Reason number 2; a full schedule of racing only amounts to approximately 20 shows per year. This leaves 340 days of silence at the track. A certain schedule (remembering that races do get rained out) would allow for less than 10 race shows. And most important, reason number 3; the race track offers entertainment to the adults and children of Riverhead. Riverhead no longer has a bowling alley or roller skating rink but it does however, have a race track. And on a Saturday night in Riverhead, it is one of the few things that you can do for entertainment in this town. Many families are in the audience tonight because they want to see Riverhead Raceway continue with a full season of racing and we are not alone. I have started a petition the last 2 weeks and so far have received over 200 signatures of residents of Riverhead. And by my discussions with them, I feel I can get many more. Being very honest with you, I didn't know what reaction I would get from the people of Riverhead. People that are not race fans. And it was over-whelming the response that I got in favor of the raceway. We would like to see Riverhead Raceway continue operating a full season of racing, also allowing for special mid-week racing. Please don't take away one of the few forms of family entertainment that we have in this town. Thank you."

Supervisor Janoski, "Do you have the petition with you?"

James Schaefer, "Yes I do."

Supervisor Janoski, "Do you want to submit them as part of the record."

James Schaefer, "Yes I guess I would. And I guess I could get more and send them in."

Supervisor Janoski, "If you would just give them to the Town Clerk. Thank you. Sir I can't recognize you again until everyone who wants to speak has spoken. Yes sir. I see by your hand going up again that you want to stand up and maybe dispute something that he said. It's not the purpose of this hearing. The purpose is for you to tell us how you feel about the proposal and why."

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PUBLIC HEARING Continued

Man from Audience, Inaudible.

Supervisor Janoski, "We are in the middle of the public hearing now. You had your five minutes. And when we're done, you can have the floor again. Ok."

John Conroy, Glenwood, "I don't think anyone in this audience who is complaining about the raceway wants to see the raceway abolished. I don't believe anyone feels that way about it. The raceway originally, when we came out here many of us, was on a Friday night and we lived with it and we enjoyed it. Maybe we're not all race fans. But we're not taking anyone's livelihood away either. We are not taking anyone's enjoyment away either. But I do take exception and I thought there would be a correction from one of our assessors and I don't know whether he's here tonight or not. Maybe it isn't the place to make a comment. We do pay taxes and we pay quite a bit of taxes. And I think you members of the Board are well aware that Stark alone is probably one of your highest tax payers and he doesn't get it out of his own pocket. It comes from us. So I think the person who is so informed to remark that we are not paying taxes, should do a little school work and find out what he or she is talking about. I missed who the voice was and I'm not too concerned. Let me give you a little figure. You know people sometimes think that once they're gray, (so the as the government out in the mid-west recently said) the elderly have a right to die. No. The elderly have a right to live out their life and live it out to the best possibly way they can. I'm not disputing that some of us have a problem. That's understood but we do have that right. And what we are asking for is a little consideration. Now, 3:30 in the afternoon on a Saturday afternoon at the raceway, they're already revving up. This was last Saturday. The week before it was a quarter to 4, 3:45. Let me give you a few statistics. I think some of these people might want to know this. In the Riverhead town, just the town, excluding Wading River, excluding Calverton, excluding Aquebogue, excluding Jamesport, there are 11 thousand 934 citizens. Of that, there are 4,292 on social security. Of that, there are 3,314 who are over 65. Meaning, we have quite a few who are not over 65 but receiving some special recipients. Alright. The average check coming into the average person who is on social security is 434 dollars. I know there are people who are getting less. There are some who are getting more. If we average our ages out here, we're probably about 32. So we forget averages. But an average of 434 which brings into Riverhead Town from the areas concerned, (the 2 areas I am talking about Millbrook and I'm talking about Glenwood) you have approximately 1,200 people living in those areas generating (each one) 520 thousand dollars. It's really 521 thousand 8 hundred dollars is the right figure. The total town income for a month from social security is 1 million 8 hundred 65 thousand and 200 dollars. I think we should be considered. I think that the Cromartys and I do respect them, I think that if they went to a Friday night, we would certainly be glad to have them. But I think they should give us some consideration. Nobody is fighting them. We are asking for some kind of consideration and I think we are entitled to it. Thank you."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you. I will recognize the next person who wishes to.... Well Mr. Rogers you're in a good spot to get up here and I see a hand but I don't see anybody attached to it. Ok. We'll get you next sir."

Fred Rogers, Tuthills Lane, "Gentlemen, members of the Town Board. Let me see if I can reduce this a little bit. That other gentleman was a little bit taller. That's better. Gentlemen of the Town Board, ladies and gentlemen. I am here to speak on behalf of the raceway. I've been a resident of the Town of Riverhead for about 5 years and I'm happy to be there. One of the reasons I'm happy to be here is because we have a NASCAR track. I'm happy to be here also because some of my leisure is (of course) spent here. Many young people growing up that I deal with all the time love the Riverhead Raceway and they go out there on weekends to see the cars run. It's a great place for youth to start their day and start their week. It keeps them off the street. It gives them something positive to look forward to every weekend and I wish the Cromartys the best of luck and I hope the raceway continues as it is or even better. We're privileged to have a NASCAR track in Riverhead. They don't even have one in New York City but we have one in Riverhead and we ought to be proud of it. I thank you very much for these considerations."

Supervisor Janoski, "The young man who wants to speak."

Chris Gatz, Mill Road, "I think that you should keep Riverhead Raceway open because it's good entertainment. I always look forward to April to see the races begin a new year. And when the races end in September, that means there is one less thing to do in Riverhead. I am not the only one who likes racing. Many of my friends like it too. We are always asking our fathers or someone to take us to the races. I hear from many adults that they have been going to the race track for years. Why do you want to change things now just as we're getting more interested? My grandmothers live in the trailer park across the street and even they agree that the track should be allowed to race the full season. I want to see the race track continue a full season of racing. Thank you."

Supervisor Janoski, "I see a hand back there. Yes. Sherry Johnson."

Sherry Johnson, Manorville, "First of all I'd like...."

TAPE ENDED

Sherry Johnson, "... the proposed regulations are unfair to the only operating racing facility now in the town. I feel you'll be penalizing the local drivers for trying to compete in point standings that can not (for whatever reason) travel to other tracks. Especially since Riverhead now is the only short track on the island. I think that racing from April to September which equals about 26 Saturday nights out of 365 days a year, is not unreasonable. I would like a clarification here. The time limit; 10:45. Is that supposed to be a cut off?"

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PUBLIC HEARING Continued

Supervisor Janoski, "Under the agreement which presently exists, no race is supposed to start later than 10:45."

Sherry Johnson, "Ok. Thank you."

Supervisor Janoski, "Thank you Sherry."

Frank Gallo, Riverhead, "In answer to the young lady, she's talking about the races. Fine. Let them race. Like John said before, we don't object to it. But why can't they muffle their cars? Here's an example. Friday night they had racing there. We hardly heard them. Why? Because their cars were probably muffled. But other times you get there (like other people of the area said) you can't stand the noise. You've got to get up and get the h--- out of there. Excuse the language."

Supervisor Janoski, "Are you talking about last year the races were held on Friday night?"

Frank Gallo, "The races were held on Friday night and there was no problem. All of a sudden they come out on Saturday. Sometime at supper time you're trying to sit down. Like you said, they start at 3:30 or quarter to 4. They never start at 5:30. Many times they never stop until 11 o'clock like we thought they were supposed to. What do the police tell us? There's no noise ordinance in the Town of Riverhead. Well, we say what happens then? Well, they can race all night if they want. Now what consideration are the people in Glenwood being given by these people from the racetrack? Why can't they have their cars muffled up? The previous owner had cars with mufflers on them. But this bunch here, they just don't give a darn. Then they get up there and they rev those things up and they're going to blow you right out of your house. That's all I have to say about it."

Supervisor Janoski, "Thank you. Sherry Johnson's friend."

Jane Krieger, Manorville, "I would just like to say that everyone's been commenting about warming up at 3:30 and quarter to 4. I don't know much about racing but I know that warmups have to be necessary. You can't take a race car out and let it go. So that's necessary. It has to be. I would like to see it kept open. I would like to see it kept going. I think it's good. I brought my 3-year old child there who is dying to go back. We had a great time and it's a nice thing. That's all I have to say."

Supervisor Janoski, "Thank you."

Joseph Sikoro, Glenwood, "There is 3 ways that the noise can be stopped at that raceway and it's all we're asking for. One is to put up a cement wall with sound proofing material on it. Another way is to put up plywood and 2 foot apart you put beaver board and put sand in between it to muffle the noise. And the next way; NASCAR has a law out which states they're supposed to have mufflers. And that's all we're asking for. We're not asking to close the raceway down. We are trying to quiet the noise. I can't even sit in my house and hear my television because I'm only 400 feet away from that race track if you walk through the woods. That's all I have to say."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you. Way in the back there."

Stanley Krupski, Calverton, "The time that.... Excuse me. Let me get my thoughts together. The noise that the people hear in Glenwood at 4 o'clock are trials or whatever. You don't put an unsafe car out on the track during the racing event and try out the car then. You're jeopardizing the drivers' lives, the cars and possible the spectators' lives. Racing events don't start until usually 6 or 6:30, possible 7:00."

AUDIENCE DISRUPTIVE

Supervisor Janoski, "Ladies and gentlemen. Please refrain from doing that."

Stanley Krupski, "I also have some petitions that have been circulated. I would like to make a presentation of them."

Supervisor Janoski, "Those will be part of the record."

Stanley Krupski, "Ok. Thank you."

Supervisor Janoski, "Thank you. Ed Purcell, Jr."

Ed Purcell, Jr., East Main St., "I've lived here all my life. Now, I'm also pro racing. But I do understand the fact that the people in Glenwood don't like the noise and it's understandable. But what they don't understand is that the cars are muffled. They have to be muffled. Otherwise they're not allowed to race on the track. What the racing mufflers do; is all they're supposed to do is just cut down on some of the noise. Many of you people from Glenwood probably weren't there back before they had mufflers, when it was in the hayday. Back in the 60s and the 70s. The track was originally built back in about '52. I'm not exactly sure because that was when I was born. But that's when it was originally built. It was originally built by John and Harry Rambo and a guy by the name of John Evans. They originally built it as a clay track. During the 60s I think was when it was asphalted. During the 60s and the early 70s when it was a hayday at the track, they started out, they used to race 2 times a week and then you really had noise. Now, they only race one day a week which is (to you) too much. From what it used to be, it's less than what it used to be. A lot of you people from Glenwood probably came in during the down side of the race track at Riverhead. The hayday was in the 60s and the early 70s when John Hawkins was promoting that. When he got old enough he decided; well h---. Let somebody else promote it. And what had happened, it ran through about 4 or 5 different promoters that just ran the track into the ground. So you didn't hear that many cars because there just weren't that many cars at the track. At this present time, the Cromartys have built it up to where there are a lot more cars participating and that's why you hear the cars. You hear more noise. It's not that they are not muffled then they were before, it's muffled the exact same way back when they were racing Friday nights. The only difference was in-

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PUBLIC HEARING Continued

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Ed Purcell, Jr. Continued

tead at that time you were probably running (at tops) maybe 50 cars would race on a night. Now they're up to 100 cars. It's not the fact that they aren't muffled. It's the fact that there were less cars at that time."

Supervisor Janoski, "Eddie, please address your comments to the Board."

Ed Purcell, Jr., "Ok. Well, basically from what I can see, this is a Glenwood against everybody else in the town. And basically from what I also can see, is that some of the people in Glenwood have not taken out the time to really understand what does happen at the race track. All they hear is a loud noise and they hate it. I can understand it. I don't like too much noise. Late at night I'm all for cutting back the time on when they finish. I think it would be better for the race track if they didn't have a race that finished after 11 o'clock. I think that would be better for everyone. Now, as far as starting in the afternoon, for years back in the early 60s and early 70s and late 60s, the cars would start warming up which it is commonly called but is actually practice, anywhere from 2 o'clock to 3 o'clock in the afternoon they would start practice. Individual cars would be allowed to practice if they rented the track before that time. During weekdays they would be allowed to rent the track for individual cars. You were only allowed to have one car on the track at a time and it wasn't a constant noise during the week but that was allowed between the hours of 9 to 6 or 7, until dusk. At the present time, they don't allow anybody to rent the track which I think is a mistake. I can understand not wanting to create noise. But which would be normal business hours. I understand people in the Glenwood would like to have some kind of noise abatement. Now, it's possible to cut some way to put a barrier up either by the race track or possibly by Glenwood. If they would like to put a barrier up, fine. I think that would help the situation greatly. I think that would help the situation greatly. You know there's 2 sides to every story. And I talked to some people. I am involved in politics as the Board well knows and I've been canvassing and talked about this for years now about the noise at the race track and I've walked through Glenwood and I've talked to different people in Glenwood. Most of them have been against it. All the noise of course. But there were some in there that say; well we can stand it one day a week. Now, those people would not want to tell the other people they're for the race track because they would have a lot of problems. But that's why I say; if Glenwood would like to put it up or if possible they could get together....."

Supervisor Janoski, "Eddie, you're running out of time and I just want to know how you feel about the proposal."

Ed Purcell, Jr., "I feel the proposal is too strict. I feel it should be extended to where it's more lenient as far as earlier starting time. As far as late time. What they originally had said is no race starting after 10:45. I think that's ridiculous. I think that no race should finish after 11 o'clock."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you Ed. Does anyone else wish to be heard on the proposal. Yes. Did you speak on this?"

Bernard Hahn, Glenwood, "Now it isn't the idea of closing the track or anything like that. It's the noise. You'll come in there on a Saturday night and try to be peaceful and sit there and listen to that for 8 hours. You've had it. These people come in there and rev that up from 3:30 to 11:30 at night. That's quite a long time to listen to it. I think something should be done about it."

Supervisor Janoski, "Thank you. I see a hand back there attached to a blue shirt I believe."

Walter Bonczyk, Marcy Avenue, "I've lived here all my life and I'm pro racing. Every summer since I can remember or even early spring, the sounds of the cars, the noise, has brought the signal of springtime. Just as in the fall the cheering and the bands at halftime at the football field or summer evenings during the regular work week at Stotsky Park. The races I think offer fine enjoyment for a lot of people. I'm passing my participation and support down to my son and my daughter who are very interested in it. And I happen to know a lady that lives in Glenwood. She's a caretaker for my mother. She's lived there about 5 years and I asked her her opinion of the race track and she asked my what night do they race. She's not hard of hearing. She's a retired registered nurse. But that's besides the point. I just want to state that I'm in favor of it. I don't think the proposal is too fair. That's it. Thank you."

Supervisor Janoski, "Thank you. Yes sir. Gentleman in the back in the brown shirt."

Barney Bonnecure, Glenwood, "You know if we take a vote here who is for it and who is against it, we would get everybody to vote yes because the people from Glenwood are not against it. You have 2 factors here. Way out in the hall here, way out in the hall there along the wall, they're all for the raceway. Glenwood, if I ask them who is in favor, they'd all go along with it. It's only the noise. Is there any solution sir? Is there any solution so we can all be happy and live happily?"

Supervisor Janoski, "I have to...."

Barney Bonnecure, "I'm sorry Joe."

Supervisor Janoski, "It was a friendly question but sometimes it turns into an argument and I don't want that to happen."

Barney Bonnecure, "Alright. Ok. You gentlemen know who I am and who I represent."

Supervisor Janoski, "Very well."

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Barney Bonnecure, "Thank you. The thing is what we're trying to solve here is the noise. There are people, and you know how active I am in that community and outside the community and throughout Riverhead. And believe you me, the noise is loud. I had a show on there one Saturday night. We heard most of the vehicles that are going around that race track and it really blocked out my show. The other time, that we can live with it, yes. If we can go through all that noise. But honestly the people from Glenwood are not against the raceway and we hope we can be one big happy family. And believing that and not having that against the people in Glenwood because we do want the raceway. Let's just try to make it quiet. Thank you very much."

Supervisor Janoski, "Thank you."

Debra Cromarty, Amityville, "I am a member of the family that owns and operates Riverhead Raceway. I was just listening to everybody here and obviously I have a vested interest not only in Riverhead Raceway but also in racing not only in Riverhead but Metropolitan New York. I just did some quick numbers. We race 25 nights (25 Saturdays) during the season. That's 175 hours out of 8,700 hours during the year. Are we asking too much of taking less than 2% of somebody's time? I mean 98% of quiet comparatively speaking, is not too much to ask. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else? Yes sir."

Daniel Robertson, Nadel Drive, "I've been a citizen of Riverhead for 16 years and going to the race track for 21. I think myself, that all this noise that the people are complaining about is up to them before they moved into the community right next to a place like that. Check the community out. I wouldn't buy a house next to a chemical dump or something. Why didn't they do that if they want to complain about the noise all the time? Right? 25 nights a year. Take your rainouts, you're down to probably 25 nights a year. They want to complain about that also? Maybe they want us to cut down to 5 nights a year and then take rainouts, they're less. In actual fact, they'll be getting what they want. They're sitting there complaining about noise. They don't want the races to close. If they didn't want the races to close, they wouldn't be doing all the complaining they're doing. Thank you."

Supervisor Janoski, "Thank you."

Jerry Monte, Glenwood, "I am just wondering how come that all the race tracks have been chased out of every place they go to and wound up in Riverhead? I can name 5 or 6 different race tracks that were in further. They're all gone. There's got to be a reason for it. It's not the people in Glenwood. It's all over. It's too darn much noise. That's all. They should try a little baseball or something else like that to get their minds off the noise."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you."

Adele Ambrose, Ludlam Avenue, "Good evening. I've been with the races at the Riverhead facility since its first inception. My children have raced there when they grew older. There was no mobile home trailer park in that vicinity when we started. And I remember standing out there with the headlights putting up the pilings. There was woods there. Now, I believe that these senior citizens should go out and have this free for all with Mr. Stark. I'm sure he deceived them in selling the property to them because the track was there before they moved there. I am not finished. No I shouldn't be. I expect to see this track go on. I expect to see my grandchildren race on it. Low and behold, there is one 17 years old. Alright. And I know that there's a lot of people in that Glenwood trailer park who will give two hoots about the raceway. They go to bed. They put their ear-plugs in and they don't care about it. And I know there's some there that are deaf and I also know that there's a good shepherd there that leads and he makes the other people go his way. He's been here before. He knows. He's the only one that's the outspoken one of the whole trailer park. Am I right. Thank you."

Supervisor Janoski, "Thank you Mrs. Ambrose. I haven't called you by a mistake in a while have I? Mrs. Lamb."

Marjorie Lamb, Industrial Blvd., "Good evening Mr. Supervisor and members of the Board. I live right across from Glenwood and it is true. When I bought my house there 21 years ago, the race track was there. The noise doesn't bother me all that bad but I still say because we build there and knowing that it was there, there's no reason for the race track not to have rules and regulations like everybody else."

Supervisor Janoski, "Thank you. Is there anybody else who wishes to be heard at this time? Mrs. Cromarty."

Barbara Cromarty Owner of Raceway, "I'm one of the owners of Riverhead Raceway. I would first of all like to clarify a few things. We have never ever started a race or a warmup before 3:30. It starts at 4 o'clock. Precisely at 4 o'clock. Warmup time, a necessary amount of warmup time must be for the safety of the drivers, the cars and the spectators. There are cars that have to have the tires heated up to be safe on the track. That takes time and engines have to be warmed up. That also helps us to have a proper closing time. It's safer. It expedites the racing. I would also like to say; we bought this race track in good faith from Claire and Ed Hawkins with certain rules. Jim and I both ran the track prior to buying it. Ed and Claire had told us at that time they had an agreement with the Town of Riverhead to run mufflers on the cars. We have always, always abided by that. They also told us they had an agreement with the town not to start a race after 10:45. We have always abided by that and we always will. As far as why other tracks are no longer in existence, there were two that we were personally involved and I can answer for them. Islip was sold or it would still be running. Freeport has a home rule problem. We still do not know what's going to happen with it. It may re-open. But it certainly was not a

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PUBLIC HEARING Continued

Barbara Cromarty, Continued

noise problem and it was not a problem of being an unpopular situation. There's still many, many people that miss it, Freeport and Islip. I think we should all be honored. I think, to feel that we still have racing on Long Island because Long Island is a great place to live and it deserves a race track. I have a prepared statement also. We oppose the adoption of the proposed local law entitled, "Motor Vehicle Raceway Regulations". The Riverhead Raceway is a pre-existing legal non-conforming use, predating zoning ordinances and not subject to those regulations. It is a lawful and successful business providing family entertainment and I can not stress that strongly enough. It is family entertainment and it is good for our young people. It's also good for our senior citizens. There are just as many senior citizens as there are young and middle aged. This law doesn't apply to all sporting events; carnivals, feasts, fairs, drive-in movies, or other business. It applies only to the Raceway. The law doesn't regulate the operation of a raceway. It only prohibits the conduct of a lawful and legitimate business. What public purpose is served by allowing racing at 10 o'clock p.m. but no warmups at 4 p.m. in the afternoon? Any governmental regulation of a business must be for the avowed protection of public health, safety and welfare and must have a real and substantial relation to these objectives. We urge you to defeat this proposed law on behalf of the over 800 or more Town of Riverhead drivers, mechanics and fans. And we know that you are a very fair group of honorable people and we know that justice will prevail."

Man from Audience, "And I still have my 5 minutes."

Supervisor Janoski, "Does anyone else wish to be recognized to speak on this issue? Does anyone who previously spoke, wish to?"

Jim Cromarty, Owner of Raceway, "You just heard my wife Barbara. And I just want to tell you something folks. Two things are important tonight. First of all; I thank the town because today is my birthday and I've never had such a big group of people at my birthday ever. And probably the greatest birthday gift I could get would probably the fairness that I think we are going to get from everyone that sits on this Town Board. I think everyone understands what's going on here tonight. I don't think any of us are opposed to senior citizens. We all have mothers and in-laws and everything else. I think you people are a perfect example of what America is all about. You want to break our chops, god bless you. You came out here tonight and you did it. You want to break our chops, we have our chance to talk. We'll let some other people decide. If it does not get decided properly, we'll go to another area. But I want to tell you one thing; that only in this country could this even happen. If you're in business and a group of people want to put you out of business, it's almost assanine. Wouldn't happen in Poland. Would it. Oh it might happen in Poland or it might happen in Russia or it might happen in France. But this is America. We all have the privilege tonight to talk. And I want to tell you something. We are so happy that this problem happened. You

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PUBLIC HEARING Continued

Jim Cromarty, Continued

know why? We got to know everyone of these gentlemen and ladies involved with this town and I know one thing and I want to let everybody know that they are the fairest, they're the nicest bunch of people in the whole world. And as far as you guys from Glenwood go, we love you too. Let's be neighbors because I bet you if I took a poll here tonight.... You know there's a few instigators and everything. But I want to tell you something. There are no instigators with us. We just want to go do our thing and we respect and we love you as neighbors. And we will open the doors to have a meeting with you if we can work it out for all of our mutual reasons. But I want to leave it on this because it is my birthday today you know and I'm so happy tonight it's ridiculous."

Supervisor Janoski, "Jim, could you just talk to the Town Board?"

Jim Cromarty, "Ok. Sorry. I have to talk to the Town Board because they're really the bottom line here. And I think right now all of our positions have been put forward and I only hope that the Town Board....."

TAPE ENDED

Supervisor Janoski, "I see an arm attached to a familiar face."

Ed Densieski, Riverhead, "I'd also like to remind the Board and everybody here that it's a big financial thing with the race track too because there's barbecues afterwards. People have to buy food. There's auto parts stores that supply auto parts. And I think it brings a lot of money to the town and I think it helps local businessmen and I'm for the track not having regulations like that. Thank you."

Supervisor Janoski, "Thank you Eddie."

Anthony Cresci, Glenwood, "So far all I have heard here is everybody's complaining that they want to keep the track open. We are not against the track."

Supervisor Janoski, "Could you tell the microphone who you are again."

Anthony Cresci, "Oh my god. Anthony Cresci. Irish. I live in Glenwood. And as you know I've been down to see you a few times. And if you remember, the first thing I said to you. We're not here to break the race track. We love it. Let them play but give us a break. Mr. Cromarty was up here (Happy Birthday) and his wife says nobody starts before this time. Don't believe that. They do start before that time and I've heard them at 1 o'clock revving up. In fact, this last week here at 2 o'clock there was..... Hey. Throw him out. Did you hear what he said?"

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PUBLIC HEARING Continued

Anthony Cresci, Continued

Do you see the language he used? I don't have to be subjected to that."

Supervisor Janoski, "You're right."

Anthony Cresci, "I respect their wishes. Let them respect mine. Now. I said at 2 o'clock there was a firecracker still going off at 2 o'clock in the morning. I know. I was looking at the late show. I couldn't sleep. And then they tell you all these things. We're not here to break the race track. And the simplest thing that Mr. Cromarty could do probably he doesn't want to spend it, is to put a retainer wall around there to baffle the thing. He doesn't want to do it. I guess I don't blame him. It's going to cost him money and this way he may not laugh all the way to the bank."

Supervisor Janoski, "Ladies and gentlemen. We have gone through this hearing (I think) pretty well. Let's not let it fall apart right now. I'm sorry. I didn't mean to interrupt you. I just didn't want the hearing to break."

Anthony Cresci, "I can hear what's going on there. Nobody wants to listen to us."

Charles Cohan, Shirley, "I just want to say that the race track (I think) brings a lot of business into the Town of Riverhead for restaurants, for bars, for auto parts or anything like that. I think that also that when somebody buys something next to something like a race track and they don't want to live next to it, they should have observe it like buyer beware. I think they should know what they're doing. Because obviously that they went there and now they want to complain and the race track was in there before they had been there and I don't think that it's very fair to even have this tonight for these people to even object or complain like that. But I think that the Town of Riverhead has got a golden opportunity to have a race track in there. To know that it is the only one on Long Island. I think they should take consideration to do something more with it then just knock it down for anybody because they have a golden opportunity to have a race track in their town. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the members of the Town Board on the issue?"

Mrs. Joseph Sikoro, Glenwood, "Alright put it down. Ok. I'm Mrs. Sikoro. I'm from Glenwood village. Another member. I'm here to again say; we're not against the race track. Please get this through everybody's head. We would just like to have the noise abated. That's all. That's all we ask and is that so much to ask from all them that drive those cars? I don't think so. Sir. If you want to get up here and talk, get up here and talk. I'll do it now. Now there's another question I'd like to ask you. Does the Town of Riverhead have any rules and regulations on fireworks? The displaying of fireworks."

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PUBLIC HEARING Continued

Supervisor Janoski, "Yes we do."

Mrs. Sikoro, "Now can you tell me what they are?"

Supervisor Janoski, "No ma'am I can not. We are in the middle of a public hearing on the proposal regarding the regulation of the raceway and quite honestly I don't know. You need a special permit from the Town Board to have a fireworks display."

Mrs. Sikoro, "Not only a special permit. About two years ago sir, they had fireworks from the raceway. We found parts of fireworks on our roof, on our street, in our yard. We brought them down to this Town Hall and showed them. My husband did this. We just wanted to find out if they could fire them off, have them go off a different way. We don't want to stop this either. But to have it go off a different way so it doesn't go into the residential area. Now, another thing on the fireworks too or even if anything...."

Supervisor Janoski, "Ma'am I'm sorry. After this hearing is over if you want to come up and talk about fireworks, I'll certainly be happy to listen. We are having a hearing on the proposal of regulations of racing operations."

Mrs. Sikoro, "Alright. Then this is all I have to say that I feel that they could co-operate a little bit I think on the noise. We're not asking them to stop the racing."

Supervisor Janoski, "Ok. Mr. Town Attorney did you want to add something?"

Richard Ehlers, "Just to clarify the fireworks for one second. There is an application on file that shows where they are to be launched from. They have to be launched from that location. Where they are supposed to land, they have to be 500 feet from any residence. So if that is not what happens, you should notify the police."

Supervisor Janoski, "Thank you. Yes ma'am."

Diana McCuska, East Quogue, "I just want to say a couple of things to you gentlemen. That if anybody from the Town Board has ever walked through the speedway and seen babies sleeping in the arms of their parents, I'd like to know why the noise is such a big controversy and such a big issue with the people that live in back of Riverhead Raceway."

Supervisor Janoski, "Yes sir."

Willie McCaffrey, Pond View Road, "I'm not in favor of changing the hours of the race track. I go there every week. I'd also like to say that I've heard a lot of people speak tonight that says we're in favor of the race track. We don't want to close it down. We just want a little peace and quiet. Well, that may be this year but next year it will be something else. The next year it will be something else and you'll have a place just like Bridgehampton where you can't even race a car with a noisy muffler. Thank you."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you."

Connie Hulse, Driver, "I happen to be one of the drivers at the race track and I must say my car does have a muffler on it. And as far as these people complaining about noise, if you are going to complain about noise, you might as well take all the trains out of the town. They blow whistles. You might as well take the fire department out. They blow whistles. You know and this is only one day a week. They have 6 other days of quiet. We're running a race track not a library."

Supervisor Janoski, "Does anyone else wish to address the Board on this question? Yes sir. Did you speak already sir? It's the blue shirt that I recognize then. Ok."

Ray Krieger, Manorville, "Good evening members of the Board. There seems here that we have like union problems. We have a seniority problem. Of course the race track was there first and now the people of Glenwood have come along and said that they would like for the race track to put up a noise abatement system. Well it seems to me that they are the junior people in the area. They want a noise abatement system, maybe they should consider approaching the track and talking about a little bit of partnership on putting one up. Also seeings how the race track was there first, maybe the Town Board should consider correcting some of the mistakes of our previous Town Boards where they allowed Glenwood to grow to the size that it is. Maybe one way of noise abatement would be to, as a trailer is sold, that it not be replaced and we reduce the size of Glenwood by moving the trailers from the western part out first. And one of the gentlemen who brought up a fact about taxes, we pay a lot of taxes. We have a lot of money. There's a large number of people there. Well, I wish I could do this. I wish I had the money. But what happens if I put up a manufacturing plant next to it that paid more property taxes than them, employed more people than they have population? Would I be able to dictate to them then? It's not a matter of who pays more taxes or how many votes are there. You see. As you can take it I am for the race track. I would like to see it prosper and grow. It is the only track left on the island and I think the Town of Riverhead should be proud of that. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the members of the Board? Ok and you want to be recognized also? Is there anyone who has not spoken yet who wishes to address the Board? That being the case....."

Russell Babis, Roanoke Avenue, "I'm against anything that is against Riverhead to the restrictions of Riverhead Raceway. Racing is a big part of my life. There's a lot of time spent in preparation of cars and enjoying the spectating at races. In the rules for building any car that runs at Riverhead Raceway, it's firmly stated that mufflers are mandatory on all cars and you're not allowed to run. Noise. Racing is an exciting sport and noise is part of that. Cars that don't make any.... An open exhaust turns me on. Cars that just go around and squeal the tires with no exhaust sound is very boring. So I think noise is all part of racing. That's all I have to say."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you. John did you want to address the Board?"

John Conroy, "We have heard both sides of the story and I think we have heard some innuendos, some filthy remarks from a less educated person who should have been removed and I don't mind saying it. What he talks at home is one of those things he should do. In a public place he has no right and I think he owes you, (the gentlemen of the Board) the supervisor, the people here an apology. Also heard innuendos that the raceway was here before. That may be just as silly that the raceway was here. Horses were here before automobiles. They were noisy. They changed the picture. They put mufflers on them. (INAUDIBLE) of not many more raceways. Freeport, Jamaica arena. Those of you who remember those areas, Ridgewood. I know what it is. We're not asking for Mr. and Mrs. Cromarty to go out of business. You had a Friday and you've got a Saturday night. People visit on Saturday. I don't think it's too much to ask to go back to a Friday night. And I'm a little tired of the innuendos that the seniors are a little flippy upstairs. They are not that bad really and I think that those people who feel that we should go back in time or feel that the advancement is one of those things that we shouldn't consider, is just too bad. But I think the Board should take into consideration. Not only was it mentioned here, I think one of the members of the Board also said that the place was there before us. True. We're only asking for a break, a little bit quieter and I think that Mr. and Mrs. Cromarty understand the situation. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Board? Yes."

James Schaefer, "As part of the proposal (I believe) it is asked that the racing been limited to just June, July and August."

Councilman Prusinowski, "Originally the resolution was drafted at my request and we were just going to address the hours. In an after thought, we put in June, July and August. One of the purposes of the public hearing is to get public input. And I've heard several recommendations tonight about the racing season. As this process goes on we probably will meet with the racing operators and this resolution might be amended."

James Schaefer, "Alright. So, well anyway in response to that nobody has come up here and said anything about the June, July and August. As matter of fact, everyone has said that they want to see the racing going. That's my biggest concern when I saw that in the paper; was that the racing would be limited to only those three months."

Councilman Prusinowski, "Somebody mentioned (and I wrote it) April to September."

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PUBLIC HEARING Continued

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James Schaefer, "That's what it is now and that's what we want."

Supervisor Janoski, "Thank you. Is there anyone else present who wishes to address the Board on this proposal?"

George McCarthy, Laurel, "I go back quite a ways on this raceway. I helped build it. It was the late John Evans and the Rambos and I raced with Mrs. Ambrose's car. So I go back quite a ways. They make a lot of noise. But noise is something that we have to live with. I don't say that there is too much or too little. I wouldn't like to live in Glenwood on a Saturday night but I think the people Glenwood have gone to Europe by air. I think the people down around Kennedy cursed them out under their breath and sometimes out loud. But they still went to Europe. Our hostages (god bless them) came home today. I think they made a lot of noise in Europe when they left. I think their plane made a lot of noise in Washington when it came in. I say; just hold our tempers and see what we can do. There must be a solution that would be semi-agreeable to all of us. Now, to say that the people came after the raceway, I believe most of them did because I helped build the park. I also help build up by Grumman's there. Timber Park. And I use to kid Tony Wiwczar. Who'd buy a house near Grumman? People have a short memory. I think the people from the park who bought their houses had a short memory. But that don't mean we can do too much to them. They deserve recognition. But so does the race track. When I helped build the race track, it was out in the middle of the woods. There was no trailer park. I think that we should control our tempers and try to work this out. Everywhere we look we find problems. I live near the apple tree in Mattituck and that was one of the most horrible night clubs going. I lived there for 15 years and carted a wheelbarrow of beer bottles out of my yard every Sunday morning."

Supervisor Janoski, "Can we talk about the proposal again?"

George McCarthy, "Noise is something that we're going to have to live with. I think the Town Board is trying to be a good Town Board and that is what we want them to be. But we want them to be opened minded and not think of votes which is difficult. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Board on this proposal? That being the case and without objection, I declare the hearing closed. Before anyone leaves, I want to thank you. Indifference to what John had to say that there was a problem over here, I couldn't see who did it. But as public hearings go that are very controversial, this has been a well behaved gathering of people and I thank you for taking part in it. The one thing that I can agree with this evening that what Mr. Cromarty said is: that we do have the opportunity to stand up to the microphone and to speak your mind and to disagree with one another and that's what it is all about. Now it's our job to weigh what we've heard this evening and come to a conclusion. I think it is the intent of the Town Board to try to develop something which will illicit cooperation and co-

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PUBLIC HEARING Continued

Supervisor Janoski, Continued

existence. Thank you. We are recessing until 20 minutes of 10."

7:45 PUBLIC HEARING CLOSED AT 9:22
MEETING RECESSED AT 9:22
MEETING RE-OPENED AT 9:45

Supervisor Janoski, "We will proceed with the resolutions."

RESOLUTIONS

#508 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: WIDTH OF PARKING STALLS.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the reduction of the width of the parking stalls in the Peconic River Parking Lot.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of August, 1985, at 7:55 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to a proposal to reduce the width of the parking stalls in the Peconic River Parking Lot from the current ten (10) feet to nine (9) feet and to re-stripe the parking lot accordingly.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#509 AUTHORIZING SUPERVISOR TO EXECUTE LEASE WITH LANIER BUSINESS PRODUCTS, INC.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor of the Town of Riverhead is hereby authorized to execute a lease with Lanier Business Products, Inc.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued

#510 APPROVES APPLICATION FOR FIREWORKS PERMIT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, application for a Fireworks Permit has been made by WWHB/South Fork Broadcasting, Inc., filed with the Town Clerk on June 28, 1985, and

WHEREAS, this application has been reviewed by the Riverhead Town Board for compliance with Section 405 of the Penal Law of the State of New York, and

WHEREAS, the necessary insurance certificate naming the Town of Riverhead as "Additional Insured" has been filed with the Town Clerk.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 405 of the Penal Law of the State of New York, the Town Board of the Town of Riverhead hereby grants to WWHB/South Fork Broadcasting Inc. a fireworks permit for a fireworks display on July 4, 1985 at the location and in the manner described in the application of WWHB/South Fork Broadcasting, Inc. filed with the Town Clerk, June 28, 1985, and

FURTHER BE IT RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to WWHB/South Fork Broadcasting, Inc. and the Riverhead Police Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#511 APPROVES MATERNITY LEAVE OF ABSENCE OF KAREN T. HEPPNER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, Karen T. Heppner did submit her letter of request for a one-year maternity leave of absence from her positions of Legal Stenographer to the Town Board effective July 8, 1985, and

NOW, THEREFORE, BE IT

RESOLVED, that the maternity leave of absence of Karen T. Heppner be and is hereby approved effective July 8, 1985, and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Karen T. Heppner and the Office of Accounting.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#512 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, ADDITION TO RIVERHEAD TOWN CODE, RE: CREATION OF CHAPTER 101-13D/THREE-HOUR PARKING DISTRICTS.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

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RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to an addition to the Riverhead Town Code, re: Creation of Chapter 101-13D, Three-Hour Parking Districts.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of August, 1985, at 8:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the following addition to the Riverhead Town Code to be known as Chapter 101-13D, "Three-Hour Parking District".

Chapter 101-13D - Three-Hour Parking

No vehicle shall park for longer than three (3) hours in the following designated parking lots of the Riverhead Town Parking District from the hours of 8 a.m. to 6 p.m., Monday through Friday.

<u>Street</u>	<u>Side</u>	<u>Location</u>
<u>South of Main St.</u>	<u>All</u>	<u>Peconic River Parking Lot</u>

*underscore indicates addition

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#513 APPROVES SPECIAL PERMIT OF DOUGLAS T. MILLER.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, by application May 31, 1985, Douglas T. Miller did apply to this Town Board for a special permit to construct and operate a non-nuisance industry (machine shop) in an Industrial A. District, at vacant real property on the south side of Pulaski Street, west of J.T. Boulevard, Riverhead, New York, and

WHEREAS, this matter was referred to the Planning Board for their review and recommendation, and

WHEREAS, by letter dated June 24, 1985, the Planning Board recommended that the special permit be approved, and

WHEREAS the 18th day of June, 1985, this Town Board, held a public hearing wherein all persons wishing to be heard were heard, and

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II Action without significant impact upon the environment, and

WHEREAS, based upon the Town Board's review on the Environmental Assessment Form and the proceedings had herein the Town Board determines that the special permit applied for will be a Type II Action without a significant impact upon the environment pursuant to the State Conservation Environmental Law,

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RESOLUTIONS Continued

NOW, THEREFORE, BE IT
RESOLVED, the Town Board determines that:

a. The use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood.

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the town.

c. The health, safety, welfare, comfort, convenience and order of the town will not be adversely affected by the authorized use.

d. Such use will be in harmony with and promote the general purposes and intent, and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may from time to time be approved by the Riverhead Town Board, and be it further

RESOLVED, that the special permit application of Douglas T. Miller to construct and operate a non-nuisance industry (machine shop) in an Industrial A. District, at vacant real property on the south side of Pulaski Street, west of J.T. Boulevard, Riverhead, New York, be and is hereby approved subject to any and all restrictions and/or limitations outlined in the Riverhead Town Code as may from time to time be amended, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Allen M. Smith, Esq. and the Riverhead Building Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#514 APPROVES SPECIAL PERMIT OF RONNIE LAZROVITCH.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, by application May 17, 1985, Ronnie Lazrovitch did apply to this Town Board for a special permit to amend a previously granted permit for the expansion of a mobile home park at 235 Route 58 in Riverhead, New York to permit five (5) mobile homes instead of six (6) previously granted as filed with the Town Clerk.

WHEREAS, this matter was referred to the Planning Board for their review and recommendation, and

WHEREAS, by letter dated June 24, 1985, the Planning Board recommended that the special permit be approved, and

WHEREAS, on the 18th day of June, 1985, this Town Board held a public hearing wherein all persons wishing to be heard were heard, and

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RESOLUTIONS Continued

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II Action without significant impact upon the environment, and

WHEREAS, based upon the Town Board's review on the Environmental Assessment Form and the proceedings had herein, the Town Board Board determines that the special permit applied for will be a Type II Action without a significant impact upon the environment pursuant to the State Conversation Environmental Law

NOW, THEREFORE, BE IT

RESOLVED, the Town Board determines that:

a. The use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood.

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the town.

c. The health, safety, welfare, comfort, convenience and order of the town will not be adversely affected by the authorized use.

d. Such use will be in harmony with and promote the general purposes and intent, and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may from time to time be approved by the Riverhead Town Board, and be it further

RESOLVED, that the special permit application of Ronnie Lazrovitch to amend a previously granted permit for the expansion of a mobile home park at 235 Route 58 in Riverhead, New York to permit five (5) mobile homes instead of six (6) previously granted as filed with the Town Clerk, and is hereby approved subject to any and all restrictions and/or limitations outlined in the Riverhead Town Code as may from time to time be amended, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Ronnie Lazrovitch, or his agent, and the Riverhead Building Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#515 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$45,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD WATER DISTRICT IN SAID TOWN FOR THE ACQUISITION OF METER VAULT ASSEMBLIES.

(See Water District Minutes)

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RESOLUTIONS Continued

- #516 BOND RESOLUTION DETERMINING THAT THE ACQUISITION OF METER VAULT ASSEMBLIES IS IN THE INTERESTS OF THE RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

- #517 AWARDING BIDS FOR METER VAULTS FOR RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

- #518 AWARDING BIDS FOR FOUR (4) VEHICLES FOR RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

- #519 APPROVES MATERNITY LEAVE OF ABSENCE FOR NEIGHBORHOOD AIDE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, Dorothy Wilson McCoy has requested a maternity leave of absence from her position of part-time neighborhood aide for the period June 30, 1985 through September 1, 1985.

NOW, THEREFORE, BE IT

RESOLVED, that the request of Dorothy Wilson McCoy for a maternity leave of absence from her position of part-time Neighborhood Aide be and is hereby granted for the period June 30, 1985 through September 1, 1985, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Dorothy Wilson McCoy and the Office of Accounting.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

- #520 RATIFIES PUBLICATION OF AD RE: JULY 4TH CELEBRATION.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, a one-half page display ad was placed in the July 3, 1985 issue of Suffolk Life Newspapers, informing our residents and visitors of our 4th of July celebration.

NOW, THEREFORE, BE IT

RESOLVED, that the publication of this one-half page display ad be and is hereby ratified.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued

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- #521 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$80,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD WATER DISTRICT IN SAID TOWN FOR THE ACQUISITION OF FOUR (4) VEHICLES.

(See Water District Minutes)

- #522 BOND RESOLUTION DETERMINING THAT THE ACQUISITION OF FOUR (4) VEHICLES TO BE IN THE INTERESTS OF THE WATER DISTRICT.

(See Water District Minutes)

- #523 AUTHORIZES ATTENDANCE AT INFER-STRUCTURE SEMINAR.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that Councilman Boschetti be advanced Two Hundred Fifty (\$250.00) dollars to attend the Touche Ross Infer-Structure Financing Seminar to be held on July 9th and 10th, 1985, in Chicago, Illinois, and that all necessary expenses for travel, registration, accommodations and meals be paid by the Town. Such charges to be fully receipted upon return.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

- #524 DECLARES SUBDIVISION APPLICATION OF ATRIUM GROUP LIMITED TO BE A TYPE I ACTION WITHOUT SIGNIFICANT IMPACT ON THE ENVIRONMENT.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, an application has been made by Atrium Group, limited for a subdivision known as the Farms at Baiting Hollow, also known as, The Village Greens at Baiting Hollow, to the Riverhead Town Planning Board, and

WHEREAS, a condition of such subdivision shall be the provision for public water which is the province of the Riverhead Town Board, and

WHEREAS, the Town Board has determined to act as lead agency and as such has reviewed the environmental assessment from and the recommendations of the Riverhead Town Environmental Quality Review Board.

NOW, THEREFORE, BE IT

RESOLVED, the Town Board of the Town of Riverhead determines that the proposed subdivision, as shown on the map of Young and Young dated June 6, 1985, be and is hereby declared to be a Type I Action without significant impact on the environment, and

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RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that it is respectfully requested by the Riverhead Town Board that any approval of this subdivision be subject to the requirement that public water be provided to the site, and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to the Riverhead Town Planning Board for maintenance by the Riverhead Town Planning Board in their files, and

BE IT FURTHER RESOLVED, that the Office of the Town Attorney be and is hereby directed to forward copies of this resolution to those who received the notice of lead agency.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#525 RATIFIES PUBLICATION OF NOTICE TO BIDDERS RE: INSTALLATION OF WATER MAINS AND APPURTENANCES FOR RIVERHEAD WATER DISTRICT EXTENSION NO. 29.

(See Water District Minutes)

#526 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS, RE: DEMOLITION, REMOVAL, FILLING AND REGRADING OF VARIOUS PREMISES IN RIVERHEAD TOWN.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders with regard to the demolition, removal, filling, and regrading of various premises in Riverhead Town in the July 11, 1985 issue of the News Review.

TOWN OF RIVERHEAD

200 HOWELL AVENUE

RIVERHEAD, NEW YORK

INSTRUCTIONS TO BIDDERS

1. Sealed proposals for the demolition, removal, filling, and regrading of various premises in Riverhead Town, New York, are required by the Town Board, Town of Riverhead, Suffolk County, as set forth in the following specifications, will be opened at the Town Hall, 200 Howell Avenue, Riverhead, New York, at 11:15 a.m. on Monday, July 29, 1985.
2. No charge will be allowed for salvage.

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RESOLUTIONS Continued

3. No charge will be allowed for federal, state, or municipal sales and excise taxes, for which the Town of Riverhead is exempt. The price bid shall be net and shall not include the amount of any such tax. Exemption certificates, if required, will be furnished on forms provided by the bidder.
4. The Town Board reserves the right to waive any formalities in any proposal or, in its discretion, to reject all bids and re-advertise in the manner provided by Section 103 of the General Municipal Law. The Board reserves the right to accept any within 30 days of the bid opening.
5. Each bidder must execute the non-collusion certificate provided herewith and, if a corporation must submit a resolution of the Board authorizing the bid, a form is also annexed hereto.
6. These instructions are to be considered an integral part of all proposals.
7. Each bid must be presented in a sealed envelope, clearly marked "Demolition."

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Without objection, adjourned. It was open to public comment."

Councilman Prusinowski, "Do you want your five minutes?"

Bill Nohejl, "Is there anything else with the appraisal of the LILCO site?"

TOWN ATTORNEY COMMENTED AND WAS INAUDIBLE.
TAPE ENDED

Councilman Artale, "The siting committee up in Albany seems to be zeroing in on Jamesport for their ash dump. Of course they haven't made any recommendations yet but they seem to be eliminating other places. Even though a strong opposition from this Board as you know, we have sent a letter of protest to Albany and we will continue to do that."

Bill Nohejl, From audience, Inaudible.

Councilman Artale, "No it wouldn't. I know you said it fictitiously."

Bill Nohejl, From audience, Inaudible.

Councilman Lombardi, "Thank you Bill."

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PERSONAL APPEARANCES Continued

Steve Haizlip, "Mr. Janoski and the other Board members. I hope you all won't mind a little constructive criticism tonight in regard to this hearing. I'm out in the hall and so much noise is going on and so forth. And I think it would have been somehow that the word could have gotten out here; does anybody out in the hall want to get up and speak or come in and speak? First thing, I know it was over and I'm out here leaning with an ear and then they said it was finished."

Supervisor Janoski, "Steve why don't you tell us what you wanted to say now."

Steve Haizlip, "You closed it up."

Supervisor Janoski, "That's ok. We can still hear it."

Steve Haizlip, "What I was going to say now that you've given me the privilege; that race track was there many years ago. About 1951 or 1952. The land was put up for Mr. Stark I believe it was and he selected to build there and put trailers in there, mobile homes. Sorry. And now it's a major development. Now, this has happened in a few places where the Town Boards and the Planning Boards come along and they issue the permits and allow development and they crowd right on top of the industry. Then when you get in there, they realize; oh man. We've got some jets taking off or we've got some big trucks rolling by here. But they wasn't given any informative information when they went in there that this track was there and it does operate."

Councilman Prusinowski, "Steve I want to say one thing. Just recently this Town Board turned down an application right next to Timber Park for a new subdivision taking those thoughts into consideration. Glenwood Park has been allowed to expand because it has been there for the last 10 or 15 years. Your thought is well taken. That's why the Town Board turned down that application to change the zone there because it's opposite an aviation facility which makes a lot of noise. Well taken."

Steve Haizlip, "Now, that is the present Planning Board and I guess you've got different codes and regulations. In those days, maybe they were different codes and regulations. But Mrs. Ambrose, I believe her name was, made a good point that it is a big industry and it does create a lot of money. And it creates business all the way around. Now, both sides, I think, (inaudible) action can be worked out but it can not be worked out today for tomorrow. It would take a little time. And I believe both sides (Inaudible) and try to let this industry operate. On this resolution 518, 521 and 522 about these four bids at the water works once again; are the vehicles being replaced or are they considered as being a trade-in or being sold to help offset the cost?"

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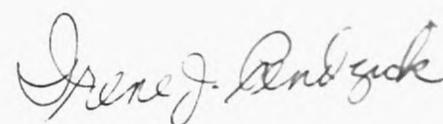
PERSONAL APPEARANCES Continued

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Supervisor Janoski, "Thank you Steve. Without objection,
adjourned."

There being no further business on motion or vote, the
meeting adjourned at 9:56 p.m.

IJP:nm



Irene J. Pendziak
Town Clerk