

Minutes of a Meeting of the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York, on Tuesday, February 1, 1966 at 10:30 A. M.

Present:

Robert B. Vojvoda, Supervisor

Bruno F. Zaloga, Jr.

Thomas R. Costello, Justices of the Peace

Vincent B. Grodski

George G. Young, Councilmen

Also present: Shepard M. Scheinberg, Town Attorney and Alex E. Horton, Superintendent of Highways.

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

RESOLVED, That the minutes of the meeting of the Town Board held in the Town Hall on January 18, 1966, be approved as submitted.

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

Supervisor Vojvoda asked if anyone wished to be heard. Several persons in attendance with the Wading River Civic Association delegation addressed the Board making inquiries relative to the Petition of Wading River Residents requesting the rezoning of the Wading River School District Area with a minimum area of one acre.

Town Attorney Shepard Scheinberg advised that the Zoning Ordinance would have to be amended to add Residence 3 District to rezone properties in the Wading River School District with a minimum area of one acre.

HEADS OF DEPARTMENTS

Alex E. Horton, Supt. of Highways addressed the Board and stated that snow removal operations are very often impeded by gas filling station operators pushing huge blocks of snow onto the highways which harden into iceberg formations, causing hazardous driving conditions, and inquired of the Board what steps could be taken to remedy the situation.

After some discussion the Town Board advised Mr. Horton that he approach the operators and ask for their cooperation and should they be unwilling, that he contact the Police Department.

Supervisor Vojvoda informed the Board that the New York State Traffic Engineering Division has sent notices to heads of local governments, containing warning that they face law suits arising from accidents unless they conform to new laws dealing with traffic

signs and signals. All traffic control devices must conform to the standards of the State Traffic Commission by January 1, 1967. (standards are contained in the manual of Uniform Traffic Control Devices of the N. Y. State Traffic Commission as revised on Oct. 1, 1964)

The Board discussed the matter and directed Police Chief Grodski and the Dept. of Highways to take inventory of all signs, signals, and locations of control devices, to determine the needs and what devices will have to be replaced to conform with the law and for the protection of the Town against possible law suits.

REPORTS

Police Department, month of January, 1966. Filed.

Tax Receiver's Report, dated January 31, 1966. Filed.

Riverhead Fire District-Treasurer's Report for year 1965. Filed.

Survey Report on Columbus Avenue, submitted by Alden W. Young. Filed.

COMMUNICATIONS:

Riverhead Woman's Club, dated January 20, 1966, urging Town Board to give its consideration to amending Zoning Ordinance to prohibit off-the-premises highway signs and billboards and the removal of old signs within five years, similar to Ordinance of Easthampton Town recently upheld by the Supreme Court. Filed.

After some discussion, the matter was referred to the Town Attorney and the Town Clerk was directed to make reply stating that the Board would take the matter under advisement.

Department of Public Works, Suffolk County, dated January 21, 1966, advising application has been made to the Army Department for permission to dredge in Miamogue Lagoon and requesting Resolution from Town Board giving the Supervisor authority to approve the plan and sign the necessary assurances in connection with proposed dredging. Filed.

Town of Southampton, dated January 18, 1966, giving Notice of Public Hearing on Proposed Amendments to Building Zone Ordinance. Filed.

Copy to Town Attorney.

U. S. Army Engineer District, Corps of Engineers, dated January 24, 1966, relative to Public Notice No. 5652 in the matter of application made by Hazel Smith for Permit to construct jetties in Great Peconic Bay at Mattituck, N. Y. Filed.

William J. Noble, dated January 27, 1966, protesting treatment received from Roseco Developers, owner of shopping center on Route 25. Filed.

Referred to Town Attorney.

Petition containing 60 signatures of residents in area of Reeve's Park, Youngs Road, Overbrook Road, Sound Avenue and Park Road, making objection to that area being under consideration for a Dog Pound. Filed.

Building Inspector's copy of letter sent to Marland Realty Corporation, dated January 20, 1966, advising that the Temporary Building Permit issued on November 29,

COMMUNICATIONS continued:

1965, has been cancelled as of January 20, 1966, pending compliance of requirements of Building Code. Filed.

Wading River Civic Association, dated January 21, 1966, copy of letter to Riverhead Town Planning Board, requesting status of report to Town Board on Petition for one-acre zoning in the Wading River School District. Filed.

Town Clerk was directed to make reply that a Special Attorney will be assigned to handle Zoning Ordinance changes.

RESOLUTIONS

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

RESOLVED, That the Town Clerk be and is hereby authorized to advertise for sealed bids on Rock Salt Requirements for use of the Town of Riverhead Highway Department, and be it

RESOLVED, That specifications be prepared by the Superintendent of Highways and bids to be returnable up to 11:00 A. M., on February 14th, 1966, and be it further

RESOLVED, That the Town Clerk be and hereby is designated to open publicly and read aloud on Monday, February 14th, 1966, at 11:00 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation "Bids on Rock Salt".

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

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

RESOLVED, That the Superintendent of Highways be and is hereby authorized to pay overtime snow compensation for the period from January 14, 1966 to January 23, 1966, for a total of 747 hours in the total amount of \$1,878.30.

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

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

WHEREAS, the County of Suffolk proposes to dredge certain areas of Miamogue Lagoon, in the Town of Riverhead which dredging will be performed by County owned dredging equipment at a nominal cost to the Town of Riverhead, and

WHEREAS, in order to accomplish said dredging, plans, specifications, agreements and other documents must be executed on behalf of the Town of Riverhead, now therefore be it

RESOLVED, that the Supervisor be and he hereby is authorized to execute, on behalf of the Town of Riverhead, all necessary plans and specifications, spoil area agreements, assurances to the County of Suffolk, license and/or dredging permit applications to Federal and State Agencies and all other documents that may be required to accomplish said dredging work.

RESOLUTIONS continued:

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

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

RESOLVED, That the North Fork Bank and Trust Company, Security National Bank, Franklin National Bank, and Suffolk County National Bank, as designated depositaries of this corporation, be and they (including their correspondent banks) are hereby requested, authorized and directed to honor all checks, drafts or other orders for the payment of money drawn in this corporation's name on any or all of its accounts (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof) when bearing or purporting to bear the facsimile signature of any one of the following: ROBERT B. VOJVODA, and said Banks (including their correspondent banks) shall be entitled to honor and to charge this corporation for all such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purported facsimile signature thereon may have been affixed thereto, if such facsimile signature resemble the facsimile specimens from time to time filed with said Bank by the Town Clerk or other officer of this corporation; and

FURTHER RESOLVED, That all previous authorizations for the signing and honoring of checks, drafts or other orders for the payment of money drawn on said Banks by this corporation are hereby continued in full force and effect as amplified hereby.

FURTHER RESOLVED, That the corporation agrees to and does hereby indemnify and hold the Banks harmless from any and all claims, loss, damage or expense it shall sustain or incur by reason of its acceptance of the authority herein granted, and its acts in reliance thereon.

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

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

WHEREAS, The bid of Sinclair Refining Company, Garden City, New York, for Regular and High Test Gasoline is at prices higher than that of the State Contract, and

WHEREAS, The Town Board deems it in the best interest of the Town that the State Contract Bid be utilized,

NOW, THEREFORE BE IT RESOLVED, That the bid of Sinclair Refining Company, dated January 14, 1966, be and is hereby rejected, and be it

FURTHER RESOLVED, That the State Contract Bid for Regular and High Test Gasoline be utilized.

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

RESOLUTIONS continued:

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

RESOLVED, That the matter of Gas Stations as a Special Exception to the Zoning Ordinance #26, of the Town of Riverhead, be referred to the Planning Board.

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

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

RESOLVED, That the Supervisor be and is hereby authorized to place the following sums of moneys not currently needed for operating expenses on Time Certificates of Deposit:

Ambulance Fund	\$ 7,500.00
Contingent Account (General Town)	10,906.71
General Repairs Item No. 1-Highway Account	40,000.00
Town Highway Garage Account	7,635.12
Herod Point District Account	750.00
General Town Current Surplus Account	125,000.00

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

Justice Zaloga offered the following resolution and moved its adoption.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

Section 1. The amended Resolution and Order After Public Hearing duly adopted by the Town Board on October 5, 1965, in the proceeding entitled:

Second Amended Petition of the Owners of more than one-half of the real property fronting on Leonard Street and Francis Street, private roads or rights of way, for the improvement of said streets

is hereby repealed, rescinded and revoked.

Section 2. This resolution shall take effect immediately.

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

AYES: Councilman Young, Councilman Grodski, Justice Zaloga, Justice Costello, and Supervisor Vojvoda.

NOES: None.

The resolution was declared unanimously adopted.

Justice Costello offered the following resolution and moved its adoption:
BOND RESOLUTION OF THE TOWN OF RIVERHEAD, NEW YORK, ADOPTED FEBRUARY 1, 1966, APPROPRIATING \$25,700 FOR THE IMPROVEMENT OF LEONARD AND FRANCIS STREETS, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$25,700 SERIAL BONDS OF THE TOWN TO FINANCE THE APPROPRIATION.

RESOLUTIONS continued:Recital

WHEREAS, Leonard and Francis Streets heretofore private roads in the Town of Riverhead, New York, have been duly dedicated to, accepted by and deeded to said Town as Town highways; and

WHEREAS, pursuant to the third amended petition duly executed and filed and after a public hearing duly called and held, the Town Board of the Town of Riverhead, New York, duly adopted on December 21, 1965, a Resolution and Order After Public Hearing determining that it is in the public interest to improve Leonard and Francis Streets, in said Town, therein described, in accordance with the specifications required for highways in said Town, now in effect, and it is now necessary and advisable to provide for the financing of said improvement at a cost not to exceed \$25,700 by the issuance of bonds; now, therefore, be it

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

Section 1. The amount of \$25,700 is hereby appropriated for the construction and installation of flexible pavement of bituminous stabilized soil with an oil wearing surface on and along Leonard and Francis Streets, in the Town of Riverhead, Suffolk County, New York, authorized pursuant to and more particularly described in the Resolution and Order After Public Hearing adopted by the Town Board of said Town on December 21, 1965 and heretofore referred to in the recital hereof, including curbs, gutters, drainage, landscaping and grading and improving of the rights of way and improvements in connection therewith, all in accordance with the map, plan and specifications prepared by Alden W. Young, P. E., Town Engineer, and hereby approved. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$25,700 and the said amount is hereby appropriated therefor. The plan of financing is the issuance of serial bonds of the Town of Riverhead in the principal amount of \$25,700 and the assessment, levy and collection of assessments from the several lots and parcels of land which the Town Board shall deem especially benefited thereby to pay the principal of said bonds and the interest thereon so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 2. To finance the said appropriation, serial bonds of the Town of Riverhead are hereby authorized to be issued in the principal amount of \$25,700 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

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

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a 20 (c) of said Local Finance Law, is fifteen (15) years.

(b) Current funds are not required by said Law to be provided prior to the issuance of the bonds authorized by this resolution, or any notes in anticipation thereof, pursuant to Section 107.00 d. 3 (c) of said Local Finance Law.

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

Section 4. Each of the bonds authorized by this resolution and any notes issued in anticipation of said bonds shall be general obligations of the Town of Riverhead, payable as to both principal and interest by general tax upon all the taxable real property

RESOLUTIONS continued:

within the Town without limitation as to rate or amount. The faith and credit of the Town of Riverhead are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

Section 7. The bond resolution of said Town of Riverhead duly adopted by said Town Board on October 5, 1965, entitled:

"Bond Resolution of the Town of Riverhead, New York, adopted October 5, 1965, appropriating \$22,000 for the improvement of Leonard and Francis Streets, in said Town, and authorizing the issuance of \$22,000 serial bonds of the Town to finance the appropriation, "

is hereby repealed, rescinded and revoked.

Section 8. This resolution shall take effect immediately.

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

AYES: Councilman Young, Councilman Grodski, Justice Zaloga, Justice Costello, and Supervisor Vojvoda.

NOES: None.

The resolution was declared unanimously adopted.

Justice Costello offered the following resolution and moved its adoption:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in "THE NEWS-REVIEW," a newspaper published in the Town of Riverhead and having a general circulation in said Town, which newspaper is hereby

RESOLUTIONS continued:

designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in substantially the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

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

AYES: Councilman Young, Councilman Grodski, Justice Zaloga, Justice Costello and Supervisor Vojvoda.

NOES: None.

The resolution was declared unanimously adopted.

Supervisor Vojvoda announced that it will not be necessary to call the Hearing scheduled at 11:00 A. M., relative to the application of Sheldon Weitzen for Junk Dealer's License, which Hearing was adjourned from the January 18, 1966 Meeting, as he has had talks with all persons concerned and is satisfied that there will be no further objections.

Supervisor Vojvoda further informed the Board that the applicant, Sheldon Weitzen came in to see him at 9 A. M., this morning and has assured him that he will conduct his business in accordance to the Rules and Regulations of the Junk Dealers Ordinance, and upon these grounds has determined that Mr. Weitzen is entitled to a Junk Dealers License and authorized the issuance of such License to him.

Justice Zaloga stated that he is strictly against the issuance of any Junk Dealers Licenses for the purchases and handling of scrap metal.

Supervisor Vojvoda stated that Mr. Weitzen has assured him that he will deal in non-ferrous metals only.

Justice Zaloga stated that he feels it is wrong to issue this License as there is no guarantee that this man will deal in only metal of the non-ferrous type.

Supervisor Vojvoda stated that Mr. Weitzen came in at 9 A. M., this morning and if Justices Zaloga and Costello were here at the time, they would have been called in on the conference.

Justice Costello stated that the Board adjourned this matter to this meeting of the Board to hold a Hearing at 11:00 A. M., and Miss Block was ordered to send notices to all persons who were concerned.

Supervisor Vojvoda replied stating that all persons concerned have been notified and have contacted him and he being satisfied that there would be no further objections, has authorized the issuance of a License and added saying that if it is the feeling of the Board to hold the Hearing, he will recess the meeting to do so.

Supervisor Vojvoda recessed the meeting, to hold the Hearing.

HEARING: 11:00 A. M.

In the matter of the Application of Sheldon Weitzen for Junk Dealer's License.
(Adjourned from January 18, 1966 Meeting).

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

HEARING: 11:00 A. M., continued:

Town Attorney Shepard Scheinberg addressed the Board and stated that in reading the Junk Ordinance, we find that paper is considered junk, and therefore, it is his opinion that Mr. Weitzen would require a Junk Dealers License and it is therefore up to the Supervisor whether to grant one or not.

Supervisor Vojvoda stated that he feels Mr. Weitzen is doing the Town a favor by collecting all the old newspapers that would usually be taken to the Town Dump by people and garbage collectors and the News-Review, as he is packaging it and taking it out of the Town, and this is saving the Town a tremendous amount of money at the Town Dump.

Supervisor Vojvoda also stated that the metal Mr. Weitzen is buying is of the non-ferrous type such as lead, aluminum, brass and copper.

Justice Zaloga stated that he thinks we are wrong in issuing such license as there will be nothing to prevent this man from handling other metals, as any junk dealer will tell us that this is his cushion and this is the type of metal they have an opportunity to make money on.

Supervisor Vojvoda stated that there is no money in handling paper and where one dealer is removing car bodies and doing us a favor as one who is collecting old papers and non-ferrous metals, he does not believe we could legally restrict these fellows to allow one to only remove car bodies and the other to be limited to non-ferrous metals.

Town Attorney Scheinberg reminded the Board that Riverhead Scrap Metal was issued a Special Permit because their request was not covered by the Ordinance, but that Mr. Weitzen's request falls directly within our Ordinance and therefore the type of Permit to be issued to him is the regular Junk Dealers License.

Justice Costello stated that Mr. Munson issued a Permit to Mr. Weitzen for the storage and baling of paper within the four walls of a building and later on when he advertised for scrap metal, this had to come within the purview of the Junk Ordinance, as well as the handling of paper, and since he is confining his complete operations within a building and not the outside area, he will not be required to erect a fence.

Justice Costello further stated that he has no objection as long as Mr. Weitzen will confine his operations within a building.

No one else wishing to be heard, Supervisor Vojvoda declared the Hearing closed.

PUBLIC HEARING: 11:30 A. M.

After being duly advertised Proof of Publication of Notice of Public Hearing, Pursuant to Section 265 of the Town Law and Section 501 of Zoning Ordinance No. 26 of the Town of Riverhead on proposals to amend said Ordinance was submitted to the Board.

The Notice was ordered filed.

Supervisor Vojvoda declared the Hearing open and asked if anyone wished to be heard in favor of or in opposition to the aforesaid Notice.

Town Attorney Shepard Scheinberg addressed the Board and stated that public hearings have been held on the proposed changes in the past, but due to the technicality that Notices of Public Hearings have not been sent to adjoining Towns, we must have another Hearing.

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

William Miller, Wading River, addressed the Board and stated that the Wading River Civic Ass'n., is surprised that the Planning Board would recommend Trailer Parks in Business 1 Areas, as for years the Association has fought to upzone the Town and feels that to permit additional Trailer Parks would be a step backwards.

Mr. Miller further stated that while the present Town Board may do all possible to curb and turn down any new trailer parks, future Town Boards may allow camps in other business-zoned sections as well as industrial-zoned areas.

Mr. Miller further added that the Association feels that this proposed change is not in line with the Master Plan and asked why the whole Township is being made to suffer because of it.

Town Attorney Shepard Scheinberg stated that the change is in conformity with the Master Plan, as the existing Camp would be expanded and the use is permitted in Business 1.

Mrs. Gwendolyn Prodell, Wading River, read a prepared statement on behalf of the Wading River Civic Association, opposing the change and warning that trailer parks affect the well-being of others nearby and are not in the spirit of the Master Plan and urging the Town Board not to ease its restrictions on trailer parks by opening up new areas in which they can be established.

Mrs. Prodell also read a prepared personal statement opposing the proposed change which would permit the establishment of trailer parks in Business 1 Districts and which change would affect the entire township and only accommodate a small number of individuals.

Mrs. Prodell continued that it was disturbing to her that to date no action has been taken on a Petition submitted by Wading River Residents two years ago, requesting the up-zoning of the Wading River School District.

Mrs. Prodell further continued that the petitioners requesting the proposed change are an extremely small number of individual business men who hope to gain a personal profit from this change.

Supervisor Vojvoda stated that many applications for trailer parks had been turned down in the last year and a half and the Town Board would not allow any new trailer parks.

Supervisor Vojvoda requested Special Attorney Charles Raffe to make reply to Mrs. Prodell and Mr. Miller.

Charles Raffe, Special Attorney offered the following information:

"This amendment to the Zoning Ordinance to permit trailer parks in Business 1 Use District is not a carte blanche for the granting of new trailer parks in the Town of Riverhead. The amendment as proposed places a limitation and restraint on new parks. The Town Board, under the amendment, reserves the right to grant trailer park permits, and sets forth the requirements and restrictions that may be placed in the granting of said permits. The language in this amendment is similar to that for the granting of permits for new multiple dwellings in Business 1 Use District."

Mr. Raffe continued: "In answer to Mr. Miller's charge that there must be another way to permit Mr. Goldman to enlarge his trailer park; there is no other legal way. It was suggested to re-zone Mr. Goldman's property to an Industrial 1 Use District, but after considering this proposal it was my advice to the Town Board that this would be a

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

form of spot-zoning. The Town Attorney agreed with me on this reasoning. In addition, if Goldman's property were changed to an Industrial 1 Use District, a precedent would be set for allowing other parties on Route 58 to come in and make application to have their property changed to an Industrial 1 Use District. There are not that many Business 1 Areas in the Town of Riverhead that are available for a trailer park site. A great many Business 1 sites are too valuable for camp sites. A great many Business 1 Areas are too small to be feasible for a camp site."

Councilman Young stated that he is the owner of a trailer park which is located near Mr. Goldman's park and that it would be economically unfeasible for him to enlarge his park as the business property in that area is constantly rising in value.

Several unidentified ladies in attendance with the Wading River Delegation made inquiries as to spot zoning and if this request for the proposed change was really a hardship and is it that important that this be done to the township and made known their objections to the proposed trailer park change.

Mr. Edwin Lapham addressed the Board and stated that rezoning Wading River School District would not be spot zoning. However, if the Town Board spot zoned this proposed change and no one objected that would be the end of it.

Mrs. Charles Wood stated that if this proposed change goes through that it will leave a lot of loop holes.

Town Attorney Shepard Scheinberg replied to Mrs. Wood stating that this is only the way it can be done legally.

No one else wishing to be heard and no communications having been received thereto, Supervisor Vojvoda declared the Hearing closed at 12:08 P. M., and reopened the Meeting.

The Board recessed for lunch to reconvene at 2:00 P. M.

The Board reconvened at 2:20 P. M., with all members present.

Edwin Lapham, Attorney, appeared before the Board and presented Petition for the Proposed Northville Homes Road Improvement District on behalf of owners of more than one-half of the real property fronting on Oakland Drive North, Oakland Drive West, Oakland Drive South, Grove Street and Andrea Court.

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

-----X
 In the Matter of the
 Petition of the owners of more than one-half of : RESOLUTION
 the real property fronting on Oakland Drive North, : ADOPTING ORDER
 Oakland Drive West, Oakland Drive South, Grove :
 Street and Andrea Court, private roads or rights :
 of way, for the improvement of said streets. :
 -----X

RESOLUTIONS continued:

WHEREAS, the Town Board has heretofore expressed its interest in assisting the development of the proposed Northville Homes Road Improvement District, situate at Roanoke, Town of Riverhead, and

WHEREAS, the petition in this matter has been prepared and signed by the owners of real estate owning at least one-half of the frontage or bounds on both sides of that portion of said highways to be improved as aforesaid and by resident owners owning at least one-half of the frontage owned by resident owners residing along said portion of said highways proposed to be improved, and said petition having been filed with the Town Clerk, and

WHEREAS, it shall be necessary for the Town Board to comply with the provisions of Section 200 of the Town Law if it is to further proceed with its assistance to the proposed Northville Homes Road Improvement District,

THEREFORE, BE IT RESOLVED that the annexed order for a meeting to consider the petition for the street improvement district be and the same hereby is adopted.

The adoption of the foregoing resolution was duly put to a vote for a roll call which resulted as follows:

AYES: Councilman Young, Councilman Grodski, Justice Zaloga, Justice Costello and Supervisor Vojvoda.

NOES: None

The foregoing resolution was declared adopted.

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

-----X
 In the Matter of the
 Petition of the owners of more than one- : ORDER FOR MEETING TO
 half of the real property fronting on Oak- : CONSIDER PETITION FOR
 land Drive North, Oakland Drive West, : A STREET IMPROVEMENT
 Oakland Drive South, Grove Street and
 Andrea Court, private roads or rights of
 way for the improvement of said streets. :
 -----X

WHEREAS, a written petition dated January 25, 1966 was heretofore and on the 1st day of February, 1966, duly filed with this Board pursuant to Section 200 of the Town Law of the State of New York for the improvement of Oakland Drive North, Oakland Drive West, Oakland Drive South, Grove Street and Andrea Court, being private roads or rights of way situate at Roanoke, Town of Riverhead, by constructing a pavement of bituminous stabilized soil with an oil wearing surface, concrete curbs and any other necessary drainage structures and such other necessary work incidental to the above, as set out on a map filed with the Petition herein, and in accordance with Section 11, sub (a), sub 20 of the Local Finance Law; and whereas it duly appears that such Petition has been duly signed by the owners of real estate owning at least one-half of the frontage or bounds on both sides of that portion of said highways to be improved as aforesaid and by resident owners owning at least one-half of the frontage owned by resident owners residing along said portion of said highways proposed to be improved; and whereas the maximum amount proposed to be expended for the improvement of said private roads or rights of way as stated in the Petition is the sum of FORTY-FOUR THOUSAND AND 00/100 (\$44,000.00) DOLLARS; it is, pursuant to the provisions of said Section 200 of the Town Law of the State of New York hereby

RESOLUTIONS continued:

ORDERED that the Town Board of the Town of Riverhead, Suffolk County, New York, shall meet at the Town Hall, 220 Roanoke Avenue, in the said town on the 1st day of March, 1966, at 11:00 o'clock in the forenoon of that day, for the purpose of considering the said Petition and hearing all persons interested in the subject thereconcerning the same.

Dated: February 1, 1966

Robert B. Vojvoda
Supervisor

Bruno F. Zaloga, Jr.
Justice of the Peace

Thomas R. Costello
Justice of the Peace

Vincent B. Grodski
Councilman

ATTESTED TO BY:

ELENE M. BLOCK, TOWN CLERK

George G. Young
Councilman

MEMBERS OF THE TOWN BOARD
TOWN OF RIVERHEAD, NEW YORK

The adoption of the foregoing resolution was duly put to a vote for a roll call which resulted as follows:

AYES: Councilman Young, Councilman Grodski, Justice Zaloga, Justice Costello and Supervisor Vojvoda.

NAYS: None

The foregoing resolution was declared adopted.

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

WHEREAS, the Town Board of the Town of Riverhead had on the 16th day of November, 1965, adopted the following amendment to Zoning Ordinance No. 26 of the Town of Riverhead:

1. Article II - Section 203-Business 1 District-Section 203 A Uses-Business I District. Renumber paragraph 20 to read 21.
2. Article II-Section 203 - Business I District-Section 203A Uses. Add paragraph 20: 20. Camps when authorized by special permit from the Town Board and subject to such conditions and safe guards as the Town Board may deem appropriate.
3. Article II-Section 204 - Business II District-Section 204A Uses. Amend paragraph 1 to read: 1. All uses permitted in Section 203A of the above ordinance except that no camps shall be allowed.

RESOLUTIONS continued:

WHEREAS, notices of the public hearing which took place on October 19, 1965, had not been sent to the Town of Brookhaven, Southampton and Southold, the State Park Commission and the Suffolk County Department of Planning as is required by law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead does hereby rescind said amendment to Zoning Ordinance No. 26 of the Town of Riverhead.

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

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

WHEREAS, the Town Board of the Town of Riverhead had on the 4th day of January, 1966, adopted the following amendment to Zoning Ordinance No. 26 of the Town of Riverhead:

1. Article III -Section 303C-Parking Areas-The Second Paragraph should be deleted.

2. Article III-Section 303C-Parking Areas-Add the following Second Paragraph:

Where a public parking district has been created within a business district, the owner of property within the district for each building, structure, or premises which would be erected, enlarged or altered for use need not provide off street parking as defined in Article 3, Section 301J-Off Street Parking, following a public hearing on said amendment on January 4, 1966, and

WHEREAS, notices of the public hearing which took place on January 4, 1966 had not been sent to the Town of Brookhaven, Southampton and Southold, the State Park Commission and the Suffolk County Department of Planning as is required by law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead does hereby rescind said amendment to Zoning Ordinance No. 26 of the Town of Riverhead.

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

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

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law in order that amendments or changes to Zoning Ordinance No. 26 of the Town of Riverhead may be adopted by the Town,

NOW, THEREFORE, By virtue of the authority vested in it by the Town Law and other statutes made and provided, the Town Board of the Town of Riverhead, hereby ordains and enacts the following amendments and changes to Zoning Ordinance No. 26 of the Town of Riverhead:

RESOLUTIONS continued:

1. Article II, Section 203-Business 1 District-Section 203A Uses-Business 1 District. Renumber Paragraph 20 to read 21.
2. Article II, Section 203-Business 1 District-Section 203A Uses. Add Paragraph 20: 20. Camps when authorized by Special Permit from the Town Board and subject to such conditions and safe guards as the Town Board may deem appropriate.
3. Article II, Section 204-Business II District-Section 204A Uses. Amend Paragraph 1 to read: 1. All Uses permitted in Section 203A of the above Ordinance except that no camps shall be allowed.
4. Article III, Section 303C-Parking Areas-The Second Paragraph should be deleted.
5. Article III, Section 303C Parking Areas-Add the following Second Paragraph:

Where a public parking district has been created within a business district, the owner of property within the district for each building, structure, or premises which would be erected, enlarged or altered for use need not provide off street parking as defined in Article 3, Section 301J-Off Street Parking.

And the Town Clerk is hereby authorized and directed to enter the said amendments and changes to Zoning Ordinance No. 26 of the Town of Riverhead, and to publish a copy once in the News-Review, the official newspaper published in the Town, and to post a copy of the same, on the signboard maintained by the Town Clerk, pursuant to subdivision 6 of Section 30 of the Town Law and file in her office affidavit of said publication and posting, and

FURTHER RESOLVED, That the Town Clerk be directed to send copies of the amendments and changes to Zoning Ordinance No. 26 of the Town of Riverhead, to the Towns of Brookhaven, Southampton and Southold, The Long Island State Park Commission and the Suffolk County Department of Planning.

The adoption of the aforesaid amendments and changes to Zoning Ordinance No. 26 of the Town of Riverhead, shall take effect ten (10) days after publication and posting.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, No, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

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

RESOLUTIONS continued:

RESOLVED, That the Town Board take from the table the motion, "RESOLVED, That Charles Jehle be and is hereby re-appointed as Chairman of the Riverhead Planning Board for a term of five years, effective January 1, 1966 and ending December 31, 1970", which motion was laid on the table at the Town Board Meeting held January 18, 1965.

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

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

RESOLVED, That Charles Jehle be and is hereby re-appointed as Chairman of the Riverhead Planning Board for a term of five years, effective January 1, 1966 and ending December 31, 1970.

The vote, Councilman Young, Yes, Councilman Grodski, No, Justice Zaloga, Yes, Justice Costello, No, and Supervisor Vojvoda, No. The resolution was thereupon declared lost.

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

RESOLVED, That Frank Firth, be and is hereby appointed a member of the Planning Board of the Town of Riverhead, for a five year term, effective February 1, 1966 and ending December 31, 1970.

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

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

RESOLVED, That John Dunn, be and is hereby appointed as Chairman of the Planning Board of the Town of Riverhead, effective February 1, 1966 to December 31, 1966.

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

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

RESOLVED, That James Stark, be and is hereby appointed a member of the Planning Board of the Town of Riverhead, to fill the unexpired term of Charles Botula, effective February 1, 1966 and ending December 31, 1967.

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

RESOLUTIONS continued:

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

RESOLVED, That Abram Shorr, be and is hereby appointed Special Town Attorney, at the pleasure of the Board, to draft and take all necessary steps for the adoption of a Traffic and Meter Ordinance, and a Parking Ordinance, all in accordance with the State Traffic Commission. The compensation for the Traffic and Meter Ordinance shall not exceed \$1000.00, and for the Parking Ordinance shall not exceed \$500.00.

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

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

RESOLVED, That Abram Shorr, be and is hereby appointed Special Town Attorney, at the pleasure of the Board, to take all necessary steps in connection with the proposed dedication of Columbus Avenue, at a fee not to exceed \$100.00.

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

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

RESOLVED, That Elwood Hooper, be and is hereby appointed Special Town Attorney, at the pleasure of the Board, for the purpose of revising the Riverhead Zoning Ordinance No. 26, in connection with the proposed half-acre minimum lot requirement in residential zone and proposed change in Zoning Map, at a compensation not to exceed \$500.00.

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

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

RESOLVED, That William C. Haugaard, be and is hereby appointed Special Town Attorney, at the pleasure of the Board, for the purpose of prosecuting the Town of Riverhead against Walter Schmidt, at a fee not exceeding \$250.00.

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

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

RESOLVED, That Henry F. O'Brien, be and is hereby appointed Special Town Attorney, at the pleasure of the Board, for the purpose of prosecuting the Town of Riverhead against Ralph Ambrose, at a fee not to exceed \$250.00.

RESOLUTIONS continued:

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

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

RESOLVED, That Robert L. Tooker, be and is hereby appointed Special Town Attorney, at the pleasure of the Board, to draft and take all necessary steps for the adoption of a revised Public Dump Ordinance, at a fee not to exceed \$500.00.

The vote, Councilman Young, Yes, Councilman Grodski, Abstaining, Justice Zaloga, Yes, Justice Costello, No, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

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

RESOLVED, That Housner and Kelley, Inc., be and are hereby appointed Insurance Brokers of Record for the Town of Riverhead, for the period of January 1, 1966 to December 31, 1966.

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

The Town Board convened as a Board of Audit and examined the following bills submitted on Warrants dated February 1, 1966; General Town -\$7440.40, Machinery Item No. 3-\$1015.96 and Miscellaneous Item No. 4-\$2034.52.

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

RESOLVED, That the General Town bills submitted in the amount of \$7440.40, be approved for payment, and

FURTHER RESOLVED, That Highway Departments bills submitted as follows; Machinery Item No. 3-\$1015.96 and Miscellaneous Item No. 4-\$2034.52, be approved for payment.

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

There being no further business, on motion and vote, the meeting adjourned at 4:25 P. M., to meet on Tuesday, February 15, 1966 at 10:30 A. M.

Helene M. Block

Helene M. Block, Town Clerk