

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead, Riverhead, New York, on Tuesday, July 2, 1996, at 7:00 p.m.

Present:

James R. Stark,	Supervisor
Victor Prusinowski,	Councilman
Mark A. Kwasna,	Councilman
Otto Wittmeier,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz,	Town Attorney

Absent:

James B. Lull,	Councilman
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Supervisor Stark called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

Supervisor Stark: "Ladies and gentlemen if you will please stand and join in with the Pledge of Allegiance. I would ask Bob Wallace if you would come to the microphone and lead us in the Pledge of Allegiance. Bob, if you will come up and lead us. Mr. Wallace. If you would come to the microphone and lead us in the Pledge of Allegiance.

I would ask the Board to join me down front. Ladies and gentlemen it is always with pleasure to acknowledge people who have given a community spirit and be active in participating in government for several years. A member of our Town Planning Board gave that and also sat on other functions in our Town. And I would like to ask Bob Hodge if he would come up. Bob is in the audience somewhere here. Bob spent 18 years sitting on the Planning Board and the Riverhead Housing Development Corp. and the Multi-Family Housing Corp. So I think that a nice round of applause for Bob if you would, please. Bob is now retired and going to Florida. So on behalf of the Town Board and the residents of the Town of Riverhead, I would like to present you with this proclamation tonight which

says as stated:

WHEREAS, it is proper that the Town of Riverhead acknowledge the accomplishments of its citizens who have given themselves to the service of our Town.

WHEREAS, Robert Hodge has served the residents of the Town of Riverhead as a member of the Board of Directors of the Riverhead Housing Development Corp. and the Multi-Family Housing Corp. for the past 18 years;

WHEREAS, this dedication and loyalty to the people in the Town of Riverhead over the past 18 years should be lauded as exemplary;

NOW, THEREFORE, I, JAMES R. STARK, as Supervisor of Riverhead, do hereby proclaim July 2nd, 1996, to be Robert Hodge Day in the Town of Riverhead."

Robert Hodge: "Thank you very much, Jim, for those kind words and I would like you to know that I certainly appreciate them and am very thankful especially to the Board for having allowed me to be a part of the public service community.

I would also like to thank the Board members of the Riverhead Housing Development Corp. and staff for the dedication and patience that they showed. They really made my tenure there very enjoyable. Thank you very much."

Supervisor Stark: "Thank you, Bob. Also thank you for the many years you spend on our Planning Board. And good luck, good health, and come back to visit us often.

Is there a motion to approve the minutes of the Regular Town Board Meeting of June 18th, the Special Board Meeting of June 24th, and the Special Board Meeting of June 28th?"

Councilman Wittmeier: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried.

Madam Clerk, if you would give us the Reports, please?"

REPORTS:

Tax Receiver	Monthly collection report for the month of June
Building Department	Monthly report for June

APPLICATIONS:

Change of Zone	David J. Willmott, Sr., David J. Willmott, Jr. and others
Special Permit	A.L.J. Corp. residence in a Business D District
Special Permit	Mrs. Ann Baillet for a one story addition to an existing one story single family residence
Petition	From Malcolm Pirnie for Serota Plaza to be accepted into the Riverhead Sewer District
Carnival Permit	Jamesport Fire Department for the annual carnival, July 16th through July 21, 1996
Fireworks Permit	Jamesport Fire Department for July 20th
Site Plan	East End Recycling & Composting Co.

CORRESPONDENCE:

Mrs. Hudson	Expresses her views on the
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	the proposal for the construction of a Multiplex, Home Depot, etc. at the intersection of Mill Road and Route 58 and also the Anderson Farm
John and Cecilia Miller	Letter commenting on the superior given to them by George Malahias and Eileen Roman of the Community Development Department
Jim Muller	Compliments Ray Wiwczar and his staff for being most efficient and courteous
Muriel Froehlich	Offers suggestions in regard to the yard sale law
Elizabeth Caputo	Writes in opposition to the Dris application for a motel in South Jamesport
Greater Calverton Civic Assoc.	Adamantly opposed to the issuance of an Omni permit
East End Arts Council	A letter of appreciation for the Building & Grounds crew, mainly Danny, Charlie, Chris, Guy, Steve, Lisa and Ken and all others that are in Building and Grounds, a very efficient and professional group
North Fork Env. Council, Inc.	Writing in opposition to Omni's proposal to build a transfer station
D. vanRooyen	Notifies the Town Board of the increase of vehicles riding along the Wading River Beach
Petitions	Opposing the Omni Recycling Plant

Petitions

Opposing the NASCAR Speedway and Theme Park

111 post cards

In favor of the Mid Atlantic Race Complex

Supervisor Stark: "Thank you."

Public Hearing opened: 7:07 p.m.

Supervisor Stark: "Let the record show that the time of 7:07 has arrived. Would the Clerk please read the notice of public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:05 p.m., on Tuesday, July 2, 1996, to hear all interested persons who wish to be heard regarding Section 108-58.1 Yard Sales."

Supervisor Stark: "Thank you. Bob, would you like to handle this?"

Robert Kozakiewicz: "The public hearing is to consider an amendment to the zoning ordinance to add a specific provision dealing with yard sales. Up until this point in time, or at least up until this point and date, we have no such provision on the book. This was done to address some of the concerns we were seeing in the community where certain properties were being utilized for quote unquote yard sales, two times each weekend, every weekend, for the entire year, or a good portion thereof.

And the feeling was that this use is not, in fact, a yard sale. I looked at adjoining jurisdictions, namely Town of Southold initially. The Town of Southold has a very restrictive ordinance which allows a lot owner one yard sale per year. Other ordinances that we also looked at limited yard sales to residentially zoned properties which in this case may have not been appropriate for the town as there are some residential properties that are located in other than residential use districts under the zoning ordinance.

The pertinent provisions limit the amount of yard sales to not more than four a year. They require adequate parking facilities to be provided and also provide for permitting process with the first two yard sales not requiring any fee; the second two requiring a \$15 fee each.

I think that's pretty much the sum and substance of what we are dealing with today. If there are any comments or questions, hopefully, I can respond to them and answer them."

Supervisor Stark: "Is there anybody who would like to make comment on this particular public hearing? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. Back in the early '40's, there was a couple of country singers named Charlie and Bill Monroe (phonetic). They wrote a song which states: Live and let live. You all live and let the other people live. Now, I have never heard of any problems with any yard sales. Everything runs along all right and if somebody is having a yard sale every week or so and families are joining together and they select one sight to do it, I don't see anything wrong.

Now, I have a feeling that maybe the members of the Board, the Council members of the Board, is not exactly going for this, but as you know what Lola wants, Lola gets sometimes. Thank you."

Supervisor Stark: "Thank you, Steve. Is there anybody else who would like to make comment? Way in the back, Bill."

Bill Noehjl: "Bill Noehjl, Aquebogue. I am just the opposite of what Steve said. I believe one yard sale is enough for the year. And if it goes to two, three or four, they've got to be buying the material to resell it. How much can a person have in a house to sell at one time? And also I would like to know who is going to police this? We don't have anybody out-- . Can you answer that?"

Supervisor Stark: "Do I-- can I answer that?"

Bill Noehjl: "Yes."

Supervisor Stark: "I think the neighborhood in itself is-- will be doing the policing by virtually notifying us of continuous

yard sales. You are absolutely correct. This has come to this point as a result of people who have gone out and they selectively buy and they are running a yard sale every week by going to purchase. Certainly if our sector cars see it out there constantly every week we will be notified by them. There are ways to enforce it, Bill. Specifically, right here tonight what we are trying to do is get public opinion as to whether this is going in the right direction or not going in the right direction. If it's going in the right direction, then it will be adopted along with the ways that we will enforce it."

Bill Noehjl: "Again, I state one is enough."

Supervisor Stark: "Okay. Thank you, Bill. Is there anybody else? Yes, Henry."

Henry Pfeiffer: "Henry Pfeiffer, Wading River. I wonder to what extent this is to be included. Are the churches-- are the charitable organizations, are the civic associations and so forth being held to this? I can point out within the Town of Riverhead and the adjacent towns, where there are-- some of the churches and other organizations have what amount to a perpetual yard sale and it's open every Thursday, or every Friday, or every Saturday or what or a combination of both. There are also the cases where you have groups and I think most recently, Bill, your organization there in Oaks Landing have a combined yard sale. Does that mean that there's one for the combined group or one for each household? In other words, how close are we to defining the limits, the parameters, for this particular ordinance?"

Robert Kozakiewicz: "With respect to your first question whether this would address churches and other charitable organizations, my answer would be yes. It currently does not distinguish those type of organizations from an individual such as you or I, Mr. Pfeiffer. So I think the proposed legislation would apply just as equally."

As far as the large group, a community yard sale, we really do not address that particular issue. That would be an anomaly and we would have to deal with that as it came up. But that's not addressed in the current legislation."

Supervisor Stark: "Anybody else who would like to make comment? Yes, ma'am, over here on the right."

Anne Hatoff: "Anne Hatoff from (inaudible) Park. Most organizations that have yard sales and I've been involved in my church years ago when we had yard sales, that was a one year thing. All the effort went into it for that one day. You started a week after the previous yard sale to gather stuff. It ends up-- yard sales end up-- what I might get rid of, somebody else comes along and gets it. It's a trade off. You don't make a lot of money.

Especially with summer people. When we had a summer house out here, and I'm out here 36 years, half the summer homes were furnished from yard sales because you bought your house and now you had to furnish it, and it was a lot of fun and it was treasures. And I don't see why-- I don't see where this is a great big deal. I think the Town of Riverhead should be more concerned with other things than limiting yard sales."

Supervisor Stark: "Yes. We have had people that have rented vacant land and are bringing the stuff every weekend from out of town and as a result it's really spoiling-- and neighbors are complaining and we are reacting to that. This is a form of a public hearing to gather that information so that this Board can move forward to make a decision."

Anne Hatoff: "Okay. But isn't there a fine distinction then-- "

Supervisor Stark: "Yes."

Anne Hatoff: "If I have a lot and I rent it to somebody for the day to hold a yard sale, isn't that something different than just having a simple yard sale? It's a legal opinion. Wouldn't that be something different? We're now talking real estate income for the day and they are hold a swap meet if you will. If you lived out west, it would be called a swap meet, not a yard sale. But you are talking now a lot of fun. You are killing a lot of fun, especially in the summer. If it's not a good beach day, trust me, I live near a beach. If it's not a good beach day, you gather up the kids, you throw them in the car, if you have a van, hooray. Everybody goes out and they buy toys. It's not a big expenditure and you have a lot of fun."

Supervisor Stark: "Okay."

Anne Hatoff: "And if somebody can make a few bucks-- "

Supervisor Stark: "All right, thank you. Is there anybody else? Jessie. I'll get you next, Bill."

Jessie Goodale: "Jessie Goodale. I've been picking up litter, taking down signs on telephone poles for 10 years. Just this past Monday or Tuesday, I took down at least 30 yard sale signs. There were-- over the weekend had the sales, and this has been going on for years. People just don't-- they put them up. Sometimes people put up 25, 30 of these signs, sometimes they put them up 10 days ahead of the sale. Now there should be a little limit to-- I'm not against yard sales. I'm not speaking against yard sales, but I think a limit should be made and the possibility of a charge who put the signs on telephone poles should be made so that if they do not take them down, they do not get the fee that they pay towards this yard sale."

The Town of Riverhead has a code. It was enacted oh six or seven years ago that there be no signs on any poles, telephone poles, light company poles in the Town of Riverhead, and that includes yard sale signs. Now, in the process of taking down signs, we have not taken down any signs of yard sales previous to the yard sale. So there-- even though the sign is illegal, now I don't know what the Town can do about illegal yard sale signs. They can just look the other way. But there is a code on our books that says the Lighting Company has-- in this office has a proclamation that no signs will be placed on their poles in the Town of Riverhead, Lighting Company and Telephone Company alike. So I want you to take that into consideration when you consider this yard sale."

Supervisor Stark: "Thank you, Jessie. Is there anybody else? Bill?"

William Kasperovich: "William Kasperovich from Wading River. Yard sales, they are a good thing. However, the definition of yard sale has been stretched apparently from what is offered tonight, beyond the intelligent (inaudible). So I think what is defined as a yard sale should be spelled out and it should be on the front yard of a residence."

Now, there's a need for this, certainly not four times a year. Once, possibly twice every 10 or 20 years."

Supervisor Stark: "Not in my house the way my wife collects stuff."

William Kasperovich: "The spelling of what a yard sale is and what we accept it as because it's a-- there is a need. A need comes up many times, different household, different affairs, and this is a reasonable way to unload things. What's one man's trash is another man's treasure."

And, now I-- since a Wading River group yard sale was mentioned, I want to clarify, (inaudible) were made on the front yard of the people that had things for sale. In front of their houses, it was not collective. The only collection was that it was all done on one day and there was a sketch, a little (inaudible) map that showed where these places were. We in the Wildwood area do make a concerted effort to take the signs off the poles.

Signs on the poles came to a head many years ago when a couple of political individuals got to clash and a law was put forth that would put something on the books of Riverhead but I think there is no question that posting anything on a pole-- a utility pole, is illegal. Thank you."

Supervisor Stark: "Thank you, Bill. George?"

George Schmelzer: "I think it says in that thing that Robert read off about adequate parking. What do you mean by adequate parking? How many parking spaces?"

Robert Kozakiewicz: "Adequate to handle the number of people attending the yard sale."

George Schmelzer: "We don't know that in the beginning. How about it?"

Robert Kozakiewicz: "You raise a good point."

Supervisor Stark: "It's a good point. It will be taken into consideration."

George Schmelzer: "Okay, now. It just reminds me, I read one time that Bill Clinton, he deducted his old underwear he gave away to the Salvation Army. Now if he had a yard sale, Bill Clinton would be selling his old underwear, wouldn't he?"

Supervisor Stark: "This is true. Thank you."

George Schmelzer: "Wait a minute. I think you are trying to make this town government like Europe. Every few weeks, you come up with some new ordinance that controls people. You would be living in straightjackets pretty soon. Of course things don't work perfect. Is the Town Board perfect? No way. So why do you expect the citizens to be perfect? Leave the people alone. People have a lot of fun with these yard sales. Either that or they throw it in the dump. Now it costs more money to get rid of stuff. Some of the stuff is really good that people throw away. So if they exchange it in a yard sale, so what, let them do. Leave them alone. Leave people alone. Don't try to put them in a straightjacket. You get some people running looking to control others all the time. That's all they think about, control somebody else but themselves. Don't listen to them so much. That's about it."

Supervisor Stark: "Thank you, George. Is there anybody else who would like--"

George Schmelzer: "You are very welcome."

Supervisor Stark: "-- comment at this particular time? Yes, ma'am. Don't encourage him. I have to agree with Mrs. Hatoff because I did-- when I first got married, I went to relatives and got most of my furniture and the balance we got at yard sales. But the point is here strictly that there are people who are trying to make a retail business every weekend out on their front lawns. They are buying merchandise and bringing it from out of town, other villages and what have you and I'm sure if we all sat and thought that if somebody directly across the street had a yard sale every weekend, somebody would be down here knocking on my door saying we've got to control it. What we are trying to do is logically control this to some minimum. We're not trying to do away with yard sales, but we are trying to prohibit those persons who just constantly want to have a yard sale every weekend and annoy the

neighbors of the neighborhood.

So that's where we are heading. This is the reason of a public hearing is to get some input. I've already heard some good points that Bobby will take into consideration and if this Board elects to put something on-- governing yard sales. Yes, ma'am. I'm sorry."

Mary Darrow: "You mentioned in there-- in the resolution that the signs can only be in front of the property. What happens when you live on a dead end street? Who is going to see the sign? Can you put it at the beginning of the road?"

Supervisor Stark: "Well, I know there are-- if you pick up the News-Review of Suffolk Life, excuse me, or the Traveler-Watchman, the local papers, there are yard sales advertised every weekend. And there are people who, I think, professionally go out just for their own because they know what to look for."

Mary Darrow: "It's very addictive."

Supervisor Stark: "It's like auction."

Mary Darrow: "It's a worse thing if you drink, or smoke, or are on drugs. But instead you go to yard sales. It's in your blood."

Supervisor Stark: "Well."

Mary Darrow: "And you can get some very nice things out-- "

Supervisor Stark: "Oh, yeah. I'm sure those who know an antique when they see it maybe that person doesn't know it they are going to get a bargain somewhere along the line."

Mary Darrow: "A lot of people get enjoyment out of it. And I'm one of them."

Supervisor Stark: "I don't think they have a group to counsel yard sale addicts. Is there anybody else who would like to make comment at this particular time?"

Barbara Grattan: "Ma'am. Can I have your name, please?"

Mary Darrow: "Mary Darrow."

Barbara Grattan: "Thank you."

Supervisor Stark: "Anybody else? If not, I will declare the hearing closed."

Public Hearing closed: 7:26 p.m.

Supervisor Stark: "Thank you. Being no other public hearings, tonight, I will recognize anybody in the audience who would like to address the Board on any given-- Anne?"

Anne Miloski: "My name is Anne Miloski and I'm from Calverton. We own Miloski's Poultry Farm Inc. I'm speaking for myself and quite a few people that are in the audience tonight."

On Friday morning, a special meeting was held to pass a resolution to approve the modified site plan for East End Recycling. I still ask myself how this resolution was passed when there was not enough time for the Planning Board or Town Board members to review this drastically changed site plan.

I spent four mornings studying this plan and am now asking the Board to require that a lead agency be appointed to do an Environmental Impact Statement. I refer you to a memo sent to your Board and Rick Hanley from your lawyer, Mr. Kozakiewicz, on October 21st, 1994, in which he states on page two, quote: A proposed modification in a project may require new investigation by a lead agency into environmental impacts."

Also, please refer to minutes from your Public Hearing of October 4th, 1994, page 866 to 887, a petition by Omni to process sludge at the site. At this hearing, it was disclosed that contamination had been discovered on this site between 1993 and 1994. And in this public hearing, a few of you agreed that the contamination did occur because of (inaudible).

Therefore, I request that further EIS work be done and that appropriate reviews by the DEC and Suffolk County Board of Health

before a building permit is issued.

I hope the Board will join me in recognizing that the people of Riverhead and specifically Calverton deserve no less. Thank you."

Supervisor Stark: "Thank you, Anne. Is there anybody else who would like to make comment to the Town Board? Steve?"

I know the sentiments here, but if you could hold your applause to the end, I would appreciate it."

Steve Haizlip: "Steve Haizlip of Calverton. I agree with Mrs. Miloski because I'm a trustee in the Calverton Civic Association. Now, on the site plan East End Recycling and Compost, LP Transfer Station. Then in 516, the amended site plan of East End Recycling and Composting Company. Now the question is: (inaudible) title is East End Recycling and Composting Company and I don't know what the LP-- low profile maybe-- Transfer Station, now the question is-- "

Supervisor Stark: "No jokes, Steve."

Steve Haizlip: "The question is, on the door they have East End Recycling and Composting Company LP Transfer, but then instead of it going into composting as the main title implies, it is just going to be transfer station. Am I on the right track, Jim?"

Supervisor Stark: "Could be."

Steve Haizlip: "Good enough, Jim."

Supervisor Stark: "Thank you. Pat?"

Pat Frankenbach: "Pat Frankenbach. I'm speaking on a completely different subject. I'm here representing Townscape. Townscape as you know is a beautification agency that sponsors the country fair every year and we've done several projects within the town including the (inaudible) and beginning as soon as this announcement is made, Townscape is offering now grants money to local agencies and local individuals for improvement to public areas and I would like to read the press release to that people are aware of this.

Riverhead Townscape, Inc. is pleased to announce the creation of a grant program that makes a limited amount of funding available for projects that fall within the primary goal of Townscape to preserve and enhance the unique identity of the Town of Riverhead through revitalization and beautification. Suggested projects include (inaudible) flowering shrubs, rock gardens, planter boxes, sitting areas, etc. Sites must be within the Township of Riverhead and be accessible to the general public.

Applicants should be prepared to contribute some funding and/or in kind donations to the project. Applications will be available after June 3rd, 1996, by calling 727-1215 for further information.

Thank you."

Supervisor Stark: "Thank you, Pat. If you could, Pat, if you could give that, a copy of that to the press here tonight, you probably will be successful in getting that in the paper. Anybody else who would like to make comment? Yes, ma'am."

Fran Rosenthal: "My comment is on the East End Recycling."

Barbara Grattan: "Please state your name, please."

Fran Rosenthal: "Fran Rosenthal. I'm representing the Silver Beach Homeowners Association. And we wish to just go on record that we agree with Anne on this issue and we also feel that any changes that have taken place, we request that the environmental aspect agree with that. Thank you."

Supervisor Stark: "Very good. Thank you. I also at this time, before we get another speaker up, just noticing Sid Bael. Our July 16th meeting will be in Wading River. This is the one annual meeting we take up to Wading River at the St. John the Baptist Parish Hall which is air-conditioned. I just want to make that known. So-- way in the back here, to the right. We thank you for making those arrangements, too, Sid, because we enjoy the school, but it gets awful hot in there."

Barbara Bodanski: "Hi, my name is Barbara Bodanski and you will be able to tell from my voice, I am not originally from the east end of Long Island. I am though-- eight years ago my husband and I

moved ourselves and our three children out here to the east end and we came from a small town called Princess Bay located in Staten Island which is near the Arthur Kill landfill, called the dump, okay, and we-- "

Supervisor Stark: "Ma'am, ma'am, I have to keep talking because-- "

Barbara Bodanski: "Is this the one?"

Supervisor Stark: "This is the one that's recording you and everytime you turn away, there's going to be somebody listening to a tape saying, what did she say?"

Barbara Bodanski: "All right. We moved our children out here for a healthier life and a better way of living and knowing now that this is going to be put right where we live, we do live in Calverton, it really saddens me. And I know what our friends and family in Staten Island have gone through with the Arthur Kill landfill and I know you may not compare it, because this is supposed to be a recycling plant, but once it's labeled, it's not good for our health and our property value."

Supervisor Stark: "Okay. Thank you. Please, please, bear with me. (applause) Is there anybody else who would like to speak at this particular time? Yes, sir?"

Jim Broncado: "This one here?"

Supervisor Stark: "You really basically have to talk to both of them. The one on your right is the one that's recording; the other one allows everybody to hear. So you just got to point them together and we'll kill two birds with one stone."

Jim Broncado: "The story is similar-- my name is Jim Broncado. I come from Thurms Estates over here in Calverton. And my story is similar to that young lady that was just here. She moved from Staten Island; I moved from Massapequa two years ago to come to the east end because I wanted to stay on Long Island. I didn't want to go to Florida, I wanted to stay on Long Island. Now I come here and there's always problems everywhere. There's no Shangrila. And we run into this problem here with this surprise thing with this Omni

and we have at least on the other side of Thurms Estates, we have at least 200 old people, I'm talking about elderly people that can hardly breathe. And with the fresh air that's around. And something like that may be coming in and putting a problem into the air, I feel that it could be very detrimental to the very elderly people there and as far as the whole idea goes, I think it kind of come up so quickly that none of us ever had-- I didn't read anything in the paper about it. I'm only out here two years. But I kind of keep in touch and I didn't read anything in the paper about it and I just was shocked by it all and you know I'm here to try to protest it in my own little way. And I agree with Mrs. Miloski over there also for what she said about the environmental and whatever she brought forward."

Supervisor Stark: "Thank you. Yes, sir."

Fred McGuinness: "My name is Fred McGuinness. I live in Timber Park, Calverton. The most beautiful little sight on Long Island. I would like to know in the study that was done for Grumman property, which with millions and millions of dollars it cost, today did they say it would be all right to put a landfill or garbage disposal place in Calverton? How do you expect to develop the Grumman property with all this going on? (applause) The Board has got to look into. Because I for one-- if I wanted to put a business in Grumman, I sure as hell wouldn't put it there. If you are looking for movie industry and stuff to come there, they're not going to come to a garbage dump. That's all I have to say."

Supervisor Stark: "Thank you, sir."

Diane Starkey: My name is Diane Starkey. I'm a resident of-- "

Supervisor Stark: "Could you just pull that other microphone in towards it? That's it, thank you."

Diane Starkey: "My name is Diane Starkey and I'm from Riley Avenue, Calverton. My family has been in the Calverton area as a matter of fact the same property, since 1910. And over those years we have seen a lot of changes take place in our community. Some of them good; some of them not so good. When the issue of Omni came up and after watching some programs on television that they had on some Prime Time, 4 Hours, whatever, on some of these towns where they

the composting facilities, since that time other studies have been done and it's been shown that the compost facilities are not the wonderful thing that they originally thought that they would be.

When by father, my brother, over the years farmed for many, many years in Calverton and then no longer could because it became too expensive to put potatoes in the ground and make a profit anymore, they decided that they would like to try to sell some of their land so that they could continue their lifestyle as they had known it, and my brother in particular asked my dad if he would be part of that and my dad said yes, and they applied to Riverhead for a subdivision in Calverton on Riley Avenue.

My brother and my father, permits, money, oak trees, everything they had to do in order to do that subdivision was incredible. Their land that they had been on since 1910. Omni comes in here, I'm disappointed about it. I decided to come down to Town Hall, my very first Town Board meeting on that Tuesday-- on the Monday-- June 24th, whatever it was, and I came out of here disappointed. I came out of here disillusioned and I came out of here very, very, very hurt because we, the people from Calverton who are concerned about our personal health, the health of the people that we love, and what goes into our community and what doesn't, come down here and we rely on you the people who we voted for, that we could trust to make the right decision for our wellbeing, and we are insulted by behavior like you are poppas or something or mamas, excuse me, parents. You are not; you are public servants.

We admire all of you but we ask you to remember that above and beyond any business decision for this township that might make sense or you hope would make sense perhaps for dollars or whatever reason, if it's not good for us, please don't let it happen. Because our health and our just living here is so important to all of us that love this area, don't let it be ruined, and it will be.

There are also a number of us who spoke together the other night and this is what I'm hoping. We're hoping that our disillusionment is something that-- and your treatment actually of us-- whispering at Board meetings, no microphones at work sessions, people can't hear what you're saying. When I came to the meeting that day the kind of questions that Otto posed, that Jim Lull posed, and Mr. Stark, too, you posed, anybody would think you were totally against

this whole thing of them coming in here after they did nothing they said they were going to do and then we turn around and all of a sudden all this stuff is like whispering, whispering, whispering. I was here. I'm intelligent. I listen to people no matter what they said. You said we're going to adjourn this work session now; we are going to go in and have a discussion. We'll be back at 12:30. We were all here. All the people that were here heard you. At quarter to one, one o'clock, we were told, Oh, I never said that. That isn't what I said. We are going to discuss something else. We're going to have to call a special meeting.

Why didn't you just say it. We don't want to make a decision about it now. Don't treat us like we're stupid and we didn't hear. Right? We all know what we heard. It was even in the News Review backed us up on that. I got it right in black and white over there. He heard it.

So my question is and my hope is, do you know what you are doing? And that you'll be able to turn around when the whole thing is over and say to us look, I know it was tough, I know you questioned what we were doing, but we are doing and we are going about it in a manner that we know we have to do but we are going to end up doing the right thing for you. Because if you do anything less than that, I know that I personally would not want to see any of you back in office."

Supervisor Stark: (applause) "Thank you. Ladies and gentlemen, ladies and gentlemen, is there anybody else that would like to make comment at this particular time? Sir, way in the back."

Jim Shore: "I just have one thing on this Omni bit. I wonder has anyone taken into consideration the traffic flow that this is going to create? Now I don't know whether anyone is associated with garbage trucks or not, but they roll 24 hours a day, seven days a week. Now that's going to do a lot of damage to the roads that are around here and from what I understand, they are going to be coming from all directions for this compost transfer station. And I think in the long run it's going to cost a lot more money to maintain our highways than this thing is actually going to worth to the Town of Riverhead."

Supervisor Stark: "Thank you."

Barbara Grattan: "Sir, could I have your name, please?"

Jim Shore: "Jim Shore, Calverton, with a "J"."

Barbara Grattan: "Thank you."

Supervisor Stark: "Is there anybody else? Yes, Bill. Somebody in the back raised their hand. If you could start around, I'll take you after Mr. Kasperovich."

William Kasperovich: "Kasperovich promises himself he wouldn't get his dander up tonight but it's impossible. So let me for the record state-- "

Supervisor Stark: "Bill, could you come closer to the mike there or lilt it up towards you so that the people can hear you in the back."

William Kasperovich: "I'm trying to keep the tone of my voice down to a friendly level. Let me for the record state that I agree and approve of every word that Mrs. Miloski presented here a few speakers back. And let me say for everybody concerned that the record goes into the Town Clerk's Office for perpetuity. Forever. The sound and the amount of applause doesn't mean a blessed thing if you are against it, get up here and put your name to your opposition and then it's on record and it can be counted such that in the future the intensity and the amount of people would be counted and could be referred to.

We don't have to look twice to see that the people that are objecting to this installation are geographically close to the site. But this is important and affects the entire township. Every square foot of this township is going to be affected. There is no exception and there is no isolation. This is a one shot kind of thing to this town. This town has no experience with anything similar to this. This town has no technical talent that stands up and explains to the Town Board and the town people of what is actually so.

When I play this back to myself tomorrow morning with my coffee I'll know exactly if I got my point across. For one project of this nature should be open, above board and understood by the entire township. Whatever is done, whenever it's done, should be done with

the knowledge and concurrence of the people that live in the township.

Now, we can see very clearly that we have a fine population of people in the Calverton area. This is a community of the highest level you would want good living. And you see that you have more people that concern themselves with the overall picture than their personal interest.

Now this project like any other project, I keep thinking of the laundry in the town here that I compared it to a laundry on Second Street in Manhattan, that you can build it so it's-- so nobody knows it's there. You can build it such that it's practically antiseptic. But these people that want to build it, want to build it in order to make a buck. That is their prime concern. We are not here being interested in somebody that wants to put something in that we need and will be well installed and good. Their attitude and involvement in policy does not put on top of the list the best interest of the township. And the further I've gotten into this, the less I think of these people that want to install and run this thing.

And everybody in the township should pay attention and agree or disagree because it's going to be forever. Thank you."

Supervisor Stark: "Thank you, Bill. Ma'am. Yes."

Joan Griffin: "Good evening. My name is Joan Griffin, Baiting Hollow. I just have a question about what are you going to plan doing with the Youngs Avenue and Osborne Avenue recycling center. Is that filled to capacity now and is being closed down?"

Supervisor Stark: "Youngs Avenue landfill was closed down as of October of '93. We have been allowed to use a temporary transfer station there which sits over the top of the landfill, which is open air, but that will have to be dismantled when we go to cap the landfill if they, in fact, make us cap the landfill, is some question upstate in Albany right now."

Joan Griffin: "Okay. And second question, you are talking about putting the Omni site in by Miloski. Is it a transfer plant, a transfer point, or is it a garbage dump? What's happening with that?"

Supervisor Stark: "Right now it will be a transfer station."

Joan Griffin: "Okay, a transfer station of-- would that mean trucks are coming in and picking up the stuff and taking it out again -- small trucks coming in and big trucks taking it out?"

Supervisor Stark: "Yes, ma'am."

Joan Griffin: "How long will the stuff be staying there and what kind of stuff are we talking about?"

Supervisor Stark: "In in the morning, out in the late afternoon, such as we are doing right now."

Joan Griffin: "And that would be regular household garbage type stuff or-- "

Supervisor Stark: "No. Right now we pick up household garbage two days a week. Recycle is one day."

Joan Griffin: "All right. Thank you very much."

Supervisor Stark: "Thank you. Yes, ma'am."

Susan Macroon: "Hi, Susan Macroos. I live on 8th Street in Wading River. I just brought something up that I want to talk about is my garbage pickup. I get one day a week garbage pickup. It started out we never got our pickup on Friday and now all of a sudden they decided we don't get our recyclables picked up either. What they are doing, is that if we put our recyclables out on garbage day, they are taking everything on garbage day. I believe in recycling. Why am I separating my papers and plastics? I've been calling your office. I haven't been getting any help."

Supervisor Stark: "On 8th Street?"

Susan Macroon: "Yes."

Supervisor Stark: "I'm sorry, 8th Street."

Susan Macroon: "I called the past four weeks. Four weeks ago they stopped picking up my recyclables. They never come on Friday

which is my household garbage day. They haven't since-- "

Supervisor Stark: "No, it can't be household-- household garbage is either Monday or Tuesday."

Susan Macroon: "The bulk stuff I'm talking about on Fridays. They don't come up my street on Fridays. I mean I've called-- I called the office four weeks in a row and I've been calling Sun-Mar-- "

Supervisor Stark: "You have Sun-Mar?"

Susan Macroon: "That's right. I called them all last year. I'm tired of calling."

Supervisor Stark: "Okay."

Susan Macroon: "All right. Thank you."

Supervisor Stark: "Kim, get the information pertinent. We'll take it again."

Susan Macroon: "Okay. And, you know, it's disturbing. They are taking my recyclables with my regular garbage. Why does the Town of Riverhead bothering if Sun-Mar is just throwing away everything in one-- "

Supervisor Stark: "Is John here tonight?"

Susan Macroon: "Thank you."

Supervisor Stark: "Okay, thank you."

Lou Passintino: "Lou Passintino, Wading River. The reason I would like to make comments tonight has to do with the Board meeting that I attended on Friday, which is I believe the 28th-- and in looking at this paper here, it says we had another special Town Board meeting on the 24th. Most of the people who were at that Friday meeting, did not or were not familiar with the way business is conducted here. The work sessions are open to the public but we are not allowed to speak unless, you know, you directly address us then we can answer you."

During that time that the work session then turned into the Town Board meeting, I think there was a lot of confusion. People wanted to know why there was whispering going on in there. The whispering, yes, made it harder to hear. There was just a normal talking voice that you guys were using.

Because these people were here to talk on an issue and then the Town Board meeting started, I'd like to know a couple of things. One is why they weren't allowed to speak? Because that would have been the time to speak. I also know that Channel 27 wasn't there. So we had two meetings - the 24th and the 28th where business happened and there was no time to comment on any resolution that was brought before the Board. So I believe that is some of the confusion why people thought there was whispering going on. The tone of voice was so low that you would think that it was whispering. During that time, I tried to listen to everything that was going on. This way I would have a (inaudible) of what transpired at the table.

Mr. Prusinowski was tapping a pen. I can't tell you how annoying that was and that's not to pick on him, it's just that any noise, then you could not hear what was going on at the table. So when the Town Board meeting did start, I really feel that everybody here who was at that meeting should have been offered the opportunity to speak at that time but in this situation, I guess they just had to come out another night. That concludes my comments."

Supervisor Stark: "Good, thank you. Yes, Sid. To make reference to the June 24th, there are several instances where we will have to call a Special Board Meeting. We notify the press. June 24th was to authorize me to sign a stipulation agreement with the DEC which we as a Board discussed and were advised by counsel to do. And the other one was to accept a letter of resignation because a young man was leaving the Town effective July 1 and it had to be done so we added that one to the meeting. Yes, Sid."

Sid Bail: "Sid Bail, Wading River Civic Association. I'm here tonight to speak on behalf or in support of Anne Miloski and the Calverton Civic Association and the people of Calverton. A number of years ago representatives from Omni came to our Civic Association and made a very interesting presentation. And the concept of what they were proposing to do seemed to be interesting and acceptable. But this proposal is quite different. I can under-

stand why the people of Calverton are very upset by it. And I think the Wading River Civic Association on this issue that we wouldn't like to see this particular thing come about in its present form."

Councilman Prusinowski: "Sid, we can't say much tonight, but I'm going to read something in tomorrow's News-Review and I think it's going to sum up tonight. Mr. Shulman also announced that he has retained a Riverhead attorney, Steve Angels, considering filing a lawsuit against the Town over the issue. If that's the case, then I think it will all come out in Court."

Supervisor Stark: "Thank you, Sid. Is there anyone else who would like to make comment? Bill-- I mean George. I'm sorry."

George Schmelzer: "Even my middle name isn't even Bill. The mess was created by the state legislature."

Supervisor Stark: "Absolutely, absolutely right."

George Schmelzer: "It's not really the Town Board's fault. I wonder what we would do if they made part of the law each town has to take care of it's own garbage, couldn't send it out. What a mess we would have then. It would be worse than now. Could have made it worse, if not better, these educated idiots you have in government. I'll just-- I'll divert to something else."

Supervisor Stark: "We always speak well of you."

George Schmelzer: "Thank you very much. I speak well of you, too. I didn't say thinking; I said speaking. And whatever you think, I don't know. I'm just kidding you."

In Wading River it seems they have a problem every year with the Lighting Company. Does the Lighting Company still own that land or did they give it away to the state for a dollar?"

Councilman Prusinowski: "They own the land."

George Schmelzer: "Oh. It's been said many times that because of that washout there along the people's houses is because the jetties stop the flow of sand. We all know that on the sound the sand goes from west to east and on the ocean side it goes from east

to west. Suppose you tell-- ask the Lighting Company to dig about the first 200 feet of that jetty from the shore out. Maybe it would cure that mess. Instead of all this trouble every year. By suing them you're not getting any-- solving anything in the long term. Just year by year. Why not think about that."

Councilman Prusinowski: "Ask them to do it?"

George Schmelzer: "Well, it would-- sue them to do that. If you are going to sue them, sue them to do that. Maybe it would cure the damn mess. How many jetties there, one or two?"

Supervisor Stark: "Two."

George Schmelzer: "Two. If you took out 200 feet of each one, from the shore line out, you might have no more trouble. It would bring the beach back to normal like it was. Think about it."

Supervisor Stark: "Okay, thank you."

George Schmelzer: "Okay, thank you."

Supervisor Stark: "Yes, sir. Did you have your hand up?"

Donald Reimer: "Hi. My name is Donald Reimer. I just wanted to talk about the garbage center. I just wondered if any of you have thought about what future businesses in the area would consider building in that area. If you are going to build a racetrack, do you really think that people would be willing to sit in grandstands smelling garbage. Or what about-- or restaurants in the area. Do you think that people would be willing to go to those restaurants while they smell garbage? Now we are talking leachfields. I don't care what you say, it is going to smell. I live in the area. I work very hard to build my backyard, put a pool in there. And I just wonder after working a four, five day week with overtime, if I'm going to want to sit out in my backyard anymore. I just wondered if you guys did think about it in your situation about what you would do."

Supervisor Stark: "Thank you. Yes, sir."

Harold Lindstrom: "My name is Harold Lindstrom. I live in

Baiting Hollow. I think before we go ahead with this Omni plan, I think we have to consider the future. Riverhead is a growing community and my wife and I just moved out here not too long ago because of the conditions out here. It's really a beautiful place and we would hate to see it destroyed. We have to consider-- I was talking to one of the politicians not too long ago and he said to me you know what Riverhead needs? It's a good tax base. And I said to him the best tax base we could ever have is for people to move into this area. And to build a plant in this area would have a detrimental impact on people wanting to come out to this area.

The best tax base, people buying houses, buying property, paying taxes on those properties and houses. I didn't move out here to have this place destroyed. And I'm sure a lot of other people feel the same way. So please reconsider. That's all I have to say."

Supervisor Stark: "Thank you."

Ann Hatoff: "Ann Hatoff, Reeves Park. I came down here really to see what was going on in the Town. I have to really tell you I'm upset. And possibly it's an oversimplification. I am not an engineer. But if you are going to have trucks bringing garbage in and leaving at the same-- taking it out the same day, why can't you utilize, enlarge Youngs Avenue. Nevermind that the Town-- that the state says that it has to be closed. Work with them. You are politicians. Negotiate. Why would you consider enhancing Riverhead from the west end to the east. You are talking Grummans, we are talking about taking it over, bringing industry in, raising taxes so we can all live here. That mural is supposed to represent and I believe it went up in '76-- is that the date on it? That mural was painted to represent Riverhead. Do you see a garbage truck? Do you see-- (applause)-- (inaudible). I understand that. But, really, think about it. Think about all the people that have homes there, that have businesses there. You want to utilize property; you want to bring in taxes; you want to entice people to come to Riverhead. For what? A caravan of garbage trucks? You talk about restaurants. We talk about the Suffolk Theatre. Fixing Town up. We're talking about trams going to Hallockville and all other points of interest. The river, the steamboats, and garbage trucks. Something really has to be done. And I'm not even talking about scientific things. I'm talking aesthetics. This is-- it's (inaudible). So please, really, think about this before you go ahead and say-- hoping it's going to

bring a few dollars. But it's going to be detrimental to everybody that lives here.

We moved to the Green Belt of Long Island. When I moved out here-- when I built my summer home and then moved out and raised my five children here-- there was nothing-- there was Roanoke Avenue. There was King Kullen and then it was Safeway and from there to 112 because that's how we used to go home before the expressway, we would stop and have a cup of coffee at a diner and everybody would use the facilities, and then we went home to Massapequa. So, there was nothing. Look at everything that has been built between here and there now, and you still-- you are going to fix it up with garbage trucks. I can't believe it."

Supervisor Stark: "Thank you. Yes, ma'am."

Laura Courtney: "My name is Laura Courtney and I live in the (inaudible) in Baiting Hollow. I don't like speaking in front of large groups. My voice will crack-- "

Supervisor Stark: "Just relax."

Laura Courtney: "Okay. What I want to address because everybody else has addressed all the things that I care about, but there is something about feeling proud about Riverhead. And I moved here from Amagansett and I did that with my husband and I and my son did that very intentionally because number one, we wanted our son to be in a school district where there is a culturally diverse population. And I work over at Brookhaven Lab and I can't tell you how many people say how could you live there, in Baiting Hollow, because of the school district and how-- I try to tell people, what, Riverhead school district is very good. But people think that Riverhead has a bad school district and I interpret that as another form of racism because when people think about school districts, I think what they mean is a white school district.

And what I see happening is a pride coming back in Riverhead. I am very proud to be a member of this town. And I feel that there is so much that's been moving in that direction and this is just a backslide and that's what I really care about. I really want Riverhead to keep moving in the direction that (inaudible). Thank you."

Supervisor Stark: "Thank you. I couldn't quite see you in the shadows there, Bob."

Bob Miller: "My name is Bob Miller. I own a business in Calverton. I live in Calverton. I was also a participant in Calverton Hamlet Study. We were asked in the Hamlet Study to look for ways to improve the town by bringing tourism and life into the town, which obviously isn't what this is about. But the question I really have is, this is the resolution 516 that was adopted. I was wondering if you could just clarify what we are adopting. Is it a dump, a composting plant, both? What exactly is it?"

Supervisor Stark: "Rick. If you will step back, Bob, I think Rick can explain."

Richard Hanley: "Richard Hanley, Planning Director. I was a little late, Jim. We have not adopted this resolution yet, have we?"

Supervisor Stark: "Yes. We adopted 516 Friday."

Richard Hanley: "We are talking about the amended site plan, correct?"

Supervisor Stark: "Yes, sir."

Richard Hanley: "The petition began in 1991 as a special permit application for a recycling facility and composting center. That special permit went through a rigorous environmental review and a previous town board approved that special permit. There was a site plan that was approved after that which showed all the improvements that were required within the state highway; the roadway leading to the facility as well as the building itself. The resolution that was adopted is an amendment to that site plan which was originally approved in 1993, in August, and simply what the applicant has asked this Board to do is to phase the site plan-- the original site plan approval provide for a smaller building, which is a tipping area. His application showed a 30 foot roadway with no landscaping, just a building. This Board went back to the environmental reviews that were done in 1991 and required certain conditions on this amended site plan which were all of the original improvements in the state highway had to be completed. The roadway which was originally shown which is a 60 foot roadway, would have to be built as originally

approved. There was extensive landscaping to the site which the amended site plan application did not show and this Board required as a condition as well as improvements to the front of the site which involved renovation of an existing farmhouse, barn and water tower.

So essentially the major difference between what was approved three years ago and tonight is the construction of a compost facility itself. Everything else is identical to that original site plan."

Supervisor Stark: "Thank you."

Bob Miller: "Yes, I know. But, again, is it a composting facility or a transfer station or just a general dump?"

Supervisor Stark: "Why don't you just stay out there."

Richard Hanley: "The amended site plan resolution required that the compost facility portion of this project would have to be applied for and approved within 12 months of the date of the original site plan lapsing, which is August 3rd-- or the original site plan resolution, which was August 3, 1996. So within 12 months of August 3rd of this year, there would have to be an approved complete application for the compost facility itself."

Bob Miller: "I still don't get it."

Supervisor Stark: "Ladies and gentlemen, please."

Bob Miller: "Are they going to start it by making a transfer station? So the first thing we are going to have is a transfer station and then they have 12 months to build a composting plant next to it, and if they don't do it in 12 months or give you the permits, they don't have to build it?"

Richard Hanley: "They would have to come back and start the whole site plan approval process once more. I think what's important to understand about this application is that the original special permit showed both a tipping station as well as a compost facility. The compost was in a building which was behind the tipping station that is shown on that. So essentially what they asked us to do-- this Town Board to do-- is to approve just the tipping station or the transfer station portion of this and within 12 months they would

applying for the balance of the project, which is the compost facility."

Bob Miller: "Not to take too much time just to use a broad brush on this, it appears to me that they applied for a full fledged composting facility. They were approved a tipping station or a transfer station or whatever. Is that about right?"

Richard Hanley: "The original special permit was for a compost facility which required an area to tip the municipal solid waste in front of the building. There was the construction of a vessel-- a compost vessel inside the balance of the building. And the intent was to compost all the MSW into fertilizer. Essentially to compost. The compost then would have been bagged, shipped off island. The amended site plan shows merely the tipping station portion of the total project. Originally that was about 20,000 square feet of tipping area; this is 17,000 square feet. The balance of the building would be built within 12 months of August 3, 1996, for a continuation of the project which is composting of this material.

So the intent of the applicant is to not use this as a long term transfer station, but to use the tipping area as a transfer in the short term and then build a compost facility and eventually compost all its material, ship it and bagged as compost."

Bob Miller: "You know, that's fine and dandy but they've had about three and a half years to do the things they were supposed to do. Now it appears to me what we are talking about, it's okay, we'll give you a tipping station and if you can get bigger and get more garbage from the rest of the towns and give us another site plan, we'll say hey, let's do the composting plant. But, again, coming back to what I had originally talked about, it appears to me that we are giving them a much smaller different version of what the Town accepted three and a half years ago."

Supervisor Stark: "Okay, thank you, Bob. Is there anybody else who would like to-- if not, at this time, we will recess 'til-- yes, sir? Sure, no problem."

Rich Macroon: "How are you doing? My name is Rich Macroon from Wading River. I've just got a couple of questions. I haven't been following the story, (inaudible), filing papers or anything, but I

would like to be updated. (inaudible) MSW. Is that multiple solid waste? Municipiple? Garbage."

Is Youngs Avenue being closed?"

Councilman Prusinowski: "It is closed."

Supervisor Stark: "It is closed."

Rich Macroon: "But it is a transfer station?"

Councilman Prusinowski: "That's correct."

Supervisor Stark: "The DEC allowed us temporarily to use it as a transfer station, has told us that it shall-- or we have to close it in August of this year."

Rich Macroon: "So the transfer station has to close?"

Supervisor Stark: "Yes, sir. And this is the new existing property? I'm just lost. I truly haven't followed this, but I do know of it. So, this is just a new business with (inaudible)."

Councilman Prusinowski: "The transfer station that we're allowed to operate at the Youngs Avenue landfill is not the one that's required by law. What's required by law is something that they're proposing to build-- at least in the initial stages, which has to be totally enclosed and have other features in it according to the regulations."

Rich Macroon: "Why can't we put it on the same location?"

Councilman Prusinowski: "Well, we've asked them years ago to do that and they want us to cap the landfill. Our particular landfill is completely-- has garbage underneath it. So either we're going to mine the garbage out or we can cap it."

The garbage business has changed in the last three or four years. All I can say is that most of the commercial garbage in the town of Riverhead and practically-- I'm saying practically all the garbage-- commercial garbage in the town of Riverhead, most garbage in the other east end towns is now being privately taken to SCC's

transfer station in Farmingville. Because of competition. That wasn't there three years ago.

Whatever-- whoever builds anything out here, including East Hampton, the competition for commercial garbage, which by the way made up Riverhead 65% of our wastestream is commercial garbage. We only take in between 35 and 40 tons per day on Monday and Tuesday only at the transfer station. We don't get any other garbage up there. We have no other customers because they are all going to SCC because of the price. What we get on Wednesday is approximately maybe 20 tons of recyclable newspaper unless on the opposite Wednesday which is our co-mingle.

So in order for this to work, they will have to have-- the economics will have to be right. All I can tell you without saying too much is that we have a contract with them which was signed several years to handle our solid waste. Right now we're paying \$55 a ton for them to haul it out on a truck, which we approximately have two or three trucks a day, only on Monday and Tuesday, to take the garbage out of town.

Look, I've lived in this town my whole life and over the last 20 years I've heard a lot of comments here and it's very nice and a lot of people moved out here from Massapequa, but the lot of us who lived in this town, I happen to love this town and I wouldn't do anything to hurt this town. And I can tell you that-- right, okay, fine. I don't care if you believe me or not because a lot of you people-- I really don't care. The bottom line is that we are in a legal situation here and there's a lot of-- Jimmy, I know what I'm saying-- and the bottom line is that there's a process that's underway. It's going to come to an end within a certain period of time."

Supervisor Stark: "Sir. Sir, please. I have a gentleman at the podium."

Rich Macroon: "Legally, the landfill, we could build on that?"

Councilman Prusinowski: "No."

Rich Macroon: "You said you could mine it and move the garbage off-- "

Councilman Prusinowski: "Well, we are required to either cap the landfill or right now what we're exploring is reclaiming the landfill which we think is the better option."

Rich Macroon: "So it's numbers and worked up-- I mean, Riverhead owns that land. Correct?"

Councilman Prusinowski: "That's correct."

Rich Macroon: "Couldn't we just give it to Omni instead of building over here? Maybe mine their property."

Supervisor Stark: "The DEC-- the landfill law of 1983 required I believe in October of 1990 to close the landfill. The Town of Riverhead, the Town of East Hampton, and the Town of Southold entered litigation with the DEC and we kept the landfill open 'til 1993, saving millions of dollars. We have signed a stipulation-- we're not going to beat it."

Rich Macroon: "I'm not saying that."

Supervisor Stark: "Mr. Isler, our attorney on the solid waste, has been in front of administrative law judges, has been in hearings upstate. It's a stacked-- it's a stacked deck against us."

Rich Macroon: "I understand what you are saying. The landfill has to be closed. That's no doubt."

Supervisor Stark: "The landfill is closed. The transfer station has got to be terminated."

Rich Macroon: "I understand that, too."

Supervisor Stark: "And sooner or later the state legislature has now from what I understand through Governor Pataki, is now talking-- because they're realizing what it is going to cost municipalities such as the town of Riverhead-- and it's estimated it will cost us between nine and ten million dollars to cap it under DEC regulations as they stand right now."

There is some thought that can be changed. Well, we have to wait on Albany to change that. Right now, we are in accordance with

the law. Come August, unless we get an extension for Youngs Avenue and I doubt if we are going to get an extension if we did beyond January 1, we would then be in violation of the law."

Rich Macroon: "Okay. We close. I understand all that. But Victor raised the issue that we have other alternatives, which is mining it. You said something else."

Councilman Prusinowski: "Well, that portends to the-- we're doing a cost analysis whether or not-- see, once you cap a landfill-- "

Rich Macroon: "Who's doing the cost analysis?"

Councilman Prusinowski: "We have our consulting engineers which we hired, McGuire Group. Once you cap the landfill, you have to monitor it for 30, 40, 50 years, forever. There's a cost every year. Once you reclaim the landfill, that cost is not there. You actually mine the landfill and you can sell the products or the materials that are out of there. There's a market for a lot of these recyclable materials now."

Rich Macroon: "How much land is Omni going to take up on their property?"

Supervisor Stark: "I believe it's approximately-- I think the parcel of land is 60 acres."

Rich Macroon: "How much of it is going to be in the transfer building? I'm sure they're not building all 50 acres."

Supervisor Stark: "I don't have-- for your edification I don't have the site plan in front of me but-- "

Rich Macroon: "What if we reclaim the landfill, 17,000 feet? What's those economic numbers? Has anyone looked into that?"

Supervisor Stark: "No, I have not."

Rich Macroon: "Why don't we look into that? Why do we just build on another piece of property when a piece of property already has this type of material on it?"

Supervisor Stark: "I have been asking similar questions of the DEC now for six and a half years and I'm not getting any more satisfaction out of them than--"

Rich Macroon: "Well crunch some numbers. Maybe it's economically cheaper to do a small section of the existing landfill. Donate that land to Omni and let them build on it. Give them a tax incentive. Do something."

Councilman Prusinowski: "Well, we're only in the investigation stage."

Rich Macroon: "Buy back that other portion."

Councilman Prusinowski: "We're in the investigation phase of the capping and possible mining of the landfill. We have deadlines which we'll meet. It will take another 13 months to complete that investigation before a decision can even be reached whether or not it is feasible to mine it or in the case of going ahead and capping it like they want us to right now."

Rich Macroon: "Who's the lead in this investigation?"

Councilman Prusinowski: "Well, the McGuire Group Engineers which we've hired or environmental engineers with the DEC."

Rich Macroon: "And part of their incentive is to do something of this nature? To reclaim part of it and put on a transfer station there."

Councilman Prusinowski: "No. We are investigating an alternative which is less costly to the taxpayers which wasn't even allowed two or three years ago. Now it's the big buzzword around the country which is to reclaim these landfills."

Rich Macroon: "I'm willing to pay a little bit more taxes to keep it the way it is. I don't want to see Omni in my backyard. A compost place is a little bit different."

Councilman Prusinowski: "Well, quite honestly, where you live, you have the open air transfer station closer to your house than you would Omni. And second of all, we still enjoy the lowest garbage

rate on Long Island. If you were paying several hundred dollars a year to have your garbage removed like they do in Huntington and Babylon, it wouldn't be such a great deal. Because they have incinerators there which are killing them."

Rich Macroon: "The cost of garbage is expensive."

Councilman Prusinowski: "Well, not in Riverhead. We pay a couple hundred bucks and I'll tell you, it's a good value that you have compared to other towns."

Rich Macroon: "I understand."

Supervisor Stark: "I can only assure you that we are through our consulting engineers looking at the feasibility of the landfill."

Rich Macroon: "Can we put something in writing to look at the option of building an existing transfer station on property that's already there?"

Supervisor Stark: "Because the DEC won't allow us."

Rich Macroon: "No. We can reclaim-- we have another alternative to reclaim what's there-- "

Supervisor Stark: "It has to be approved by the DEC."

Rich Macroon: "Get it approved."

Supervisor Stark: "Okay."

Rich Macroon: "That's what you are here to do for us. That's not what I'm supposed to do. (inaudible). MSW is not multiple solid waste."

Supervisor Stark: "No, it's municipal solid waste."

Rich Macroon: "Municipal solid waste. That's what I said. And what does that stand for? What's in the term municipal solid waste? Refuse. Refuse to me is my garbage I throw out every day. Are we talking just leaves? It's garbage."

Councilman Prusinowski: "Everything you throw in your garbage pail is considered municipal solid waste. It's garbage."

Rich Macroon: "It's garbage. It's temporary garbage dumping (inaudible) build it next door."

Councilman Prusinowski: "No, it's not a garbage dump. There is no more garbage dumps allowed in New York State."

Rich Macroon: "It's a transfer station. Every day there's garbage there."

Councilman Prusinowski: "Right. But the-- but it cannot be there more than 48 hours at any one time."

Rich Macroon: "Can we make a proposal to look at an alternative? I think the people here would like to see that and do something."

Supervisor Stark: "Okay. Thank you, sir. Is there anybody else? If not, we will take a recess until 8:40 and then we'll take up the resolutions."

Recess

Meeting called back to order: 8:40 p.m.

Supervisor Stark: "Let us take up the resolutions."

Resolution #517

Supervisor Stark: "Ladies and gentlemen, please. Sir, sir. Sir. We are going to take up the resolutions. Yes, Barbara."

Resolution #517

Councilman Wittmeier: "Authorizes Town Clerk to publish and post public notice to change location of regular Town Board meeting. This is what the Supervisor talked about earlier, and that's the July 16th meeting at 7:00 p.m., which will be held at St. John the Baptist Church Parish Hall, Wading River. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #518

Councilman Kwasna: "Authorize the Town Clerk to publish and post advertisement regarding affordable housing. So moved."

Councilman Wittmeier: "So moved."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #519

Councilman Prusinowski: "Authorizes Town Clerk to publish and post public notice to consider an amendment to Chapter 108 of the Riverhead Town Code. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #520

Councilman Wittmeier: "Authorizes Town Clerk to publish and post public notice to consider an amendment to Chapter 108 Zoning of the Riverhead Town Code. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #521

Councilman Kwasna: "Approves application of Tanger Properties Limited Partnership. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #522

Councilman Prusinowski: "Approves application of Jamesport Fire Department to hold a bazaar, carnival and fireworks. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #523

Councilman Wittmeier: "Adopts local law of the addition of Chapter 82 entitled Nuisance Abatement to the Riverhead Town Code. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #524

Councilman Kwasna: "Authorizes attendance of employee at training seminar. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #525

Councilman Prusinowski: "Grants leave of absence. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #526

Councilman Wittmeier: "Ratifies termination of probationary employee. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #527

Councilman Kwasna: "Appoints a fill in beach attendant. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #528

Councilman Prusinowski: "Promotes provisional Senior Citizen Program Director in the Nutrition Center. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #529

Councilman Wittmeier: "Declares lead agency and determines environmental significance of change of zone petition of Christopher and Reynolds Realty Corp. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #530

Councilman Kwasna: "SEQR determination of special permit/site plan petition of Mrs. Ann Baillet. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #531

Councilman Prusinowski: "SEQR determination of special permit/site plan petition of A.L.J. Corp. So moved."

Councilman Wittmeier: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #532

Councilman Wittmeier: "Adopts amendment to Chapter 58 Dogs on the Riverhead Town Code. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #533

Councilman Kwasna: "Adopts amendment to Chapter 50 Bingo of the Riverhead Town Code. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #534

Councilman Wittmeier: "Serota Plaza sewer project budget adoption. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #535

Councilman Prusinowski: "535 if I could just ask everybody to pass. We're just establishing a special account and doing some housekeeping on it. It's downstairs, Jack, we're not bringing it upstairs. So I'll move Resolution 535, budget adoption, Suffolk Theatre restoration project."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All This is the account that you are establishing for all the fund-raising that's being done for the restoration of the Suffolk Theatre?"

Councilman Prusinowski: "Right."

Supervisor Stark: "Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Councilman Prusinowski: "I make a motion to pay the bills."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Coming off the floor, will somebody move Resolution 537?"

Councilman Kwasna: "Authorizes Town Clerk to publish and post public notice to consider an extension of the public parking district. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

538 will be the big one, Victor, would you do that?"

Resolution #538

Councilman Prusinowski: "Authorizes a contract with Tanger Properties Limited Partnership with the Town of Riverhead Sewer District. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried.

And the other one.

Resolution #539

Councilman Wittmeier: "539, a Resolution making certain determinations in relationship to and improving the establishment of a proposed commercial Sewer District extension to the Riverhead Sewer District of the Town of Riverhead, Suffolk County, New York. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried.

Seeing no further business, this meeting is adjourned."

Meeting adjourned: 8:45 p.m.

*Barbara Lathan
Gour Club*