

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, April 4th, 1967 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.

Alex E. Horton, Superintendent of Highways.

Supervisor Vojvoda called the meeting to order at 10:30 A.M.

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

RESOLVED, That the Minutes of the Special Meeting of the Town Board held in the Town Hall on March 16, 1967, 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.

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

RESOLVED, That the Minutes of the Town Board Meeting held in the Town Hall on March 21st, 1967, 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.

At this point, Supervisor Vojvoda asked if anyone wished to be heard. No one responded.

REPORTS

Fire Inspector, March, 1967. Filed.

Police Department, March, 1967. Filed.

Tax Receiver, dated April 3, 1967. Filed.

Building Department, March, 1967. Filed.

COMMUNICATIONS

Town of Southampton, dated March 22, 1967, relating to adoption of an amendment to Building Zone Ordinance No. 26. Filed.
Copies to Building Inspector and Town Attorney.

Suffolk County Department of Planning, dated March 28, 1967, relating to an amendment to Building Zone Ordinance No. 26, Town of Southampton. Filed.
Copies to Building Inspector and Town Attorney.

Village of East Hampton, dated March 20, 1967, submitting resolution adopted by Village Board, opposing Calverton site as a possible jetport. Filed.

State Traffic Commission, dated March 21, 1967, submitting Orders stopping prohibitions on Route 25A. Filed.
Copies to Police Chief and Town Board.

Riverhead Fire District dated March 27, 1967, requesting installation of a 400 Watt Mercury Vapor Street light on Police #8, East Second Street, Riverhead, N. Y. Filed.
Referred to Lighting Committee.

Andrew Pokrywka, dated March 25, 1967, complaining that the section of street between 3rd and 4th Streets, South Jamesport is ignored during snow removal. Filed.
Referred to Supt. of Highways.

Edward C. Parker, dated March 29, 1967, complaining that Center Street, South Jamesport is not cleared of snow during snow removal time. Filed.
Referred to Supt. of Highways.

Long Island Lighting Company, dated March 22, 1967, advising that the installation of street lighting for Extension 1 Aquebogue Lighting District No. 2 has been completed. Filed.

Long Island Lighting Company, dated March 17, 1967, submitting surveys for improving street lighting in all Lighting Districts within the Town of Riverhead. Filed.
Copies to Town Board.

Dept. of Public Works, dated March 24, 1967, enclosing map showing property acquired by the County of Suffolk and requesting that records be adjusted accordingly. Filed.

Map submitted to Board of Assessors.

Shellfish Sanitation & Engineering Services, dated March 31, 1967, submitting Notice of Condition of all Shellfish Grounds located within or adjacent to the Town of Riverhead. Filed.
Copies to Town Board.

175th Anniversary Celebration Committee, dated March 27, 1967, requesting operating funds and Hawkers Ordinance. Filed.

HEADS OF DEPARTMENTS

Alex E. Horton, Supt. of Highways informed the Board that \$15,000 additional snow moneys is needed to meet operating expenses of snow removal.

Justice Costello requested the Town Attorney to obtain a written opinion from the Comptroller's Office on whether surplus moneys of the highway department may legally be used for snow removal purposes.

At this point of the meeting, Supervisor Vojvoda addressed Alex E. Horton, Supt. of Highways saying: "I would like to ask a couple of questions, Alex. For some reason I happened to read a letter in the newspapers which was quite lengthy where you brought up various two points which either someone was misinformed-- there's a couple of things in here which I would like to possibly explain, but before I do, I would like to point out something to you. That DPW Bill which you seem to think that Riverhead is the only one and was pointed at you. That was requested by Babylon Town by the way, and it was passed by nine Town Boards and at least seven of them have Republican Supt. of Highways. Huntington and Riverhead have Democrats and this was no reflection regarding your office, which I seem to think you feel that we were out to get you."

Mr. Horton: "That is not the way the minutes read".

Supervisor Vojvoda: "The minutes were erased and that's why today there's a resolution that from now on we are going to save the tapes. Because the minutes and the tapes did not reflect what was said here. As you know regarding another matter on Osborne Avenue as long as half truths have to appear in the paper, I would like all the truths to be in the tape. As long as you brought this thing, I think I will bring out my own feelings in public, which today I am going to bring them out." (Town Clerk stated she put in the Act and the resolution and didn't make any side comments on her own).

Supervisor Vojvoda: "That's right, there's a reflection in this letter that I have from Mr. Horton, that openly - that myself and Mr. Grodski have stated with great glee that we are out to do away with Mr. Horton. I'd like to know who I said this to---when?"

Mr. Horton: "This was supposed to happen at the Republican Meeting at the Elk's Club."

Supervisor Vojvoda: "That's fine, I was not at that meeting, Mr. Horton, and I don't like having something in the paper cause I don't like lies. I was not even at the meeting at the Elk's Club. I had my sister-in-law down cause there was a death in the family and I didn't go to the meeting."

Mr. Horton: "This was the rumor----(Supervisor Vojvoda interjected at this point and the tape is inaudible as both persons talked at the same time).

Supervisor Vojvoda: "I don't appreciate reading things in the newspaper by a man that has an opportunity to talk to this town board at any time. You've got two men on the Highway Committee who we always ask questions regarding-and we don't get any answers because they don't have the answers."

Mr. Horton: "They have already answered, because they-----".

Supervisor Vojvoda: "Fine, they've already answered because we have a Democratic Highway Superintendent and I didn't want to put them on a limb. I suggested-----".

Mr. Horton: "Why should you suggest, they've a mind of their own-right?"

Supervisor Vojvoda: "Well, I told them there would be no hard feelings and as long as we're at it, we'll go on with a few other things. You also make mention that--I think you realize that what this is going to do is to allow us to set up a Department of Public Works and still keep you as Superintendent. We could then put various things which are not being done when they should be done, under some one else, and not put the burden on you. Such as, we bought a machine to stripe the roads about three years ago. The Judges have asked, the Police Chief has been asking to get them done and to this day we still don't have them striped. We're----on full stops."

Mr. Horton: "I think your roads are striped pretty well."

Supervisor Vojvoda: "This is your feeling, but you ride around town and you're not going to find many stripes. Also it will allow us to take and put the parking areas which are a constant burden, we have to ask you to help us clean them or patch them. Put that under another department, which I think you'll agree it's probably a good idea, as you don't have the time or the men. I think you'll also---."

Mr. Horton: "You took that money out of my budget, so how do you expect me to----"

Supervisor Vojvoda: "This will allow us to do it and it'll get done when it should be done, same as the beaches. Recreation, they constantly have to call upon you-and at the same time of the year when you are busy you can have this done also, and not be burdened."

Mr. Horton: "This is not my department, anyway."

Supervisor Vojvoda: "Well, I know this has been your feeling. So what we are trying to do is to create something where we can put these under something."

Mr. Horton: "Its been my feeling because you've got men to do it and the money to do it, so why should I use your money. Just because your men don't do it, it isn't my fault."

Supervisor Vojvoda: "I would also like to point out that you brought out a point that we did this in a hurry. It so happens that we got these bills on a Monday and were asked to call a Special Meeting. Not just your bill which you seem to feel is used just against you. We had three for the Police Departments, we had one to split the County and we had to come in on Monday and meet so they could be delivered in Albany on Tuesday. Now, we didn't do this just for you, Mr. Horton, we did it on many bills if you don't believe it, you can ask the Police Chief regarding retirement. I don't know how many bills I have signed and how many special meetings we had. This was just one more that was brought down to us by the Sheriff's office to get done on a Monday, so they could deliver it back Tuesday. So that I think at least you could do is to come to the meeting and ask questions regarding this bill."

At this point Jacob Harding entered the meeting room and Mr. Horton said: "Here is my Attorney, you can ask him the question."

Supervisor Vojvoda: "Fine".

Jacob Harding: "I guess I arrived on time."

Supervisor Vojvoda: "I was just bringing out this point, and I said if he had a question regarding this bill, which he seems to feel that we are blaming on him or whether that it's just for the Town of Riverhead and I was saying, 'gee, we have a Town Board here and why don't you come in and ask us regarding this bill and what it allows us to do,' instead of putting in cute letters that lie and which he just cleared up one beautiful lie. He claims that I openly stated with great glee that I was out to get Mr. Horton. I asked him where it came from and he tells me that it was at a meeting at the Elks Club, which I wasn't even at the building. And this is the type of stuff which I don't appreciate."

Mr. Harding: "I think I am familiar with what you are talking about, Mr. Supervisor, and you say, why doesn't he come before you. We'll skip the remarks in the letter for a moment--if it became necessary to furnish proof, maybe he could furnish proof."

Supervisor Vojvoda: "I'd like that, I've asked him that."

Mr. Harding: "All right, let's get to the essence of this. Was he consulted when you passed your resolution?"

Supervisor Vojvoda: "No."

Mr. Harding: "Fine, now that you have brought that up, may I now address the Board and make a few remarks?"

Supervisor Vojvoda: "Sure, I wasn't finished with mine-but go ahead, Jack."

Mr. Harding: "No, no, you finish yours."

Supervisor Vojvoda: "No, I had just started. I was trying to bring out these things that the DPW Department was going to allow us to do."

Jack: "You finish up."

Supervisor Vojvoda: "Because there are a few records on file today also from disgruntled people down in Jamesport regarding the Highway. I just got a couple of questions I want to ask Alex because I was watching a few things out of the window. We have so many complaints regarding these grits, windshields, paint and of course we can't get them picked up quick enough. Isn't it possible to make use of that machine that we got which I asked about a few years ago and go back to some kind of-----black top--because-----grits are-----."

Mr. Horton: "We can't afford blacktop it will cost you a fortune."

Supervisor Vojvoda: "At least what you spend on these grits everybody has them on their lawn and every place else and you've got to go and pick them up. Wouldn't it be better to set up a five year plan and put up \$15,000 a year just for that and try to figure out-----".

Mr. Horton: "The black top at \$7.00 a yard is the cheapest you can get it for. You're not going to do much black topping."

Councilman Young: "Excuse me, but I think we've had better roads with these grits than we've ever had in the Town of Riverhead, and I am very very interested that we continue the roads as they have been with these grits."

Supervisor Vojvoda: "Then I would suggest that Alex recommend that we sell that machine. Why keep it up there, I know Southold would love to have it."

Mr. Horton: "They can have it."

Supervisor Vojvoda: "Because they said they wouldn't go into grits. They would rather use black top as at least it lasts. Some of the streets we have done every year because of the grits. And I'm getting tired of getting the phone calls. I have been referring them to you, but I get the blame for the grits. And I agree with Jack, it is not my department, but I get the complaints on the things."

Mr. Horton: "Well they want roads and they've got to----somewhere."

Supervisor Vojvoda: "Well, let it be grits. I just wanted to get some recommendations some where. What about the machine, are we going to let it drop."

Mr. Horton: "May be the next Supt. of Highways may want to use it. I don't."

Justice Zaloga: "It just seems to me, one thing -we're sitting on a piece of equipment and it's worth money and if you definitely aren't going to use it, then we should advertise it."

Mr. Horton: "You might use it some day. They've got one in Oyster Bay standing in the weeds".

Justice Zaloga: "This seems to me to be a wrong situation. I think we should get rid of the machine. This is my feeling."

Councilman Young: "Who's authority is it to get rid of it under the laws?"

Supervisor Vojvoda: "Alex can recommend and Shep can advertise to get rid of it."

Mr. Horton: "We might use it someday, but right now, I don't know when. It costs around \$14,000 or \$15,000 I guess."

Justice Zaloga: "When it was new it cost around \$25,000, I believe."

Councilman Young: "I think it would be better if we can buy something to pick up grits."

Councilman Grodski: "I would like to see some facts and figures, what it cost and what it would cost to start a program."

Mr. Horton: "We bought a new broom to pick up grits some months ago."

Supervisor Vojvoda: "Yes, but it doesn't take them off the lawns".

Mr. Horton: "No, you have to do it by hand."

Supervisor Vojvoda: "The kids have a ball, they throw them at cars."

Councilman Grodski: "I think it's too expensive a piece of equipment to simply say, let's get rid of it. We have--".

Councilman Young: "Alex can say how much it would cost off hand to lay roads with that machine."

Mr. Horton: "It would cost you quite a bit, but the machine was an obsolete machine to begin with. There were only two sold in Suffolk County."

Supervisor Vojvoda: "Well, get rid of the thing."

Mr. Horton: "But if you have a good----on the road you can use it, but right now until you can afford it, I can't see it."

Councilman Grodski: "There were some roads done in this town with this piece of equipment that are standing up very well and this is concrete proof that this is a good machine and I can't see dropping it just like that. I would like to pursue this matter a little bit further."

Supervisor Vojvoda: "I wouldn't because the other towns (inaudible)!"

Mr. Horton: "Where were these roads done?"

Councilman Grodski: "Osborne, if I'm not mistaken, part of it."

Mr. Horton: "No, no."

Councilman Grodski: "And Riverside Drive".

Mr. Horton: "Riverside Drive, do you know what that cost (inaudible) and it's about five inches thick. It would cost you a fortune."

Justice Zaloga: "What was the (inaudible) in front of the school?"

Mr. Horton: "Yes, but we graded and after---".

Supervisor Vojvoda: "Look at Ostrander Heights and how many times did you grit that and the holes are still there."

Councilman Grodski: "I realize we can't do the whole town. I'm talking about piecemeal."

Supervisor Vojvoda: "I'd rather see somebody (inaudible)."

Councilman Grodski: "Five men here, six here."

Mr. Horton: "Well with our present workers we can't black top."

Supervisor Vojvoda: "Well, no, once you told us when we asked about the machine, the men don't like to clean it when they are done, so that's why you don't like to use it."

Mr. Horton: "The thing is you got a road that's all set, you don't want to spend the money, but you want to talk about \$50,000 to black top, then, all right."

Supervisor Vojvoda: "Yes, but it's a much more permanent thing. I think it would help the Town. I don't want to stick my nose, I just want to ask questions. I don't want to get into a controversy on it. And the other thing I want to ask is the patch that we use. Here I sit and watch in my office all the time because the County does Roanoke and we do Second Street and they use a cold patch."

Mr. Horton: "We have been using the same thing now."

Supervisor Vojvoda: "Oh you have, because that other stuff, I noticed the other day you have been putting in the water hole."

Mr. Horton: "That stuff costs us around \$10.00 a yard."

Supervisor Vojvoda: "Yes, they put it in like today it's raining and there was a little bit of water and they put that oil and stuff in the holes and twenty minutes later it was all over the cars, so I would rather see you spend a little more money."

Mr. Horton: "Well, this is what we have done, tried it but it didn't work."

Justice Costello: "I have one question to put to Alex. You made a statement that the roads in the Town of Riverhead were well striped. I am of a different opinion. I think my brother Judge Zaloga is of the same opinion. (Turning to Judge Zaloga) do you think they are well striped?"

Justice Zaloga: "No, we're having problems."

Justice Costello: "We've got a lot of complaints. Now, I spoke to Judge Zaloga in the hope of getting his opinion. We would ask you now to stripe all and each road in the Town of Riverhead. Now, if you tell us you can't do it, I think we ought to suggest to the Board that we get an outside concern to do it. Because these roads must be striped and now is the time to stripe them."

Mr. Horton: "You are going to stripe them now and next month you are going to start oiling?"

(Several voices in unison) "Yes, Yes, Yes."

Mr. Horton: "You're going to waste some money."

Justice Costello: "Yes, I'd rather save a life. I would rather waste all the money in the world to save one life."

Justice Zaloga: "What we get into is we have an individual that comes in that is given a summons for going over a solid white line or what have you and finally you get into the car and go down to the scene and this has happened recently, and it's not there and I know. And I'll stand on this. I don't care, public or who. I say, stripe them and if you have to oil them, stripe them again. Definitely. I think of importance no more so than the road signs which were pulled down the night before, I would like to stripe them and be done. I wouldn't like to have-----."

Justice Costello: "I would like to-----what Judge Zaloga said. I think it's most important that the roads be striped for very obvious reasons too numerous to mention. Now tell us if you can't stripe them fine, we have no umbrage in your not being able to stripe the roads."

Mr. Horton: "We can stripe them, like I say, if you want to waste the paint."

Justice Costello: "I would rather waste the paint than waste a life."

Mr. Horton: "All right."

Supervisor Vojvoda: "Now, anyone else on the Board, if not, than Harding."

Mr. Harding: "I wish to state at the present moment especially to the Board that I have been retained by Alex Horton as his attorney, so that I am in an official capacity. Now, Alex came to me some time ago, a couple weeks ago and told me that he has been informed of a resolution that a majority of this Board had passed. I checked over this resolution and I inquired about it. Let's get to the meaning of it. In addition I went to the Town Attorney and I asked the Town Attorney, "Is it the purpose of this resolution to eliminate the elective office of the Superintendent of Highways?" And your Town Attorney told me that was."

Shepard M. Scheinberg, Town Attorney: "It was my understanding."

Mr. Harding: "Yes, that's right, it was your understanding. And he attended and drew up the resolution at this meeting which you gentlemen held and I got the vote on the resolution, those in favor and those against. Therefore, I did notify Mr. Horton and called him in and I said to him, "You are in need of an attorney." Because there is a matter where an attempt is being made to eliminate an elective office. Then again, I went to the Town Attorney and I mentioned this to the Town Attorney. I said, "Since you drew the resolution that the majority of this Board passed, you are in a conflict of interest position." And I mentioned some cases that have happened in Upstate New York where in such a position a Supt. of Highways or another elective official has come before the Board, has indicated the conflict of interest and has requested that he be permitted to hire an attorney with compensation to be paid by the Town Board."

Mr. Harding continues: "Now, I am not going that far yet. But I am notifying you that I am Alex Horton's attorney. On this point the Town Attorney agreed with me. So therefore, Mr. Horton now is in a position where he can not be advised properly by the Town Attorney, and I am his attorney."

Mr. Harding continues: "I wish to point out a couple of incidents that have happened in the past. I was Town Attorney for this Town for four years. At that time the political complexion was reversed. At that time there was a Supt. of Highways of another political faith. I made every effort possible never to allow anything but the true content of the law to enter into proper representation. There were two occasions when that Highway Supt. was in legal difficulties. One I can recall was Tufano Construction Company. On both occasions I represented him to the best of my ability and was successful in representing him in being successful in these legal matters. Actually, I didn't have to go that far, because there were special attorneys, but I took care of it."

Mr. Harding continues: "In other matters there were cases like Roselle Benjamin who was of a different political faith and still where he could have had his own attorney, I as Town Attorney represented him, obtained for him all his pension rights and worked out for him the salary as a consultant as well."

Mr. Harding continues: "I am mentioning this merely to indicate that ordinarily it is nice, it is fine and the Town Attorney represents everybody concerned with the Town family. But this is a case where since you are seeking to take the very life of the Supt. of Highways, I am coming in and I am now his attorney and I will attempt to be with him at all Town Board Meetings as his representative to protect his interests. Now if there are any questions of this particular Town Board, I will be very glad to answer them."

Town Attorney Scheinberg: "May I make a statement. Jack is absolutely right. When we had the hearing before the grievance committee on the dismissal of a certain individual there was also a conflict at that time and Jack came in and represented Mr. Horton at that time because it was a definite conflict. And it is here as well, so Jack absolutely should represent Mr. Horton in this matter."

Supervisor Vojvoda: "No argument. I guess I want to answer one question. The only thing I want to point out is, that in my own opinion I don't want any office taken away from the voters themselves. This thing here would do nothing but allow us to put some of our headaches, such as parking areas and beaches and striping, certainly which Alex doesn't have the time to do and put it under a DPW. Still he would be an elective official as far as the Supt. would be."

Mr. Harding: "The matter here is that legislation is being sought to eliminate this office. Whether you use the legislation that you seek to pass or not is beside the point. The power to tax is taxation. The power to do something is doing that something."

Mr. Harding continued: "I wish to point out merely as an aside but it is pertinent and may become very pertinent to this matter as time goes on. That this particular Town Board has never acknowledged Mr. Horton as an elective official. I wish to call your attention that he is an elected official, that he is not the head of a department. He is not to be ruled by members of this Town Board. He is to do his work - himself - he is directly responsible to the people."

Mr. Harding continued: "I know there have been occasions when perhaps, you as Board members felt you were doing the right thing and I want to cite just one matter. When you tried to determine his hours, and I will read this Section of the Town Law; "Working hours of Highway Employees is a matter to be determined by the Town Superintendent of Highways, not by the Town Board." Now there was an attempt to incorporate this in a resolution which was passed here. Some of the excuses given was that the resolution that the Board passed was not the resolution that was intended, that was later written up. But I say to you if that is the case, then be careful. And I advise you as a Town Board not to pass a resolution and then have it drawn up either by the Town Clerk or the Town Attorney, or one of you or anybody else. Have your resolution drawn, read it and then pass it. I know sometimes for expediency you try other methods. But I suggest to you that it will be very well for the future to have your resolutions drawn and then pass them, instead of passing them and then having them drawn up. Thank you."

Supervisor Vojvoda: "I don't know which one you are referring to, Shep, will you check it?"

Town Attorney Scheinberg: "I know which one."

At this point of the meeting, Supervisor Vojvoda called a recess to hold a Public Hearing.

PUBLIC HEARING - 11:00 A. M.

Town Clerk submitted affidavits of publication and posting of Public Notice calling Public Hearing on Petition of Lillian and Alfred Hefter to change zoning from Residence 2 Use District to Business 1 Use District on Northville Turnpike. The affidavits were ordered placed on file.

Communication from Riverhead Town Planning Board under date of March 20th, 1967, recommending to the Town Board that the petitioner covenant with the Town that this parcel of land be restricted to the following uses: professional offices, banks, financial institutions, libraries, museums, places of worship and one and two family dwellings. Filed.

During a momentary absence of the Supervisor, Justice Zaloga declared the hearing open and asked anyone wishing to be heard, either for or against the proposed change to come forth at this time.

Robert L. Tooker, Attorney, representing petitioners Alfred and Lillian Hefter addressed the Board and stated: "I have discussed this petition with the Town Board and they are familiar with what is involved. It is a request to change the zone in this piece of property from Residence 2 to Business 1, and the only restricted covenants on the property in order that its use shall essentially continue as it is now and the restrictions would be adequate in order to insure that this property would be a buffer zone between what is now essentially a commercial area and residential area."

Supervisor Vojvoda returned to the meeting room and asked if any of the Town Board members had any questions regarding this change.

Justice Costello stated that he had no objection in changing the zone use, but felt that if the petitioner dies that the use should stop, for the reason that there are two other corners there and somebody else may want to come in and build a bank, and that as long as this petitioner and he alone wants it for use of his business, he has no objection to the change.

Justice Zaloga concurred with Justice Costello's reasoning.

No one else wishing to be heard and no further communications having been received thereto, Supervisor Vojvoda declared the hearing closed and re-opened the meeting.

Mr. Tooker advised the Board that a new set of covenants and restrictions regarding the aforesaid hearing matter would be filed with the Town Clerk this afternoon.

UNFINISHED BUSINESS

The Town Clerk was directed to request Special Town Attorney Abram Shorr to meet with the Board on April 19th, 1967 at 3:00 P. M., for the purpose of finalizing the preparation of the proposed revision on Traffic and Parking Ordinance.

The Town Clerk was directed to advise the Wildwood Acres Ass'n. and the Wildwood Hills Ass'n to arrange a meeting which would be convenient to them to meet with the Town Board for the purpose of discussing plans for the parking area.

RESOLUTION

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

RESOLVED, That the second meeting of the month of April of the Town Board of the Town of Riverhead, Suffolk County, New York, be held on Wednesday, April 19th, 1967 at 10:30 A.M., and

FURTHER RESOLVED, That the Town Clerk is hereby authorized to publish Notice of the aforesaid meeting in the News-Review, and to post a copy of the same on the signboard maintained by the Town Clerk.

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.

At this point of the meeting, Supervisor Vojvoda called a recess to hold a Public Hearing.

PUBLIC HEARING - 11:15 A.M.

Town Clerk submitted affidavits of publication and posting of Public Notice calling Public Hearing on amending Zoning Ordinance No. 26, of the Town of Riverhead, relating to Airport Facilities and Trailer and seasonal dwellings.

The affidavits were ordered filed.

Supervisor Vojvoda thereupon declared the hearing open and stated that the proposed change relating to Airport Facilities would be taken up at this time and asked anyone who wished to be heard in favor of or against to come forth at this time.

Town Attorney Shepard Scheinberg read the proposed change and explained same.

No one wishing to be heard on the aforesaid proposed change, Supervisor Vojvoda announced that the proposed change relating to seasonal dwellings would be heard at this time.

Communication from The League of Women Voters, under date of April 3, 1967 was submitted to the Board, opposing the proposed change dealing with seasonal one-family dwellings for the reason that Ordinance No. 26 circumvents the construction requirements of the Building Code. Filed.

PUBLIC HEARING - 11:15 A.M. continued:

Town Attorney Scheinberg made the following statement regarding the background of the proposed change:

"A good many months ago several farmers and representatives of the Farm Bureau came before this Board and stated their existing problems. Riverhead being an agricultural community had to use migrant laborers, the crops came in at certain seasons and at that time a greater number of laborers were required."

Mr. Scheinberg continued: "In years past many of the migrant laborers lived in buildings situated on the properties of the farmers. The Health Department moved in and found these facilities were not up to the health standards and as a result the structures were torn down. This left a problem for the farmers as how to house migrant laborers."

Mr. Scheinberg continued: "Our Ordinance as it is now situated does not allow mobile homes in any areas except in mobile home parks. The farmers requested that mobile homes be allowed as a seasonal dwelling to take care of their laborers. This brought about several problems from a legal angle. The proposed Ordinance has eight conditions."

At this point Mr. Scheinberg read and explained the eight conditions as outlined in the Notice of this Hearing.

Supervisor Vojvoda now called upon anyone wishing to be heard to so speak.

John Wowak, Jamesport, asked if you can put up a trailer only if the present home has been condemned by the Board of Health.

Town Attorney replied: "And removed."

Mr. Wowak stated there are many homes that are in need of repair that have not been condemned and some of the farmers would like to replace them with trailers and asked if this could be done.

Town Attorney replied: "If you voluntarily take them down and remove them."

Mr. Wowak asked why the limitations on occupancy from March to December.

Town Attorney replied: "Zoning doesn't allow all year round occupancy."

Mr. Wowak asked why the opposition and objection to a trailer which is more desirable than present quarters.

Town Attorney replied: "No trailers are allowed outside of mobile home parks and structures do not conform to Building Code."

Herbert Goree, Doctor's Path, stated that the time from March 1st to November 30th is temporary and asked where these people will live the rest of the time during December, January and February.

Town Attorney replied: "Because this was specifically provided with the intent to cover migrant help. Migrant help does not mean permanent help. The farmers requested this."

PUBLIC HEARING - 11.15 A.M. continued:

Mr. Goree: "They used to live here all the year round. If these people have to get out, where will these people go the rest of the time?"

Town Attorney: "They would not be migrant help and they would not fall into this provision. They would have to live in a house like you and I do, Mr. Goree".

Mr. Goree: "In other words, they would just be used and then just be thrown out."

Supervisor Vojvoda: "Then they are no longer migrants then. They can stay here but would have to look for permanent residence or a mobile trailer park."

Mr. Goree: "If these people are so important to the house and the crop, they should be treated accordingly."

Councilman Young: "We don't say anything in this Ordinance that the farmer can't build a regular ordinary house to put these people in. If he has people that are important enough, that he's got to keep all year long and he probably can afford to build them a house. Because these migrant people that come and go, he can't afford to keep a house for those that work only nine months, six, two or one month."

Supervisor Vojvoda: "This was strictly to help the farmers. This started basically for two reasons. We tried to help the farmer with the migrant help. We wanted to provide the migrant with a better place to live in, which the farmer wanted to do too. For some reason someone passed an idea around that they can't stay up here. I don't know where that is--there's always rumors like we had earlier. This was strictly trying to help both sides of this in overcoming a problem which you know. Some of the old houses that the farmers had didn't need sanitary requirements. The farmers couldn't afford three or four thousand dollars to fix them up for the migrant group that was coming up. Rather than do that they would rather tear them down. So we are providing better housing for the migrants and at the same time helping the farmers because they are having a better place for the migrants to spend their six months."

Supervisor Vojvoda continues: "As you know some of them come up for just one crop. They may be here five or six months. Some stay the nine months. But if they are going to stay here the year around, which you know some of them end up doing, then they look for a permanent residence and stay here as long as they want."

Mr. Goree: "You say 450 sq. feet. How many people can live there?"

Town Attorney: "I read the definition. This Ordinance provides that this is what the farmer can provide. This is the minimum."

Mr. Goree: "But shouldn't it be a maximum number of people that can live in one of these?"

PUBLIC HEARING - 11:15 A.M. continued:

Town Attorney: "I don't know if the Health Department has provisions."

At this point Supervisor Vojvoda called on Sidney Beckwith of the Suffolk County Health Department.

Mr. Beckwith: "I think the gentleman brought up a very pertinent point. I notice too that the Ordinance doesn't specify the number of square feet per person. And at the present time as you know there isn't any Housing Code in your Town. So I think that should be spelled out otherwise you could run into a serious problem in having a large family in a small trailer. Also I think the time element is important because of the problems that the Health Department has had with these seasonal employees living on the farm. It has been mostly in the winter time too. It has been in the period which you say can't be occupied."

Mr. Beckwith continues: "I question too, what you are going to do with the people, as you know the Health Department regulates Farm Labor Camps where there are five persons and only two have to be workers. So there's a man and his wife who work on the farm and they have three children, it falls under the provision of the State Sanitary Code. They are required to have a Permit. We inspect them, we have sort of a housing code dealing with space requirements. So we can prevent overcrowding in situations such as that. But if they have less than five persons, they don't fall within that particular chapter."

Councilman Young: "Wouldn't less than five persons divided into a 450 foot minimum give you a pretty good—you can get four people in a 45 x 10ft. trailer I think without too much over crowding."

Mr. Beckwith: "Well, you specify one worker which wouldn't necessarily be a farm labor camp, and then you mention there could be a family of ten. With one worker, we wouldn't have any authority over regulating the occupancy. We have some basic sanitary requirements in our own sanitary code to regulate water supply, sewer, etc. But we wouldn't have any regulation over the space or occupancy requirement."

Justice Costello: "What is your recommendation as to the square footage per person by the Suffolk County Health Department?"

Mr. Beckwith: "We wouldn't regulate that. We haven't any provisions."

Justice Costello: "Well, you say you have a housing code. In other words would you allow--".

Mr. Beckwith: "Five or more persons."

Justice Costello: "'For what footage?"

Mr. Beckwith: "The Sanitary Code regulating farm labor camps provides that they have 40 square feet per person for sleeping quarters."

PUBLIC HEARING - 11:15 A.M. continued:

Justice Costello: "Can't we put into this Ordinance on your recommendation square footage allowance and that would regulate the number of persons on a minimum of 450 square foot. In other words that would have to have so many square feet of living area per person. So to have five people you would have to have a minimum, if you have ten, you would have to have a larger trailer, etc. Could you get together with the Town Counsel and give him some square footage?"

Town Attorney Scheinberg: "How are you to prevent our couples from having children?"

Mr. Beckwith: "Well, this is-- I certainly can't prevent them." (much laughter followed this remark).

Town Attorney Scheinberg: "And I feel that the Town Board can't prevent this either."

Justice Costello: "Well, this is purely hypothetical, but suppose a husband and wife and three children come in and the wife is pregnant and they are working that year and they have a minimum, say 450 trailer. Next year they would have to have a larger trailer having six people in."

Mr. Beckwith: "Most of the regulations discount children under two years of age. So it gives them a little time to seek larger quarters. But I do think that this gentleman having raised a point having to move out November 30th--I think this as I understood the problem was that some of the small farms that didn't need Labor Camp where they need possibly only one or two men on the farm and many of them keep them on a year round basis. They might not keep them employed for the twelve months, they need them and give them some type of employment. We ran into a situation where we found some of the dwellings in which they live, unsatisfactory. They didn't have the proper facilities. And I should clear up the fact that we don't order the building demolished or removed, we just order the correction made to bring them up to sanitary requirements, or if they so desire, they can vacate it."

Town Attorney Scheinberg: "Suppose they don't desire to vacate it or they don't come up to the requirements?"

Mr. Beckwith: "We follow the provisions of our code and go through legal steps, sign an information generally brought before the Justices for a ruling."

Town Attorney Scheinberg: "For eviction?"

Mr. Beckwith: "Not necessarily, the landlord takes care of the eviction."

Justice Zaloga: "Well, the Court either says you comply or the people have to leave."

PUBLIC HEARING - 11:15 A.M. continued:

Mr. Beckwith: "But I think it is important to realize that before you put your final stamp of approval on this Ordinance, that there is a problem in providing decent housing for these seasonal workers. Don't call them migrant workers. The true migrant worker is generally in a regular camp. We can pretty well regulate that. But it's a problem to provide decent housing for these people and I think if you want the place vacant on November 30th, you're just going to compound the problem, as they're not going to have a place to go."

Herbert Smith, Calverton: "I am one of the original farmers who came in here six months or a year ago and asked for this change in the zoning ordinance. I think we are going a little astray here. We are not dealing with migrants. We have year around people and if they are good workers we want to keep them year around and we'll find work for them. In my case I have two or three workers and want to improve their facilities. We thought by using trailers we could do that and get rid of some of these places that aren't too good. We would like decent housing for year around workers."

Councilman Young: "You are objecting then to the nine month period?"

Mr. Smith: "If that's the best the Town can do for us, we will have to be satisfied. A migrant is mostly a thing of the past. Most of the workers are year around and they deserve better housing than we are supplying."

Town Attorney Scheinberg: "I can assure you Mr. Smith, that if the farmers do not live up to the provisions of the nine months-any violations of this will be prosecuted to the full extent of the law."

Mr. Smith: "When we came in originally we had in mind housing for year round workers."

Town Attorney Scheinberg: "That was not my understanding and it was not the understanding of the Board."

Mr. Smith: "When November comes we can't put them out."

Justice Costello: "Mr. Smith, we had several meetings concerning this problem with your group and the Farm Bureau. The time element was given to us by your group. We didn't put this in very frivolously and this is the reason for the change. Now, if the farmer proposes to keep a seasonal worker for twelve months at a time and have him live on his land, then he erects a permanent structure and he doesn't come within this Ordinance. The reason we put in the nine months was because your group advised the Town Board this was the time you people were interested in."

Councilman Young: "The only reason we had to cut them off is because the trailer doesn't come in under the Building Code."

Mr. Wowak: "I don't know where the idea of nine months came into the picture. I was with Mr. Smith at the Town Board meetings and I don't know where we got the nine month idea. If that's the best we can get, we'll have to be satisfied. We are willing to go along with it, but we never did ask for nine months. Maybe the Town Board misunderstood, for it would mean other people doing the same."

PUBLIC HEARING - 11:15 A.M. -continued:

Supervisor Vojvoda: "I think Tom Costello summed it up when he said if you do get a good couple, then you get permanent housing if they are to remain."

Mr. Wowak: "I think it would be an improvement to have a trailer. A trailer would be more desirable and you could limit the number of people and it would eliminate many of the problems."

Maurie Semel: "Correct me if I'm wrong here--but there's nothing in the Building Code right now which prevents the use of a so-called trailer or a so-called mobile home as long as it's a proper size to be fitted into a parcel of land as long as it's the proper size and that's 8400 square feet."

Several voices: "That's incorrect."

Town Attorney Scheinberg: "A trailer or a mobile home does not fulfill the requirements of a Building Code because of structure--there are structural requirements."

Mr. Semel: "There are no mobile homes currently that fill this requirement?"

Edward R. Munson, Building Inspector: "No Sir."

John Hartmann, Sound Avenue, Riverhead: "As far as the Health Department, we have been dealing with them for years and they have been very true and honest with the farmers. I will have to agree with John Wowak for in my experience with dwellings for farm labor help, especially with migrants, they are only here for a short time and they are living in a dwelling that meets the requirements of the Board of Health and when you get a group together like that they do a lot of drinking over the weekend and many times that's the result of fires that we have."

John Hartmann continued: "Now, I ask you how in the world do you expect farmers to operate and keep their farms if we are denied help. You just can't comply with these regulations over night. Right now we are ready to go to work. We don't have any help on farms, unless you house them and house them separately in a trailer. These trailers have all the facilities in them and if they are far enough off the highway and are hidden behind some of the buildings, I can't see why there is any objection to them or to year around workers let alone migrants. They live here and you just can't put up buildings for them when you need them right this minute."

Sheila Short: (Southampton) "If you put the migrants out of their homes, where do they go after that, who will provide a home or pay rents and things like that?"

Town Attorney Scheinberg: "The farmer. If the farmer has a good worker he will provide facilities for him."

Sheila Short: "But after the nine months?"

Town Attorney Scheinberg: "I am talking about the nine months too."

PUBLIC HEARINGS - 11:15 A.M. continued:

Maurie Semel: "May I go back to my original incorrection as I spoke? May I ask Mr. Munson when the Building Code went into effect in the Town of Overhead?"

Mr. Munson: "August, 1965."

Mr. Semel: "May I ask Mr. Munson if the building code says a house when constructed does not meet the building code specifications and a new house be built where the old house is torn down, does the new house have to meet specifications?"

Mr. Munson: "Yes sir".

Mr. Semel: "Then may I ask on Horton Avenue, this past year a trailer burned out. The trailer was replaced with another trailer. How was this done legally?"

Mr. Munson: "By order of the Town Board."

Mr. Semel: "In other words anytime the Town Board feels that it is provident to counter the Building Code regulations they are able to do so."

Mr. Munson: "This was if I may--brought about by my going before the Town Board for this reason. It was not the fault of the Town Board or basically the people who lived in that trailer. It was pre-existent and it was considered in the same vein as an Act of God. It was burned down. It was pre-existent. So we felt it was only logical for that person to replace that trailer where it was. Because of certain conditions, their economic facilities, etc. And we felt it was judicial to do this, the same as if a hurricane comes and blows your house down."

(The noon whistle sounded at this point)

Mr. Munson continues after noon whistle subsided: "And this came early in the adoption of the State Building Code and we didn't seem to be able to get any decision from the State Building Council to whether or not a trailer was acceptable in the State Building Code. They were hedging around the point of view, that, well, you bought the State Building Code-you handle it to the best of your ability-you are the enforcing authority. But in due course, on many occasions as the Association of Towns meetings, it was felt it must meet the requirements of the State Building Code and in order for it to meet the State Building Code certain things would have to be done."

Mr. Munson continued: "The person who builds a home must come in with certain plans and specifications showing the types of material, the dimensions of the material and it's checked out for stress, strain and the required use. It is a performance code and not a Spec Code in the Building Code."

Mr. Munson continued: "Now with the State Building Code there are about 460 to 480 manufacturers of mobile homes and there is not one that has applied successfully to the New York Building Code Council and has been given what is known as a Certificate of Acceptability. The reason being is when you are building a home, the building inspector enforcing this law can see what is going into that building. When

PUBLIC HEARING - 11:15 A.M. continued:

you bring in a trailer on wheels, all you've got is a box. You don't know if there is proper wiring in the walls, proper insulation within the walls, you don't know if there is proper sanitary facilities. We can see a pipe sticking out that goes to the sinks, the toilet or whatever, but it might be a rubber hose however, and therefore does not meet the requirements."

Mr. Munson continued: "By the same token 97% of the trailers built today have a 2" wall. The minimum requirement is 4". Take a 10 ft. wide trailer, the major room in the house must be 10 ft. wide and have an area of 160 square feet. All other rooms must have 80 square feet."

Mr. Munson continued: "Now they have records at the Building State Council that three major manufacturers went to the State Building Council who ruled and issued these Certificates of Acceptability. The requirement was; leave three panels open in that trailer that the Building Inspector or the enforcing authorities can see what the walls are made of, what the ceilings are made of and the plumbing and wiring facilities. They refused because they said it would curtail their operation in this speeding of putting together, like they do in automobiles."

Mr. Munson continued: "So it stands in this matter that the Board felt it was justifiable to replace it when it was burned out."

Mr. Semel: "I agree with much of what you said there. It is true that a mobile home cannot conform to what this Building Code calls for. However, I still believe that they are very sufficient and efficient and decent units providing that the square footage is proper for the number of people that are going in. Now, we have mobile home parks in the Town of Riverhead and I think one of the gentlemen is going to take exception to one of the statements that was made previously about mobile homes being an eyesore, and I don't blame him a bit because the mobile homes are nicer looking than a great many houses that are standing up in Riverhead right now. But I still think that if the Town Board felt it proper to make an exception in this case and evidently they made an exception in one or two other cases because I know since 1965 there have been other trailers set up on Horton Avenue which probably did not conform to the performance code and these must have been exceptions too."

Mr. Semel continued: "Now if these exceptions were granted. I cannot see why exceptions cannot be granted for replacements of mobile home parks, mobile homes or trailers on farm lots. And here we have this minimum requirements of 450 square feet which certainly is a minimum requirement of most other areas in Riverhead Town and I cannot see why these mobilehomes cannot be kept there on a yearly basis. Since the 450 foot requirement is being met and with the addition of one or two other accessory items such as cesspool for the mobile home park, I cannot see why there is a necessity of a requirement for the nine month period. To me it is sort of a "permanent temporariness", if we can say that and it's kind of idiotic I would say to call a person who lives in a home for nine months a temporary occupant. It is more like a permanent occupant. Because there are homes here where the people live for three months or four months during the summer season and yet they are not considered permanent homes."

PUBLIC HEARING - 11:15 A.M. -continued:

Bill O'Brien, Hubbard Avenue, Riverhead: "I have only been here a year. I come from California and I worked with seasonal help. I think we should look beyond the mobile home and the problem it creates. We found that in the three or four months, the vagrancy rates went high, the juvenile delinquency went high and the welfare costs soared. Is it possible for an amendment to be made to the Building Code? What happens if a person decides he doesn't want to go back, which is what happened to us like a wet back decides to stay all year round. You should make a survey for we had real problems."

Councilman Young: "How did you solve it?"

Mr. O'Brien: "In the Salinas and Gilroy we eliminated migrant camps, that was the biggest thing that eliminated the crime."

Councilman Young: "Did you use trailers?"

Mr. O'Brien: "Yes. We solved it by adequate housing."

Councilman Young: "You found that trailers out there was the answer to this problem. You don't have a Building Code."

Mr. O'Brien: "No."

Mr. Goree: "You can't compare California with New York State because of the climate."

Jacob Harding, Attorney, Riverhead: "There is an attempt here to help the farmer. This is a farming community. Let's help the farmer. One of the arguments is that if a farmer is committed to put up a trailer than we residents might want to put up a trailer in our yard. I don't think that argument applies at all. I think the farmer should be an exception and therefore we should let the farmer put up a trailer on his farm. Therefore, it is my suggestion that we draw up a proposed new ordinance and call a new hearing. It is further my suggestion that we introduce new legislation to grant exceptions to the Building Code so that in case of a farmer wanting a trailer on his land he can do it. Now while that trailer is being used by residents who work on the farm they should be permitted to use it. Now if somebody who works for me want to use that trailer, that's out. There is no reason in the world why we can't draw up a new ordinance here, helping the farmer, getting legislation passed. It's as simple as that."

Justice Costello: "This proposed Ordinance, Mr. Harding, it was the intent of the Board to get around the existing zoning law. Now, we have a Building Code we adopted it sometime ago, because the people in the Town of Riverhead wanted it. Now I have no objection and I am sure the other four members of the Board have no objection. If we can get around the Building Code--."

Mr. Harding: "Pass legislation, by the State legislature, signed by the Governor."

PUBLIC HEARING - 11:15 A.M. continued:

Justice Costello: "We were led to believe that we could do it by a temporary nine months, etc. Now believe me this is a two-time dilemma. We are trying to help the laborer and we are trying to help the farmer. We are not against it. The only stumbling block is the Building Code. Now if we can jump around that Building Code by exception, by Special Legislation, I don't think you're going to have a problem and they can stay in there for twenty years."

Mr. Harding: "I know the problem you are wrestling with is the nine month period and it's going to be a toughy."

Justice Costello: "The reason for the nine months as Mr. Smith says he has two or three couples that he wants to live there, but he would have to do it under a special exception or under some way that we can get around the Building Code."

Mr. Harding: "But you can't handle it that way and I say let's go into something that you can get proper legislation."

Justice Costello: "We tried to get it in some shape so that we could help them this year. But under your suggestion and I think it's a good one, it's going to take too much time. If we can grant special exception to the Building Code, fine, if we can skip around the Building Code so that we wouldn't have to say that a trailer was acceptable, a certificate of acceptability, they could put it on tomorrow and they could live there for the next ten years. This is my only comment. Thank you."

Town Attorney Scheinberg: "To get a bill passed like this, I'm sure it would take much longer than to get a bill passed to change the Superintendent of Highways to a Department of Public Works."

Mr. Munson to Mr. Harding: "When you adopt a State Building Code you adopt it as a package deal. There are no variances or special exceptions. The way to solve this problem in adjusting a Building Code we would have to notify the State officially that we were dropping that section of the State Building Code for one or two family dwellings and write our own. Because if the State takes this they are considering all other parcels of the State. But the Town of Riverhead can drop only that section of the State Building Code which is for one and two family dwellings."

Mr. Munson continues: "It's composed of one and two family multiple dwelling, general construction and plumbing. And you can drop any one or all of them but you can't use part of your own and part of theirs. You accepted it as a package deal so rather than legislature to the State, the Town could notify the State that we are dropping one and two families and make this part and parcel of the Building Code of the Town of Riverhead for one and two family dwellings."

Mr. Smith: "Can the Town Board issue us temporary permits until we get this thing ironed out?"

Mr. Munson: "Not legally. It is no more legal to do that than what they are actually doing now. If you take a trailer in a trailer park, you can live in it and it's not subject to the State Building Code. My personal opinion and this has nothing to do with the

PUBLIC HEARING- 11:15 A.M. continued:

Board's opinion, is that the trailer in the trailer park is in as much violation as the trailer you are trying to permit on the farmer's property, because it doesn't meet with the requirements for a single or a two family dwelling. "

Mr. Smith: "In other words, we have to rent trailer space in a trailer park and put our trailers there?"

Mr. Munson: "Yes. You cannot exclude trailers 100% from a town. This situation with Huntington, I don't know how they beat it. We have 18 trailer parks with about 1400 lots. Of which about 450 are now occupied. This is the place for trailers. You have an Ordinance for trailers, controlled by the Motor Vehicle Law and they are also controlled by Zoning and also the Building. And they are more apt to be controlled because of supervision by managers of the trailer parks. The manager controls how they are kept, their garbage, the sanitary facilities and any breaking of the law."

Mr. Hartmann: "If we were to use these same trailers and move them into a trailer camp how long do you think we would have the help on the farm after they moved in there. What do they do in other agricultural areas in the State of New York. I'm sure they are not as strict and don't make it so increasingly difficult to retain help. If we can't get the help to operate our farms, we're out of business. "

Mr. Harding: "I suggest you use the nine month deal until you get some legislation passed. "

Supervisor Vojvoda: "May be a half a loaf is better than none. "

Mr. Goree: "As Mr. Smith says, if these people are good enough to work why don't they provide permanent homes for them?"

Mrs. Jacqueline O'Brien: "What is the reason for the nine months period and is it legal?"

Justice Costello: "I explained that before it is strictly to get around the Building Code. "

Town Attorney Scheinberg: "May I ask the farmers why not place the mobile homes in a mobile home park?"

Supervisor Vojvoda: "I think Mr. Hartmann answered that. "

Mr. Munson: "Perhaps because of transportation. "

Town Attorney Scheinberg: "Why do not the farmers wish to put up permanent structures on the farm if they care to keep these people?"

Mr. Wowak: "As was said before it is not economically feasible to put up these structures. "

PUBLIC HEARING - 11:15 A.M. continued:

Mr. Wowak: "Why did we adopt the State Building Code?"

Mr. Munson: "Because it's more economical, because it takes time to write one that would fit and it's lots cheaper because they print them by the thousands. It's lots easier to enforce because it was time tested and proven and it's one of the best in the Nation because of its having been tested and therefore fits the Town of Riverhead."

Mr. Munson: "Now it was a stepping stone and we can move from there. We have a Code that will work and it brings better housing to the Town because each builder must comply to build a building and we don't have a situation in the Town where we only had Zoning and the people would come in for a permit for a dollar and they could build a mansion, but it could have been built out of cardboard."

Mr. Munson continues: "So it gives us better housing, better quality housing, better taxable buildings. And the next step of course would be a Housing Code which has to do with any existing house, where your State Code or any Building Code within the Town only has to do with the repair, replacements or additions of an existing structure."

Evelyn Wasserman: "Why not permanent homes or put the people in mobile homes and pick them up every morning?"

Mr. Smith: "The reason we don't put up permanent housing is because we have to build them according to the regulations of the Building Code which would cost between \$12,000 and \$15,000. Now for a suitable mobile home, we could purchase one for around \$2,000 which is complete. Potatoes right now are \$1.50 and we cannot afford permanent housing."

Town Attorney Scheinberg: "May I ask an expert, Mr. Stark, how long will a mobile home in the \$2,000 range last if used by a family?"

Mr. Stark: "The 10 wide trailer is passe. The 12 wide is a production piece of material and economical. Because the 10 wide runs \$2,000 does not mean it is beat up already. If taken care of will last indefinitely."

Supervisor Vojvoda: "Is heating such a problem?"

Mr. Stark: "Actually there is no problem in heating a mobile home. The only problem we have had is when an untrained person tampers with the heater, then, yes. Today with a little more expense you can go into an oil burner such as you have in your own home."

Arthur Bryant: "I know that with farm loan associations, farmers could secure low interest rates for building migrant houses. The question that seems to be avoided here, is how long do the farmers intend to stay in business. Because if they do intend to stay for a period of years then the permanent housing would be more feasible and pay for itself."

PUBLIC HEARING - 11:15 A.M. continued:

Justice Zaloga: "I speak as an ex-farmer. I went out of business overnight because I couldn't afford to stay in any longer. I couldn't regulate the price of the crops I was raising or selling, nor again, did I get the help that I wanted. I don't think the farmer can project the life of his farm."

Mr. Bryant: "Temporary housing meets specifications in the State of California. This was not trailers. This was temporary housing designed for migrant help."

Mr. Smith: "What they are doing in California now, the farmers have formed co-operative groups and are buying out complete trailer camps to house their help."

Mr. Bryant: "Then the use of the trailer park might be your answer."

Mr. Wowak: "I don't think the people around town would like the idea of another trailer park as you would be creating another undesirable section or spot."

Mr. Munson: "We have eighteen trailer parks now and they are not junk yards."

No one else wishing to be heard and no further communications having been received, Supervisor Vojvoda declared the Hearing closed at 12:25 P.M.

The Town Board remained at recess for lunch to reconvene at 3:25 P.M.

The Town Board reconvened at 3:25 P. M. with all members present:

RESOLUTIONS

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

RESOLVED, That Highway bills submitted on Abstract dated April 4, 1967 as follows: Miscellaneous Item 4 - Kenneth Schmidt, dated March 29, 1967 in the amount of \$501.75, be and is hereby 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.

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 in the amount of \$5263.89, for the period from March 16, 1967 through March 25, 1967, as follows:

1177 hours at Time and One-Half	\$4565.89
349 hours Extra Help at \$2.00 per hour	698.00

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.

RESOLUTIONS continued:

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

RESOLVED, That Robert Michalowski has satisfactorily completed his six months probation period as Laborer in the Highway Department, therefore be it

RESOLVED, That the Superintendent of Highways be and is hereby authorized to raise said Robert Michalowski's salary from \$1.75 per hour to \$1.85 per hour effective April 4, 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.

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

RESOLVED, That the Town Clerk be and is hereby directed to file tape recordings of the proceedings of the Riverhead Town Board Meetings in the office of the Town Clerk for a period of six months.

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 the members of the Riverhead Town Board and Town Attorney be and are hereby authorized to attend the Supreme Court Case hearing on re-apportionment of Suffolk County, to be held in Washington, D. C., on April 17th and 18th, 1967 and that all necessary expenses incurred in connection therewith be paid from the General Town Account.

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 Justice Costello.

RESOLVED, That Wanda Pawloski, be and is hereby appointed Part-time Clerk to serve in the Office of the Tax Receiver, to be compensated at the rate of \$13.50 per diem, payable bi-weekly, effective May 15th, 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.

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

RESOLVED, That Patricia J. Downs, be and is hereby appointed from the Suffolk County Civil Service Certification of Eligibles #6-219 Senior Clerk, P.R. dated April 4, 1967, to the position of Senior Clerk in the office of the Recreation Department, Town of Riverhead, to be compensated at the rate of \$4315 per annum, payable bi-weekly, effective April 1st 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 Councilman Young.

RESOLVED, that the Town Clerk be and is hereby authorized to publish in the April 6, 1967, edition of the News-Review, the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Riverhead, at the Town Board Room, Town Hall, 220 Roanoke Avenue, Riverhead, New York, on the 19th day of April, 1967 at 11:15 o'clock in the forenoon of said day on the following Proposed Ordinance No. 37, of the Town of Riverhead, Ordinance Regulating Use of Beach:

PROPOSED ORDINANCE NO. 37
OF THE TOWN OF RIVERHEAD

ORDINANCE REGULATING USE OF BEACH

SECTION 1. - DEFINITIONS OF WORDS AND PHRASES: The following words and phrases when used in this ordinance have the meanings respectively ascribed to them in this section:

a. Beach - The word "beach" shall encompass all that area in or adjacent to the Town of Riverhead along the shore of the Long Island Sound lying between the mean high water mark as a southerly boundary and the low water mark as the northerly boundary, and along the shore of the Peconic Bay lying between the mean high water mark as the northerly boundary and the low water mark as the southerly boundary.

b. Motor vehicle - Every vehicle which is self-propelled.

c. Operator - Any person licensed to operate or drive a motor vehicle.

d. Owner - Shall mean the recorded or registered owner of a motor vehicle.

e. Public Highway - Any road, street, walk, lane, avenue, driveway, or any public way.

f. Town - "Town" shall mean the Town of Riverhead.

g. Town Clerk - "Town Clerk" shall mean the Town Clerk of the Town of Riverhead.

SECTION 2. - APPLICATION OF ARTICLE:

a. No motor vehicle may be operated upon the beach between June 15 and September 15, both inclusive, in each year except between the hours of 7:00 o'clock in the afternoon and 10:00 o'clock in the following forenoon, except as herein provided.

RESOLUTIONS continued:

b. No motor vehicle may be operated upon the beach between September 16 and June 14, both inclusive, in each year except as herein provided.

SECTION 3 - UNLICENSED OPERATORS AND UNREGISTERED VEHICLES PROHIBITED:

a. No motor vehicle may be operated on the beach at any time unless same is duly registered by a state motor vehicle bureau.

b. No motor vehicle may be operated upon the beach at any time by a person who is not duly licensed to operate a motor vehicle by a state motor vehicle bureau.

c. No motor vehicle may be operated upon the beach at anytime by any person unless a permit has been issued by the Town of Riverhead for such use pursuant to Section 7.

d. No motor vehicle may be operated upon the beach by any person unless the motor vehicle is insured under a valid automobile liability insurance policy carrying the limits of at least \$10,000/\$20,000.

SECTION 4. MOTOR VEHICLES EXEMPTED: The following motor vehicles may be operated at any time upon the beach without a permit:

a. Motor vehicles of the United States of America, the State of New York, the County of Suffolk, the Town of Riverhead, and of any agency, instrumentality or department thereof, when used on official business, or motor vehicles operated by officers or employees of such governmental agencies when used on official business.

b. Motor vehicles commandeered for use by peace officers in the performance of their duties.

c. Ambulances or motor vehicles used as ambulances.

d. Motor vehicles owned or operated by public utilities subject to the jurisdiction of the Public Service Commission.

e. Motor vehicles operated by a fire department or fire district in the performance of its duty.

SECTION 5. MAXIMUM SPEED: No motor vehicle except those designated in Section 4, a, b, c, d and e, shall be operated upon the beach at a speed in excess of twenty (20) miles per hour, except in areas where a lesser speed has been posted pursuant to a law, ordinance, local law, rule or regulation.

SECTION 6. - TOWING PROHIBITED: No motor vehicle shall be operated upon the beach in the use of towing any person on, in, through or over the waters of the Long Island Sound or the Peconic Bay.

RESOLUTIONS continued:

SECTION 7. - PERMITS ON APPLICATION TO CLERK: An application for a permit shall be made to the Town Clerk of the Town of Riverhead on a form to be provided by said Town Clerk. The fee for the issuance of said permit shall be \$2.00. The applicant shall furnish the following information:

- a. Name and address of the applicant's dwelling or residence.
- b. Applicant's drivers license number, date of issuance, date of expiration and State of issuing motor vehicle Bureau.
- c. Make, model and year of the vehicle for which the permit is sought and the current registration number and State of registration of said motor vehicle.
- d. Name of automobile liability insurance company and policy number and expiration date of policy.
- e. Whether the permit applied for hereunder has ever been suspended or revoked, and if so, the circumstances thereof.

SECTION 8. - DISPLAY OF PERMIT: The permit required hereunder shall be affixed to the vehicle at all times and shall be displayed upon request to any peace officer or official of the State of New York, County of Suffolk or Town of Riverhead.

SECTION 9. - EXPIRATION OF PERMIT: All permits issued pursuant to this ordinance shall expire on December 31st of the year issued.

SECTION 10. - VIOLATION: Any violation of this ordinance shall be deemed to be an offense punishable by a fine not to exceed \$100.00 or ten days in jail, or both. Upon conviction of any violation of Section 2, 3 or 6 of this ordinance, the permit issued hereunder shall be automatically revoked by the presiding magistrate. No permit which has been revoked shall be issued for a period of one year from the date of such revocation. Upon conviction of any other provisions of this ordinance the permit issued hereunder shall be automatically suspended for a period of one month from the date of suspension.

SECTION 11. - INVALIDITY: The invalidity of any section or provision of this ordinance by any court of competent jurisdiction shall not invalidate any other section or provision hereof.

Any person desiring to be heard on the proposed ordinance should appear at the time and place specified.

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:

Justice Zaloga offered the following resolution and moved its adoption:

-----X

In the Matter of the Application of

ALEXANDER E. HORTON

To the Town Board of the Town of
Riverhead for the Designation of
Certain Real Property as an "Open
Development Area".

RESOLUTION

APPROVING RE-ESTABLISHMENT
OF "OPEN DEVELOPMENT AREA"

-----X

WHEREAS, by Resolution dated the 2nd day of January, 1964, the Town Board of the Town of Riverhead established an "Open Development Area" pursuant to Section 280-a of the Town Law concerning certain real property located in the Hamlet of Wading River, Town of Riverhead, Suffolk County, New York, over certain rights of way known as South Road, Gladys Drive, and Rita Court, and

WHEREAS, pursuant to the conditions and limitations contained in the "General Rule of the Town of Riverhead Planning Board Prescribing Conditions and Limitations to be Applied to Open Development Areas," the said applicant is required to re-apply for the redesignation of said rights of way and real property as an "Open Development Area" and

WHEREAS, said applicant, ALEXANDER E. HORTON, has duly re-applied to the said Town Board of the Town of Riverhead pursuant to petition dated the 2nd day of March, 1967, for the redesignation of said areas as allowed by the Resolution of the Town Board dated the 2nd day of January, 1964, as an "Open Development Area" pursuant to Section 280-a of the Town Law, and

WHEREAS, this Board has investigated the conditions of the land and the roads in said "Open Development Area" and found that the applicant has put the roads in reasonable and suitable condition for this application,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead does and it hereby determines that the application of ALEXANDER E. HORTON for a redesignation of a certain property for an "Open Development Area" adjacent and over rights of way known as South Road, Gladys Drive, and Rita Court located in the Hamlet of Wading River, Town of Riverhead, Suffolk County, New York, as detailed upon a certain plan entitled, "Map of Streets at Wading River, Town of Riverhead, Suffolk County, New York," as attached to the petition herein dated the 2nd day of March, 1967, be and it is hereby granted; subject, however, to all of the conditions and limitations contained in the "General Rule of the Town of Riverhead Planning Board Prescribing Conditions and Limitations to be Applied to Open Development Areas."

RESOLUTIONS continued:

The foregoing Resolution was seconded by Justice Costello.

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 announced that the Declaration of Covenants and Restrictions as requested by the Town Board in connection with the Petition of Alfred Hefter and Lillian Hefter for change of Zoning on parcel of land known as 608 Northville Turnpike, Riverhead, New York, were submitted by Robert L. Tooker, Attorney.

The Declaration of Covenants and Restrictions were ordered filed.

Justice Zaloga offered the following Resolution and moved its adoption:

-----X
 In the Matter of the :
 Amendment of Town Ordinance No. 26 of :
 the Town of Riverhead, known as the : RESOLUTION
 Zoning Ordinance of the Town of :
 Riverhead, Suffolk County, New York. :
 :
 -----X

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law and other statutes made and provided in connection with the amendment of Town Ordinance No. 26 of the Town of Riverhead, known as the "Zoning Ordinance of the Town of Riverhead, Suffolk County, New York."

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby amends the existing Ordinance No. 26, entitled, "Zoning Ordinance of the Town of Riverhead, Suffolk County, New York," in accordance with Article V, Section 501 of said Ordinance and in accordance with the New York Town Law, Section 265, by amending the "Zoning Map of Town of Riverhead, Suffolk County, New York" by changing from "Residence 2" Use District to "Business 1" Use District, an area of one acre, more or less, fronting on Northville Turnpike, Riverhead, Town of Riverhead, for a distance of 160.46 feet, 21.94 feet Northeast from the corner formed by the intersection of Elton Street and Northville Turnpike, bounded on the East by Northville Turnpike, on the North by the land belonging to Lawrence Schaefer, on the West by the land now or formerly belonging to Kennedy and Herman.

And the Town Clerk is hereby authorized and directed to enter the said amendment in the minutes of the Town Board, 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 affidavits of said publication and posting.

RESOLUTIONS continued:

The adoption of the foregoing resolution was seconded by Justice Costello 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.

NAYS: None.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED: that the Town Board of the Town of Riverhead does hereby elect to come under the provisions of Chapter 1006 of the Laws of 1966, as presently or hereafter amended, and entitled "An act to amend the Retirement and Social Security Law, in relation to establishing non-contributory retirement plans and ordinary death benefits for state employees and members of participating employers"; and

BE IT FURTHER RESOLVED: that the members' contributions in the employ of the above shall be suspended and that the effective date of such suspension shall be the payroll period beginning on the 10th day of April, 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.

The foregoing resolution relates to General Town Retirement Code 3.00130.

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

BE IT RESOLVED: that the Town Board of the Town of Riverhead does hereby elect to come under the provisions of Chapter 1006 of the Laws of 1966, as presently or hereafter amended, and entitled "An act to amend the Retirement and Social Security Law, in relation to establishing non-contributor retirement plans and ordinary death benefits for state employees and members of participating employers"; and

BE IT FURTHER RESOLVED: that the members' contributions in the employ of the above shall be suspended and that the effective date of such suspension shall be the payroll period beginning on the 10th day of April, 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.

The foregoing resolution relates to Police Department Retirement Code 3.00131.

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

RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for the installation of a 400 Watt Mercury Vapor Street light on Pole Number 8 on East Second Street, Riverhead, New York, within the Riverhead Lighting District.

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

TAX ANTICIPATION NOTE RESOLUTION DATED
APRIL 4, 1967, AUTHORIZING THE ISSUANCE OF
A TAX ANTICIPATION NOTE-1967 FOR LIGHTING
DISTRICT EXTENSION #1-AQUEBOGUE DISTRICT
#2, IN THE AMOUNT OF \$1,234.80.

WHEREAS, Lighting District Extension #1 to Aquebogue District #2 was created December 6, 1966, and lights installed on January 31, 1967, and no provision was made in the 1967 Budget to pay the lighting costs for 1967, and

WHEREAS, The first tax levy for Lighting District Extension #1 to Aquebogue District #2 will be in 1968, and

WHEREAS, Finances are needed to defray the monthly costs of lighting in the aforesaid District:

NOW, THEREFORE, BE IT RESOLVED:

1. That the Town Board of the Town of Riverhead for the specific purpose of providing for payment of monthly costs for Lighting District Extension #1 to Aquebogue District #2, pursuant to provisions of the Local Finance Law, does hereby authorize the issuance of its Tax Anticipation Note in the amount of \$1234.80, to finance such costs.

2. This Tax Anticipation Note is being issued in anticipation of the collection of real property taxes to be levied and placed in the Budget of the next fiscal year.

3. Such Tax Anticipation Note shall be numbered 1 and shall mature in the year 1968. The power to fix and determine the date upon which such note shall become due and payable is hereby delegated to the Supervisor. The Note shall be issued in bearer form, shall not contain a power to convert to registered form, and shall bear interest at a rate not exceeding five (5%) per centum per annum payable annually. Such Note shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF NEW YORK
COUNTY OF SUFFOLK
TOWN OF RIVERHEAD

No. 1

TAX ANTICIPATION NOTE - 1967

\$1234.80

RESOLUTIONS continued:

The Town of Riverhead, in the County of Suffolk, a Municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this Note, the sum of ONE THOUSAND TWO HUNDRED THIRTY-FOUR DOLLARS AND EIGHTY CENTS (\$1234.80), on the 15th day of January, 1968, together with interest thereon from the date hereof at the rate of THREE (3%) per centum per annum, payable at maturity. Both principal of and interest of this Note will be paid in lawful money of the United States of America at the office of the Supervisor, Town Hall, Riverhead, New York.

This Note may not be converted to registered form.

This Note is the only note of an authorized issue in the amount of \$1234.80.

This Note is issued pursuant to the provisions of a resolution entitled "Tax Anticipation Note Resolution", duly adopted by the Town Board of such Town of Riverhead on April 4th, 1967.

The faith and credit of such Town of Riverhead are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this Note, exist, have happened and have been performed, and that this Note, together with all other indebtedness of such Town of Riverhead is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the Town of Riverhead, New York, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 7th day of April, 1967.

(Town Seal)

TOWN OF RIVERHEAD, NEW YORK

By: _____
Supervisor

Attest:

Town Clerk.

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.

RESOLUTIONS continued:

RESOLVED, that a public hearing be held on the 19th day of April, 1967, at 11:30 o'clock in the forenoon at the Town Board Room, Town Hall, 220 Roanoke Avenue, Riverhead, New York, on the following amendment to the Zoning Ordinance of the Town of Riverhead pursuant to the following Notice of Public Hearing, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish in the April 6, 1967, edition of the News-Review, the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

Pursuant to Section 205 of the Town Law and Article V Section 501 of the Zoning Ordinance of the Town of Riverhead, Suffolk County, New York, being Town Ordinance No. 26 of the Town of Riverhead, a public hearing will be held by the Town Board of the Town of Riverhead, Suffolk County, New York, at the Town Board Room, Town Hall, 220 Roanoke Avenue, Riverhead, New York, on the 19th day of April, 1967, at 11:30 o'clock in the forenoon of said day in the matter of the proposed change in the Zoning Ordinance of the Town of Riverhead, more particularly to the Zoning Map incorporated therein, as follows:

1. To change from existing Farm 1 Use District to Residence 1 Use District all that certain property situate at Calverton, Town of Riverhead, Suffolk County, New York, bounded approximately as follows:

On the South by Middle Country Road, State Highway Route 25, beginning at the westerly line of property of Allweather Realty, Inc. west to the easterly line of property of Fannie Immerman to the depth of the existing Residence 1 Use District as the northerly boundary, which proposed change is more accurately shown on map entitled; "Plan for Zoning Change Shown Hereon" dated January 31, 1967 on file with the Town Clerk of the Town of Riverhead.

2. To change from existing Farm 1 Use District to Residence 1 Use District all that certain property situate at Calverton, Town of Riverhead, Suffolk County, New York, bounded approximately as follows:

On the South by Middle Country Road, State Highway Route 25, beginning at the easterly line of property of Allweather Realty, Inc. west to the westerly line of property of Allweather Realty, Inc. to a depth of the existing Resident 1 Use District as the northerly boundary, which proposed change is more accurately shown on map entitled: "Plan for Zoning Change Shown Hereon" dated January 31, 1967 on file with the Town Clerk of the Town of Riverhead.

Any person desiring to be heard on the proposed amendments should appear at the time and place specified.

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:

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

WHEREAS, The Town Board of the Town of Riverhead has created a Committee known as the 175th Anniversary Celebration Committee, which Committee is to take all steps it deems necessary to provide a celebration in commemoration of the 175th Anniversary of the establishment of the Town of Riverhead, and

WHEREAS, In order for this Committee to function properly, funds must be made available to it

NOW THEREFORE BE IT RESOLVED, That the Supervisor be and is hereby authorized to transfer the sum of \$500.00 from the General Town Surplus Account to the 175th Anniversary Celebration Account.

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 Justice Costello and duly adopted by the unanimous vote of the Town Board.

WHEREAS, the construction of a bridge from Connecticut or Rhode Island to Suffolk County within the Township of Riverhead would be detrimental to the Town for the following reasons:

1. The destruction of the residential quality of the Town;
2. The tremendous burden upon the roads and highways of the Town;
3. The resulting increase in taxes caused by the rising highway maintenance;
4. The destruction of large areas of the Towns' beautiful water-front property and resort area desirability; now, therefore, be it

RESOLVED, that the Town Board of the Town of Riverhead unanimously oppose the construction of a bridge extending from Connecticut or Rhode Island to Suffolk County within the boundaries of the Town of Riverhead.

Justice Costello offered the following resolution and moved its adoption:

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 to Zoning Ordinance No. 26 of the Town of Riverhead as Amended, 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 adopts the following amendments to Zoning Ordinance No. 26 of the Town of Riverhead, as Amended:

RESOLUTIONS continued:

1. Article III, Supplementary Regulations, Section 301 - Supplementary Use Regulations - by adding Section 301k - Airport facilities and accessory uses:

301k Airport facilities and accessory uses. No airport facility or accessory building, structure, or use shall be constructed, expanded, installed, used, maintained, arranged or designated to be used, erected, reconstructed, or altered in any use district, except when authorized by special permit from the Town Board and subject to such conditions and safeguards as the Town Board may deem appropriate.

2. Article II, Section 205, Farm 1 Use District, Section 205a Uses, paragraph 30d amended to read:

30 d Agricultural - seasonal one family dwellings, to include but not limited to trailers and mobile homes provided that:

(1) The dwelling may be occupied only from March 1 to November 30 in each year; and

(2) The dwelling is located on a lot of not less than 8400 square feet, exclusive of area of driveway; and

(3) All sides of the lot, except for side lines of driveway to the lot, shall be more than 200 feet from any street; and

(4) All other yard requirements, lot width, and heights shall comply with the provisions of Residence 2 District; and

(5) The dwelling may not be used unless one member of the family occupies the dwelling and is employed as an agricultural worker by the owner or lessee of the property on which the dwelling is located. The owner or lessee of the property shall annually, prior to the occupation of the dwelling, file with the Building Inspector an affidavit showing such employment, and shall likewise file an affidavit upon the termination of such employment; and

(6) Not more than one dwelling is permitted for each 50 acres of contiguous property owned or leased and farmed by the owner or lessee of the property subject to the owner or lessee of the property submitting to the Building Inspector a letter from the Suffolk County Department of Health stating that a dwelling or dwellings had been removed by the order of the Suffolk County Department of Health from the property upon which the owner or lessee now desires to erect the one family dwelling; and

(7) The dwelling shall contain at least 450 square feet of living area; and

(8) The owner or lessee shall comply with the Town of Riverhead Building Code No. 35 only in connection with the provisions covering application for building permits, fees and certificate of occupancy.

4/4/67

148.

RESOLUTIONS continued:

AND the Town Clerk is hereby authorized and directed to enter the said amendments to Zoning Ordinance No. 26 of the Town of Riverhead, as Amended, in the minutes of the Town Board 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.

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

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

Councilman Young voted Yes, and made the following statement relating to seasonal dwellings: "I trust that we can adjust this somehow so that no one is disrupted from their home in the middle of the year. We are interested in giving these people a good home and the farmers good help."

Councilman Grodski voted Yes, and made the following statement relating to seasonal dwellings: "I trust we have the solution to this."

Justice Zaloga voted Yes, and made the following statement relating to seasonal dwellings: "I feel that the Town Board at this time is doing this as perhaps a temporary or emergency measure so that we will have better housing for migrant or seasonal laborers to be employed by the farmers. And this is just a relief because certainly agriculture means a lot to this area in the Town of Riverhead and we are doing a twofold situation in making a better living for those that work on the farm, plus the fact that the farmers needs the people that work on the farms."

Justice Costello voted Yes, and made the following statement relating to seasonal dwellings: "In offering this resolution I wish to state for the record that this would be a measure or a stop-gap resolution. You all fully realize that the members of the Board have looked into many possibilities that in the future we can pass an amendment of some sort to allow decent housing on farm lands not only on a seasonal basis but on a permanent basis. How we are going to do it, I don't think that any member of the Board knows. But I can tell you that we will expand the best of our energies so that we can amend this thing at a future time when we know in what direction we are going. And of course the intent of this is that we can: 1. Provide good housing on farms. 2. That we can help solve the economic problem that the farmer now faces."

Supervisor Vojvoda voted Yes, and made the following statement relating to seasonal dwellings: "I think the Public Hearing this morning brought forth a lot of ideas we hadn't thought about. I want to thank the public for being here and providing us with two ideas. One of which Mr. Goree presented, which was that we should consider this on a year round basis, which has a lot of merit and which we should study. Mr. Beckwith's comments regarding the amount of feet per person has to be taken into consideration and we are in hopes of amending this to correct the situation as soon as possible."

The foregoing Resolution was declared adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills submitted on Abstracts No. 7:

General Town	\$4,481.31
Highway Item No. 1	672.55
Highway Item No. 3	898.60
Highway Item No. 4	698.95

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

RESOLVED, That General Town bills submitted in the amount of \$4,481.31, be approved for payment, and

FURTHER RESOLVED, That Highway Item No. 1 bills in the amount of \$672.55, Highway Item No. 3 bills in the amount of \$898.60 and Highway Item No. 4 bills in the amount of \$698.95, 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 3:50 P. M., to meet on Wednesday, April 19th, 1967 at 10:30 A. M.

Helene M. Block

Helene M. Block, Town Clerk

HMB.