

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead,
held in the Town Hall, Riverhead, New York, on Tuesday, June 5, 1973 at 10:30 A. M.

Present:

John H. Leonard, Supervisor
Thomas R. Costello, Town Justice
Robert G. Leonard, Town Justice
Vincent B. Grodski, Councilman
George G. Young, Councilman

Also present: Francis J. Yakaboski, Town Attorney
Alex E. Horton, Supt. of Highways

Supervisor Leonard called the Meeting to Order at 10:30 A. M.

Supervisor Leonard thanked Judge Costello for presiding during the meeting of
May 15, 1973.

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

RESOLVED, That the Minutes of the Town Board Meeting held on May 15, 1973,
be approved as submitted.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice
Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following
bills submitted on Abstracts dated June 5, 1973:

Special Districts	\$ 193.00
General Town	\$207,880.75
Highway Item #1	\$ 36,998.62
Highway Item #3	\$ 3,258.27
Highway Item #4	\$ 7,116.30

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

RESOLVED, That the following bills be approved for payment:

Special Districts	\$ 193.00
General Town	\$207,880.75
Highway Item #1	\$ 36,998.62
Highway Item #3	\$ 3,258.27
Highway Item #4	\$ 7,116.30

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice
Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

REPORTS

Tax Receiver's, dated May 21, 1973 and June 1, 1973.	Filed.
Fire Inspector's, month of May, 1973.	Filed.
Building Department, month of May, 1973.	Filed.
Police Department, month of May, 1973.	Filed.

PETITIONS

Signed by 30 taxpayers and property owners of Calverton Acres, Calverton, requesting a speed limit sign be installed at the head of Kay Road and Route 25. Filed. Supt. of Highways, Alex E. Horton advised that Kay Road is Town owned highway. Police Chief recommended the State Department of Transportation be requested to make a survey for reducing the speed limit in this area to 30 M. P. H.

COMMUNICATIONS

LILCO, dated May 16, 1973, response to request for survey report on installation of lighting in the Wading River Recreation Park. Recommending that no street lighting be installed at this time-there is a chain gate across the roadway entrance to the park. Further, that the parking area should be lighted when lighting is provided for nighttime sports.

Copies to Town Board and Recreation Supervisor.

Judge Costello reported he has contacted LILCO representatives regarding the above report and a survey will be made.

John A. Gatz, Police Patrolman, dated May 16, 1973, advising he is retiring from the Police Department, effective as of June 26, 1973. Filed.

James F. Chaffee, dated May 22, 1973, requesting street lights be installed in the area of his home - stating there have been accidents on the SW Corner of Middle Road and Harrison Avenue, and recently a rash of muggings and burglaries - also in the past he has had several fences knocked down during the night. He hopes the light installations may help these situations. Filed.

Louis B. Stark, dated May 23, 1973, proposing that the Town in conjunction with Suffolk County sponsor an Industrial Park, at the Estates of Wading River, Section One, Map 29, where Suffolk County already owns almost 50% of the land.

Further stating that very substantial tax revenues would result from an industrial park - acquisition cost would be comparatively low in as much as the County already owns a large percentage of the subject land.

Requesting an early meeting with the Town Board to discuss this matter further. Filed.

Town Clerk directed to set up meeting with Mr. Stark and Town Board members.

Town of Southampton, dated May 16, 1973, submitting notice of adoption of amendment to Zoning Ordinance relating to new construction moratorium, Filed.

Suffolk County Department of Planning, dated May 18, 1973 re: Town of Southampton amended Zone Ordinance relating to new construction moratorium. Stating in the event they do not receive a reply by June 6, 1973 it will be assumed there are no objections. Filed.

COMMUNICATIONS - continued:

Kenneth L. Wells, District Clerk Central School District No. 2, submitting certified resolution adopted by the Board of Education of Riverhead Central School District, Towns of Riverhead, Southampton and Brookhaven on May 15, 1973.

Said resolution grants an increase from \$5,000.00 to \$6,000.00 in the amount of net income allowable for persons 65 years of age or over to be eligible for partial real property tax exemption in accordance with Section 467 of the Real Property Law. Filed.

John V. N. Klein, Suffolk County Executive, dated May 23, 1973 relating to Long Island Lighting Company - Mortgage Tax. Enclosing photocopy of a letter of April 20, 1973 from County Attorney George W. Percy, Jr.

Mr. Klein requests a reply from the Town Board indicating whether it wishes to have the County Attorney pursue the matter further on behalf of the Town. If all ten towns so agree, the County Attorney will undertake the necessary litigation.

Mr. Percy requests authorization to be made by resolution of the Town Board. Filed. Copies to Town Board and Town Attorney.

Francis J. Yakaboski, dated May 22, 1973 re: Sound Avenue Drainage Site - advising he has conferred with Mr. Lipetz and Mr. Pollak concerning the acquisition of a drainage site from Mr. Pollak off Sound Avenue.

Mr. Pollak has advised that under no circumstances would he quote a price to the Town and further that he would attempt to resist condemnation of a site from him for drainage purposes.

Asking Town Board to advise him on how it wishes him to proceed. Filed. Copies to Town Board.

Town of Riverhead Planning Board, dated May 23, 1973, submitting copy of resolution adopted by the Planning Board to amend "Rules and Regulation of the Planning Board for the Subdivision and Plotting of Land" amending previous Rules and Regulations in toto. Also enclosing a copy of the aforesaid Rules and Regulations.

In order for these Rules and Regulations to become effective, the approval of the Town Board is required. Filed.

Copies to Town Board, and Building Inspector and Zoning Board of Appeals.

Town of Riverhead Planning Board, dated May 23, 1973. Report on Request to Subdivide Parcel at Hallock Street, Riverhead re: application made by Harold Carpentier and Aaron Siegal.

Recommending that consideration be given by the Town Board and by the Supt. of Highways to acquire a part of this parcel of land for a recharge basin. Filed.

Copies to Town Board and Town Attorney.

Town of Riverhead Planning Board, dated May 24, 1973. Report on Request for Zoning Change on application of Brasby-Tallbe Enterprises, Inc.

Recommending the Town Board deny the application for the following reasons:

1. That the Suffolk County Planning Board in its review of the amendments to the Zoning Ordinance proposed in 1969 recommended that Business Use Districts should not be established on the entire length of Main Road from Aquebogue to Jamesport as such would constitute "Strip Zoning", and this recommendation was followed when the amendments were adopted in 1969.

COMMUNICATIONS - continued:

2. That the uses as permitted in Business A. Use District are applicable to areas to the Business A Use District as same have been delineated on the Zoning Map of the Town of Riverhead as adjacent to bodies of water whereat resort business should be established.
3. That the establishment of a Business A Use District to encompass only approximately 3.4 acres of land would be considered spot zoning.

Town of Riverhead Planning Board, dated May 24, 1973.

Report on request for Zoning Change and Special Permit on the application of Building and Land Technology Corp.

Recommending that this application be denied for the following reasons:

1. That this development would be in contradiction of a resolution adopted by this Board on October 11, 1972 wherein this Board recommended that special permits for multiple residences and apartments be deleted from uses in all Zoning Use Districts except Business A (Resort Business) Use District. (The Town Board did follow this recommendation and amended the Zoning Ordinance of the Town of Riverhead).
2. That the site for this development is not compatible or conducive to the establishment of a Business A Use District in that the Business A Use Districts have been delineated on the Zoning Map of the Town of Riverhead as adjacent to bodies of water whereat resort business should be established.
3. That the establishment of Business A Use District to encompass only approximately 47 acres of land would be considered spot zoning, especially where the land across the highway would remain in another Use District. Filed.

Copies to Town Agencies.

Alden W. Young, P. E., dated May 30, 1973, submitting two prints of survey of land at Youngs Avenue. Filed.

Town of Southold, dated May 30, 1973, submitting notice of amended Zone Ordinance adopted on May 29, 1973.

Copies to all Town Agencies.

Suffolk County Department of Planning, dated 6/1/73, re amendments to Building Zone Ordinance enacted May 29, 1973, by Town of Southold - stating in the event they do not receive a reply by June 20, 1973, it will be assumed there are no objections. Filed.

Copies to Town Agencies.

COMMUNICATIONS - continued:

Allen Wolfsont, dated May 24, 1973, referring to his clients James R. and Darlene A. Fritsch who took title to property on Highview Drive, Wading River on May 25, 1972 and found that the basement flooded due to improper street drainage.

Stating further that the catch basin in the street does not take all of the water in the immediate area and the overflow creates flooded basements for five other families on the street - the water does not drain or disappear.

Stating further that the Town should clear up this condition if it has accepted the streets and drainage.

Also if the builder is still required to make the repairs under the terms of the bond, Mr. Wolfsont would appreciate any action the Town Board may bring against the builder so the problem may be eliminated.

Thanking the Board for giving this matter its early attention. Filed.

Copies to Town Board, Town Attorney and Supt. of Highways.

Town Clerk to notify Mr. Wolfsont advising him Highview Drive is not a Town highway.

Town of Riverhead Planning Board, dated May 16, 1973. Report on application of Albert Silver for Special Permit for the use of property on Lincoln Street, Riverhead, to build a warehouse to sell Oak Flooring at wholesale.

Recommending that the applicant Albert Silver be allowed to build the warehouse on Lincoln Street to sell Oak Flooring at wholesale. Filed.

Copies to Town Board and Town Attorney.

Building Inspector reported that Mr. Silver had gone to the Board of Appeals because he wanted a lesser rear yard and they granted the lesser rear yard providing he made application for Permit.

PERSONAL APPEARANCES

Supervisor Leonard asked who wished to be heard and the following responded:

Dr. Caryl Granttham speaking for the Riverhead First, commended the Town Board, Planning Board and anyone responsible for the meeting the other night on the Revitalization of Downtown Riverhead.

Dr. Granttham stated that we need to proceed without delay to revitalize this Main Street area, and the time has now come to move forward.

John P. Riesdorph - informed the Board that the people who own the land south of the Highway Barn have cleared it all off, and in doing so they have removed the monument on Osborne Avenue. They have toppled over three or four trees on the Water District property and a lot of brush has been pushed over on both properties.

Mr. Riesdorph asked the Town Board as the Governing Body of the Water District to request that the monument be replaced and that no more debris be dumped by the pond.

Mr. Riesdorph further stated that he cannot understand why the ecologists have not made complaints on this debris being dumped there - this should all be cleared up and the boundary line defined.

PERSONAL APPEARANCES - continued:

Mr. Wickham Tyte - said that it is a very unhealthy thing to go down to the Main Street area and find considerable number of vacant stores and we should analyze what needs to be done.

Mr. Tyte suggested the Town Board work with the Assessors and with businesses and use the assessment set-up in such a way to get business started.

Mr. Tyte recommended that the Board appoint a committee to set a policy to revitalize the Town business area.

Mr. Alex Hanson, Wading River, suggested that a telephone number be posted at the Town Dog Pound informing the people whom to contact about adopting a dog, also the hours when the Dog Warden will be at the Pound.

Mr. Hanson also suggested that all sick dogs be destroyed immediately and not be placed with the healthy dogs.

A discussion ensued and the Board is giving consideration to equip the Dog Warden with a radio.

POLICE DEPARTMENT

Police Chief Grodski made the following recommendation for Prohibition of Parking:

1. Prohibition of Parking at all times on both sides of County Road #58 between its intersection with Mill Road and Northville Turnpike.
2. Prohibition of Parking at all times on the East side of Osborne Avenue (Town Road) between its intersection with Pulaski Street and the north line of the Long Island Railroad.
3. Prohibition of Parking on the west side of Hamilton Avenue between its intersection with Lincoln Street and Pulaski Street.
4. Since the new Golf Course opened on Riverside Drive, the traffic has increased, especially on weekends and the prohibition of parking on one side of Riverside Drive will have to be taken into consideration.

Police Chief Grodski suggested the Town Attorney prepare a resolution to the N. Y. State Department of Transportation requesting the repeal of order of Jan. 3, 1973, which repealed order prohibiting the left turn on Roanoke Avenue as you enter Main Street.

Chief Grodski stated that drivers are still making right turns only as the County and Town signs are still posted.

Police Chief Grodski talked to the Town Board about the matter of accepting the transfer of John Ferro, Police Officer of the Town of Easthampton to the Riverhead Police Department.

After discussion the matter was referred to Francis J. Yakaboski, Town Attorney to resolve the matter in a meeting with the Town Attorney of Easthampton.

BUILDING DEPARTMENT

Edward R. Munson, Building Inspector reported he had received this morning a disclosure statement from the owners of the property pertaining to Resolution 41 re permit to construct shopping center - and the proper owners instead of Jack Druss are now Riverhead Associates.

NEW BUSINESS

Councilman Grodski suggested that the Town Board review the drainage matter on Hallock Street and ask the Supt. of Highways to look into the situation of having the adjacent owner to perhaps buy a portion of it and the Town acquire the balance of the parcel. Also the Town Attorney to look into it in conjunction with the drainage project on Sound Avenue.

Supt. of Highways to make recommendation as to the amount of property if any to be acquired by the Town.

Mr. Horton informed the Board that he had asked Alden W. Young, P. E. to make a report on this matter and submit it to the Board.

Mrs. Patricia Tormey, Chairman, Board of Appeals, advised the Board that the lots are not wide enough, they are big enough as far as acreage but not wide enough as the Zoning Ordinance requires.

John J. Munzel, Esq., "We are going to have to go before the Board of Appeals.

Town Attorney reported:

Mr. Munson brought to his attention a possible problem in connection with Zoning Ordinance #26. When we amended the Ordinance removing as Special Permit Uses, Garden Apartments, local dwellings, etc., we retained in the Ordinance that provision in the permitted uses that homes constructed prior to Jan. 1966 might be converted to two family dwellings for multiple residences, provided that they had sufficient lot area, etc.

When we amended the Ordinance we removed the lot area provisions from the Agriculture A dealing with multiple residences. But that provision still remains and it would appear that if someone was to convert an older home with 3 or 4 family dwellings they would still be permitted to do it.

The proper inquiry at this time is, does the Board want to change that to a two family but to take out multiple residences.

The Board decided it be changed to two family in conversion - (three or four families living independently constitute Multiple Residences).

RESOLUTIONS

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

WHEREAS, The amount of \$25,000 budgeted for 1973 for Highway Item #1 State Retirement is not sufficient to meet the amount of \$31,768 assessed by the N. Y. State Employees' Retirement System, therefore

BE IT RESOLVED, That the Supervisor be and is hereby authorized to transfer the sum of \$6,768 from Highway Item #1 Fund Balance DR909 Account to DR9010. 8 State Retirement Account for the purpose of meeting the assessment of the N. Y. State Employees' Retirement System.

RESOLUTION - continued:

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

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

WHEREAS, The Superintendent of Highways has employed James F. Welch as Temporary Laborer in the Highway Department effective May 29, 1973,

NOW THEREFORE BE IT RESOLVED, That James F. Welch be and is hereby employed by the Town of Riverhead as a Temporary Laborer in the Highway Department at the rate of \$3.00 per hour, effective May 29, 1973.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

RESOLVED, That Highway bills submitted on abstracts dated June 5, 1973, as follows:

General Repairs Item No. 1 - New York State Employees' Retirement System, bill dated May 15, 1973 in the amount of \$31,768.00;

Machinery Item No. 3 - Tire Craft Suffolk Corp., bill dated May 9, 1973 in the amount of \$737.96, and New York State Employees' Retirement System, bill dated May 15, 1973 in the amount of \$1,666.00;

Miscellaneous Item No. 4 - New York State Employees' Retirement System, bill dated May 15, 1973 in the amount of \$5,673.00; be and the same are hereby approved for payment.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

WHEREAS, Jack Druss has made application for a building permit to construct a shopping center within the Business B Use District, and

WHEREAS, The Town Board has been advised that the correct name of the owner of the site is Riverhead Associates a co-partnership, and

WHEREAS, Section 206 E of the Zoning Ordinance of the Town of Riverhead requires a review of the proposed site plan by the Town Board of the Town of Riverhead, and

WHEREAS, The Town Board has reviewed the said site plan, pursuant to Section 206 E of Zoning Ordinance No. 26, prepared by Norton Bros., consulting engineers, dated March 1, 1973, on behalf of Riverhead Associates,

NOW THEREFORE, IT IS HEREBY RESOLVED, That the site plan submitted by Norton Bros. on behalf of Riverhead Associates to construct a shopping center in the Business B Use District is approved.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

BE IT RESOLVED, That the Bid for One (1) New 1973 Rubber-Tired Bucket Loader for use of the Town of Riverhead Highway Department, be and is hereby awarded to GEORGE MALVESE & CO. , INC. , at a cost of \$30,475.00, and be it

FURTHER RESOLVED, That the acceptance of this Bid is subject to approval of the Suffolk County Superintendent of Highways/Suffolk County Commissioner of Public Works.

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

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

BE IT RESOLVED, That the Bid for the purchase of Aluminum Corrugated Culvert Pipe and Connecting Bands with Bolts for the use of the Town Highway Department, be and is hereby awarded to CAPITOL HIGHWAY MATERIALS, INC., as per bid and specification form filed with the Town Clerk as follows:

Price per foot of 12-inch pipe, 16 gauge	\$ 1.75
Price per 12-inch band with bolts, 16 gauge	<u>\$ 1.75</u>
Price per foot of 15-inch pipe, 16 gauge	\$ 2.08
Price per 15-inch band with bolts, 16 gauge	<u>\$ 2.08</u>
Price per foot of 18-inch pipe, 16 gauge	\$ 2.45
Price per 18-inch band with bolts, 16 gauge	<u>\$ 2.45</u>
Price per foot of 24-inch pipe, 16 gauge	\$ 3.16
Price per 24-inch band with bolts, 16 gauge	<u>\$ 3.16</u>
Price per foot of 36-inch pipe, 12 gauge	\$ 9.88
Price per 36-inch band with bolts, 12 gauge	<u>\$ 9.88</u>

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

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

RESOLVED, That Kenneth Wells be and is hereby appointed as a Member of the Zoning Board of Appeals to serve from June 1, 1973 to May 31, 1978, to be compensated at the rate of \$900.00 per annum, payable bi-weekly.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

WHEREAS, B. Arthur Thurm made an application for a special permit for an extension of a mobile home park pursuant to Section 301 of Ordinance 26 of the Town of Riverhead, and

WHEREAS, A further petition was made pursuant to Section 209 a 2i of Ordinance 26 for the extension as a non conforming use, and

WHEREAS, The matter was duly referred to the Board of Appeals of the Town of Riverhead, and

WHEREAS, The Board of Appeals heard the matter on or about March 22, 1973, and

WHEREAS, The Board of Appeals has rendered a decision granting the extension as a non conforming use in accordance with the application made by B. Arthur Thurm by decision dated April 12, 1973, and

WHEREAS, Said B. Arthur Thurm has submitted all plans to the Building Department of the Town of Riverhead, and

WHEREAS, The Building Department of the Town of Riverhead has reported that the plans as set forth fully comply with Ordinance 26 and Ordinance 10 of the Town of Riverhead, and

WHEREAS, The applicant has complied with all necessary rules and regulations of the Town of Riverhead and the County of Suffolk

NOW THEREFORE BE IT RESOLVED, That B. Arthur Thurm is hereby granted a permit pursuant to Town Ordinance #10 to extend the Mobile Home Park on the following described premises:

ALL that certain plot, piece or parcel of land, situate, lying and being at Baiting Hollow, Town of Riverhead, County of Suffolk, State of New York, bounded and described as follows:

BEGINNING at a point on the westerly line of Fresh Pond Avenue, which point is the following courses and distances from the intersection of the southerly line of Sound Avenue with the westerly line of Fresh Pond Avenue: (1) S. 11 degrees 11' 50" East 452.60 feet, (2) S. 20 degrees 34' 50" W. 325.23 feet, (3) S. 2 degrees 34' 10" E. 121.80 feet (4) S. 2 degrees 29' 50" E. 821.89 feet, (5) S. 15 degrees 11' 40" E. 262.31 feet, (6) S. 15 degrees 56' 50" E. 289.07 feet; and running thence from said point of beginning S. 15 degrees 56' 50" E. along the westerly line of Fresh Pond Avenue 297.21 feet to the land of B. Thurm; thence westerly, southerly and easterly along the land of R. Thurm the following courses and distances: (1) S. 69 degrees 05' 40" W. 120.00 feet, (2) S. 15 degrees 56' 50" E. 120 feet, (3) N. 69 degrees 05' 40" E. 120 feet to the westerly line of Fresh Pond Avenue, thence S. 15 degrees 56' 50" E. along the westerly line of Fresh Pond Avenue 376.17 feet; thence S. 15 degrees 49' 40" E. still along the westerly line of Fresh Pond Avenue 17.13 feet to a monument and land of the United States of America, thence S. 74 degrees 51' 50" W. along the land of the United States of America 978.02 feet to a monument; thence N. 20 degrees 33' 50" W. still along the land of the United States of America 739.30 feet to a monument and land of B. Arthur Thurm; thence easterly along the land of B. Arthur Thurm the following courses and distances: (1) N. 69 degrees 05' 40" E. 980.98 feet, (2) N. 74 degrees 03' 10" E. 35.21 feet, (3) on a curve to the right with a radius of 25.00 feet for a distance of 39.27 feet to the point or place of beginning.

Pursuant to the decision of the Zoning Board of Appeals of the Town of Riverhead and pursuant to the plans filed with such Board.

RESOLUTION - continued:

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

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

BE IT RESOLVED, That the Long Island Lighting Company, be and is hereby authorized to make a survey for the installation of a street light on Pole #10, at 100 Meadow Lane, Riverhead, New York.

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

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

BE IT RESOLVED, That the Long Island Lighting Company, be and is hereby authorized to make a survey for the installation of street lights on the S. W. Corner of Middle Road and Harrison Avenue, Riverhead, New York.

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

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

RESOLVED, That the resignation of Ronald Brevard, Police Patrolman, be and is hereby accepted effective May 13, 1973.

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

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

RESOLVED, That all bids submitted in connection with the bid for One 4-Wheel Drive Police Vehicle for use of the Riverhead Police Department be and the same are hereby rejected.

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

RESOLUTIONS - continued:

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

BE IT RESOLVED, That Thomas L. Mc Kay be and is hereby authorized to attend Cornell University on June 24th through June 30, 1973, for an advanced course in appraisal of income properties, and

FURTHER RESOLVED, That all expenses incurred thereto be charged to the Assessors Expense Account.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That Susan Keeney be compensated for 8 hours worked on May 19, 1973, and 3 hours worked on May 23, 1973, at the rate of \$5.33 per hour time and one half for a total of \$58.63.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

WHEREAS, The Suffolk County Traffic Safety Department has called an investigation of high accident locations to be made, and

WHEREAS, It has been determined that the intersections of County 58 and Northville Turnpike and at County 58 and Osborne Avenue are hazardous, and

WHEREAS, Such investigation recommends that traffic control devices be installed at each of the aforementioned intersections, and

WHEREAS, The County of Suffolk has agreed to install such traffic signal devices at its sole cost and expense, and

WHEREAS The Town of Riverhead upon the installation of such traffic signal devices shall become the sole owner, and therefore responsible for the maintenance thereof, and

NOW, THEREFORE, It is hereby resolved that the Supervisor of the Town of Riverhead is hereby authorized to execute the annexed agreement for the installation of traffic signal devices and forward same to the County Executive for execution by required County Authorities.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

BE IT RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for improved street lighting in the area of Temple Israel, located on Northville Turnpike and Ostrander Avenue, Riverhead, N. Y.

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

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

WHEREAS, The amount of \$45,000 budgeted for 1973 for General Town State Retirement is not sufficient to meet the amount of \$53,846. assessed by the N. Y. State Employees' Retirement System, therefore,

BE IT RESOLVED, That the Supervisor be and is hereby authorized to transfer the sum of \$8,846. from the General Town Fund Balance A909 Account to A9010.8 State Retirement Account for the purpose of meeting the assessment of the N. Y. State Employees' Retirement System.

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

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

WHEREAS, The amount of \$110,000 budgeted for 1973 for Police State Retirement is not sufficient to meet the amount of \$134,646. assessed by the N. Y. State Employees' Retirement System, therefore

BE IT RESOLVED, That the Supervisor be and is hereby authorized to transfer the sum of \$24,646. from the General Town Fund Balance A909 Account to A9015.8 Police Retirement Account for the purpose of meeting the assessment of the N. Y. State Employees' Retirement System.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, 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 and authorized to advertise in the June 7, 1973 issue of the News-Review, the official newspaper of the Town of Riverhead, for bids for the excavation and removal of sand and incidental work thereto at the sanitary land fill site on Youngs Avenue, Baiting Hollow, Town of Riverhead, New York.

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

RESOLUTIONS - continued:

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

BE IT RESOLVED, That this Town Board ratifies the action of the Supervisor in purchasing the following Time Certificates of Deposit on May 3, 1973:
 General Town Fund - Security National Bank \$100,000 - 89 Days @ 7 - 1/4%
 " " - Franklin National Bank \$100,000 - 89 Days @ 7 - 1/4%

Highway Item #1

Account - Suffolk County National Bank \$100,000 - 89 Days @ 7 - 1/4%
 The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.
 The resolution was thereupon declared duly adopted.

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

WHEREAS, The Notice of Public Hearing to be held on June 5th, 1973 at 11:00 A. M. with respect to the application of Toby Miller for a Special Permit for construction of a motel, restaurant and two meeting rooms, was not published as required on May 24th, 1973, now therefore

BE IT RESOLVED, That the Notice of Public Hearing with respect to the aforesaid application be published on June 19th, 1973 at 8:00 P. M.

NOTICE OF PUBLIC HEARING
ON PROPOSAL TO ISSUE A SPECIAL PERMIT USE

Pursuant to the New York Town Law, Section 265 and Town of Riverhead Zoning Ordinance No. 26, Article I, Section 102. 45. , a public hearing will be held by the Town Board of the Town of Riverhead at 220 Roanoke Avenue, Riverhead, New York, on the 19th day of June, 1973, at 8:00 P. M. , prevailing time, on the Petition of Toby Miller, for a Special Permit Use authorizing the construction of a motel consisting of 100 rooms, restaurant and two meeting rooms on a 7.699 acre site being in the Town of Riverhead, County of Suffolk and bounded and described as follows:

BEGINNING at a point formed by the intersection of the southerly line of the Long Island Expressway, exit ramp, with the westerly line of the land of Howard T. and Betty S. Hogan and RUNNING THENCE from said point of beginning S. 7 degrees 11' 00" W. along the land of Howard T. and Betty S. Hogan 600.00 ft. to a point;

THENCE S. 60 degrees 31' 25" W. along other land of the party of the first part 478.49 ft. to a point in the northeasterly line of the Port - Jefferson-Riverhead Road, N. Y. S. Route 25;

THENCE Northwesterly on a curve to the right with a radius of 1941.00 ft. along the northeasterly line of the said Port Jefferson-Riverhead Road 200.00 ft. , the chord of said curve bearing N. 41 degrees 50' 31" W. 199.91 ft. , to a point in the southerly line of the Long Island Expressway, exit ramp;

THENCE generally northeasterly and northerly along the generally southerly and easterly lines of the said Long Island Expressway, exit ramp, the following courses and distances:

RESOLUTION - continued:

- (1) N. 74 degrees 29' 40" E. 61.16 ft. ;
- (2) N. 7 degrees 09' 00" E. 126.03 ft. ;
- (3) on a curve to the left with a radius of 295.00 ft. for a distance of 200.00 ft. , the chord of said curve bearing N. 24 degrees 40' 42" E. 430.39 ft. ;
- (4) N. 24 degrees 01' 00" W. 231.58 ft. to a point in the southerly line of the Long Island Expressway;

THENCE N. 66 degrees 44' 20" E. along the southerly line of said Long Island Expressway 250.81 ft. to a point in the southwesterly line of the Long Island Expressway, exit ramp;

THENCE southeasterly along the said Long Island Expressway, exit ramp, the following courses and distances:

- (1) on a curve to the right with a radius of 240.00 ft. for a distance of 115.26 ft. , the chord of said curve bearing S. 62 degrees 24' 28" E. 114.15 ft. ;
- (2) S. 48 degrees 39' 00" E. 98.77 ft. ;
- (3) on a curve to the left with a radius of 400.00 ft. for a distance of 73.28 ft. , the chord of said curve bearing S. 53 degrees 53' 55" E. 73.18 ft. , to the point or place of BEGINNING.

Any person desiring to be heard on the proposed issuance of a Special Permit Use should appear at the time and place specified.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

RESOLVED, That EDWIN S. LAPHAM, ESQ. is hereby retained to represent the Town of Riverhead in connection with all services necessary in connection with making application to the Federal Insurance Administration to permit residents of the Town of Riverhead to obtain flood insurance pursuant to the provisions of the National Flood Insurance Act of 1968, as amended: and that he be paid a reasonable fee therefor.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That Fred Eimers, Box 203, Wading River, New York, be and is hereby appointed as a member to the Board of Assessment Review, for a five (5) year term effective immediately, to be compensated at the rate of \$50.00 per diem at a total sum not to exceed \$500.00 for the entire Assessment Review Board per annum and to serve at the pleasure of the Town Board.

The vote, Councilman Young, No, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

6/5/73

RESOLUTIONS - continued:

195.

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

-----: :
Petition of SHOREHAVEN VENTURES CORP. , :
for issuance of a special permit to construct :
Condominiums in the Business A District :
-----: :

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 granting of a Special Permit Use, in accordance with Article II, Section 205 A, 2 and Article I, Section 102-45, of the Town Ordinance No. 26 of the Town of Riverhead, known as the "Zoning Ordinance of the Town of Riverhead, Suffolk County, New York"; and

WHEREAS, The Town Board of the Town of Riverhead conducted a duly advertised public hearing with respect thereto on May 1, 1973, at which time all persons in interest were given an opportunity to be heard and were heard; and

WHEREAS, The applicant has filed its Declaration of Restrictive Covenants in satisfactory form, as recommended by the Planning Board of the Town of Riverhead; and

WHEREAS, The Town Board of the Town of Riverhead has duly considered and deliberated on this application and has determined that it is in the public interest to grant such application;

NOW THEREFORE, BE IT RESOLVED, That a Special Permit is hereby granted to SHOREHAVEN VENTURES, CORP. , pursuant to Section 205 A, 2 and Section 102, 45 of Zoning Ordinance No. 26 of the Town of Riverhead, as amended, to erect approximately 302 condominium units on the property described in Exhibit A annexed hereto, the final number of units to be determined by the provisions of Zoning Ordinance No. 26 of the Town of Riverhead and, in particular, that provision which requires that there shall be no less than 8,000 square feet of lot area for each 800 square feet of floor area, none of which units shall be more than two bedrooms, to be located substantially in accordance with the Final Site plan thereof, dated February 16, 1973, and subject to the following conditions:

1. The pond and the shoreline bluffs, as shown on said Final Site Plan, will remain in their natural state;

2. Construction of the development will begin within sixty days after issuance of any building permit and the work covered by such building permit will be completed within fifteen months after the issuance of such building permit, subject to delays caused by circumstances beyond the control of the developer.

be

3. All roads are to/constructed according to Riverhead Town Highway Standards and are to be privately maintained by the developer or the successor to the developer; such roadways to have proper drainage according to town standards and be lighted.

RESOLUTION - continued:

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

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

RESOLVED, That the County Attorney of the County of Suffolk has advised that the Long Island Lighting Company has commenced a proceeding before the New York State Tax Commission, which proceeding in effect seeks a reduction in the amount of mortgage tax that the Long Island Lighting Company would be required to pay, and

WHEREAS, Such reduction would affect the Town of Riverhead and other townships in the County of Suffolk in that the amount of such mortgage tax monies returned to the Town of Riverhead would be reduced, and

WHEREAS, The County Attorney has indicated that he is willing to commence the necessary litigation on behalf of the Townships of the County of Suffolk to participate in the proceeding before the Tax Commission,

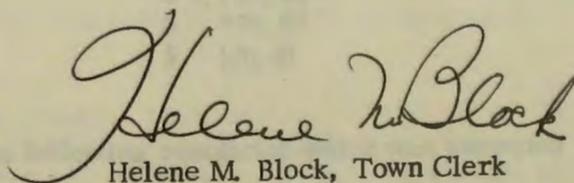
NOW THEREFORE, BE IT RESOLVED, That the County of Suffolk is hereby authorized to intervene in the proceeding before the New York State Tax Commission, or commence such other necessary litigation as he deems advisable, and be it

FURTHER RESOLVED, That such proceedings be undertaken at no cost or expense to the Town of Riverhead.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the meeting adjourned at 12:05 P. M. to meet on June 19, 1973 at 7:30 P. M.



Helene M. Block, Town Clerk

HMB:mhj