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Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, held in the Riverhead Town Hall, Riverhead, New York, on Tuesday, December 17, 1991, at 7:00 p.m.

Present:

Monique Gablenz,	Deputy Supervisor
Frank Creighton,	Councilman
James Stark,	Councilman
Denise Civiletti,	Councilwoman

Also Present:

Patricia Moore,	Town Attorney
Irene Pendzick,	Town Clerk

Absent:

Joseph F. Janoski,	Supervisor
Victor Prusinowski,	Councilman

Deputy Supervisor Gablenz called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

Deputy Supervisor Gablenz: "The first item on the agenda this evening will be a presentation to our Employee of the Quarter. This is a process that we go through four times a year as an effort of the Labor/Management Committee which was created in 1989. This is a group-- we have representatives of Labor and representatives of Management that work together and make suggestions on how they can make this cooperative effort of running government far more efficient and far more pleasant.

One of the outcomes of those recommendations was the establishment of an Employee of the Quarter Program, and we are happy tonight to make that presentation to Jimmy Bugdin from the Municipal Garage.

If Jimmy would please come up, and if the Town Board would join me. If there are any members of the Labor/Management Committee, I would ask them to please come up and join us and Jimmy why don't you just stand over here. Jack, why don't you come on up. We are very proud of Jimmy and the work that he's done and he has with him here tonight his mother and father, Carol and Tony Bugdin, his wife, Denise,

and his daughters, Lisa and Laura. Jimmy is really an asset to us in the Municipal Garage and we are very proud that he was chosen and we congratulate you on being chosen.

This is extremely important because you are chosen by a group of your own peers, so I think Jimmy can be very happy with the fact that his own peers recognize the work and the effort that he puts forth for the Town of Riverhead. And on behalf of the Labor/Management Committee I would first like to present you with this savings bond for \$100 which is purchased in cooperation with both the Town and the Union, so Jimmy, put that to good use. We would also like to present you with this Proclamation which recognizes your dedication to the service of this government and its citizens and proclaims December 17, 1991, to be James Bugdin Day in recognition of your being named Employee of the Quarter and we do call upon your fellow citizens to join with us in recognition of your accomplished service. That is to take with you. Also, in the hallway will be placed this Town of Riverhead Employee Recognition Award Plaque that lists all the Employees of the Quarter which have been named so far. And Jimmy has been named as the Quarter Employee for the Fourth Quarter of 1991. And that will be placed in the hallway, Jimmy.

Also when you choose a restaurant of your choice in the Town of Riverhead, you will be given a dinner certificate for two so that you can take your wife out to dinner.

Congratulations Jimmy and we hope that you'll keep up the good work. Do you want to say anything?"

Jim Bugdin: "I'd just like to thank the Labor/Management Committee for selecting me. For a while, the Town garage is kind of a forgotten aspect in the Town. I would like to give special thanks to Councilman Stark for helping us down there."

Deputy Supervisor Gablenz: "Great. Okay we have 10 minutes until the time of the first Public Hearing. Is there anybody who wishes to address the Town Board on any specific matter? Mr. Goodale."

Jesse Goodale: "I'm Jesse Goodale, Coordinator of the Litter Control for the Town of Riverhead. Each-- every two months I send a letter out to all the volunteers which number about 250. This month I've been putting it off because I wanted to put into the letter exactly what was going to happen in 1992. The barrels are being picked up so some of the litter that they're collecting has to

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go on their home garbage or they don't know what to do with it and they don't know what they are going to be able to do with it in 1992. So how soon do you think that I'm going to know so I can tell my people just what they're going to do with their litter. Are they going to take it home and put it in their own garbage, and be collected by the Town? Do they have to separate the garbage and the litter that they pick up on the Town highways? Just what is going to be-- the program going to be? And I would like to know very soon so I can inform my people just what they're going to do. Or else the program is going to fail unless we can tell those people that there's not going to be a detriment to them as far as their own litter and garbage is concerned. If they have to recycle the Town litter, there's going to be one thing. But if a program can be worked out, we would like to know about it. Thank you."

Deputy Supervisor Gablenz: "Thank you. Yes, sir."

John Ofrias: "John Ofrias, Riverhead. I was happy to read in the newspaper that Riverhead was represented by the Supervisor in regard to the Calverton airport proposal at the recent conference held at Suffolk County Community College.

Unfortunately another problem of crisis proportions has emerged in the Hamlet of Calverton. People are terribly concerned that the very real possibility that a methadone clinic will soon be opened on Edwards Avenue in Calverton. I don't claim to be an expert on methadone, but I hold advanced degrees in Psychology and in Social Work. I've written a dissertation on heroin addicts and I've counseled heroin addicts in various settings. And I've never seen or heard anything that recommends methadone.

Recently I have conferred with some colleagues who specialize in substance abuse treatment or work in methadone clinics right now. And all of these professionals offered their condolences when I told them that a methadone clinic might open in Calverton.

Now, all these professionals also said that they would not be willing to publicly state that they have misgivings about methadone. Okay. One way or the other, all of the professionals I spoke to have jobs that are somehow influenced by the Department of Substance Abuse Services. Now DSAS endorses the use of methadone by heroin addicts and so the reticence of my colleagues is understandable. In any case, let's suppose that reality is not what education, what my

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colleagues and what my experience have shown me. Let's suppose that methadone is the greatest thing since sliced bread. Okay? Then it is still inexcusable that plans have advanced to the point of approving a lease for a methadone clinic while no meaningful attempt has been made to inform residents about the plans or ask for their support for a methadone clinic.

Neither a jetport nor a methadone clinic should be permitted to operate in Calverton without community support. If either of these proposals are as good as proponents say they are, then it would not be difficult to convince citizens of their merit. What the jetport and the methadone clinic have in common is that they have been planned by outsiders as if residents were second class citizens in their own Town.

Hopefully, the Town Board will take action to demonstrate it believes that citizens have a higher status than outsiders when it comes to planning the future of Riverhead.

I have five letters also written to the Board here from citizens and there are a group of citizens in the Calverton area who just within a few days last week distributed some petitions. And I'd like to hand that in also. They have over 500 names already, just taken from a small area in Calverton. And I know there are many other petitions out there representing many, many other people. Thanks."

Deputy Supervisor Gablenz: "Thank you. And are you aware, Mr. Ofrias, of the upcoming Public Hearing on that? And I assume there will be a representative body of those who signed the petition?"

John Ofrias: "Yes."

Deputy Supervisor Gablenz: "Okay. Thank you."

P U B L I C O P E N E D: 7:40 p.m.

Deputy Supervisor Gablenz: "Let the record show that the hour of 7:40 p.m. has arrived. Will the Town Clerk please read the Notice of Public Hearing."

Irene Pendzick: "I have affidavits of publishing and posting of a Public Notice for a Public Hearing to be held at Riverhead Town

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Hall at 7:40 p.m., on Tuesday, December 17, 1991, to hear all interested persons who wish to be heard regarding the special permit application of MH of Long Island to construct multi-family senior citizen housing on Sound Avenue."

Deputy Supervisor Gablenz: "Allen, this is yours?"

Allen Smith: "Madam Supervisor, members of the Board. Madam Acting Supervisor, how's that? This is not a new project to the Board. You last acted on this particular application on September 4th of 1990 when you granted the change of zone, re-zoning this property for this particular use.

I had put the pictorial representation before you and I will pass up the typical unit plans. Again, before I go to the detail which is the subject of the special permit, I'll refresh your recollection if I may relative to the site. It is 107 acres; it is immediately west of Thurm's Mobile Home Park on Fresh Pond. Approximately 56 acres of the 107 are proposed to be developed as shown, and approximately 51 acres will remain open as shown. Essentially the project is clustered in the middle portion of the property and the open space is along Sound Avenue.

It is, again, a senior citizen project. The typical units as proposed when we started this particular job were 1100 square feet to 1500 square feet, give or take. There are 304 units proposed. At the inception, it was envisioned that approximately 228 of these would be one bedroom units, and 76 would be two. Both the size and mix of the units is subject to the current economic conditions.

Cost of construction would be approximately 22 million dollars. Again, it is difficult in this particular economy to tell how such a project might be built out. It is envisioned probably four sections. And probably it would take four to five years to build out and sell this particular project.

Assuming that the project were looked upon favorably by the Town Board as a function of the special permit application, this would yet be still further subject to the Planning Board's approval of a condominium map, which on the best of tracks would take another six to seven months as would all the sanitary approvals that I would have to obtain for the project.

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Approximately three units to the acre, that is approximately the density of Foxwood Village. By reason of the location of the property, it must bring with it an onsite sewage treatment plant for sanitary. There is public water at the site now. As the Board is familiar, assuming that the project would be approved, it would bring with it a corresponding per unit contribution to the Water District capital expenditures.

Currently the site is used for farming purposes, fully in cultivation other than the houses up along the road. There are no extra special environmental species such as salamanders and the like. There is a traffic study that was performed as part of the initial environmental impact statement and a supplemental traffic study done considering both Lewin Farms and the other project to the west of it.

As a senior citizen project, it does not have an impact upon the public schools. And as a general comment, I believe it was something I said at the earlier Hearing, but I'll lay it out at this particular point. Riverhead has a housing need for different types of housing for different parts of its population. Certainly we've seen in Brookhaven how this type of a use being almost identical to Leisure Glen, which I invited the Board members to go visit and consider, (inaudible) appropriated Brookhaven Town about three miles to the west of this particular site. If we go out to Southold, we see similar high density senior citizen residential uses in the Founder's Village area immediately next to or north of the Southold Town Hall. It is my opinion that such a senior citizen complex would be an addition to the housing inventory of the community and I would ask the Board to look favorably upon the same."

Deputy Supervisor Gablenz: "Thank you, Allen."

Allen Smith: "I'll answer any questions as they come."

Deputy Supervisor Gablenz: "Thank you. Is there anyone wishing to make a statement to the Board on this particular issue? Sherry?"

Sherry Johnson: "My name is Sherry Johnson. I'm representing the North Fork Environmental Council. In 1986 when MH of LI was first proposed, Riverhead was in the process of completing the farmland study and working toward updating the master plan in the southeastern quadrant and in Wading River. The NFEC and others opposed this project at that time because of the density. It failed to

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conform to the recommendations in the Farmland Study, and it was outside of a Hamlet. The Planning Board even went so far as to say it was spot zoning. We're still concerned about the density of this project. We're concerned that in the intervening years, Riverhead has moved farther than ever from up-zoning and we're disappointed that Riverhead continues to remain the only Town that is not up-zoned to control the density and preserve our farmland.

However, we are not going to ask you to deny the special permit because we recognize the need for different types of housing within the Town. But I am going to ask you instead to perhaps reflect and review the retirement community district section of the code. Several years ago a study was done for Wading River in which a Hamlet was defined that included this site within its boundaries. That action allowed this project to conform to the existing Town code criteria that stated that the retirement community district had to be in a Hamlet. Jamesport and Aquebogue are in the process of being studied right now. It's reasonable to expect that Hamlet boundaries will also be defined for those areas. This will allow this zoning classification to be used there as well.

Something that was never intended when the code was originally written. The original intention of the district was to keep high density projects in close to public transportation and the other services. I strongly feel that using this district throughout the Town will create and encourage urban sprawl. I'm asking tonight that you amend this section of the code and that you create additional specific criteria for determining its correct placement in the communities. Existing public transportation routes and immediately contiguous to an existing high density residential use should be two of the criteria. Need within the community itself should have to be established and recreation facilities or payment in lieu of recreation facilities should be required. Thank you."

Deputy Supervisor Gablenz: "Thank you, Sherry. Is there anyone else wishing to address the Board on this particular subject? That being the case, and without objection, I declare this Hearing closed."

P U B L I C H E A R I N G C L O S E D: 7:50 p.m.

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P U B L I C H E A R I N G O P E N E D : 7:51 p.m.

Deputy Supervisor Gablenz: "Let the record show that the hour of 7:51 has arrived. Would the Town Clerk please read the Notice of Public Hearing."

Irene Pendzick: "I have affidavits of publishing and posting of a Public Notice for a Public Notice to be held at Riverhead Town Hall, at 7:45 p.m., on Tuesday, December 17, 1991, to hear all interested persons who wish to be heard regarding a local law to establish a noise ordinance in the Town of Riverhead."

Councilman Stark: "Madam Supervisor. I would just like to make a short statement before we start the actual Public Hearing. As Code Provision Chairman for the Town of Riverhead, some eight to 10 months ago I was approached by some residents who live in the area of shopping centers up on Route 58, whose shopping centers did sweeping at any hour of the night, 10, 11, 12, 1, 2, 3, 4, 5 o'clock in the morning. Many years ago when I operated a sweeper as a summer job over at the Suffolk County Air Force Base, it was just simply a brush sweeper. Today the sweepers are like jet vacuums. These particular residents put a lot of time and energy into researching other Towns' codes relating to noise ordinances. They read articles about decibels and knew what levels were acceptable to the normal levels of hearing and really as a result of the first meeting with these people with our Town Board coordinator, Diane, I was pretty impressed that they came to us pretty well prepared. As a matter of fact, they did 90% of my work.

It was soon after that that other residents along the Route 58 corridor joined this so to speak ad hoc group and we addressed many of the concerns of our residents throughout the Town concerning noise ordinances. Being in the produce business all my life, I took into consideration the agricultural community and immediately as other Towns throughout Suffolk County and on Long Island, we exempted that. We have heard so much that we want to retain our rural community, our open spaces. And the only way we can ascertain that is by exempting our agricultural communities. We developed-- I believe in the fair workable noise ordinance for all members of the community. It's a basic ordinance. It does not fill all of the wants and needs of everybody in the Town, but it is a basic ordinance and I think we can start with and build upon if we need be and retract from if need be if we find that we've made a mistake. We're not infallible. But

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we felt sincere that we wanted to get a basic noise ordinance on the books which has been tried several other times before, without success. I think we have come to that basic area. And really at this time, I would like to thank several people that brought us to this point here tonight. I'd like to thank Pat Moore and her staff for actually putting this noise ordinance into legal terminology for us. Two, I would like to thank Mary Ann Zamber and her neighbor, Harry Poor, who initially came to me with these complaints, and much to her surprise, I did get up one night at 3:30 in the morning and listen to the sweepers. They're horrendous. There are other people like Eddie Cartoski, Marion Saperstein, and Dale Young who helped draft a version, too. We sent this draft to all of the civic associations in Town. We sent it to the Merchants Division, the Chamber of Commerce and to all the service organizations in Town which I felt pretty much for the most part represented the business community in the Town of Riverhead. And we received comment back from it and we incorporated it into this draft that's being proposed here tonight. And, finally, I'd like to thank our former Town Board Coordinator, Diane Koroleski, who is now your Tax Receiver, because she did a lot of the typing and the steno and the extra hours it took to put this thing in place.

And, with that, I would turn it back to you, Madam Supervisor."

Deputy Supervisor Gablenz: "Thank you. Is there anyone who wishes to address the Board on this particular subject? Dale?"

Dale Young: "My name is Dale Young. I live on Oliver Street. I'm a resident, I'm a taxpayer. I work here in the Town of Riverhead and I am a member of the committee that helped to draft this noise ordinance. I'd like to thank Jim. Your help we appreciate a great deal. We've had a big problem over the years and I thank you for all of your efforts. I'd also like to extend a thank you to the committee inviting me to be a part. I've enjoyed working very much with them. It's been a privilege. Before I get started, I'd like to thank Denise for all of your help with Wilbur Breslin's mall. I've called on you many times in the past and I know you'll be leaving and I want to thank you very much for all of your efforts.

I called on Denise one day when we were discussing the buffer zone. Denise came to my home. I asked her and the other Board members if they would go in and pace off a 35 foot buffer. Denise came to my house dressed in a suit, high heels and stockings."

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Denise Koroleski: "I never wear high heels. If Joe were here, he would correct you."

Dale Young: "Okay, lower heels or flats. And she marched right into the woods along with the rest of us and I was very impressed. And I thank you. You had a closing I believe that day you were going to. I hope you didn't get any runs."

Diane Doroleski: "I don't think I did."

Dale Young: "But, thank you and I do appreciate it. It was very important to me. I'd like to now get back-- we've spent many, many hours, the committee and myself, and we did a lot of research. This is my file for the noise ordinance. I have files at home for Caldors. I have files at home for Wilbur Breslin's mall, which I've been working on since 1985. This one has grown very quickly. A lot of research has gone into it; a lot of telephone calls; a lot of letters; many, many hours to draft and revise. There's different comments and different sections of the law that we had to deal with. I think we came up with a very fair ordinance."

At one time, Pat says to me, Oh gee, Dale, your comments, they're a little tough and they're a little stern. And I says yes, but I didn't ask for them to be executed. So I think that we were pretty fair. I just ask that we sometimes take the equipment away or that we fine them heavily. But not execute them.

What we're basically dealing with the homeowners that surround these centers is the noise that's generated from the sweepers as Jim had mentioned. From the delivery trucks, the noise, the smell with these engines running all hours of the night while they are there waiting to make the deliveries. That smell drifts into our homes because we're so close. I'm 100 feet from the buffer of that area and it keeps us up all hours of the night. The sweepers, as Jim had said, 2:00, 3:00, 4:00 in the morning. They go so slow, they crawl at a snail's pace and, of course, you're trying to sleep; it's keeping you awake. It gets on your nerves after a while.

We had an awful lot of construction. Caldors was renovating, it was a 12 week project. For 12 weeks, they would start at 10:00 at night, because the stores would close. And they would bring everything that they were tearing apart inside, outside, and in that corridor back there where all the walls are and it's an open space,

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they would dismantle, they would smash things with sledgehammers. You could hear the hammers pounding; you could hear the electric drills that were cutting up the pieces of metal. This went on straight every night, 10:00 until 6:00 in the morning, continuously. My children were forced to move out of their bedrooms, they had to move downstairs in the basement because they couldn't sleep. We were on each other's nerves because there are-- there has been research to where people have researched how noise affects individuals. Myself, I could just feel my hair standing on edge. We were snapping at each other. My animals were not the same quite little animals that they usually are because they were kept up all night long. And we made numerous complaints to the police department and they were wonderful. They came, they tried to help, but there was no ordinance. There was no way to stop them. And a lot of us got together and we decided that something had to be done. MaryAnn initiated the whole thing, came to Jimmy, he picked right up on it and we immediately started and, you know, it just got to the point where we felt that we were so frustrated. What were we going to do? There was no ordinance, and when the police would go there, they couldn't stop them, and then it just seemed that they were doing it just to get even with us because we were making the complaints.

Why on earth does somebody have to tear things apart at 4:00 in the morning? This one night, I laid in bed and every hammer that they hit just echoed and your windows are open because it's 80-85 degrees out at nighttime. You don't want to be forced to have to put your airconditioners on because you want to eliminate the noise. And I laid there in bed and I thought if they hammer one more time, I'm going to get out of this bed, I'm going to go over there, and I'm going to take-- I was going to grab a hammer and I was going to beat the heck out of this dumpster that they were loading the stuff into. And I could feel my hair just standing out on end like little cartoon character that you see with every bang of the hammer, his hair goes bong, his eyes stick out. And I had had it. I couldn't stand it.

I could envision myself going to the garage and getting a hammer. And I got out into the kitchen and I was in my pajamas, I wasn't even dressed. And I just stopped because I knew that if somebody gave me a hard time when I was banging on that dumpster, beating the heck out of it because I was frustrated, I'd turn around and I'd hit him. And it scared me. And I, thank God, I stopped, because I was a raving lunatic. And I was afraid that I would hurt somebody, and I might have, because if he gave me a hard time, I would probably hit

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him. And this is what we have to deal with. And it was just very unfortunate that we had to deal with this all summer long, for 12 weeks. And it just came to the point we had to do something. Jim, thank you so much. I'm so glad this is getting off the ground. We need everyone's support. We're tired of listening to these kids with these radios blasting. They come in the parking lots, or you drive down Main Street, your windows in your house start to vibrate as they are coming down the street. You know they're coming. You can feel them coming. There's no reason for this. Something's got to be done and this is a good time to do it and I will support you 100% and I'll help in any way I can. And thank you all very much."

Deputy Supervisor Gablenz: "Thank you, Dale. Is there anyone else who wishes to address the Board on this subject? Mr. Sykora?"

Joe Sykora: "I want to thank Mr. Stark for writing the noise ordinance, but I have a couple of questions. But we started this noise ordinance in 1985. Ms. Civiletti wrote a noise ordinance and Mr. Janoski wrote a noise ordinance, which was never put before a Public Hearing.

Now, it really started about the raceway. But it took in the noise ordinance, we had a petition of 700 names which was presented to the Board. And upon this noise ordinance, which I agree on wholeheartedly, we should have a noise ordinance in the Town. I've been saying this for quite a few years now. But the thing that gets me is where it says exceptions, #6. It says, Raceway operations and regulations by Chapter 85 of the Town Code. Now that Town Code cannot be enforced and Miss Civiletti knows it. It cannot be enforced because Mr. Cramati will not let the police department in that raceway. Mrs. Moore wrote a letter to Mr. Cramati and it states in the letter that the raceway is supposed to abide by the 375 Motor Vehicle Law and the 386 Motor Vehicle Law, which gives you a decibel reading. I have the laws right here. And the decibel reading reads 50 feet from the center of the car, 76 decibels. And if it reads that, that driver is supposed to get a \$500 fine. And now, it's not in here. It's not here at all.

We went to work. We spent \$4500 to Mr. Lewis S. Goodfriend Assoc., Consulting Engineers, for noise. In here they recommended what the readings should be at the property line of the racetrack. And this here I got in the Town Clerk's Office when it was written. And it was in the Town Clerk's Office for \$5.00. And it's not being

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incorporated in this noise ordinance, which I think is a shame. We spent \$4500 for nothing. We spent \$15,000 for the equipment to take the readings at the racetrack. They were taken in Glenwood Village, they were taken in Foxwood, they were taken in Millbrook Park, they were taken at Stodsky Park, the readings. And nothing is incorporated in this noise ordinance. And I think it's a disgrace.

Since 1985 we've been fighting this. And nothing has been done about it. And nobody is against the racetrack. We just want the noise to be quiet. Some nights over there, you cannot hear the races at all because they have the right mufflers on the car what the state law calls for. We even have-- I even filled out a complaint form for the officers to go over there and check the mufflers. They were told they had (inaudible) mufflers on there and that is not what the state law calls for. The state law calls for a muffler with six baffle plates in it to quiet the noise. And they're not doing it.

I found out the cars that are really causing the problem are the modifieds. All the other cars have the regular mufflers on it and sometimes you cannot hear them cars at all. Sometimes I get a 60 decibel reading which is nothing. But when you get a decibel reading above 80, forget about it. You can't hear your television set with the windows shut, with the airconditioner on, and I'm 950 feet away from that raceway, both Glenwood Villages, and Millbrook Park is a little further and they get the same readings as I do. My reading is two decibels then what Goodfellows readings are. And I think it's really a shame that it's not in the noise ordinance."

Deputy Supervisor Gablenz: "Thank you, Mr. Sykora. Is there anyone else who wishes to address the Board? Yes, sir?"

Sid Bail: "Good evening. My name is Sid Bail, President of the Wading River Civic Association. Beautiful, quiet Wading River. I'd like to thank the people who worked on this noise ordinance. They put in a lot of work and I'd like to thank Councilman Jim Stark. The Wading River Civic Association supports this noise ordinance but we do so with the understanding, as Councilman Stark said in the beginning, that there probably will be things that have to be done in the future in terms of amendments. There was a chart published in the New York Times, probably Councilman Stark and the others saw it, the article, and it lists decibel ratings of loud factory, 100 decibels, and every increase of 10 decibels is perceived as a human being like a doubling of the noise. A jet taking off is

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140 decibels. I would suggest that the Town not wait 12 to 18 months to look into the possibilities of amending this noise ordinance if it is passed. I would suggest that the Town form a task force, and just as you did, you sought input from residents and I am sure there will be people who would be willing to come forth and to assist. Thank you very much."

Deputy Supervisor Gablenz: "Thank you. Yes, ma'am."

Janet Bidwell: "Hi, my name is Janet Bidwell. I live in Aquebogue and I have a file also, it's on a company called Amp and Axo (phonetic) formerly called Additive Products, formerly called Photocircuits. This company operates 24 hours a day, seven days a week. They have fans called scrubbers which go constantly. I live in Westwood Acres which is approximately a quarter mile from there. You can't sleep in the summertime, you can hear them. We've complained in the neighborhood. I'm also Vice-President of the Westwood Acres Civic Association. I, myself, have written numerous letters. They have come to our houses to measure the noise level and at times I've been told that the noise is only as loud as a person whispering which, I don't know if you're sleeping and somebody is next to you whispering, if that's, you know, good news. I couldn't sleep if someone was whispering next to me."

I just came down tonight because I am very grateful that Mr. Stark has done all this getting together a noise ordinance. I hope it passes and that's all I have to say. Thank you."

Deputy Supervisor Gablenz: "Thank you, Janet. Is there anyone else who wishes to address the Board on this subject? Mr. Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. Mrs. Young here and Mr. Stark both mentioned about the highway garage sweeper being a screaming meemie, and they mentioned about it taking place anywhere from maybe 1:00 on up to 5:00. Now this is the time when the cars are not on the street and they want to clean up the streets, of course, but it's also the time when people are sleeping, I can understand that. Now, until this noise ordinance really becomes law, I guess they can use the sweeper. But when it does come law, what do we do with those sweepers that we paid so many thousands of dollars for?"

Councilman Stark: "Steve, we're not talking about highway or

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Town equipment. We are talking about private commercial sweepers that are hired by shopping centers to come in and sweep their shopping centers, not our equipment. In other Towns where there are noise ordinances in place right now, those sweepers do come in after 7:00 or 8:00 in the morning. They cordone off sections of the parking lot and do it and they shift traffic around. Very convenient. But it's not our equipment. It is the private commercial enterprise. The logical thing for them as they have told some of the people in that particular area, we come here first because there is no noise ordinance, there is no ordinance against us doing it. And then we go to the Towns who have the ordinances after. So somehow, they're evidently accomplishing exactly what they're doing in the Town of Riverhead throughout the hours of the night, after the reasonable hour of people getting up in the morning in other Towns. So it's not our equipment."

Steve Haizlip: "Okay. The way she was explaining, I just picked up that it was the highway cleaning our streets and so forth, so I'm glad I asked. I got that cleared up. Thank you."

Deputy Supervisor Gablenz: "Thank you. Is there anyone else who wishes to address the Board? Sherry?"

Sherry Johnson: "Sherry Johnson, representing the North Fork Environmental Council. We had the opportunity to review the ordinance. We did attend the information meeting that you had that was very helpful. We hope you will continue to do that with other issues in the future. Sometimes it answers the questions before the Hearing that people might have."

We feel that a lot of time and effort went into the preparation of the ordinance. Noise is a very serious business. We're finding that out as we study the Calverton jetport issue. Dale described perfectly the phenomena people experience living near jetports when they have to deal with the invasion of noise in their homes that they can't get rid of. There's anger, frustration, they try to turn on the airconditioner to eliminate it. They live in their basements.

We certainly don't want that to happen here. Nobody should have to deal with something like that. We urge you to pass the ordinance. Thank you."

Deputy Supervisor Gablenz: "Thank you. Is there anyone else

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who wishes to address the Board? Mr. Kasperovich?"

William Kasperovich: "William Kasperovich, from Wading River. This seems like ancient history to me when that was so long ago that we had active vocal, as Mary Beth used to say, vociferous outcries about this noise. And I see a lot of pitfalls in this ordinance. The one I would put on top of the list because I feel it's just a shortcomings in the Building Department. When you issue a building permit, what you do, where you do it, and when you do it is all the same as the two by four's you stand upright to make a wall.

But in Riverhead we don't do this. We pay no concern to this. And how many times do people have to get up here and say this? You get a group of people together that get to a point where they're unhappy and they want something done and so they're very happy to see some tangible effort that might materialize.

But at the same time, our Township stretches east, west for a long distance and many different kinds of communities, different kinds of situations, different kinds of noisemakers. Now, the little things are just as irritating as the big things. It's not unusual to be on Main Street and hear these loud radios going to the point of vibrating everything around it. It's not unusual to have a truck or excavating equipment come in on a Sunday in a residential area and make all kinds of rackets.

Now, these are small things, short period of times, unlike the raceway which is for extended periods of time. Or these sweepers that are extended periods of time. But I think a lot of this is-- should not all be in a catch-all noise ordinance. For one, we should make a definite effort that in the Building Department we don't give permits to people that work like this woman described at Caldors. And perfectly legal, perfectly proper, and perfectly in order.

Now, I came here this afternoon and I witnessed part of a demonstration of a piece of equipment that could be or would be used by the police and by the law enforcement officer on measuring decibels. It seemed to me that this was the gadget that could be used to enforce a level of noise that we could hold down. At the same time, you can't make this all encompassing, and if the police don't want to make an effort equal to the intent of the writing of the ordinance, then it's for nothing.

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To me, it's very annoying to have a motorcycle charge down the street where the fellow doesn't put-- takes the muffler off and is very happy making a lot of noise. He drives by, he comes back later in the day. What do you do? How can you complain? When at the same time, to me this is no different then if my muffler makes a lot of noise, I will get a traffic violation-- vehicular violation real quick. But no effort is made towards motorcycles, towards these kiddie carts, and it all depends on the quality of life that we want to maintain here.

Noise is noise. I mean I think of a church in Brooklyn that rings their bells as loud as possible after midnight services on Easter. They've been in Court about every year for noise because it's 1:00, 2:00 in the morning. But what is religious to some people is noise to other people. And the same with the music. Music to one guy riding on the street or walking on the sidewalk is noise to somebody else.

And so I don't think this attempt of all encompassing is going to do the trick or solve what we have to solve here in Riverhead. Thank you."

Deputy Supervisor Gablenz: "Thank you. Is there anyone else who wishes to address the Board on this matter? Yes, sir."

Ed Cartoski: "Ed Cartoski, Ostrander Avenue. I can't help but thank you for this opportunity to work with Jim Stark's committee and I appreciate this opportunity also. But the noise is still going on from Caldor, King Kullen shopping plaza, specifically King Kullen loading platform. We have tried for years to speak to the managers, we have called them, we spoke to them, we've written letters, and also the owners. And it's still going on. I think Dale covered the entire territory very well. During one of my complaints this past summer, I spoke to the police officer on duty, May 21st, about 1:30 a.m. and he said, I'm sorry, I can't help you because we do not have a noise ordinance. I was unaware that, believe it or not, up until that time, because every community around here, surrounding us up west, and except for Southold and Riverhead, we do not have this protection. So, I checked into it and I met Dale and MaryAnn and a few other people from the Town Board which had been very, very responsive in helping us work out a team effort put together with Mr. Stark. But we do have laws in effect. The New York State constitution gives us this right to a night's sleep, Section 4, Article

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14, specifically states that unnecessary noise, use of noise, it's all there. Then you have the governmental provisions also that stated the Noise Pollution and Abatement Control Act of 1970, the Noise Control Act of 1972, and the Quiet Community Act of 1978. These things are all laid out, it's nothing new. Here we are in the 20th century fighting these things. It doesn't seem real in this day and age.

But during that time this summer which Dale spoke about, I had the opportunity of ringing a few doorbells of my own. And I am speaking about the area around the periphery of 58 on the south side, specifically Oliver Street, Kingswood area, all the cul-de-sacs in there and Ostrander, Roanoke, Ackerly, Hallock and a few others up to Osborne, and I hit the apartments behind Super-X. And all those people I spoke to at that time, except for one person that couldn't speak English, they all concurred that hey, let's get something done.

So I think we have enough evidence, I hope, and I do have a log sheet of my own which I kept, and I'm sure there are some others around the area, about our complaint file. And you can confirm that with the police departments that this is all there, and I appreciate what you have done and also the Riverhead Town Police have done in trying to help us out. But the word gets around, the truckers, the vendors, the suppliers, the sweepers. I'm tired of having Riverhead being used as a dumping area. It's-- I resent that. We have a good community, a very fine community to be proud of, and I think we can do something with it. Once the word gets around, these people do know what they can take advantage of this area, parking trucks and so forth, the airconditioning, it's like, we're all familiar with that.

And, all I can say is that I hope that the Town Board accepts this plan, approves of it, implements it, and gives it to the-- and forces it. And I hope that in your ultimate spirit of Christmas which is prevailing upon us, that you take this little package, put a ribbon on it, and give it to the Town of Riverhead as a present for Christmas.

So in the meantime, I want to thank you very much and wish you all a Happy Holiday and a Merry Christmas."

Deputy Supervisor Gablenz: "Thank you very much. Is there anyone else who wishes to address the Board on this subject? That being

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the case, and without objection, I declare the Hearing closed."

P U B L I C H E A R I N G C L O S E D : 8:27 p.m.

P U B L I C H E A R I N G O P E N E D : 8:27 p.m.

Deputy Supervisor Gablenz: "Let the record show the hour of 8:27 p.m. has arrived. Would the Town Clerk please read the notice of Public Hearing."

Irene Pendzick: "I have affidavits of publishing and posting of a Public Notice for a Public Hearing to be held at Riverhead Town Hall, at 7:50 p.m., on Tuesday, December 17, 1991, to hear all interested persons who wish to be heard regarding an amendment to Section 108-77, Filing Fee, of the Town Code."

Patricia Moore: "The Town Board is proposing to increase the filing fees to the Zoning Board of Appeals for residential applications requesting a use variance. A use variance-- an area variance -- to a certain extent. Use variance would go to \$500 and an interpretation of the Zoning Board of Appeals would be \$60, an area variance or interpretations would be \$60.

As to commercial applications made to the Zoning Board of Appeals, the use variance application would be \$500, and interpretations would be \$150. Area variances would go to \$150, also."

Deputy Supervisor Gablenz: "If I could just clarify, the only thing that is changing is the use variance, \$500, currently we would be charged \$60 and \$60, and the \$150 and the \$150. The use variance for both residential and commercial is proposing to be increased to \$500.

Is there anyone who wishes to address the Board on this particular subject? Mr. Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. I personally think that those fees are too high. We're not in Palm (inaudible) California, or Palm Springs or some desert place where the rich is. We're poor people out here. Most of the people that's going to build here are poor. Those fees are too high."

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Deputy Supervisor Gablenz: "Is there anyone else who wishes to address the Board on this matter? Mr. Kasperovich."

William Kasperovich: "William Kasperovich from Wading River. I will repeat for the man, many, many times as I have in the past, the fees are too high. If you would-- if the Town people would put effort to economize, to simplify, to make efficient, to make reasonable procedural effort instead of just raising the fees. We want the Town to grow, but we want them to come in and pay for many people and the many arrangements that are here in the Town that are not functioning and don't justify this sort of claim. Many times I've heard people that the Appeals Board, or here, say well, show me what to do or tell me what to do. This indicates that our procedural arrangement is not good. And all you people seem to pay attention to is raising the prices. It's like sending the meter maid out to catch all the people they can just to justify their salary. When people start to act in Town service to justify their salary, then we have gone down a blind road and in the wrong direction. I object to raising these prices."

Deputy Supervisor Gablenz: "Thank you. I just think that it deserves comment that what we are proposing here is an increase in only the use variance fee. This is not for variances that residents may come forward to the Zoning Board of Appeals for side yard or front yard or to add a deck, they need more room in the backyard. That's not what this is about. This is a use variance. We have in place in the Town of Riverhead, a Zoning Code which allows permitted uses and uses by special permit. If somebody would like to have a use other than what is allowed in the Zoning Code for that particular zone that the property is located in, they can seek a use variance. A use variance requires a tremendous amount of review and there is a large-- a great process that that application has to go through. They are asking for something in excess as to what the law provides in the Town of Riverhead and we feel that the fee is commensurate with the amount of work that must be done in house and on staff for the Town of Riverhead. And I just thought it deserved that explanation."

Denise Civiletti: "Can I add something to that, please. And that is that a lot of the review that has to take place and rightfully so regarding impacts to the environment, which is review that we prefer not to dispense with, I mean, it's something that has to be taken seriously and something that's got to be done, it's going

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to take place whether the fee is \$60 or \$500 because we're mandated by state law for it to take place. And if the fee doesn't help cover the expense of that review, guess where that money comes from? Everybody else's taxes, and so that the property owner that benefits from the variance from the legal uses allowed in the Town Code, sort of gets a free ride at the expense of everybody else. And this is an attempt to kind of place that burden on the person who benefits by it. That's how I look at this. I just wanted to add that."

Deputy Supervisor Gablenz: "Thank you. We have another comment, Mr. Kasperovich. We wanted to offer that explanation, but we don't want it to be a debate. That's where-- we're explaining to you what is being proposed by the Town Board. I think that we understand what your concerns are. Did you wish to make other comments?"

William Kasperovich: "Yes."

Deputy Supervisor Gablenz: "Okay."

William Kasperovich: "William Kasperovich from Wading River. I hear the Councilwoman's words very clearly, but she doesn't give us any statistical information to show how many of these situations arise. She doesn't show whether this is an old burdening thing, or whether this just crops up two, three times a year. And small businesses or moderate size businesses, they spend thousands of dollars before they come to the Town Hall. They spend a lot of money to come here for use. This request doesn't come cheap to them. And to want to do something that might be good for the Town or needed in the Town to be burdened with \$600, is a burden, and shouldn't be because this pulls out the welcome mat from uses and businesses. Thank you."

Deputy Supervisor Gablenz: "Is there anyone else wishing to address the Board on this subject? That being the case, and without objection, I declare this Hearing closed."

P U B L I C H E A R I N G C L O S E D: 7:35 p.m.

P U B L I C H E A R I N G O P E N E D: 8:35 p.m.

Deputy Supervisor Gablenz: "Let the record show that the hour of 8:35 has arrived. Would the Town Clerk please read the Notice

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of Public Hearing."

Irene Pendzick: "I have affidavits of publishing and posting of a Public Notice for a Public Hearing to be held at Riverhead Town Hall, at 7:55 p.m., on Tuesday, December 17, 1991, to hear all interested persons who wish to be heard regarding an amendment to Section 108-56(I) Signs of the Town Code."

Patricia Moore: "These are previous amendments to the Town Code regarding signs. The numbering for that amendment created something that we did not expect which was an elimination of this provision of the Code. We are merely putting back into the Code what was never intended to be taken out regarding the regulations of free-standing signs."

Deputy Supervisor Gablenz: "Is there anyone who wishes to address the Board on this particular subject? That being the case, and without objection, I declare the Hearing closed."

P U B L I C H E A R I N G C L O S E D: 8:36 p.m.

Deputy Supervisor Gablenz: "At this point, we'll take up the business of the Meeting for this evening as far as Resolutions. The first action would be the approval of the minutes of the Regular Board Meeting of November 19, 1991."

Councilman Stark: "So moved."

Councilwoman Civiletti: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes."

Deputy Supervisor Gablenz: "Would the Town Clerk please read the Reports?"

REPORTS:

Open Bid Report

For downtown facade improvements

Building Department

Monthly report for November,
1991

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Jamesport Fire District

Their vote held on December 3rd regarding establishment of a defined benefit service

Jamesport Fire District

Vote held on December 10th for Commissioner and Treasurer

Riverhead Fire District

Election results for two Fire Commissioners

Financial Report

MacAlbert Bank & Co. report for December, 1991

APPLICATIONS:

Site Plan

Antonino Miletello for rehabilitation of existing garage at 721 East Main Street

Site Plan

E.M. & T. Inc. - convert garage bays to retail at 640 Route 58

Site Plan

Timothy Hill Children's Ranch to expand their facility

Site Plan

Peconic Ambulance - to finish their second floor

Site Plan

L.I. Cauliflower Assoc. - to move a warehouse

Special Permit

Amerada Hess - replace gas station with Hess Mart

Site Plan

Imperial Pools - fencing and planting

CORRESPONDENCE:

David DiSunno, Chief Fire Marshal , East Hampton

Expressing concern for the proposed elimination of Fire Marshal position

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Joseph Saverwein, Chief
Fire Marshal Brookhaven

Asks the Town Board to exhaust all other avenues before making the disastrous cut of Fire Marshal

E. Daniel Berry, President
Berry Tech. Inc., New Jersey

Says he's distraught that right to safety from fire might be eliminated and asks reconsideration regarding Fire Marshal position

Edward Kukla, Fire Marshal
Town of Riverhead

Expressing a need for regular safety inspections to ensure public safety

Joanne Riker, V.P. EEP Graphics

Highly recommends Linda Barnett for position of Town Board coordinator

Linda Barnett

Expressing gratitude for interview and interest in Town Board coordinator position

County Legislature Clerk

Resolutions #877, 914 and 915 regarding the tax warrant

Riverhead Fire Chief Council

Opposed to the elimination of the position of Fire Marshal

Robert Early Assoc.

Asks that Town Board re-evaluate elimination of Fire Marshal and retain position

S.C. Dept. of Planning

Advising of adoption of fees; \$50 for each zoning action and \$25 per lot for subdivision applications

Perry Conklin, Jr.

Listing personal annual expenses and observing that a 3% raise is not a raise

L.I. Farm Bureau

Thanking the Board for ex-

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emptying farm operations from
the noise ordinance

Deputy Supervisor Gablenz: "Thank you. We can move forward with the Resolutions."

Resolution #687

Councilman Creighton: "687 authorizes the Supervisor to sign a contract with Utility Check Ltd. for the Riverhead Water District regarding monitoring utility use in the Water District which helps them get rebates from Long Island Lighting Company. So moved."

Councilman Stark: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #688

Councilman Stark: "688 will appoint special police officers to the Police Academy in January. I so move."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #689

Councilwoman Civiletti: "We're transferring some funds on the Highway Department budget from Drainage to Equipment Repair and from Traffic Safety to Uniforms and Miscellaneous. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

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Resolution #690

Councilman Creighton: "690 approves the site plan of Peconic Ambulance of Aquebogue, Edgar Avenue, in Aquebogue, which expands the on-site parking area. So moved."

Councilman Stark: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes, 2 Absent."

Resolution #691

Councilman Stark: "Approves the site plan of Antonino Militello. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes, 2 Absent."

Resolution #921

Councilwoman Civiletti: "Declares lead agency and determines significance of action-- determines that it's an unlisted action without significant impact of the special permit application of Vincent Dellasperanzo. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes, 2 Absent."

Resolution #693

Councilman Creighton: "693 approves the special permit for all County aggregates on Kroemer Avenue for the storage and processing

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of aggregate material with numerous conditions. So moved."

Councilman Stark: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #694, 695, 696, and 697

Councilman Stark: "All four of these Resolutions are authorizing the solicitation of bids for office supplies, copy machine paper, heavy equipment tires, and a 1992 pick-up. So moved."

Councilman Creighton: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #698

Councilwoman Civiletti: "Authorizing the transfer of lots in the affordable housing known as Osborn Meadows. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #699

Councilman Creighton: "This authorizes the Supervisor to sign a contract with Farmers Home Administration for property for the Community Development Program at 62 Lewis Street in Riverhead. So moved."

Councilman Stark: "Seconded."

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Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #700

Councilman Creighton: "I move that 700 be tabled."

Councilman Stark: "So moved."

Deputy Supervisor Gablenz: "Moved and seconded."

Irene Pendzick: "Motion to table."

Councilman Creighton: "Reason being, we need four out of five votes. We don't have the numbers on the Board to move this."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent to table."

Resolution #701, 702, and 703

Councilwoman Civiletti: "Adopting amendments to various provisions of the Riverhead Town Code. One involves-- well, first of all, we held hearings on these at the last Town Board meeting. One involves the site plan application fee, that's 701. 702 increased the fee to obtain duplicates certificates of occupancy and duplicate certificates of pre-existing use, and 703 pertains to fees chargeable to applicants pursuant to the Environmental Quality and Review Law. So moved all three Resolutions."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent on all three Resolutions."

Resolution #704

Councilman Creighton: "We have a police officer, Lieutenant Grossman, who has been accepted to attend the FBI Academy in Virginia."

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for the period March through June. This authorizes the attendance of that officer at that seminar. So moved."

Councilman Stark: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes; 3 Yes,
2 Absent."

Resolution #705

Councilman Stark: "705 accepts the supplemental Draft Environmental Impact Statement and authorizes the Town Clerk to publish and post notice of hearing regarding the application of William Schulman (formerly Calverton Lifecare) which is now applying to become a golf course on Edwards Avenue. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #706

Councilwoman Civiletti: "706 is rejecting bid for mechanical work for Highway Barn. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Resolution #707

Councilman Creighton: "707 approves a special permit of 25 East Realty Corporation which will allow a body shop to be utilized within existing facility at Garsten, McKenny, McKenny Garstein Chevrolet. Kenny Garstein Chevrolet on Route 58 in Riverhead. So

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moved."

Councilman Stark: "Seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Irene Pendzick: "Pay bills?"

Councilwoman Civiletti: "So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Gablenz: "Moved and seconded."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Councilman Stark: "If it would please the Board, I would like to at this particular moment move and adopt-- and I guess we are putting 709 on it, Irene?"

Irene Pendzick: "709, yes."

Councilman Stark: "Which would be the noise ordinance which we had in the Public Hearing tonight and I would propose that we pass this noise ordinance and I'll read it."

WHEREAS, a proposed noise ordinance has been the combined efforts of dedicated Riverhead residents, civic groups, and the Town Board; and

WHEREAS, a proposed noise ordinance will ensure the comfortable enjoyment of life and property for the residents of the Town of Riverhead by regulating loud noise or sound which disturbs the comfort, repose, and peace of a reasonable person or which causes injury to animal life, damage to property or business; and

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law

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to establish a noise ordinance in the Town of Riverhead; and

WHEREAS, a Public Hearing was held on the 17th day of December, 1991, at 7:45 at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, the time, the place specified in said public notice and all persons wishing to be heard were heard; and

WHEREAS, based upon the Town Board's review of the environmental assessment form and the proceedings had herein, the Town Board has issued its negative declaration regarding the amendment to the Riverhead Town Code, and that this amendment will not have a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT RESOLVED, that the Local Law to establish a noise ordinance in the Town of Riverhead be and hereby is adopted; and

BE IT FURTHER RESOLVED, that the Town Clerk will be directed to publish and post the attached notice of adoption once the Suffolk County Life; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this Resolution to the Police Department and the Ordinance Inspector.

And I so move the passage of this noise ordinance."

Councilman Creighton: "And I second that motion."

Deputy Supervisor Gablenz: "Moved and seconded."

Councilman Creighton: "I'd like to commend Councilman Stark, and Councilwoman Civiletti and especially the citizens of Riverhead for their efforts in getting this very difficult ordinance through. You have my thanks and congratulations for a job well done."

The Vote: "Creighton, yes; Stark, yes; Civiletti, yes. 3 Yes,
2 Absent."

Deputy Supervisor Gablenz: "Mr. Haizlip, did you wish to make a statement to the Board?"

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Steve Haizlip: "Steve Haizlip of Calverton. Mrs. Deputy Supervisor. Anyone wishing to speak. The time wasn't enough, then the Public Hearings came in, so would I be allowed to speak now?"

Deputy Supervisor Gablenz: "Certainly."

Steve Haizlip: "Just so there wouldn't be any misunderstanding, I brought the editorial with me from the News-Review and I suppose Mrs. Sue Miller, or Miss, or whatever she may be, is a very nice person I would take it. But I think she got some bad feedback. Says: One black cop in the history of Riverhead Town Police Department. Unbelievable. I want to correct that. That is not true. You know it's not true, and I think you probably participated in Malcolm Stewart's retirement. And he was a policeman on this force for years. Okay?"

Now, I want to go into the letter by Mr. John Ofrias, I think that's the way he pronounced his name. He's referring to his letter about the members of the Town Board not taking up enough initiative to represent us in matters that come up of importance. This letter refers strictly to the jetport, proposed jetport. I would like to elaborate or reiterate, whatever word you want to use, they're all fancy I guess. Just say the Town Board, itself, is not enough. I would appreciate the Town Board announcing themselves to whatever officials they want, but Mr. Prusinowski, who he's referring to here, or you can take Mr. Stark, or any one of you, you can complain to our legislative district man, you can go to our First AD man, you can go to our (inaudible) man, and right on down the line. This is not a true representative of the people speaking. It is only one person saying that this is what I would like, or this is what some people have told me.

I'm going to tell you right now. When you put letters by the piles and by the heaps into a high official's office, whether he's a Congressman, I've got to get him in there, and it has an impact from the people writing. And I just wanted to elaborate on that to -- that also I appreciate Mr. Ofrias writing a letter because a lot of people don't take the time to sit down and write these letters. And I know I do. And one thing I want to emphasize on anybody that's thinking about writing a letter to anyone of their representatives, whatever they may be. Don't put two or three items in the letter of concern or complaint. They'll only answer the first one and skip over the other two. Thank you."

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Deputy Supervisor Gablenz: "Thank you. Is there anyone else who wishes to address the Board on any subject?"

At this point, I would just like to recognize that it is Denise Civiletti's last Town Board meeting. As a member of this Town Board, it's been a pleasure to have worked with Denise for the past four years. It's been a personal pleasure for me. We've worked very closely on a number of issues. I think that Denise has made a tremendous impact in the government in the Town of Riverhead in the four short years that she has been here. We will certainly miss you, Denise, and we wish the very best."

Councilwoman Civiletti: "Thank you very much. It's been a pleasure."

Councilman Stark: "I don't know which side the Republicans sit on down in Washington. Is it the left or the right side?"

Councilwoman Civiletti: "It must be the right. I don't know."

Councilman Stark: "Well, my fellow colleague from the left side, when I joined the Board two years ago, I have been extremely pleased to work with you for two years. I do say one thing that we did get you closer to the Republican side, by the fact that we got you smoking and drinking, married and pregnant, all in two years. And now she's off smoking and drinking."

Councilwoman Civiletti: "Wait a minute. Let's correct that. You had nothing to do with my expecting a baby."

Councilman Stark: "But, sincerely, Denise, we will miss you. And I wish you the best in your future and your married life and your family life."

Councilwoman Civiletti: "Thank you, Jim. Thank you."

Deputy Supervisor Gablenz: "And as well we would like to recognize Irene and the long years of service that you've had with the Town of Riverhead. We will sincerely miss you, Irene. We know that you will enjoy your retirement, you deserve it. Enjoy your family and many happy and healthy years to you."

Irene Pendzick: "Thank you."

Minutes of a Special Board Meeting of the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York on Thursday, December 15, 1991 at 8:10 P.M.

Present: Joseph F. Jankowski, Supervisor
Victor Prusnowski, Councilman
Frank Crispino, Councilman
James Clark, Councilman

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Deputy Supervisor Gablenz: "Thank you for joining us tonight and now we can all go home. Thank you."

Alex Fradette, James Perrino, Tom Clark
Patricia Woods, Tom Anthony

Meeting Adjourned: 8:56 P.M.

We, the undersigned, being all members of the Town Board of the Town of Riverhead, Suffolk County and State of New York, do hereby advise notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at Riverhead Town Hall, on the 15th day of December, 1991 and do consent to the holding of such meeting for the purpose of considering the following: RES. #112 APPROVE IS AN ORDER FROM THE ARCHITECTURE DEPT., RES. #111 OFFICE LOCATION OF RIVERHEAD CLINIC AT WINDY AVENUE AND RES. #110 ORDER FOR THE RIVERHEAD TOWNSHIP BIRD BANG COLLECTION DISTRICT. (RES. #110 AND #111)

Dated: December 15, 1991

JOSEPH F. JANKOWSKI
Supervisor

VICTOR PRUSNOWSKI
Councilman

FRANK CRISPINO
Councilman

JAMES CLARK
Councilman

ALEX FRADETTE
Councilman

JAMES PERRINO
Councilman

PATRICIA WOODS
Councilman

TOM ANTHONY
Councilman

The Special Board Meeting was called to order at 8:10 p.m. by Supervisor Jankowski and the above resolutions were introduced and passed.

Resolution #112 was brought off the floor by Councilman Victor Prusnowski and seconded by Councilman James Clark. The vote of the Board was 4 yes and one absent. (Delora Cavallaro, absent)

Resolution #111 was moved by Councilman Tom Prusnowski and seconded by Councilman James Clark. The vote of the Board was