

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York on Tuesday, May 15, 1990 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Denise Civiletti, Councilwoman
Victor Prusinowski, Councilman
James Stark, Councilman

Also Present: Patricia Moore, Town Attorney
Irene J. Pendzick, Town Clerk

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

TOWN BOARD MEETING BEGAN WITH THE RECOGNITION OF VERNA CAMPBELL AS EMPLOYEE OF THE QUARTER FOR THE TOWN OF RIVERHEAD.

Supervisor Janoski, "All right. We have some pleasant business to take care of first. Someone is being recognized as the Riverhead Employee of the Quarter and I can't think of any one individual who works for the town who deserves that recognition more. This individual is certainly known for her charming personality and that's an understatement. Someone who at the worst of times, remains cheerful. I can't say that she keeps her head but she certainly brings a lot of sunshine to Town Hall and a smile to everyone's face who comes to visit us her. Plus the amount of things she handles is certainly beyond what you expect from one individual. We once did a study of her time and it turned out that it would take one and a half people to do what Verna Campbell does. So it's my pleasure to recognize her to issue this proclamation. Whereas it is both fitting and proper that the Town of Riverhead recognize the outstanding service of its employees and, whereas, in order to provide a mechanism to recognize said employees and at the recommendation of the Labor Management, the Employee of the Quarter Program has been established. And Whereas, Verna Campbell has dedicated herself to the service of this government and its citizens. And Whereas, her service has exemplified the highest ideals in the expression of public duties. Now, I therefore, Joseph F. Janoski as Supervisor to the Town of Riverhead, proclaim May 15, 1990 to be Verna Campbell Day in recognition of being named employee of the quarter. And I call upon my fellow citizens to join with me in recognition of her accomplished service. In witness whereof I have hereunto set hand and caused the great seal of the Town of Riverhead to be affixed this 15th day of May in the year of our Lord, 1990. Verna's name [will be] has been inscribed on this plaque as Employee of the Quarter. And we have for Verna, a United States savings bond in the amount of \$100 and dinner for two at J.P. Michaels. It looks like you need dinner for more than two. So why don't we all go down and congratulate Verna.

It seems that I'm always wiping your lipstick off my face Verna. Okay. Reports."

REPORTS

Tax Receiver-Collections as of May 10, 1990. \$23,037,422.88.	Filed
Building Dept.-April Monthly Report.	Filed
H2M-Engineering Report for Water Ext. No. 18B.	Filed
H2M-Response to comments on D.E.I.S. of Wildwood Village.	Filed
Councilwoman Civiletti-Analysis of L.I. Landfill Law and Preliminary Solid Waste Management Plan for the Town of Riverhead.	Filed
Malcolm Pirnie-Discharge Monitoring Report for Scavenger Waste Plan for the month of March.	Filed
State Comptroller-Fiscal Report of Examination year ending December 31, 1988.	Filed
<u>OPEN BID REPORT - MINI VAN/Senior Citizens</u>	Filed

Bid Date: May 14, 1990
1 Bid Submitted

#1 NAME: Garsten Motors
ADDRESS: Riverhead, NY
TOTAL BID: \$8,300.00

OPEN BID REPORT-CHLORINE TANK/SCAVENGER WASTE & SEWER Filed
(See Scavenger Waste and Sewer District Minutes)

OPEN BID REPORT-PUMP STATION/SCAVENGER WASTE & SEWER Filed
(See Scavenger Waste and Sewer District Minutes)

Supervisor Janoski, "Thank you. Applications."

APPLICATIONS

Site Plan-Little Flower Children's Service.	Filed
Site Plan-Hallet Avenue Industrial Park (amendment)	Filed
Site Plan-Metro Service Station to improve facility at Main Road & S. Jamesport Avenue.	Filed
Fireworks Permit-Riverhead Raceway for 6/30/90.	Filed

Supervisor Janoski, "Correspondence."

CORRESPONDENCE

S.C. Dept. of Planning, 5/9/90-If no objection received re: Brookhaven and Southold code amendments, it will be assumed there are none. Filed

S.C. Dept. of Planning-No objection of Town of Riverhead assuming lead agency for Omni Compost & Recycling project. Filed

S.C. Legislature-Requesting towns within Suffolk County to adopt Local Law allowing contract agencies to make purchases from commodity contracts awarded by the towns. Filed

Janice Gierer-Submitting letter of resignation from her position in the Accounting Department effective May 30, 1990 Filed

Thomas J. Brinkman-Opposed to any business operating 24 hrs. in the Hamlet of Wading River. Filed

Peter J. Bertolotti-Opposed to any business operating 24 hrs. in the Hamlet of Wading River. Filed

Maurice Henderson-Submitting letter of resignation from his position in the Highway Dept. effective April 26, 1990. Filed

Benjamin Schwartz, Esq.-Supports the settlement of the Pine Barren lawsuit and that the town's position is indefensible. Filed

Katherine Underhill-Opposed to any business operating for 24 hrs. in the Town of Riverhead. Filed

Supervisor Janoski, "Thank you. We have a few minutes before the scheduled public hearing. Verna, I'm sorry that I failed to recognize that your daughter is here and of course your grandchildren."

Verna Campbell, "My daughter, my grandson Matt and granddaughter Melissa."

Supervisor Janoski, "I've seen Melissa's picture a great deal because you don't miss any opportunity to show me any new pictures. But thank you for coming down to share this special night with your grandmother. There are about four minutes remaining until the first public hearing. I would recognize anyone who wishes to be heard. Steve."

Steve Haizlip, Calverton, "I think it's been now about six weeks since my first Senatorial Senator has been notified of my complaints and of letters and phone calls. I'm not getting any

response. Now, if by just being in Albany and just passing laws and sending letters out to people is what you say represents us, well I don't go with that. Because if you've got a problem with the State and the State has caused a problem like they did to me which the Motor Vehicle Department in December... Sorry, it was the last part of November and the early part of December.for a mistake that my insurance did, they deemed me guilty without even due process of law. And I'm trying to get a hold of my first S.D., Senate District Mr. LaValle to tell him that was the problem and that you should have due process of law and they should hear you and not take the insurance mistake word as gospel and not listen to you. And so you are convicted and tried and taking your plates and driver's license and all that away. That's unfair in any man's law and state. Now, the next thing I would like to hit on right quick. The state employees a consumer commissioner. His name is Mr. Richard Kessler. Now, he will go out and hit on the utilities, business and so forth and saying you are being unfair. You're raking these people over or what have you. But his own boss which is the State of New York, can do it and get away with it. The latest event; gas stations on the thruway hitting people and robbing them with excess prices and double for tires and fan belts and so forth. But that's all right with them. It's just the other guys outside of the law. So I believe it's coming down to the old saying; don't do as I do but do as I say. So thank you for listening Joe."

Supervisor Janoski, "Thank you Steve. There's about two minutes remaining before the first public hearing. Yes."

Jean Hein, Hilton Court, "I'm just wondering if there's been any word from Catholic Charities in reference to the proposed alternative sites that we offered them. If there's been any correspondence from them or if there's been anything done."

Supervisor Janoski, "We are going to call a public hearing on the proposed alternate sites. And it appears to me that Catholic Charities is receptive to an alternative. As a matter of fact I have heard from another real estate agency that they had contacted. I had some difficulty with that real estate agency because they asked me to buy a pig in a poke. They wouldn't tell me where the place was or what it was like because they wanted to protect their broker's fee but I think we're going to be able to work that one out so we can find out where it is and whether it meets the needs of Catholic Charities. But we are going to call a public hearing and we are proceeding very cautiously. Because once we make a recommendation, that's it. there's no more discussion."

Jean Hein, "I see. I just wanted to know because I saw some activity there yesterday. There's been a phone installed in that house. So I got to thinking, maybe there's been a closing date scheduled or something more permanently done on Hilton Court."

Supervisor Janoski, "Not to my knowledge."

Jean Hein, "Thank you."

Supervisor Janoski, "Thank you. Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:45 P.M.

I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall on Tuesday, May 15, 1990 at 7:45 p.m. to hear all interested persons who wish to be heard regarding: D.E.I.S. for Splish Splash at Adventure Island.

Supervisor Janoski, "Thank you. Tonight's hearing is a hearing on the Draft Environmental Impact Statement which has been completed by the applicants. It is part of the SEQRA process and is according to the rules and regulations. The hearing tonight is on that matter. Really not on the consideration of the application itself. By that I mean whether one is for or against the proposal but a hearing on issues that are contained in the Environmental Impact Statement or other impacts on the environment that might be identified. The purpose of the hearing is for us as lead agency, to gain the comments of the public, involved agencies and parties of interest upon the Draft Environmental Impact Statement or any aspect of anticipated environmental impact of the proposal. The comment period on the Draft Environmental Impact Statement for this action will end on May 25, 1990. Allen, did you want to make an opening statement? I'm sorry Allen. There's two different pieces of paper with conflicting dates. This piece of paper says that the comments on the Draft Environmental Impact Statement are requested and will be accepted by the Riverhead Town Board until May 21st. That's the date that we will go by because this seems to be a more official document. Allen."

Allen Smith, Esq., "Mr. Supervisor, I will go into whatever detail you may wish. You have correctly stated that the purpose is to examine the document that has been put before the Board as a result of the scoping. Anyone who is unfamiliar with the document that is a consequence of tonight's hearing wishes to offer comments, is invited to obtain a copy at the Clerk's Office or otherwise, there are a number of them kicking around and can submit their comments in writing. Through the scoping process, three major areas appear with reference to any noise that may emanate from the project. There is in fact an engineering study addressing that particular issue. It points out that the particular proposed use deals with passive attractions that are all mechanical attractions and it operates only during daylight hours. You'll further note from the revised site plan that there are extensive negative buffers that should prevent any of the noise occasioned by the use from leaving the site. The second issue of interest during the scoping was a traffic study. A

traffic study was performed and has the input of the New York State D.O.T. They are of the opinion that the design of the roadway system in that location is sufficient to handle the proposed use. However, as part of the presentation which will be the subject of a special permit, the applicant has put forward alternative configurations which if this Board were to wish and you were able to get the New York State D.O.T. to change their opinion as to the design of that intersection, that we would build. Lastly, an issue was raised with reference to water consumption. The document points out that these are attractions that are filled once at the beginning of the season. They are then made up in the sense of what ever evaporates or splashes out each day which is a rather minimal use by comparison to other uses of water. During the winter months some of the water that is there is used for the purposes of irrigation and the balance is left in these pools (if you will). Very similar to the way you would leave water in swimming pools in your own yard such as they do not raise up out of the ground. In the Spring of the year the water is then filtered again and reused. Those are the three issues that were highlighted in the scoping hearing. I have the various professions present. They'll take notes. Anything that's raised this evening, we'll prepare written responses to and submit them to the Board."

Supervisor Janoski, "Thank you Allen. Is there anyone present wishing to address the Town Board in the matter of this hearing concerning the Draft Environmental Impact Statement. Mr. Amper."

Richard Amper, Executive Dir. of L.I. Pine Barrens Society, "The Pine Barrens Society has been wondering what it would take to get the town fathers of Riverhead to address the matter of water. Who could have known it would take a ludicrous proposal for a water fantasy to induce them to take up the subject at last. While most East End towns in the county are focusing on how to protect our drinking water, Riverhead tonight is considering a facility which would offer the opportunity to splash around over the source of the greatest quantities of the purest drinking water left on Long Island. It's downright surreal. The D.E.I.S. doesn't hold water and better than it protects it. The document fails to properly address: the threat of parking lot run-off, a serious concern for this major sized facility. The considerable traffic impact apart from the D.O.T.'s consideration, the alternatives do need further to be explored. There should be considerable traffic impact addressed that seems to us, not adequately considered. The location of the project next to the pine barrens and within hydrogeologic Zone II, that's a special groundwater protection area. The applicant needs to obtain a more accurate piece of information on the location of the pine barrens which is in fact far closer to the project site than is evidenced in the report or the D.E.I.S. And moreover, we need to take very very serious considerations as to what the impacts will be to the special groundwater protection area. The field checks were all conducted only in January, February and March, even though the

park is to operate only in the summer months and a year-around appraisal is required. The sump adjacent to the proposed project, despite the documented presence of endangered species in a similar sum at Exit 70 of the L.I.E. and throughout the Peconic River corridor. Finally, as we all know now, if we never knew before, the effects of this project on groundwater and species habitat must be considered, not separately, but in combination with the scores of other projects in Hydrogeologic Zone II. Cumulatively, that is. In conclusion, I'm sure that the Town Board would have made a big splash at the opening of this water playground, but the project won't wash environmentally."

Town Clerk, Pendzick, "Mr. Amper, may I have a copy of your statement? Thank you very much."

Supervisor Janoski, "Is there anyone else wishing to address the Town Board? George."

George Schmelzer, Calverton, "We discussed all kinds of pollution. Maybe we should get around to mental pollution. Now, if we got around to mental pollution, I think it would be a lot of fun for some of the idiots we have around us. The Pine Barrens at that place. There's more oak trees and the Expressway is right by it. Across the street or a 100 feet away is a closed up duck farm with it's own water like a tributary of the river. It's full of duck fertilizer which might help the environment and raise more mosquitoes. As far as water, when we have 37 inches of rainfall, that's equivalent to a million gallons an acre. So we have more than 37 inches of rainfall every year. Once in a great while but not really, you have at least a million gallons of rainfall an acre on Long Island at least, at least. So the water goes into the ground. The Peconic river has several dams which were built by colonial builders which raised the water table. I don't see any of these environmentalists that want to save the farms going into farming themselves as opposed to damming any of our creeks which would raise the water table. Most of them are just hot air. The Pine Barrens, the biggest thing that's barren is between their ears I think. I'll think of something else after a while."

Supervisor Janoski, "George, would you like to comment on the draft environmental impact statement at all?"

George Schmelzer, "I think it's silly to have..... It's just a waste of time. What's it need it for? It doesn't make sense. Now, you can take a fifty acre farm, we use more water to irrigate that than that thing does in two years. But that's for farming. So these idiots can look at these beautiful farms when they pass by. It's too bad that anybody who wants to open up a business has to go through this nonsense. Really it's almost too much. Traffic, well, most of the same people say we should have a tourist business. Well a tourist business, there would be no tourist business without traffic. What the h--- do they want. Maybe they just like to make a big noise so everybody bows down to them so they look to be important."

Supervisor Janoski, "Thank you George."

George Schmelzer, "Thank you. You're welcome. I'd like to say more but I won't."

Supervisor Janoski, "Thank you George. Rob."

Rob Goldman, Northfork Environmental Council, "It's my understanding that this particular project is included in the Pine Barrens Society lawsuit. How will that effect you're SEQRA review? I guess that's a question for the Board."

Supervisor Janoski, "We're going through the process required by law and we will let those other matters take their course."

Rob Goldman, "Thank you."

Supervisor Janoski, "Steve."

Steve Haizlip, Calverton, "First off, what does the alphabet of SEQRA stand for?"

Supervisor Janoski, "State Environmental Quality Review Act."

Steve Haizlip, "State Environmental Quality Review Act. Okay. Now, when the people from the war games or survival or whatever they call it, was fighting so hard and diligently to get that little 27 acres of land up there so that they could operate. I'm wondering if they didn't have it in the back of their mind at that particular time to bring their buddies aboard. Like as you once said before, they want to file, you've got to let them file. That's the law. Now..."

Supervisor Janoski, "Steve could I just interrupt you now? There is no relationship between the present applicant and the survival games. As a matter of fact, I believe the survival games would have liked to stay there longer but their lease came... The property was bought (purchased) and the lease is not being renewed. I think they're most unhappy about that to tell you the truth."

Steve Haizlip, "Well, that clears up a lot of things then that I was going to further discuss. So you mean they're not going to be attending there anymore? They're not going to have those war games?"

Supervisor Janoski, "No."

Steve Haizlip, "Forget it. Thank you very much."

Supervisor Janoski, "Is there anyone else present wishing to address the Board on the matter of the Draft Environmental Impact document submitted on the behalf of Splish Splash? Yes."

David Keller, Calverton, "Well, this is Rocky Point comes to Calverton, Route 25 with all the Mini Malls, condos that will stretch out along 25 and will come out this way. This is like suburban Coney Island that it sounds like to me. It just seems ironic that an area surrounded by the Long Island Sound and Peconic River, Peconic Bay the Atlantic Ocean should require a theme park of water. Thank you."

Supervisor Janoski, "Okay. I will remind you that this is a hearing not on your feelings on the application or whether you're for or against it but on comments or on other individuals that happen to be here George but it's to take the opportunity to comment on the draft environmental statement, what is contained in it, what shortcomings you might have identified or some areas it might not have addressed at all. Is there anyone else wishing to be recognized. That being the case and without objection, I declare the hearing to be closed. Was there half a hand there?"

7:45 PUBLIC HEARING CLOSED AT 8:02

Supervisor Janoski, "Let the record show that the hour of 8:02 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall on Tuesday, May 15, 1990 at 7:55 p.m. to hear all interested persons wishing to be heard regarding: **Proposed Amendment to Section 101-10.1 of the Town Code, entitled Standing, Stopping, Parking Prohibited, Hulse Landing Road.**

Supervisor Janoski, "Yes, please."

Town Attorney, Moore, "We're amending the code to prohibit parking from the west side of the intersection of Hulse Landing Road with 17th Street 200 feet south of that intersection."

Supervisor Janoski, "Thank you. Is there anyone wishing to address the Board on this matter? Steve."

Steve Haizlip, "Anytime that parking is prohibited or restricted or just don't want you to park at all, there's got to be a reason. What brought this up and what is the reason you're not going to allow parking on 17th Street to so and so?"

Supervisor Janoski, "I would defer to the Highway Committee on that."

Councilman Prusinowski, "Basically it's a situation to improve the safety in the area. Some of the neighbors have complained. There's some businesses, especially in the morning when school buses are pulling up and kids are crossing the

street, there's some traffic that's spilling over from the, I believe there's a delicatessen near by and they're parking up and down in a residential neighborhood and it's a safety situation."

Steve Haizlip, "Well, that deli is in business there right?"

Councilman Prusinowski, "But they have on site parking. And what has happened, they will be allowed to park down the road a ways and across the street. But in this particular area it's interfering and the Highway Committee deemed that it's a safety situation."

Steve Haizlip, "So in other words Vic, it's an area the length of the bus so to speak?"

Councilman Prusinowski, "It's about 200 feet."

Steve Haizlip, "Well, that's about three buses."

Supervisor Janoski, "Thank you. George."

George Schmelzer, Calverton, "I haven't been down in that place for years. The place has its own parking lot to accommodate a few cars. The place of business has its own."

Councilman Prusinowski, "They have some on site parking. That's correct."

George Schmelzer, "And if the on site parking is filled and somebody else wants to come to the store what do they do? Keep driving around until there's an empty parking space on site?"

Councilman Prusinowski, "They're parking all over that residential neighborhood."

George Schmelzer, "Where are they going to park?"

Councilman Prusinowski, "Also George, this is by an intersection. We have the same situation on Second Street. And the Town Board did the identical thing on Second Street. We prohibited parking within so many feet of the curbs of the corners. Because when you're pulling out of 17th Street and there's parking up in that intersection, it's a safety problem."

George Schmelzer, "You mean Second Street here?"

Councilman Prusinowski, "On Second Street we did a similar thing during the intersections. If you go down Second Street now you'll see yellow markings on the curbs from the corners and we've restricted parking in some of those corners as a safety improvement."

George Schmelzer, "Well, you've got parking lots nearby."

Councilman Prusinowski, "Not in this section of Second Street though."

George Schmelzer, "Not too far. How close is the parking space in Wading River where this trouble spot is?"

Councilman Prusinowski, "It's right across the street."

George Schmelzer, "There's plenty of room to park?"

Councilman Prusinowski, "Excuse me?"

George Schmelzer, "Plenty of room to park there?"

Councilman Prusinowski, "There's room there for, I would say, ten cars, 12 cars."

George Schmelzer, "Will that accommodate the cars that are parking along the road now where you intend to prohibit that?"

Councilman Prusinowski, "This is transit parking. People don't parking there for a long period of time. There's a turn over in the parking. This is not like going to Swezey's where you park your car for an hour or 45 minutes. They come in and they buy something and they get in the car and leave."

George Schmelzer, "The only time I've stayed an hour in Swezey's is if I couldn't find something. I don't go there anyway. I got to Carl and Bobs instead. If there's no ultimate place for those people to park, it's unfair to stop them from parking."

Supervisor Janoski, "George, is that your comment on this proposal?"

George Schmelzer, "Yes. If you go down Second Street, you can walk a block or two. There's plenty of places to park. I haven't been down there to eyeball it but you could cause a hardship on somebody if they have to keep driving around. If the school bus stops, people can't find a parking space, they're still driving by the school bus either behind it or in front of it. So what do you accomplish."

Supervisor Janoski, "Thank you George."

George Schmelzer, "You're very welcome. Thank you."

Supervisor Janoski, "Is there anyone else present? Yes. I'll get you next Tony. You're standing up. You are Tony. Matty. Tony was your dad."

Emanuel Fontana, "I just want to clarify where this is going to be. Is that going to be like between 17th and 18th Street? Is that what we're talking about or is it going to be between 17 and 16? I believe it's 17 and 18."

Councilman Prusinowski, "Right."

Emanuel Fontana, "I see no problem with that. I own property there so I'm with you on it."

Councilman Prusinowski, "All right. So you know what we're doing."

Supervisor Janoski, "You see George. The guy who owns the deli thinks it's not a problem."

George Schmelzer, "If that's the case, you don't even need a hearing then."

James Kelly, "I live at that intersection of Hulse Landing Road and 17th. Parking on that road really does cause a problem in my estimation. My own point of view is my being able to back out of the driveway. But at that intersection, it really is a tough turn coming out of 17th. And if you really take a look at the roadway, I believe that the public thoroughfare there is not sufficient to accommodate a car. Really subjectively, I really think it's not fair."

Supervisor Janoski, "Thank you. Is there anyone else present wishing to address the Town Board on the matter of this? Yes sir. Mr. Kasperovich."

William Kasperovich, 15th Street, "I thought I heard our attorney say from 17th Street south. South how far?"

Councilman Prusinowski, "Two hundred feet."

William Kasperovich, "Two hundred feet. Does that include both sides of the street?"

Councilman Prusinowski, "Just the west side."

William Kasperovich, "Just the west side. Well, now to me this is very confusing because this is a county road. I haven't been aware that this road has been taken over by the township or given by the county to the township. To my knowledge it is still County Road 54. The three point shoulders, paved shoulders on Hulse Landing Road was put there for pedestrian use so you could walk to and from the beach. Now, we have from 18th, 19th Street, we have a firehouse that seems more important to put no standing, parking in the area of fire equipment movement. On this if it's just one side of the street between 17th and 18th Street, it involves two property owners because it's 100 and 100 feet. One a new house that's been there for quite a while, the other a recently built house. But I think this is taken out of the problems of Hulse Landing Road. One particular point which is not necessarily disastrous. The walking arrangements for pedestrians, the firehouse movement of apparatus is more important. Now if we're going to put no parking or no standing, we should

consider from Park Avenue, 15, 16, 17 all the way up to 21st Street because it's the same involvement. Now, Mr. Fontana has served our community as a bakery and a retail store there and we of the community are all in favor of being there and prospering. Now, periodic traffic parking for short periods are needed and the improvement of the shoulders beyond the three foot strip maintained by the county, nobody wants to have anything to do with. The town highway doesn't want to have anything to do with anything there because it's a county road. The county doesn't want to do anything because this is a Riverhead township problem. Now if we're going to address problems, the problems are for the entire length of Hulse Landing Road from Park Avenue to 21st Street. So I'm opposed to just taking this one spot out. If we can help Mr. Fontana and the delicatessen function better, help them get better parking, a little more parking, yes. I'm all in favor of that. But as far as picking out this one street, I don't think it solves anything. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else wishing to address the Board? Yes ma'am."

Joan Kelly, "Good evening. My property is on the corner of 17th Street. The people that park there usually block the driveways, they litter the streets. It's a hazard to children walking. School buses that stop at that corner, the children get off and they have to walk around cars. It is a very bad hazard to children. Plus the fact that the neighborhood is deteriorating with the papers and the garbage and the beer cans because people going through there buy lunches and things from the deli and pizzeria. They come out, they eat it, they discard everything on the streets and I definitely feel that you need no parking there so that the children can pass so that it's a safe environment and cleaner area. Thank you."

Supervisor Janoski, "Thank you Mrs. Kelly. Is there anyone else present wishing to address the Town Board on this matter? That being the case and without objection, I declare the hearing to be closed."

7:55 PUBLIC HEARING CLOSED AT 815

Supervisor Janoski, "It is 8:15 and is there anyone present who was not present or who is still present from the hearing on the Draft Environmental Document on Splish Splash who would wish to comment on that matter at this time? No one indicating that they wish to speak, we will close that one. Let the record show that the hour of 8:16 p.m. has arrived. The Town Clerk will please read the notice of public hearing. Being that we have passed both times, you can read both the 8 o'clock and 8:05 public hearings."

PUBLIC HEARING - 8:00 p.m. and 8:05 p.m

I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall on May 15, 1990 at 8:00 and 8:05 p.m. to hear all interested persons who wish to be heard regarding: **Increase and Improvement to the Facilities of the Riverhead Sewer District and the Riverhead/Southampton Scavenger Waste District** comprising of improvements to the chlorine contact tank mixing facility.

(See Sewer and Scavenger Waste District Minutes)

8:00 AND 8:05 PUBLIC HEARING CLOSED AT 8:19

PUBLIC HEARING - 8:10 P.M.

I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall on May 15, 1990 at 8:10 p.m. to hear all interested persons wishing to be heard regarding: **Petition of East End Commons to extend the Riverhead Sewer District to service the proposed mall to be located at Oliver Street and Route 58.**

8:10 PUBLIC HEARING 8:21

(See Sewer District Minutes)

Supervisor Janoski, "I will recognize anyone wishing to be heard on any matter? Yes."

Rob Goldman, N.F.E.C., "Resolution number 306, "Overrides the Recommendation of Conservation Advisory Council Re: Application of Joseph Ballin". This is the disputed structure up on the Sound Bluffs and the clearing of vegetation and the fine. Is that fine and the order to restore the vegetation and alter the structure back, is that still in effect?"

Supervisor Janoski, "Yes. The fine has been paid. I've been advised... Rob, you'll excuse me. Yes. I'm sorry. And I can't really tell you why I'm laughing."

Rob Goldman, "It's a full moon."

Supervisor Janoski, "No that's not it at all. Rob, what was the question? The fine has been paid."

Rob Goldman, "The fine and he will revegetate the area."

Supervisor Janoski, "Wait a minute. I don't know that this resolution.... It's written in the positive but I would still take bets as to whether it's going to pass or not. Why don't...."

Rob Goldman, "Why don't you read us the resolution."

Town Clerk, Pendzick, "How about just the resolved. Resolved, that the Town Board hereby approves the issuance of the permit for the deck and hot tub contingent upon the following conditions: One, a fine of \$1,000 for the code violation be imposed which fine was paid on May 2, 1990. Two, no further clearing or pruning within 33 feet of the existing house and deck. Three, no stairs or other structures shall be built north of the crest of the bluff. And let it be further resolved that the Town Clerk forward a certified copy to all interested people."

Rob Goldman, "All right. I just wanted to understand this. A resolution on 323, "Authorizes Public Hearing Re: Chesterfield Enterprises". Under what process..... I believe SEQRA is done and I believe.... Was this a special permit? I'm surprised to see that there's going to be a public hearing on this one after having gone through the SEQRA process with a negative signing."

Supervisor Janoski, "You must have the hearing. They have to go through the process."

Rob Goldman, "A hearing on exactly what are we going to have the hearing on?"

Supervisor Janoski, "Madam Town Attorney."

Town Attorney, Moore, "The notice of public hearing would be for the overlay of the redevelopment community zone use district to the exclusion of the agricultural "A" zoning use district and an intendant special permit to allow the construction of 82 units of multifamily affordable housing on 16.2 acre parcel within the Town of Riverhead."

Rob Goldman, "The last thing. This is not on the agenda. We have been waiting with somewhat bated breath to have the Agricultural Task Force reconstituted. So I'd like to point out to Vic and Jim as one of their campaign promises to get this process going again and we would see some zoning changes, hopefully some upzoning of our vast open spaces in Riverhead. And I'm wondering when this is going to take place. It's already four and a half months fellows. We're waiting. Would anybody care to give us an idea when this meeting will happen?"

Councilman Stark, "He's chairman."

Councilman Prusinowski, "I have a former, Rob's last resolution that was tabled by the Town Board. Also, I've been reading the Planning Board's recommendation which was sent to the Planning Department which Rob used as a guideline. We should get going within the next two or three weeks. I do want to talk to the Town Board members before hand. I was going to write them a memo but I think at an appropriate time at a Town Board Work Session. Before we begin this process, I want to speak to them and work out some guidelines and get their input before we go on."

This thing has been kicking around for four years so it's not a secret. I think everybody knows what..... There will be some upzoning proposals in the document and I want to get an indication from the Town Board on just how we're going to proceed on this with the time table."

Rob Goldman, "So we'll hear something within the next two weeks."

Councilman Prusinowski, "I would say within the next two or three weeks. After Memorial Day."

Rob Goldman, "Okay. Thank you."

Supervisor Janoski, "Rob, before you leave, let me assure you that my laughter had nothing to do with you or anything that you were saying but you should know I guess, the councilpeople are telling me that they have to go to the little boy's room. So I should declare a recess. Is there anyone else who wishes to address the Town Board. Steve. We'll get you Alice."

Steve Haizlip, "I'll be brief and quick. On Route 58 right across from Trux which I believe is the new name for Tryac, I see a sign there illustrating a road going in a lot of buildings on each side. I believe it says it's going to be an industrial park."

Supervisor Janoski, "Warsaw Park."

Steve Haizlip, "The question comes to mind, that is a filled in pond. Now, when it comes to this new agency that was established...."

Supervisor Janoski, "State Environmental Quality Review Act?"

Steve Haizlip, "....about the water being underneath there causing hydrolic pressures and then this Architectural Board, A.R.B. Has it been feasibly studied that this filled in pond, I believe it belonged to Mr. Finkelstein at one time, is it going to be detrimental of putting buildings on top of that area and then digging cellars and foundations and sinking and cracking later on?"

Town Attorney, Moore, "Just for clarification. This is an industrial subdivision. The subdivision is approved by the Planning Board. Through the Planning Board process, the applicant has to submit topographical maps by the surveyor. It's a certified map and the plans showing the configuration of the lots, all that engineering and information is provided to the Planning Board before they make a decision on the subdivision. So those things should have been considered prior to the SEQRA process. The State Environmental Review process was conducted by the Planning Board. The Town Board on the individual properties,

will get to see it again for the purposes of the site plan review of that particular project."

Steve Haizlip, "Okay. Good enough. Thank you."

Supervisor Janoski, "Thank you. Alice."

Alice Graff, Riverhead, "I question #303 and #304. I would like to where Lyn Lane and Wyle Lane and the sump is please."

Councilman Prusinowski, "Promenade Drive."

Alice Graff, "Where is Promenade Drive? There's so many new names. I have no idea where they are."

Councilman Stark, "Aquebogue, Tuthills Lane, Church Lane."

Councilman Prusinowski, "It's in Aquebogue."

Alice Graff, "Aquebogue is a large place. 304, we're sending another man to an investigator's course. I've noticed we continue in this attendance of courses. I was under the impression that the Town, that we as taxpayers, spent quite a bit of money for a T.V. video situation for education. This does not cover these kind of situations?"

Supervisor Janoski, "Alice, one of things that the Board has resolved and not only this Board but previous Boards, is to provide education training to our police officers on a continuing basis as you would any other profession, to keep up with new strategies. As to whether this could be handled by the video taping, I really have no knowledge as to whether that might be available. So I don't know how to answer the question. I don't have an answer to the question. But to suffice to say that for a number of reasons, the Board is committed to sending our officers to continuing education programs as much as we can."

Alice Graff, "I was just under the impression that the video situation was to be this continuing educational situation."

Supervisor Janoski, "I was not aware that it was to replace it."

Alice Graff, "That was my impression."

Councilman Prusinowski, "You're right except that in this particular case, if I can recall the conversation, this is a specialized seminar which leads to the officer to become a detective eventually. It's a basic criminal investigators course. It's like a detective's course. The satellite system that we have in the Police Station is an ongoing training seminars. Which in the past, we budgeted thousands of dollars to send a multiple of officers to training facilities. And with the satellite network, we'll be able to save a lot of money and also have

a better training capability in the Police Department. It's ongoing training. I believe he's scheduling there every day the network is on."

Alice Graff, "That's what I was under the impression but I thought these are separate situations."

Councilman Prusinowski, "Yes. These are specialized courses."

Alice Graff, "Thank you."

George Schmelzer, "It was just mentioned about that filled in pond. That can be a h--- of a hassle. According to the Andrews patent that Southold Town was founded on, all open ponds belong to the Trustees. In 1965 the Trustees handed everything in Riverhead over to Riverhead because we were part of Southold and that's part of the Andrew's patent. Now, the matter of St. George is along the river. That's different water rights. Now it's possible that the town could enforce it that the land above where the pond was belongs to Riverhead Town because the title of the pond was Riverhead Town. That was a natural pond. It was uncovered. It can become like a swamp area. It's not open water. Trees are overhanging and swamp bushes, that's a little different but this is an open pond. It could have a h--- of a hassle over that. So just think about it. That's enough of that. You can get lawyers to look into it. I don't know what the title company will say to the guy who owns it. The title companies make mistakes too. They are really bloopers they do sometimes. Let's get back to this river, Peconic River scenic river nonsense."

Supervisor Janoski, "How's it coming? We have every reason to believe that legislation has been introduced by Senator LaValle and Assemblyman Sawicki to remove a large portion of the Hamlet of Riverhead out of the restricted area covered by the act. However, the boundary which would be covered by the act would be from Nugent Drive westward along 25 to the Expressway. Everything south of 25. Now, before you comment on that George, let me just say this. That once that final decision is made and the State has finally acted, then the Town Board would be in a position to take further action upon which I'm not going to elaborate."

George Schmelzer, "Has the Town Board made or passed a resolution requesting that the boundary line be put westwardly from Peconic Avenue down to where the Navy land starts at least or where that railroad crosses the river?"

Supervisor Janoski, "Yes, George. An attempt was made to remove a great deal more from control of the River's Act."

George Schmelzer, "Did you pass a resolution to that effect?"

Supervisor Janoski, "Well, it was really conversations amongst members of the Town Board and telephone conversations with Albany as the bill was being drafted. There was a deadline of, as a matter of fact, today to have the bill introduced. And the first attempt which was a little more far reaching to exclude the entire Hamlet of Riverhead, including the riverfront, did not gain support."

George Schmelzer, "You mean only Riverhead and not Calverton."

Supervisor Janoski, "I mean Riverhead, yes."

George Schmelzer, "Why don't you make a resolution getting rid of the whole d--- thing."

Councilman Prusinowski, "George, I would strongly recommend that you badger and talk to Senator LaValle's staff. They're the ones that introduced the bill on Tuesday. I know the Supervisor did say right at this table that he'd be willing to tell them to take the whole thing and discard it. To be very polite. I know we had a discussion on it and we felt that....."

George Schmelzer, "Why don't you?"

Councilman Prusinowski, "Well, fine. We can say that; pass a resolution and that doesn't accomplish anything. You can talk to me all you want. I'm on your side 100% and I agree with you but the fact is that you have to get passed in Albany. And the next step for you to do and I'll be more than happy to send a letter with you, I'll cosign it. Whatever you want. We'll go to Suffolk Life and put an ad in the paper. You've got to get the state representatives to listen to what you want to do because Ken LaValle and Joe Sawicki and John Behan (and Hockbrueckner, not Hockbrueckner) and Bianchi and all those guys, they're the ones that are going to pass this designation boundary. The D.E.C. is going to be the ones to make recommendations. They're going to make this the law not the Riverhead Town Board. Not Joe Janoski, not anybody here. The State Legislature in Albany, that's where it belongs. I enjoy talking to you but really you know after a while it's pointless. You can say.... If you want, we'll call him now. We'll call Ken at his house now and say Ken, we don't want that. We want the boundary where we want it. They're the ones that passed the legislation. It's their responsibility. They're up for election in November. They have to answer for their own actions and I would call them down and have an explanation made to you. They're running for office in November. They've got to be responsible for their actions. You know where we stand. We're on your side 100%."

George Schmelzer, "But the resolution of the Town Board that's on record now is not satisfactory to the town itself. They'll be going by that and then what are we going to do?"

Supervisor Janoski, "George, for the final time, I'm going to do my best to explain that resolution to you and I hope this..." This is the last time I'm going to do it. The State of New York have already taken action to designate the river as included in the Wild Scenic and Recreational Rivers Act. That had been done over this government's objection. The next step is for them to make the designation as to whether it will be within the Wild, Scenic or Recreational or combination of those listed. During the period of time that they are deciding whether what designation it should have, a moratorium was placed along the river for a distance of a half of mile. It was a moratorium. The Town Board passed a resolution saying (look) will you make the designation already and remove the moratorium. And then objected to on a number of points in the resolution. Now, that's what was going on. That's what the resolution was all about. We didn't support it. We said make the designation and remove the moratorium. Now, that was a few years ago. I think that was three years ago."

George Schmelzer, "More like a mauseliium."

Supervisor Janoski, "And we believed that once they made that designation they would move onto the next matter which is the lateral distance which is what this is all about now. That's the distance away from the river. George, wait a minute. The town can not take any legal action until the state takes its action. We can't sue them because they haven't done anything yet. They haven't finalized it. Once they have finalized it, the Town Board can then drag them into court on a number of issues which I think we would win on but we can't discuss that until they take their final action. Now, I'm tired of hearing you say that this government supported that because it did not. It objected to it continuously. Thank you George."

George Schmelzer, "Thank you."

Supervisor Janoski, "Well you know every couple of weeks you're saying the same thing and I'm telling you we objected to it."

George Schmelzer, "I hear the same thing too that nothing is done and they backed it up from the Bay to Peconic Avenue. I don't know any reason why they can't back it up further."

Councilman Prusinowski, "For the last time. Right now something is being done. There's a bill that's being introduced by Ken LaValle to set these boundaries. And if you want input, then I suggest you hire an attorney or get the property owners in the area to go to Albany and lobby for an amendment to that bill for the designation that you want. That's exactly where it is now. Let's forget about nothing is being done here. That's not the fact. The fact that right now in Albany they're considering the boundary lines."

Supervisor Janoski, "Have you ever.... A copy of the bill, now. Have you ever gotten a copy of the resolution that you refer to all the time? I would suggest that you do and that you read it."

George Schmelzer, "I don't know where it is."

Supervisor Janoski, "Well, we'll get a copy for you George and I want you to read it so that you understand what exactly the intent of the Town Board was in that resolution and what was motivating us. It clearly was to remove the moratorium on all the properties within a half of mile from the river. A moratorium meant you couldn't do anything with your property."

George Schmelzer, "I think you want something in exchange for that."

Supervisor Janoski, "Pardon me."

George Schmelzer, "You exchanged the moratorium for something else which wasn't too good."

Supervisor Janoski, "What did we exchange?"

George Schmelzer, "You got it to include a lot of land along the river in the community here. Down in Calverton it went further back."

Supervisor Janoski, "George, the State of New York made that included in the River's Act. And I'm going to tell you another time. This Town Board, not this Town Board but a previous Town Board objected to the initial legislation placing the Peconic River in the Wild, Scenic, Recreational River's Act. We objected to it. The only part of that battle that we won, you referred to and that was to remove the eastern boundary from the buoy marker in the Bay back to the dam in Grangebél Park and thank god we got that done."

George Schmelzer, "That was magic the way you done that."

Supervisor Janoski, "It wasn't magic. It was a number of telephone calls is what it was."

Councilman Lombardi, "George, we went to Albany, Joe and I. And before we left, we thought everything was settled. By the time we got back to Riverhead, they had changed everything back again. This is in Albany. So we have been working on it."

George Schmelzer, "When this thing started, they had committee meetings right in this room here. Committees from Brookhaven, Riverhead and Southampton. The D.E.C. guy was here and nobody from the Town came to object. I sat right out there and told to keep my mouth shut. I wasn't allowed to talk."

Supervisor Janoski, "We don't know what meeting you're referring to. The informational meeting?"

George Schmelzer, "Yes. Nobody from the town. They were glorified in it. They were going to protect from I don't know what."

Supervisor Janoski, "George, thank you very much for your comments."

George Schmelzer, "I'll be back."

Supervisor Janoski, "I know. We will be too. I'm going to declare a recess until 9 p.m."

TOWN BOARD MEETING RECESSED AT 8:43

TOWN BOARD MEETING RECONVENED AT 9:03

Supervisor Janoski, "The meeting will come back to order. Mr. Kasperovich."

William Kasperovich, "I was going to get up here and speak critically of the Building Department. I have over the years, attempted to many approaches to improve the function of the Building Department. And yet, I find we're not particularly better off twenty years from the period that I started to pay attention. Steve brought up a point of concern towards structural soundness of buildings put on fill. Now, that brought to mind that there are a lot of things that could not be covered in a few minutes. But Steve brought up the concern that I don't think got across. The topographic requirements are strictly surface requirements. The soil borings are in just possible representative place. But as far as considering that although the fill is over ten years old, who would be concerned of the structural integrity of the proposed projects. Right now I would say nobody. Maybe they should be but nobody. We introduced a man with the title of site planner. Much beyond his capabilities and certainly much beyond what he does or what I see that he does. Now, Mr. Wiwczar made the statement explicitly that he's only concerned within the property lines. How can you do this with stormwater? Stormwater comes from outside the property and has to leave some place or has to be accommodated. No concern. I go to the Highway Department and I find that the Building Department or anybody from the Town Hall had not sent plans to the Highway Department or had not involved the Highway people who's main concern are highways, with proposed projects when they're coming close to reality. So we have a Planning Department and we have a "Building Department" and yet many concerns that should be taken are not taken. Now, this I've talked on in particular aspects time and time again and I go back as I say, twenty years. But it hasn't changed. We just have more people involved. We have a good developer with a good engineering consultant. It turns out reasonably good. But if such is not the case, we don't function such as to concern ourselves with what will remain here in Riverhead as what will be

by new building, by alteration, by modification. Now, if we have a system set up where we have personnel, we have people who have involvement, things should be working out better. The little that I have looked at since my return from Mt. Sinai Hospital, I don't see that the improvement is proportionate to the added people. Now, if I have to take particular items and show where they are wrong, then I'll have Mr. Prusinowski on my back that I criticize the Town Board all the time and yet how do I influence the Town Board that things are not good enough. And with that, I'll pause for another meeting. I hope to... I'm going to ask for the Town Attorney to give me some input on some specific direction that I could take or where I may be assuming law that they can not enforce. But we do need some change. Do what extent, it can only be brought up item by item as the items arise. And if you people will bear that in mind as these new projects come into discussion... The seller just shows all the good points but we are going to live with it for the rest of our lives. You floor me Mr. Janoski. I'm standing here talking and I might just as well talk to this door. If I didn't get a point across, then you're not listening."

Supervisor Janoski, "I'm listening. If you have some specific instances where you think..."

William Kasperovich, "All right. Then Mr. Prusinowski will get on my back and say I'm being critical, I criticize the Town Board."

Supervisor Janoski, "You're talking about the Building Department."

William Kasperovich, "And yet you want specific items. All right. A man builds a house that comes with a driveway. A driveway is not a pool table level. It drains. Where does the water go? The Building Department doesn't care and this is not just one instance that Mr. Lombardi is familiar with. But time and time again. We have a site planner yet he doesn't review the site. When you drain your driveway you've got to know where the water is going to go and how it's going to be accommodated. If there is a water problem, you may need dry wells. Who is to say? If nobody looks at it for its need, nobody is going to spend the money."

Supervisor Janoski, "Bill, you mean that all the plans that this Town Board has reviewed over the many years that address questions such as drywells and water runoff, I haven't really seen those things? Is that what you're saying, that it's not being done?"

William Kasperovich, "You don't see all the plans that get approved."

Supervisor Janoski, "I see every business and industrial plans."

William Kasperovich, "Large projects but how about the smaller projects, the individual projects."

Supervisor Janoski, "Private homes?"

William Kasperovich, "For one."

Supervisor Janoski, "Well, that's the only thing we don't see."

Councilman Lombardi, "Joe, what Bill is talking about is a problem down in Wading River on 15 or 16th Street which he came to me about where the Building Department.... What happened, the guy who built the house put belgium block out into the road which he's wrong right there. But the Building Department, I understand, didn't feel responsible for that. I spoke to Charlie Bloss. This is a couple of weeks ago. And Charlie got in touch with the owner of the building and he felt that the block is out in the road and he is going to move that back. What I think Bill is saying that the Building Department felt that their responsibility stops at the property line. If they're going to put belgium blocks out in the road, I think the Building Department should be checking that out. That's my personal feeling."

Supervisor Janoski, "Now you see Bill, there's a specific instance. Now I understand what you're talking about."

Councilman Lombardi, "This was a house Joe."

Supervisor Janoski, "You paint with a broad brush Bill and that I find to be objectionable that nothing is being reviewed. The Planning Department doesn't review the plans for single and separate houses. They don't. So you can't indict them for that which you did. The Planning Department reviews all plans for commercial development."

William Kasperovich, "What criteria do they use to require soil borings for a large filled area? There is no criteria."

Supervisor Janoski, "I'm sure there is. Well, why don't you come in...."

William Kasperovich, "Maybe you should assure that there should be. The thing that you're saying you're sure that there is. There is a requirement for soil boring but yet you do one or two spots and that satisfies you. Topographic study is purely surface and not subsurface."

Supervisor Janoski, "How many should there be Bill? How many borings should there be?"

William Kasperovich, "It depends on the area. In this particular area where, as Steve brought up structural design, foundations would be of concern. Maybe half a dozen."

Town Attorney, Moore, "I just want to very quickly interject that the site plan process... We don't prepare the site plan for the applicant. The applicant comes in with a site plan and elevations and engineering by their engineer. Their engineer certifies to the integrity of the soil and the integrity of the building. The Building Department checks to see if the building conforms to the New York State Building and Fire Prevention Code. It will not go in and do the test borings. The town does not certify that the land can withstand the building that is there. The engineer for the applicant certifies that. And if the applicant or the property owner has a problem with the property, they should deal with it with their engineer and not with the town."

William Kasperovich, "That's your opinion. I'm not going to take the time to argue it."

Supervisor Janoski, "Thank you Bill."

William Kasperovich, "I heard that five minutes. Maybe I should go stand by the door where you could hear me better. I will speak on this further. And because you want specifics, when I do give you specifics, I will expect specific action. And if it's critical of the Town Board conduct, then be that as it may. It will be critical."

Supervisor Janoski, "It is your right to be critical but you have to make common sense and I'm going to close this discussion."

William Kasperovich, "What common sense? The requirement for the need of soil borings are not put off to somebody else."

Supervisor Janoski, "If you're building a building in the Town of Riverhead.... You want the town to do it?"

William Kasperovich, "No. I want to appraise the soil boring study and they do not appraise the subsurfaces. They just take the contours of the surface and go from there."

Supervisor Janoski, "Bill, if you were spending a million dollars to build a building.... William, if you were investing money to build a building, would you not make sure that the ground that you're building it on would take it?"

William Kasperovich, "Not necessarily. Sears Roebuck built a building....."

Supervisor Janoski, "End of discussion. You've had your five minutes."

William Kasperovich, "Sears Roebuck built a store in New Orleans. When they came to put the piles in, they found that they didn't remove the cypress stumps of the trees that were there. So that when the pile hit the stump, it didn't go any-

where. And consequently they had to excavate all the fill and redo it after all the plans were said and done. So people like Sears do hire competent people and do everything."

Supervisor Janoski, "Thank you Bill. Your time is up. Thank you very much."

William Kasperovich, "All right. Apparently I'm talking to deaf ears once again."

Supervisor Janoski, "George, you're pushing your luck here but go right ahead."

George Schmelzer, "Well, every house that has a cellar, the weight of the sand that is dug out for a cellar, weighs a h--- of a lot more than the house does. And I read one time that the (inaudible) blast and dug out where they built the Empire State Building. The stuff that was dug out weighs as much or more than the building did. Even the Empire State Building that goes down quite far. So there you go. They dug it out just to get a deep cellar. But the greatest fill job we had on Long Island was when the glacier melted. That's all I've got to say."

Supervisor Janoski, "Thank you George. George, you coming next time are you?"

George Schmelzer, "Is there anything good to speak on?"

Supervisor Janoski, "Good night George. Let's take up the resolutions."

Resolutions #317-#334 found on pages _____ of the
1990 Resolution Book.

#306 OVERRIDES RECOMMENDATION OF CONSERVATION COUNCIL RE: APPLICATION OF JOSEPH BALLIN

Councilman Prusinowski, "I'm going to reluctantly vote yes on this. I live on the water and do understand. In reviewing the paperwork, there's no question. I think the applicant was in the wrong here but a reasonable solution would be a compromise which the Town Board has agreed to enter into with the applicant. I think overall environmentally it's a plus. I vote yes."

Councilwoman Civiletti, "I don't think this guy should be given a permit. He laughed at the law and we're slapping him on the wrist and we're telling people it's okay to do that. I vote no."

Councilman Lombardi, "I think we've compromised pretty well and I vote yes."

Supervisor Janoski, "This is probably one of the most difficult votes which it seems strange. I wish I could vote no

and yes because I think that he proceeded incorrectly and intentionally. But we have reviewed the property and we looked at every aspect of it. There's certain agreements which have been made and the fine has been paid. And if it could have been more, it should have been more. I will in this instance support the resolution and vote yes."

#324 ADOPTS SMOKING POLICY IN TOWN FACILITIES

Councilwoman Civiletti, "I neglected to point out that this came from the Labor Management Committee. I think that should be recognized."

Supervisor Janoski, "Very reluctantly I have to support it because it's the law, I vote yes."

(Additional resolutions after agenda)

Supervisor Janoski, "On the matter of the improvements to the Sewer District because time is of the essence and because there were no objections to those improvements being made, I ask the Town Board to consider resolutions allowing that work to go forward."

Councilman Prusinowski, "How many are there."

Resolutions #331-#334 offered off the floor and pertain to Sewer and Scavenger Waste District improvements. See pages of the 1990 Resolution Book.

Supervisor Janoski, "Ok. Matters having been concluded, this meeting is adjourned."

There being no further business on motion or vote, the meeting adjourned at 9:35 p.m.

IJP:nm

Irene J. Pendzick
Town Clerk