

Minutes of the Town Board Meeting of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, December 21, 1976 at 7:30 P.M.

Present:

Allen M. Smith, Supervisor
George G. Young, Councilman
Francis E. Menendez, Councilman
John Lombardi, Councilman
Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney
Absent: Alex E. Horton, Supt. of Highways

Supervisor Smith called the Meeting to order at 7:30 P.m. and the Pledge of Allegiance was recited.

Supervisor Smith stated as follows: "As a preliminary matter for those of you whom this will be the last meeting. I believe it's the 30th when we will act on the last appropriations for the year. It's the end of one full year of your attending with us. We thank you for your interest. And the other obvious thing is it's the last meeting before Christmas. For those of you who celebrate that particular holiday a Merry Christmas and a Happy New Year if we do not see you.

We have present some of the Department Heads, some others are absent and should occasion arise for you to have a question we'll see if we can get you the answer, if the Department Head cannot answer your question immediately."

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

BE IT RESOLVED, That the Minutes of the Meeting of the Town Board of the Town of Riverhead, held on December 7, 1976, be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills submitted on Abstracts dated December 21, 1976.

General Town	\$21,647.85
Highway Item #1	\$58,439.38
Highway Item #3	\$ 899.13
Highway Item #4	\$ 1,992.52
Special Districts	\$ 30.61
Town Hall Capital	\$ 3,139.19

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

BE IT RESOLVED, That the following bills submitted on Abstracts dated December 21, 1976, be approved for payment.

BOARD OF AUDIT - continued

General Town	\$21,647.85
Highway Item #1	\$58,439.38
Highway Item #3	\$ 899.13
Highway Item #4	\$ 1,992.52
Special Districts	\$ 30.61
Town Hall Capital	\$ 3,139.19

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

REPORTS

Tax Receiver's, dated: December 15, 1976

Recreation Department, month of November, 1976

Riverhead Fire Department-Report on Annual Election

Wading River Fire Department-Report on Annual Election

Jamesport Fire Department-Report on Annual Election Filed.

OPEN BID REPORT - READY - MIX CONCRETE REQUIREMENTS - HIGHWAY

After being duly advertised the following bids were opened for Ready-Mix Concrete requirements for use of the Town of Riverhead Highway Department, by the Town Clerk on Monday, December 20, 1976 at 11:00 A.M:

Suffolk Cement Products, Inc.
Route 58
Calverton, N.Y. 11933

READY-MIX CONCRETE-PRICE PER CUBIC YARD IN ANY AMOUNT REQUIRED, TO BE DELIVERED ANYWHERE IN THE TOWN OF RIVERHEAD.

A. 1-2-3 Mix	Price per cubic yard	\$24.50
B. 1-2-4 Mix	Price per cubic yard	\$23.50
C. 1-2-3 Hi-Early Mix	Price per cubic yard	\$26.00

Filed.

OPEN BID REPORT-GRIT REQUIREMENTS - HIGHWAY

After being duly advertised the following bid for the purchase of Grit Requirements for use of the Town of Riverhead Highway Department for the year 1977, were opened by the Town Clerk on Monday, December 20, 1976 at 11:00 A.M:

Brookhaven Aggregates LTD.
P.O. Box 419, Whiskey Road
Coram, N.Y. 11727

Price per ton grit delivered to Riverhead Town Highway Yard,
Osborne Ave., Riverhead, as directed by Superintendent of
Highways:

Price per ton grit delivered to Riverhead Town Highway Yard, Osborne Ave., Riverhead, as directed by Superintendent of Highways:	\$5.20
Price per ton grit picked up at plant of successful bidder	\$4.00

Filed.

OPEN BID REPORT-LIQUID ASPHALT

After being duly advertised the following bid for the purchase of Liquid Asphalt for use of the Town of Riverhead Highway Department for the year 1977, were opened by the Town Clerk on Monday, December 20, 1976 at 11:00 A.M:

OPEN BID REPORTS - continued

R. Lansdell Bituminous Corp.,
 Old Northport Road
 Box 238
 Smithtown, N.Y. 11787

Item #1: Liquid Asphalt cutback
 supplied in quantities at various
 locations within the Township as
 directed by the Highway Superin-
 tendent.

MC-30 \$0.4099 per/gal.

MC-70 \$0.4099 per/gal.

MC-250 \$0.4099 per/gal.

MC-800 \$0.4099 per/gal.

RC-70 \$0.4099 per/gal.

RC-250 \$0.4099 per/gal.

RC-800 \$0.4099 per/gal.

Item #2: Liquid Asphalt cutback
 supplied and applied with bidder's
 distributor at various locations
 within the Township as directed
 by the Highway Superintendent.

MC-30 \$0.545 per/gal.

MC-70 \$0.545 per/gal.

MC-250 \$0.545 per/gal.

MC-800 \$0.545 per/gal.

RC-70 \$0.545 per/gal.

RC-250 \$0.545 per/gal.

RC-800 \$0.545 per/gal. Filed.

OPEN BID REPORT-LIQUID ASPHALT

R. O. Welch Asphalt Company
 1064 Woodcrest Avenue
 Riverhead, N.Y. 11901

Item #1: Liquid Asphalt cutback
 supplied in quantities at various
 locations within the Township as
 directed by the Highway Superin-
 tendent.

MC-30 .4290 per/gal.

MC-70 .4290 per/gal.

MC-250 .4490 per/gal.

MC-800 .4290 per/gal.

RC-70 .4290 per/gal.

RC-250 .4490 per/gal.

RC-800 .4490 per/gal.

Item #2: Liquid Asphalt cutback
 supplied and applied with bidder's
 distributor at various locations
 within the Township as directed
 by the Highway Superintendent.

MC-30 .4990 per/gal.

MC-70 .4990 per/gal.

MC-250 .5190 per/gal.

MC-800 .4990 per/gal.

RC-70 .4990 per/gal.

RC-250 .5190 per/gal.

RC-800 .5190 per/gal.

Filed.

PETITIONS

Application of Harry Byron Stevens for a Special Permit to allow a lumber yard and building supply business on a non-nuisance industry, to be located on the westerly side of Edwards Avenue, Calverton. Filed.

COMMUNICATIONS

Islip Town Environmental Council, submitting a progress report on the tree planting program instituted by the Islip Town Board in 1973. It reflects the activities of the Town and Council over the past years in relation to the Shade Tree Program. Filed.

Frederick H. Kart, Director, Riverhead Pistol and Rifle Club, Inc., advising that the non-profit membership corporation is purchasing the former Peter Danowski property on Deep Hole Road in Calverton. The property was formerly a sand and gravel mine operation and the Riverhead Police Department has been using a portion of it as a firing range for its fire arms training and qualification courses for the past several years. That it is their intention to reclaim this property by regrading, topsoiling, planting of grass and other vegetation, and to build a proper range facility to include a 40 position range, etc.

Requesting approval of the Town Board for this proposed use so that the Club may enter into an agreement with the Town so that the Police Department can continue to use the property and facilities. Filed.

Application for Special Permit will be submitted at the next meeting of the Town Board.

UNFINISHED BUSINESS

- Supervisor Smith stated that there are resolutions to cover Items:
- 7-Decision on Local Law No. 8-Amending Local Law No. 2 (Mill Road)
 - 9-Decision on Games of Chance-Ordinance No. 45
 - 10-Decision on Amendments to Chapter 108-Zoning Ordinance No. 26
 - 11-Decision on Amendments to Chapter 101-V & T Local Law No. 9
 - 12-Decision on Amendments to Chapter 101-V & T Local Law No. 10-Roanoke Shopping Plaza
 - 13-Decision on Emergency Snow Removal on Private Roads

Items 8-Decision on Amending Zoning Ordinance #26-Signs and 14-Decision on request for donation for Christmas Lighting Program are being left open for further consideration.

Supervisor Smith recessed the Meeting to hold a Public Hearing.

PUBLIC HEARING - 8:00 P.M.

Town Clerk submitted affidavits of publishing and posting Public Notice on application of Harry Byron Stevens for a Special Permit to allow a lumber yard and building supply business as a non-nuisance industry to be located on the westerly side of Edwards Avenue, Calverton, New York.

The affidavits were ordered to be placed on file.

PUBLIC HEARING - continued

Supervisor Smith: "For those of you who have not been present at a Public Meeting before this Board, I might explain the rules by which we run a Hearing. We ask that you please use the microphone up here on my left - your right and as you begin to address the Town Board to please give your name and address to Miss Block, if you don't she'll interrupt you five seconds into your speech. And further, we establish ten minutes per speaker. Should we get through all the speakers that wish to address the Board and you still have something to say we'll come back to you. Is there anyone who chooses to address the Town Board relative to this particular application?"

Richard Haefeli, Attorney of McNulty and DiPietro addressed the Board on behalf of Albin Bobinski, the owner of the particular subject property, and stated: "We are here in support of this particular application. I think all the members of the Board are familiar with the location of the property. I believe a single and separate ownership search has been provided to the Board indicating that it has been held by Mr. Bobinski, single and separate ownership prior to the effective date of the ordinance. The property in question is located very close to the Long Island Expressway and is adjacent to the Long Island Railroad.

The particular industry or business that is going to be conducted there is going to be a Lumber Yard. That the property itself, I think the adjacent ownership of properties in the area is used by industries of similar type in character right next to the Agway Corporation has a building where they process potatoes. This particular building in the past had been used for that particular purpose.

I don't believe it's going to create any additional traffic to the area, it's a non-pollution industry, it will be basically a wholesale type of industry selling lumber to contractors etc."

Supervisor Smith: "Mr. Haefeli, so that the other members of the audience who might choose to address this particular application have not read it know where the property is, it's on Edwards Avenue?"

Mr. Haefeli: "It's on Edwards Avenue, I believe it's in Calverton at the intersection of Edwards Avenue and the Long Island Railroad Crossing."

Supervisor Smith: "East or west side of the road?"

Mr. Haefeli: "West side."

Supervisor Smith: "Do you have anything to add relative to those particular criteria in the ordinance that are set forth, suggestions, etc., traffic?"

Mr. Haefeli: "As I stated before in view of the fact that it's being used as industry as a lumber yard, I do not believe it's going to add any substantial increase to the traffic to this particular area. It is my understanding

PUBLIC HEARING - continued

that most of the lumber that is going to be brought in, is going to be brought in by the way of rail. This has a rail siding right to the property, therefore, it won't increase the amount of trucking coming into the area as far as dropping off the lumber, etc.

Nor will it substantially increase the number of employees in the area. I believe there's only about three or four employees working for Mr. Stevens at the present time."

Patricia Tormey, Chairman of Zoning Board of Appeals: "I would like to know specifically if there's going to be retail operation along with the wholesale?"

Mr. Haefeli: "To my knowledge and understanding, no. It is not a retail operation in the sense of an "84 Lumber Company" type of thing where you are going to be selling mainly to the retail people.

As Mr. Stevens said before the Planning Board - if somebody walks in and buys a hammer from him he is not going to know if that particular individual is a carpenter, a home owner or whatever. He will not know if a person comes in and buys a couple of 2 x 4's - whether he's going to be selling to a home owner or whether he's selling to a carpenter. But basically at the present time, his main business is sales to the construction industry.

Now if a person does come in and buys an occasional item who happens to be a home owner and is using it for his own purposes that would be the extent of the retail part of his operation."

Supervisor Smith: "Mr. Haefeli, back to the question that I asked you relative to congestion. Is there or does your application reflect sufficient off-street parking to accommodate vehicles that may be engaged in the retail trade?"

Mr. Haefeli: "The piece of property itself is approximately a half acre in size. I believe the building takes up less than half of the area, therefore, the remainder of the area obviously could be subject to Planning Board approval but could be developed for any or necessary parking."

Supervisor Smith: "You're saying none of that exterior area will be used for storage."

Mr. Haefeli: "No the exterior areas are not going to be used for storage. I have to be corrected on that, Mr. Stevens is here at the present time. He wants to be able to use the rear part of property for the purpose of storing his lumber. The front of the building and the front side of the building would remain open for purposes of parking."

Supervisor Smith: "Mr. Stevens you're the applicant, Sir. When you say the rear part of the building, that means to the west?"

PUBLIC HEARING - continued

Harry Byron Stevens: "That's correct."

Mr. Haefeli: "The entire front would be open and part of the northerly side would be open. The part that he would be using for storage for lumber would run from the "L" shape back."

Supervisor Smith: "As I mentioned I'm going to spell out for you in a second what might occur at this location. Such as the turning, backing, fork lifting, etc., of lumber on public highways. The backing of large transport trucks that bring them in such as what occurs at the Nassau-Suffolk Lumber Yard and at the Mid-Island Supply Lumber Yard.

We are also concerned with the traffic congestion, etc., that occurs and can be witnessed any Saturday morning at the Riverhead Building Supply Location. And specifically this is a Special Type of Permit Use if it is to be granted upon certain stipulations relative to no turning of vehicles in the public highway and or that sufficient parking must be maintained on the site. And whatever suggestions you or your client wish to make relative to those concerns we would like to know."

Mr. Haefeli: "First I'd like to point out that my client is not even open on a Saturday. It's not my client I'm sorry. Mr. Stevens is not open on a Saturday. 99% of his business is done over the telephone. He's been in operation since approximately February and 99% of that business has been with contractors and has been done over the telephone.

There will be an area that will be turned into parking in the event that somebody does want to park there. The rear of the building and the side of the building, there is sufficient room in there not only to pull tractor trailers in but to enable them to off-load without interfering with the public highway off Edwards Avenue. It has been used in the past for loading and off-loading of potatoes in there without interference of traffic on Edwards Avenue and, therefore, it could continue to do so as far as that is concerned."

Supervisor Smith: "Mr. Stevens, being that Mr. Haefeli does not represent you why don't you step up to the mike for just a second. Would it be a reasonable stipulation of your permit that you cannot be opened on Saturdays?"

Mr. Stevens: "That may be a little unreasonable. Let me put it this way. We may be open just to work in the yard, to unload trucks for Monday morning, not to do any business with any customers."

PUBLIC HEARING - continued

Mr. Haefeli: "Excuse me, Mr. Smith, you're asking a businessman to preclude opening on a specific day of the week, which I think could be construed as being a little unreasonable. In view of the fact most businessmen do open on a Saturday, he is in a business where he mainly sells to contractors where the business is done during the week.

But that does not mean that he would not have to open on a Saturday if a contractor needed lumber on a Saturday in order to put a house up or something along that line. And to put a condition that on which would substantially limit any type of an operation that he would have. You could limit it if you want to limit the number of cars that can be parked there on a Saturday."

Supervisor Smith: "Mr. Haefeli, believe me, I'm not trying to give you a hard time unless I'm cracking up. I think somebody said he isn't open on Saturday."

Mr. Haefeli: "I said that he is not open on Saturday but that does not preclude the fact that he may have to open on Saturday at times and for you to condition this permit on his not opening at any time on Saturday would be a severe restriction. He's trying to point out to you the type of operation he has at the present time."

Supervisor Smith: "Mr. Haefeli, then let's get off the fact that he's not open on a Saturday. You say yes he is open on a Saturday. Or you want to be open on a Saturday. Tell it to me straight."

Mr. Stevens: "I won't be open for business. I'll go in and close the gate. I want to be able to go inside the yard, work in the yard and load trucks."

Supervisor Smith: "Are you going to fence the area?"

Mr. Stevens: "Yes."

Mr. Haefeli: "Mr. Smith, on the issue of Saturday the reason I brought that up is to indicate that he is not in 'The Retail Business'."

Supervisor Smith: "Okay Mr. Haefeli I didn't think he wasn't going to be open on a Saturday but you said it and I didn't so I thought I'd pursue it. Is this parcel being split out of a larger parcel?"

Mr. Stevens: "No."

Mr. Haefeli: "I'm under the impression that you have a single and separate ownership search in your possession. Mr. Steven's attorney advised us that he had forwarded that to the Board."

Supervisor Smith: "Let's get it in his testimony in this record. Is it part of a bigger piece or is it a single and separate piece?"

PUBLIC HEARING - continued

Mr. Stevens: "Single and separate."

Mr. Haefeli: "Mr. Bobinski advises me that he has owned this particular piece of property since 1920 and he has not owned any property adjoining it."

Pat Tormey: "I've learned to be cynical over the years. I'm curious about the lumber that's to be stored outside. We currently are in the process of negotiations with Riverhead Building Supply. They have a substantial amount of lumber stored outside and Mr. Goodale on two different occasions has told us that this is no longer a feasible or practical thing to do with lumber. That lumber does not come seasoned the way it used to and outside storage creates a problem. It gets wet and warps. Mr. Goodale would like to cover as much as we'll let him cover of his property which started out to be a roof, and has now developed to be a building.

I would prefer not to see this same thing happen. They're saying now we want a half an acre, which is a very little piece of property for a lumber yard, that's my own opinion, not his. They say we want to start outside. I can just see this in a year - that they're back to us for a permit to cover that storage and would wind up covering 50 to 60 percent of the land, which is not what the zoning ordinance invisions. I think this should be considered now. A half an acre is not much to play with."

Albin Bobinski: "There seems to be a question in your mind about being able to handle trailers there for unloading. Now there's a very easy way to get in that building from the rear with large trailers. I've loaded as high as six and seven trailers a day. And those trailers are definitely as large as any lumber trailers I have ever seen. The way the thing is worked out you can get trailers in through the rear of the place away from the front. I never had any trouble with the front part of the building.

You would first use the main outlet for the expressway before the county road was build. And in spite of those three or four years there, the first three years of those trucks and cars coming onto Edwards Avenue like a cannonball not out of Edwards Avenue but out of the expressway we still have no problem. We didn't have to load our trucks in the front, we didn't have to load our trucks at all there. And they can be loaded from the side, they can be loaded from the rear."

Supervisor Smith: "Mr. Bobinski, we're familiar with the operation that you had there and we understand how it worked at that location. The special permit provisions of the ordinance permit us to consider problems that have occurred in other areas and condition the permit as best we can if it is to be granted.

So that the problems that have occurred elsewhere do not occur here. And that's what we're trying to get to. If in fact your testimony is that the area where the trucks should be off-loaded is along one side and to the west end of the building quite possibly I might argue as one member of the Board that that be a condition of the permit. That that be the only places where the trucks can be off-loaded is along the side of the building and to the rear as you did it."

Albin Bobinski: "Well I don't think it would harm the gentleman, but that's entirely up to him."

Supervisor Smith: "That's the purpose by which we ask the question."

PUBLIC HEARING - continued

Mr. Bobinski: "Frankly comparing that area with the Riverhead area Lumber yard - is no comparison - is the most unfair comparison I've ever heard."

Supervisor Smith: "Our responsibility, Mr. Bobinski is to see that. We will be fair about it, believe me."

No one else wishing to be heard and no communications having been received thereto, Supervisor Smith declared the Hearing closed at 8:28 P.M. and re-opened the Meeting.

PERSONAL APPEARANCES

Supervisor Smith: "We have had several people come into the room after we had passed that particular portion of our agenda where we recognized anyone wishing to be heard. Do any of our late comers wish to address the Town Board on any particular matter?"

Hyman Block, Sound Avenue, Ramblewood Park: "First I'd like to commend two of the Board Members, Mr. Lombardi and Mr. Menendez on having come today on a freezing day to see what type of a complaint I did have against the Highway Superintendent and seeing if they can rectify whatever legitimate complaints I do have. Once again I'd like to commend the two members who came on a freezing cold day and Mr. Menendez didn't look like he was in the best of health. So I once again would like to say I'd like to commend them. I would also like to say that I made a pretty long trip here from Wading River on this cold day and I generally don't come to Town Meetings.

I do have to pursue this matter because Mr. Horton, unlike his statements of rebuke or rebute that he does his work fairly, squarely no holds barred, no politics entered into it, and no personal matters. I honestly feel there is some sort of a personal vendetta being carried on against myself and I'd like to state that publicly.

I would also like to say that none of the complaints that I have complained about in the past have been taken care of in any way, shape or form. Some may not be legitimate, and needless to say most of them are and the Town Board can comment on that. I also would like to say one more thing.

I can't understand why after having told me at various times that he is short of help and I have read in the Suffolk Life where he is letting three people go because his is overstaffed. Now he's not doing any work that he's supposed to do yet he's undermanned and overstaffed at the same time. And it just doesn't seem feasible."

RESOLUTION

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That Highway bills submitted on Abstract dated December 21, 1976, as follows:

GENERAL REPAIRS ITEM 1: Mobil Oil Corporation, bills dated December 1 and 6, 1976, totalling \$509.86, be and the same are hereby approved for payment.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

BE IT RESOLVED, That the next meeting of the Town Board of the Town of Riverhead be held on Tuesday, January 4th, 1977, at 7:30 P.M.

Before roll call was taken Supervisor Smith rendered the following explanation:

"As some of you may be aware, there is a provision of statute that becomes effective January 1, 1977, which is commonly referred to as the Sunshine Law. Its proper title is the Open Meetings Law. There are various and sundry interpretations of the law that are being implemented by other Towns. We admit a certain amount of confusion about it. The other Towns are taking the position that the only meetings it applies to are meetings where a formal vote of the Town Board is to be taken. I state that which I have stated to the reporters generally in the past that the times when the Town Board generally get together, the five members generally get together are the morning and afternoon of the day before this meeting and that they are welcome to come at that time.

Similarly anybody else who wishes to come and sit in with us at that time, is likewise welcome. Unlike the statute there is no voting that goes on at that time. We discuss the resolutions that will be aired at that meeting and no votes are taken as such. We do all our voting here. So as far as the Sunshine Law goes we are here on the morning of the evening - that's the first and third Tuesdays at 10 o'clock."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That the following Police Officers be paid overtime from November 1, 1976 to and including November 30, 1976 as per P.B.A. Contract at time and one-half their regular salary.

1.	D. Cheshire	11-12-76	45 min.	\$ 6.75
2.	O. McDonald	11-06-76	1 hr.	11.12
3.	V. Michalski	11-24-76	½ hr.	5.56
4.	D. Miller	11-21-76	1 hr. 20 min.	14.06
5.	J. Psaltis	11-13-76	40 min.	7.03
6.	D. Weinand	10-13-76	25 min.	4.45
7.	D. Yakaboski	11-14-76	1 hr.	11.12
			Total	\$60.09

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

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

BE IT RESOLVED, That the following Police Officers be paid Holiday pay from July, 1976 through December, 1976, as per P.B.A. Contract:

1. F. Alexander	7	\$414.89
2. J. Becht	6	404.40
3. H. Boden	7½	494.47
4. D. Cheshire	6	265.56
5. E. Curven	7½	462.30
6. A. Densieski	6	355.62
7. T. Dorfer	7½	444.53
8. A. Doroski	6	376.98
9. W. Droskoski	7½	565.12
10. J. Dunleavy	7½	444.53
11. F. Foote	6	355.62
12. V. Gianni	7½	422.03
13. J. Grattan	7½	525.75
14. L. Grattan	7½	562.42
15. D. Green	6	337.62
16. L. Griffing	6	369.84
17. A. Grossman	7½	444.53
18. J. Harris	7½	535.80
19. J. Hughes	6	355.62
20. B. Keller	7	393.89
21. J. Kurpetski	7	423.15
22. L. Mazzo	7	493.01
23. O. McDonald	7	414.89
24. V. Michalski	7½	444.53
25. L. Mickoliger	7½	444.53
26. D. Miller	7	393.89
27. W. Moisa	7½	462.30
28. P. Paasch	7½	444.53
29. R. Palmer	7½	702.30
30. W. Palmer	7½	500.93
31. J. Pleickhardt	6	337.62
32. J. Psaltis	7½	422.03
33. R. Quinn	7½	464.55
34. D. Robinson	7½	565.12
35. F. Rodgers	7½	422.03
36. F. Romaniello	7	414.89
37. E. Sadowski	6	373.38
38. R. Schmursal	7½	471.22
39. J. Seaman	7½	444.53
40. M. Stewart	7½	360.15
41. A. Summerville	7½	500.93
42. J. Swiatocha	6	265.56
43. P. Troyan	7½	444.53
44. R. Underwood	7½	553.80
45. R. Von Voigt	6	337.62
46. D. Weinand	7	393.89
47. W. Witt	7½	444.53
48. K. Woods	6	337.62
49. D. Yakaboski	7½	444.53
50. J. Zaleski	7	414.89
		Total \$21,669.00

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

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

BE IT RESOLVED, That the following Police Officers be paid recall pay from November 1, 1976 to and including November 30, 1976 as per P.B.A. Contract:

1.	H. Boden	11-02-76	4 hrs.		\$49.44
2.	A. Grossman	11-08-76	4 hrs.		44.46
3.	B. Keller	11-15-76	5 hrs.		52.73
4.	L. Mazzo	11-15-76	5 hrs.		66.00
5.	W. Palmer	11-29-76	4 hrs.	50.10	
		11-18-76	4 hrs.	<u>50.10</u>	100.20
6.	A. Summerville	11-5-76	4 hrs.		<u>50.10</u>
			Total		\$362.93

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

RESOLVED, That the bid for Grit Requirements for use of the Town of Riverhead Highway Department, be and is hereby awarded to : Brookhaven Aggregates LTD., P.O. Box 419, Whiskey Road, Coram, N.Y. 11727, at a cost of \$5.20 per ton, delivered, and \$4.00 per ton picked up.

FURTHER RESOLVED, That the acceptance of said bid is subject to the bid and specification form submitted by Brookhaven Aggregated LTD, and filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, That the item and services specified shall be purchased as directed by the Superintendent of Highways.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and before Supervisor Smith voted he commented as follows:

"I would vote yes only on the stipulation that any calls for the delivery or purchase of grit as are awarded by this bid are the subject of the purchase orders will be obtained in advance of delivery of the amounts of grit delivered. I vote Yes."

The resolution was thereupon declared duly adopted.

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

RESOLVED, That the bid for Ready-Mix Concrete requirements for use of the Town of Riverhead Highway Department be and is hereby awarded to: Suffolk Cement Products, Inc., Route 58, Calverton, N.Y. 11933, for the following items and prices:

A.	1-2-3	Price per cubic yard	<u>\$24.50</u>
B.	1-2-4	Price per cubic yard	<u>\$23.50</u>
C.	1-2-3 Hi-Early Mix	Price per cubic yard	<u>\$26.00</u>

RESOLUTIONS - continued

FURTHER RESOLVED, That the acceptance of said bid is subject to the bid and specification form submitted by the Superintendent of Highways, and filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, That the items and services specified shall be purchased as directed by the Superintendent of Highways and covered by purchase orders.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and before Supervisor Smith voted he commented as follows:

"The same stipulation as with reference to grit bid. I don't like the open endedness of either one of these. I vote Yes."

The resolution was therefore declared duly adopted.

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

RESOLVED, That upon the declaration of a snow emergency by the Chief of Police or an acting executive officer of the Riverhead Police Department, and at the direction of said officer, and upon the completion of any and all snow plowing of public highways and public areas, the Town Highway Superintendent may, for the duration of that emergency only, plow non-public areas.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was therefore declared duly adopted.

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

RESOLVED, That the Supervisor be, and he hereby is, authorized and directed to execute the attached lease for premises for the Senior Nutrition Program, subject to permissive referendum.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was therefore declared duly adopted.

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

RESOLVED, That the Town Clerk be, and she hereby is, authorized to publish and post the attached notice to bidders for police cars, police radios, a bus for the Senior Nutrition Program, pick-up trucks for dog wardens and three typewriters.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was therefore declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That Victoria Martin be, and she hereby is to be, paid additional compensation in the sum of One hundred fifty and 00/100 (\$150.00) Dollars for extension of the Tax Roll for the year 1977.

RESOLUTIONS - continued

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was therefore declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Suffolk County Resolution #731-1976 proposes that the Suffolk County Legislature shall inform the Federal Government of its intent to form an independent Suffolk-Nassau Regional Group, and

WHEREAS, The Town Board of the Town of Riverhead is in complete agreement that this proposition is in the best interest of Suffolk County and the Town of Riverhead for the following reasons contained in the Suffolk County resolution, and

WHEREAS, Suffolk County is now a member of the Tri-State Planning Region, and

WHEREAS, Suffolk County, as a member of Tri-State Region, is lost in such a large conglomerate, and

WHEREAS, The planning problems of Suffolk County are inherently different from a metropolitan region, and

WHEREAS, Long Island could receive millions of dollars more in additional Federal Aid as an independent planning area, and

WHEREAS, It would be in the best interest for the people of Suffolk to join Nassau to form an independent Suffolk-Nassau regional planning group, and

WHEREAS, Suffolk-Nassau as an independent planning area would have better control over how the two counties, with problems not shared by the mainland areas, will develop,

NOW, THEREFORE, BE IT RESOLVED, That the Suffolk County Legislature inform the Federal Regional Council that Suffolk County desires to form an independent Suffolk-Nassau Regional Planning Group, and be it

FURTHER RESOLVED, That the Federal Office of Management and Budget declare Suffolk and Nassau a separate region for purposes of processing Federal Aid applications, and be it

FURTHER RESOLVED, That copies of this resolution be submitted to Governor Hugh L. Carey, the Suffolk and Nassau County Executives, Assemblyman Perry B. Duryea, Suffolk County Legislature Office and Nassau County Board of Supervisors.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That Leslie Corwin be appointed to fill the vacancy of Roger Coulter, and Gilbert S. Raynor be appointed to fill the vacancy of Virginia Wines, as members of the Riverhead Town Conservation Advisory Council, effective December 20, 1976.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, This Town Board of the Town of Riverhead finds the need for a preventive maintenance program relative to the new Michigan Front End Loader,

NOW, THEREFORE, BE IT RESOLVED, That the firm of George Malvese and Company, Inc., of 530 Old Country Road, Hicksville, New York, be retained in accordance with their letter under date of December 13, 1976, for the purposes, services and amounts set forth therein. (Letter filed in the Office of Town Clerk).

Before roll call was taken Supervisor Smith rendered the following explanation:

"We have had the unfortunate experience for having this kind of machine which costs in excess of \$150,000 to break down at the Town Dump. We as members of the Town Board in bidding on the new machine indicated to both or all the bidders that we would be requesting a contract from them for the inspection and report of the machine on a quarterly basis. Malvese has become the successful bidder in this contract provides that on a quarterly basis.

Mr. Lombardi and I will receive a maintenance inspection report from George Malvese and Co., to determine whether or not any problems are arising such as the untimely demise of the last machine. It costs \$800 a year."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Irene Alexander was appointed to permanent part-time employee in the position of Clerk to the Justice Court, and

WHEREAS, said position has matured into a full-time position,

NOW, THEREFORE, be it

RESOLVED, That this Town Board does hereby create the position of clerk within the Justice Department as a full-time position, and does hereby amend the Duty Statement for that position accordingly, and be it

FURTHER RESOLVED, in accordance with letter, dated the 29th day of November, 1976, George Meyer, Personnel Officer of the Suffolk County Department of Civil Service, Irene Alexander is hereby appointed to the aforesaid position at an annual salary of \$8,028.00, effective January 1, 1977.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, Proposed Local Law No. 10-1976 was introduced at a Meeting of the Town Board held on the 16th day of November, 1976, and

RESOLUTIONS - continued

WHEREAS, A Public Hearing has been held on the 7th day of December, 1976, at which time all interested persons were given an opportunity to be heard thereon,

NOW, THEREFORE, BE IT RESOLVED, That Local Law No. 10 - 1976, be enacted as follows:

LOCAL LAW NO. 10 - 1976

A LOCAL LAW TO AMEND LOCAL LAW NO. 2 - VEHICLES & TRAFFIC

BE IT ORDAINED by the Town Board of the Town of Riverhead as follows:

THAT the following material is to be added to Chapter 101, "VEHICLES AND TRAFFIC", Section 101-7, "Turns":

"Section 101-7. Turns.

"The following turns in the designated areas are hereby defined:

Sign
Right turn only

Location
Exit off roadway leading from
Roanoke Shopping Plaza to
County Road No. 58

* * * * *

"Section 101-10. Parking prohibited.

"The parking of vehicles is hereby prohibited in the locations as follows:

Street
Roanoke Shopping Plaza

Location
Northwest corner of County Road
No. 58 and Roanoke Avenue

Along the curbs immediately adjacent to the building and the south side of the roadway immediately in front of the main entrances the stores, that is the roadway that runs parallel to the store fronts

Along the roadways that enter and exit from the Plaza to Route 58

Along the roadway that enters and exits from the Plaza to Roanoke Avenue

Along the roadway immediately adjacent to the buildings, both on the east side and the west side

In the loading zones located in the rear of the stores, or north side of the stores."

RESOLUTIONS - continued

This Local Law shall take effect as provided by law. The proposed Local Law is on file in the Office of the Town Clerk of the Town of Riverhead where the same may be inspected during Office Hours.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Proposed Local Law No. 9 - 1976 was introduced at a Meeting of the Town Board held on the 16th day of November, 1976, and

WHEREAS, A Public Hearing has been held thereon the 7th day of December, 1976, at which time all interested persons were given an opportunity to be heard thereon,

NOW, THEREFORE, BE IT RESOLVED, That Local Law No. #9 - 1976, be enacted as follows:

LOCAL LAW NO. 9 - 1976

A LOCAL LAW TO AMEND LOCAL LAW NO. 2 - VEHICLES & TRAFFIC

BE IT ORDAINED by the Town Board of the Town of Riverhead as follows:

THAT the following material is to be added to Chapter 101, "VEHICLES AND TRAFFIC", Section 101-5, "Speed Limits":

"Section 101-5. Speed Limits

"The following speed limits in the designated areas are hereby defined:

Speed
40 miles per hour

Location
Sound Avenue from the intersection with Northville Turnpike east to Manor Lane; thence southerly along Manor Lane to the intersection with Main Road; thence along Main Road westerly to the intersection with Union Avenue; thence along Union Avenue in a generally northerly direction to a portion of Union Avenue (also known as Cross River Drive), along said Union Avenue - Cross River Drive in a generally northerly direction to the intersection with Northville Turnpike; thence along Northville Turnpike in a generally northeasterly direction to the intersection with Sound Avenue the point of beginning."

This Local Law shall take effect as provided by law. The proposed Local Law is on file in the Office of the Town Clerk of the Town of Riverhead where the same may be inspected during Office Hours.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

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

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law and other statutes made and provided in connection with the amendments to Chapter 108 of the Code of the Town of Riverhead, Zoning Ordinance No. 26,

NOW, THEREFORE, BE IT RESOLVED, That the aforesaid amendments, attached hereto, be and the same are hereby adopted.

BE IT FURTHER RESOLVED, That the Town Clerk be and she is hereby authorized and directed to enter said change in the minutes of the Town Board and to publish a copy thereof in the News-Review, the official newspaper of the Town of Riverhead for such purposes, and to post a copy of said change on the sign board and insert said copy in the Town Ordinance Book as maintained by the Town Clerk, all pursuant to the New York State Law.

The adoption of the aforesaid amendment to Chapter 108, Zoning Ordinance No. 26, of the Town of Riverhead as amended, shall take effect ten (10) days after such publication and posting.

1976

TOWN OF RIVERHEAD, NEW YORK

AMENDMENTS TO CODE OF TOWN OF RIVERHEAD,
CHAPTER 108, ZONING.

Be it enacted by the Town Board of the Town
of Riverhead as follows:

RESOLUTIONS - continued

The following new definitions (underscored) are to be added to Article I - "GENERAL PROVISIONS".

"Section 108-3. Definitions.

"For the purpose of this chapter, certain terms and words are herewith defined as follows:

* * * * *

"BASEMENT - That space of a building that is partly below grade which has more than half of its height, measured from floor to ceiling, above the average established curb level or finished grade of the ground adjoining the building."

* * * * *

"CELLAR - That space of a building that is partly or entirely below grade, which has more than half of its height, measured from floor to ceiling, below the average established curb level or finished grade of the ground adjoining the building."

"BOAT YARD - A facility for servicing all types of water craft as well as providing supplies, provisions, storage and fueling facilities, and with facilities for the retail sale of boats, motors and marine equipment."

RESOLUTIONS - continued

"FOOD PROCESSING SHOP - An establishment which prepares and/or packages food, refreshment, edibles or drink for sale on the premises but for consumption off the premises as its primary business."

* * *

"JUNK-SCRAP YARD - Any land or structure, or part thereof, exceeding three hundred (300) square feet in area used for collecting, storage or sale of waste paper, rags, scrap metal or other scrap discarded materials; or for the collecting, dismantling, storage or salvage of machinery or vehicles not in running condition, or for the sale of the parts thereof, including automobile wrecking yards."

* * *

"MAJOR SUBDIVISION - Any subdivision not classified as a minor subdivision, including but not limited to subdivisions of five (5) or more lots, or any size subdivision requiring any new street or extension of municipal facilities."

RESOLUTIONS - continued

"MINOR SUBDIVISION - Any subdivision containing not more than four (4) lots fronting on an existing street, not involving any new street or road or the extension of municipal facilities and not adversely affecting the development of the remainder of the parcel or adjoining property and not in conflict with any provision or portion of the Master Plan, Official Map or Zoning Ordinance, if such exist, or these regulations."

"SUBDIVIDER - Any person, firm, corporation, partnership or association who shall lay out any subdivision or part thereof, as defined herein, either for himself or others."

"SUBDIVISION - The division of any parcel of land into two (2) or more lots, blocks or sites, with or without streets or highways, and includes resubdivision."

RESOLUTIONS - continued

"PERMITTED USE - A specific main use of a building, structure, lot or land, or part thereof, which this Ordinance provides for in a particular District as a matter of right. Any use which is not listed as a permitted, special exception or accessory use shall be considered a prohibited use. A permitted use requires the issuance of a permit from the Town Building Department."

To the definition of "STREET", insert the following new underscored words:

"STREET AND PRIVATE RIGHT-OF-WAY. A means of access to an existing or proposed building or structure over an existing state, county or town highway"

To the definition of "LOT", add the following new underscored paragraph:

"Adjoining lots which are now or which come to be held in common ownership shall be deemed merged and treated for all purposes as a single lot, regardless of whether or not such merger is recorded upon any tax map or other official record."

RESOLUTIONS - continued

Delete in its entirety the definition for "Condominiums", and substitute new underscored definition:

"CONDOMINIUM - Change from an apartment building to a dwelling unit in a housing complex of one-, two-, or multiple family dwelling units with an arrangement whereby the occupants or an occupant of each unit has full title to that particular unit and a joint ownership with all other title holders in the housing complex of certain common property."

Delete in its entirety the definition for "Family", and substitute new underscored definition:

"FAMILY - One or more persons occupying a single, dwelling unit; provided, however, that not more than five persons unrelated by blood, marriage, or legal adoption, nor more than two such persons for each conventional bedroom shall be considered a family; and further provided that persons occupying group quarters, such as a dormitory, fraternity or sorority house, or a seminary, shall not be considered a family."

RESOLUTIONS - continued

To the definition of "HOSPITAL", add the following last sentence (underscored):

"No building shall be recognized as a hospital unless it has provision for the accommodation of twenty (20) beds."

Delete in its entirety the definition of "PARKING SPACE", and substitute the following underscored definition:

"PARKING SPACE - The space required for each motor vehicle intended or required to be parked in an off-street parking area. Each parking space shall be limited to the paved portion, and shall be the following minimum dimensions: twenty (20) feet in length by ten (10) feet in width, and in addition thereto, there shall be provided such space as is reasonably necessary for adequate ingress, egress, and turning. The formula providing for an adequate parking area is an area of three hundred fifty (350) square feet per required motor vehicle unit."

RESOLUTIONS - continued

In Article IV - "RESIDENCE B DISTRICT", delete in its entirety subdivisions A (4) and (6) of Section 108-11, "Uses".

Add the following underscored subdivision to Section 108-13, A. (1):

"(d) An accessory building with a maximum floor area of one hundred (100) square feet shall be excepted from the provisions of (c) above. It shall have a rear yard seven (7) feet from a property line, twenty (20) feet from any other building, and fifty (50) feet from a side street line and rear street line."

Amend subdivision A (2) of Section 108-13 to read as follows (new material underscored):

"(2) Excepted from Subsection A(1) (a), (b), (c), and (d) of this section"

9. In Article V - "RESIDENCE C DISTRICT", delete in its entirety subdivisions A (4) and (6) of Section 108-15, "Uses".

RESOLUTIONS - continued

In Article V - "RESIDENCE C DISTRICT" delete in its entirety subsection B of Section 108-17. "Lot area.

Add the following underscored subdivision (d) to Section 108-18, A. (1):

"(d) Accessory building with a maximum floor area of one hundred (100) square feet shall be excepted from the provisions of (c) above. It shall be permitted five (5) feet from a property line, ten (10) feet from any other building, and forty (40) feet from a side street line and rear street line."

Amend subdivision A (2) of Section 108-18. to read as follows (new material underscored):

"(2) Excepted from Subsection A(1) (a), (b), (c), and (d) of this section"

In Article VII - "BUSINESS A DISTRICT (RESORT BUSINESS)", delete in its entirety subsection D of Section 108-29. "Lot area", and substitute new underscored subsection D, as follows:

"D. All other buildings and structures shall be erected on a lot having an area of not less than twenty thousand (20,000) square feet, and having a width of not less than one hundred (100) feet."

In Article VII - "BUSINESS A DISTRICT (RESORT BUSINESS)", amend title of section, and delete in its entirety subsection A of Section 108-30. "Front yard", and substitute new underscored material, as follows:

"§108-30. Yard requirements.

"A. No building shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified."

RESOLUTIONS - continued

In Article VIII - "BUSINESS A DISTRICT (RESORT BUSINESS)", delete in its entirety Section 108-31. "Side yards".

In Article XI - "INDUSTRIAL A DISTRICT (LIGHT INDUSTRY)", insert underscored new subdivision (12) to Section 108-45. "Uses", subsection B, as follows:

"(12) Lumber yard by special permit of
the Town Board."

In Article XIII - "SUPPLEMENTARY USE REGULATIONS", delete in its entirety subsection E of Section 108-60. "Off-street parking", and insert new underscored subsection E, as follows:

"E. Size of parking spaces and aisles for various angles of parking."

"(1) Parking space and aisle width shall be provided in accordance with the following:

<u>"Parking Angle (degrees)"</u>	<u>Aisle Width (feet) Ten by Twenty-Foot</u>
--------------------------------------	--------------------------------------------------

90

20

60

17

45

11

RESOLUTIONS - continued

"(2) Where vehicles park perpendicular or at a right angle to barrier curb, parking spaces shall be ten (10) by twenty (20) foot spaces."

"No other parking angles shall be permitted."

In Article XIII - "SUPPLEMENTARY USE REGULATIONS", insert new underscored sentence at the end of Section 108-60. "Off-street parking", subdivision F, as follows:

"Minimum acceptable surfacing shall be two (2) inches of bituminous plant mix with seal coat or two (2) inches of New York State mix, Type A, or four (4) inches of reinforced concrete surface. Said minimum acceptable surfacing will be in addition to a two (2) inch bituminous mix base for the non-concrete surface."

In Article XIII - "SUPPLEMENTARY USE REGULATIONS", insert underscored new subparagraph in Section 108-60. "Off-street parking", to subdivision F, as follows:

RESOLUTIONS - continued

"Unobstructed access to and from a street shall be provided. Where there is two-way traffic, such access shall consist of a minimum width of twenty-five (25) feet at the curb cut. Whether there be a single lane or multiple lanes. Where one-way traffic in a single lane is provided, the minimum width shall be fifteen (15) feet at the curb cut. No entrance or exit shall be located within seventy-five (75) feet of any street intersection; entrance and exit lanes shall be suitably marked."

In Article XIII - "SUPPLEMENTARY USE REGULATIONS", insert underscored new subdivision J in Section 108-60. "Off-street parking", as follows:

"J. Self-contained drainage.

(1) There shall be shown and installed and maintained leaching pools which will self-contain the rainwater from each site.

RESOLUTIONS - continued

The minimum standards for sites under five (5) acres shall be one (1) precast drainage ring, four (4) feet six (6) inches high by eight (8) feet in diameter, for every one thousand two hundred fifty (1,250) square feet of site area. Such precast drainage ring, footings, covers and cast-iron grates shall be as approved by the Planning Board.

On-site areas in excess of five (5) acres, a recharge basin shall be provided. The size of the recharge basin shall be based on the following formula: $V = A \times .66 \times C$ where

V = Volume of recharge basin in cubic feet

A = Area of site in square feet

C = Coefficient of runoff as follows:

Roofs and pavements 100%

Landscaped areas 10%

Other areas 40%

RESOLUTIONS - continued

"(2) Where an available outlet for stormwater is available or other extenuating conditions prevail, these requirements may be altered as directed by the Building Department or the Town Engineer."

In Article XIII - "SUPPLEMENTARY USE REGULATIONS", insert underscored new subdivision K in Section 108-60. "Off-street parking", as follows:

"K. No more than two (2) business vehicles may be allowed to park in a residential area. If more than two (2) vehicles are located in such residential area, the occupier of the residence shall be presumed to be in violation of this ordinance."

In Article XIII - "SUPPLEMENTARY USE REGULATIONS", delete in its entirety subsection C of Section 108-61. "Off-street loading", and insert new underscored subsection C as follows:

RESOLUTIONS - continued

"C. There shall be a minimum paved area one hundred (100) feet from the building line, at the loading area in all directions. No parking shall be permitted, nor shall any area be counted in the parking area within the loading area."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes,

The resolution was thereupon declared duly adopted.

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

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law in order that an ordinance may be adopted by the Town,

BE IT RESOLVED AND ORDAINED, By the Town Board of the Town of Riverhead that ORDINANCE NO. 45 or CHAPTER 51 OF THE CODE OF THE TOWN OF RIVERHEAD, entitled "GAMES OF CHANCE", be and the same is hereby adopted, subject to a referendum approving said Ordinance, and be it

FURTHER RESOLVED, That said referendum shall take place on the 22nd day of March, 1977, and be it

FURTHER RESOLVED, That the original copy of the aforesaid "Games of Chance", Ordinance No. 45 is filed in the Office of the Town Clerk.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

WHEREAS, Proposed Local Law #8 - 1976 was introduced at a Meeting of the Town Board held on the 21st day of December, 1976, and

WHEREAS, A Public Hearing has been held thereon the 19th day of October, 1976, at which time all interested persons were given an opportunity to be heard thereon,

NOW, THEREFORE, BE IT RESOLVED, That Local Law #8 - 1976, be enacted as follows:

RESOLUTIONS - continuedLOCAL LAW NO. 8 - 1976A LOCAL LAW TO AMEND LOCAL LAW NO. 2 - VEHICLES & TRAFFIC

BE IT ORDAINED by the Town Board of the Town of Riverhead as follows:

THAT the following description contained within Chapter 101, "VEHICLES AND TRAFFIC", ARTICLE V, "PARKING PROHIBITED", Section 101-10 be deleted:

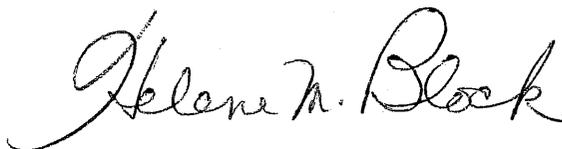
<u>"Street</u>	<u>Side</u>	<u>Location</u>
Mill Road	Both	Between a point 100 feet northerly and a point 100 feet southerly of County Road No. 58."

This Local Law shall take effect as provided by law. The proposed Local Law is on file in the Office of the Town Clerk of the Town of Riverhead, where the same may be inspected during office hours.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the Meeting adjourned at 8:30 P.M. to meet January 4, 1977, at 7:30 P.M.



Helene M. Block, Town Clerk

HMB/vlv