

Minutes of Regular Town Board Meeting held by the Town Board of the Town of Riverhead held in the Town Hall, Howell Avenue, Riverhead, New York, on Tuesday, April 2, 1996, at 7:00 p.m.

Present:

James R. Stark,	Supervisor
Victor Prusinowski,	Councilman
Mark A. Kwasna,	Councilman
James B. Lull,	Councilman
Otto Wittmeier,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz,	Town Attorney

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

Supervisor Stark: "If you would remain standing for a second. I would ask that we bow our heads in prayer in remembrance of Curticia Morning, the young lady that disappeared who was found and we finally have put to rest.

Let me remind the public tomorrow morning we will have a special public work session at 9:00 for the purpose of discussing some Water District problems, so the press will take due notice. It will save me a phone call in the morning.

Is there a motion to approve the minutes of the Regular Town Board meeting of March 19th?"

Councilman Lull: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried.

Madam Clerk, Reports, please."

REPORTS:

Receiver of Taxes	Tax collection report ending March 28, 1996.
	Collections report for the month of March, 1996
Building Department	Monthly report for March of '96
Town Clerk	Monthly report for March, 1996
Riverhead Sewer District	Discharge Monitoring Report for February
Riverhead Town Historian	Annual report for 1995
Open Bid Report	Janitorial supplies opened on March 20, 1996. Two bids were received

APPLICATIONS:

Parade Permit	Donald R. Porter Ministries would like to have a March for Jesus Parade on May 25, 1996
Petition	Riverhead Centre LLC and Riverhead Hotel Group L.P. request inclusion in the sewer district extension being made for Tanger Outlet parcels
Petition	Alvin Benjamin requests extension into the Riverhead Sewer District
Petition	Suffolk Farms Apartments petitioning

the Town Board for an extension into the Riverhead Sewer District

Change of Zone

John Wesley Village II

Site Plan

Vineyard Caterers - facade alterations

CORRESPONDENCE:

LI Neighborhood Network

Will be conducting door to door outreach program in Riverhead Township between 5/1/96 and 8/31/96

Riverhead Chamber of Commerce

Writes in opposition to the opening of a flea market in the Suffolk Life building

Town of Brookhaven

Public hearing which is held tonight

Town of Southampton

Notice of a Public Hearing

Office of the County Legislature

Notifying Riverhead Town of a meeting of the Suffolk County Legislature on April 2nd

Supervisor Stark: "Thank you, Barbara."

Let the record show that the Public Hearing of 7:20, establishment of a Sewer District extension to be known as Route 58 Extension has been withdrawn for this evening's proceedings.

Just a point of information, our litigation that has been ongoing with Southland Corporation as far as Wading River has been sustained in the State Court of Appeals. We won it. According to our town attorney, if they want to go to a federal court, I guess that would be the next step. For those-- Sid if you want a copy of this, you can come up and get it so that you can have it for your meeting. It will be up here."

Public Hearing opened at 7:10 p.m.

Supervisor Stark: "Let the record show that the time of 7:10 has arrived. Would the Clerk please read the notice of Public Hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:10 p.m., on Tuesday, April 2, 1996, to hear all interested persons who wish to be heard regarding the amendment of the zoning ordinance and the zoning use district map regarding property within the Industrial A and Industrial B zoning use district in the Calverton Hamlet.

I have a letter here-- two letter actually which I would like to read into the record."

Supervisor Stark: "Could you hold them for a few minutes? I want to have Rick do a presentation. At this time, I recognize our Director of Planning, Rick Hanley, and Rick, if you have any members of the Calverton Hamlet Study with you, would you recognize them by name, too?"

Rick Hanley: "Well, I saw a couple. Peter Mastropolo is in the back. Carol Penna is in the back. Ann Miloski, is she here? You know you can stand up if you are on the committee. It would help me a great deal. I think that's all we have, Jim."

Supervisor Stark: "Okay, fine."

Rick Hanley: "Good evening. Do you want to be able to see this map or-- for the audience. By resolution of the Town Board, the Calverton Hamlet Task Force was charged with the responsibility to provide recommendations to the Town Board on-- regarding amendments to the master plan of the Town.

The Task Force began with a land use inventory of all the property within the hamlet, within the industrial zone. That inventory demonstrated that only two per cent or .2% of industrial lands that were actually used for industrial, were in that area and that the preponderance of land within the study area was in either agriculture use and/or vacant.

It was concluded that the existing land use pattern was a result of a successful agricultural inventory or successful agricultural businesses and industry within the hamlet, and a history of an application of very severe, rigorous restrictions on industrial development over (inaudible) aquifer by the county.

In the report issued to the Town Board, the Task Force made several recommendations, the first one being that a new zoning use district be created in order to attract tourist destination uses and regional recreational uses.

Second, that an area be created to provide for receiving area for pine barrens credits, and, third, that an area within the hamlet provided to allow for that commercial development necessary to provide goods and services to residents of the hamlet.

This report was referred to the Planning Board, whose recommendations formed the basis for tonight's zoning amendment hearing and we will be considering them in detail.

Generally, this hearing will be dealing with the following:

We're proposing an industrial C, a new industrial C district to the exclusion of approximately 2,472 acres of land which is presently zoned industrial A and B.

Secondly, we're proposing a new business CR district to the exclusion of industrial A district on that land to the east of Edwards Avenue to Manor Road, that business CR district is approximately 74 acres in size, and, thirdly, we're proposing that a residential A district be created to the exclusion of industrial A district to that property to the east of Riley Avenue to Manor Road and that area is approximately 52 acres in size.

Now, that's the presentation and I guess we can open up for comment."

Supervisor Stark: "Is there anybody here in the audience who would like to comment on this particular Public Hearing? Yes, Carol."

Carol Penna: "My name is Carol Penna. I'm a member of the Calverton Hamlet Study Task Force. I'm Secretary of the Calverton

Hamlet Study Task Force. I'm also the Vice-President of the Greater Calverton Civic Association and the Vice-President of the Calverton Homestead Homeowner's Association. I've-- "

Supervisor Stark: "Peter, would you do me a favor and raise the mike for her, please? No, Peter, raise it up. That a boy."

Councilman Prusinowski: "Carol, you've got to put the microphone right up to your-- "

Supervisor Stark: "Raise it up, Peter. Thank you, Peter."

Carol Penna: "I'll take loud."

Councilman Prusinowski: "No, you've got to talk into the microphone to-- "

Carol Penna: "Okay, but I have to be able to-- I wasn't aware that Mr. Hanley would be presenting anything so some of this may seem a little bit redundant. This evening's public hearing is to address the industrially zoned property in Calverton. What is being put before the public this evening is in the form-- this public hearing-- is the quantitative portion of what we, the Hamlet Study, have worked on. We were only one phase of this process, with this evening's public hearing being another.

The Calverton Hamlet Study Task Force has worked very hard to put together a plan that we feel will work for our hamlet. In our discussions and considerations we consistently kept some objectives in mind. It was our desire to maintain the equity of the landowner while attempting to provide some viable options to improve the economic welfare of the Town of Riverhead.

We also wish to maintain the rural character of our hamlet.

The audience will be very interested in the quantitative portion of the industrial lands chapter. However, I would like to talk briefly to you about the qualitative portion. This includes a brief history of the industrial property within the hamlet, the restraints that have helped to prohibit buildout and the goals of our Task Force when we set about to rezone these lands.

As outlined to our Task Force, the Town of Riverhead in 1973 Master Plan, provided a significant number of industrially zoned acres within the Calverton Hamlet. This land comprising industrial A and industrial B was zoned such for two main reasons, providing an industrial base for the Town of Riverhead and serving to discourage residential growth within the general vicinity of the US Naval Weapons Testing Facility by providing non-residential buffers in consideration of the impacts of both safety and noise. However, the amount of industrial land did exceed the amount of industrial land needed for the industrial base of the town. Buildout has been hampered by the need to protect our groundwater as put forth in Article 7 of the Suffolk County Sanitary Code, the Groundwater Protection Area Plan and the Pine Barrens Protection Plan.

Industrial development within our hamlet has been limited as a result. With all these factors in mind, the new industrial C as proposed could now be built out by tourist and recreational development. This new zoning use district, industrial C, will also be the receiving area for Pine Barrens credit as well as for the transfer of wastewater credits from other areas of Calverton.

A hamlet area providing services to the area's inhabitants and the expected increase in population has been proposed as well on land that is currently zoned industrial A.

With regard to the proposed zoning use district, industrial C, I would like to refer to specific portions and cite what, in fact, was the intent of the Task Force when we wrote this zoning use district. These citations are limited. Also, there are instances where clarifications or definitions are needed which should be entered on the public record.

Do you all have copies of this up there with you?"

Supervisor Stark: "Your speech?"

Carol Penna: "No, no, no. The industrial C."

Councilman Prusinowski: "We have it. On the desk."

Carol Penna: "I want to refer to specific things on there, that's why. Okay. In the industrial C portion on page two, one of the

special permit uses was assembly hall. There is no definition, I believe, in the code, so I was wondering the operative definition of that."

Supervisor Stark: "You are asking me the operative definition of it?"

Carol Penna: "Well, actually I believe we need-- "

Councilman Prusinowski: "That would have to be defined later on."

Supervisor Stark: "Assembly hall, I could define in many ways."

Carol Penna: "Okay. Well it's included on this list but we don't have a definition. So-- "

Supervisor Stark: "My definition I don't think you want to hear."

Carol Penna: "Wait, I'm-- "

Supervisor Stark: "My definitions I don't think you want to hear. Rick, would you write that down? When he comes back up here, we'll answer you question."

Carol Penna: "Okay. Also, I believe we need for the public record a definition of block area. Under the general lot, yard and building requirement where a minimum block area shall be 20 acres. Also, the intent of the Task Force on D, the maximum building area shall be 35%, the intention was to have it at 17% which would be the equivalent of 300 gallons per acre per day. We have a transfer of development rights, it could go to the 35%. It is listed below, shall increase the maximum sanitary wastewater flow to a maximum of 600 gallons per day per acre but it seems to be a little bit misleading the way it's written out."

Supervisor Stark: "You've got to remember one thing. This is a Public Hearing-- "

Carol Penna: "Yes."

Supervisor Stark: "It's not a final document."

Carol Penna: "No. That I'm aware of. That I'm aware of."

I have one more in here. The group had also spoken about transfer of development rights from the north side of 25, using that as a sending area to the south side of 25, which is the receiving area for the pine barrens. Also, the residential section that's proposed south of the Lilco power lines but north of 25, behind the proposed CR section, we had also suggested having transferred development rights from there. The property owners could easily transfer from residential section to the CR portion, thus limiting the number of houses that would be added to the Town of Riverhead.

That's it."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comments? Peter? Rick, are you just writing this down, you can address it?"

Peter Danowski: "My name is Pete Danowski-- "

Supervisor Stark: "Thank you, Carol. Carol, you've got something you want to add or are you just-- "

Peter Danowski: "I address my comments to this Board as well as the public. You know it's been my position in the past to comment when landowners' properties somehow get devalued by acts of previous Town Boards and this may be the end result of this particular rezoning suggestion. I've got clients who recently have applied to the Town for permits in the industrial zone and these permits would be rendered useless if the current legislation were passed without some form of grandfathering legislation. I see nothing in the suggested proposed change of zone that would permit such grandfathering.

Also, if grandfathering is going to be done you have to address at what stage of the permit process an applicant might be grandfathered. For instance, Jim Latham, (inaudible) Lumber, has recently been granted a special permit to put up a building on Edwards Avenue physically identified as the rear far end of the driving range of the golf course far off Edwards along distance down what would be a private driveway. This would be affected by this particular change of zone.

My client, William Tintle (phonetic) has industrial subdivisions

that have been submitted to the Planning Board over the course of the last several years. His applications have been delayed in part by acts of previous Town Boards which sought to either call moratoriums into existence or to suggest changing some of the industrial zone to residential. While those suggestions were taking place within the Town Board and the planning process, his applications ground to a halt. He has instructed me and Howard Young to continue the application process. He wants to complete the industrial subdivisions as he has submitted them to the Town.

Mr. Edward Partridge (phonetic) has recently purchased a piece of property in Calverton. He has hired Young & Young to complete a site plan and complete permits. He runs a large trucking operation. It's currently zoned to permit such use. Again, you would put him out of existence by this zoning.

Mr. Joseph Puleo (phonetic) who is in attendance tonight has a Planning Board final resolution of approval for an industrial subdivision on Route 25, a short distance east of the restaurant at the corner of Edwards and 25, the Crossroads.

Jim Miller, who's on-- "

Supervisor Stark: "East of?"

Peter Danowski: "East of. It's just east of-- it backs up to Mr. Miller's industrial building. All right. Mr. Miller, himself, is on Edwards Avenue in the industrial zone and concerned about this particular change of zone application.

To show the depth at which we seek to legislate out of existence what is now permitted, may I say that you permit in your proposed legislation eight particular uses. Some of these aren't right uses. One of which is a cemetery. All right.

Another one that you take out of existence that probably doesn't make any sense is farms, and I recognize there's another use that says agriculture in the existing zone. I don't know the difference.

So, you've got eight uses, not all of which are great for a particular person that owns a piece of land. Today, there are permitted under existing uses, 23 uses. You have zoned out many of the uses.

And let me read what those uses are. Assembly hall, bottling works, building trade shops, cold storage plant, farms, ice cream manufacture, marina, motor vehicle mobile homes, trailer or boat sales or rental, newspaper offices, job training establishment, poultry processing plant, repair shops for household and/or personal appliances, restaurant, telephone exchange, trucking station, vegetable and fruit processing, vehicle repair, vocational school, and warehouse.

Additionally under the existing legislation, there is special exception and special permit uses.

I've also mentioned to this Board rather recently that when you suggest that a client does not get hurt when you remove a permitted use and you possibly allow it by special permit, it certainly hurts the client because you have to advise the client that right or wrong, the Town Board may see fit to deny you the special permit. So when someone comes to develop your property, someone comes to buy your property, or you, yourself, want to develop it, you do not know whether as a matter of right you have a right to use the property for that special permit process. You have to file your application, you have to hire your engineer, your lawyer, you have to go to the Planning Board, make your appearance, and listen to recommendations.

So, for the clients I've mentioned and for others within the district, certainly I would oppose the application. There was a comment made also that there's a 35% coverage clause in this particular legislation. Unlike the lady who has previously spoken, I'm not concerned that it's there; I'm happy that it's there. But it's a meaningless gesture. You people know that the Suffolk County Health Department control the percentage of development on a particular lot. My understanding is today whether you had 35%, 50%, or 100% coverage on the lot, the Health Department would limit me to 17% coverage. So unless you are going to wait until the Health Department passes legislation that will put in place as a matter of right 35% coverage, the 35% coverage in the zoning code is sort of meaningless. I appreciate it being there if the Health Department will go along in advance. But I'm saying it's not my belief today that if someone wanted to build on 35% coverage even with a transfer of development rights, that the Health Department will automatically say yes.

With those comments made, I would just ask you to reconsider the draft legislation. I don't think it helps the tax base in the Town.

I do think if there's anything this Town needs, it's industrial commercial uses. I've heard some Board members say in the past that, in fact, we need less residences, less school children in the school district. We want to increase our tax base. This is watering down the uses in the industrial zone. It may feel warm and fuzzy. It may sound nice. But who is going to build here? Thank you."

Supervisor Stark: "Thank you for your words of wisdom. I think learned counsel also has to realize that this is a recommendation coming from the Hamlet Study via the Planning Board to this Board for Public Hearing. So noted?"

Peter Danowski: "So noted."

Supervisor Stark: "Thank you. Is there anybody else who would like to speak on-- yes, sir, way in the back."

Lyle Wells: "Good evening. I'm Lyle Wells, 11th generation Riverhead farmer. I'm here as the Chairman of the Long Island Farm Bureau of Riverhead Local Affairs Committee. We deal with issues that pertain to property rights and rules and regulations on land within Riverhead Town.

First, let me start by stating that Long Island Farm Bureau appreciates that the Town Board has recognized the fact that the industrial zoned land particularly in the Calverton area is limited in development potential by Suffolk County Sanitary code requirements. Essentially, the industrial zoned properties cannot be used without a sewage treatment facility to tie into or alternative methods of treating sewage.

While we support many of the concepts contained in the industrial lands portion of the Calverton Hamlet Study, Long Island Farm Bureau has a number of concerns with this proposal:

- 1) The proposed zoning code amendments are predicated upon the fact that there is no sewage treatment plant for the industrial zoned properties to utilize. It is our understanding that the plant located within the Grumman's property will be refurbished for the redevelopment of the Grumman site. Long Island Farm Bureau recommends that the industrial zoning code amendments be tabled until the Grumman property redevelopment plan is finalized. We believe it would be premature to

act on this proposal without knowing if a sewage treatment plant was available for the privately owned lands outside the fence. If a sewage treatment is available, the potential uses for the privately owned lands would increase.

2) The zoning code amendments proposed are limiting the potential uses of the industrial zoned lands, as Peter had mentioned earlier. In earlier discussions with the Town, we indicated that the permitted uses section of the code should be expanded. Long Island Farm Bureau recommends that wholesale businesses, taverns and restaurants that are listed as special permit uses be included as permitted uses. From a landowner perspective, it is extremely important for us to have as much certainty as possible if and when we decide to sell these properties to potential buyers. Developers will want to know what they can do with this land without encumbrances.

And that also pertains to lending institutions right now for agriculture operations. We need to know what we can and cannot do with our lands as well as the banks that we go to money for.

3) We strongly object to section 108-77 dealing with the general lot and building requirements as it is extreme. It is clear that this is 20 acre zoning with two acre lot size. With the front yard and side yard requirements, it is evident that two acre lot size minimum is necessary in order for the yard requirements to compute. As a matter of fact, if you do the computations, you end up with 90,000 square feet just to fulfill your side yard, your front yard requirements, which is over two acres. Long Island Farm Bureau believes this is excessive.

4) We object to the 25% landscape requirement as this is too extreme and an expensive requirement.

5) Farm Bureau has supported the Transfer of Development Rights (TDR) as a useful planning tool. To this point in time, Riverhead Town has not made a sincere effort to use this tool. Every time a commercial development is approved without some TDR's being utilized, there are more opportunities foregone. It is our understanding that TDR's are an integral part of this proposal, yet it is not clearly defined or explained how this mechanism will work. There is no language to indicate receiving areas, sending areas, or other criteria other than the waste water transfer to 600 gallons per day. If TDR is

essential to this plan, then it should be made to be usable in practice, not just theory.

In closing, it is clear to us that this proposal has been designed to pacify the residential community in Calverton. It is not necessarily in the best interest of the landowners. We are concerned that, in fact, the mixed uses contained within this plan will create serious conflicts within the community. Long Island Farm Bureau has had representatives participate in the various hamlet studies town-wide. It has been our contention that the Hamlet Studies are piecemeal planning that does not create an overall vision for the town. Clearly, Riverhead should consider updating its Master Plan by including the positive pieces of hamlet studies and rejecting the negatives. We believe that the landowners, citizens and taxpayers deserve a well thought out plan that is fair and a win-win for everyone.

Thank you very much."

Supervisor Stark: "Thank you, Lyle. Is there anybody else who would like to make comment on this? Kenny?"

Ken Tuthill: "Good evening Town Board members and Supervisor Stark. My name is Ken Tuthill. I am Chairman of the Calverton Hamlet Study and I would like to just mention a few things tonight, reviewing a history of the Hamlet Study itself.

The Hamlet Study Task Force has worked for close to almost four years thus far to try to design a program which would bring equity back to landholders of the Calverton area. The Task Force was charged with reviewing present zoning and changing when necessary to allow for control of growth over the next 20 years. This dedicated group tried to envision the necessary requirements of the community 20 years into the future.

There are never any guarantees that come with planning, but if you shoot for nothing, you will hit your target every time. This cross section of people, dedicated people, was made up on and I would like to list them and thank them for their efforts of close to four years of service thus far. Mr. Jack VanDewethering (phonetic), Mr. Owen Warner (phonetic), Mr. Austin Warner (phonetic), Janice McCullen (phonetic) served for a time on the board, Mr. Chip Cleary, who was co-chair of the Calverton Hamlet Study Task Force, Mr. Robert Miller,

who is here and also present, myself, as co-chair, Mr. William Fedun, was also present for the Task Force service, Mrs. Ann Miloski, Mrs. Carol Kemperman (phonetic), Mr. Joe Lynch, Sherrie Johnson for a while was on our Task Force. Mr. Peter Mastropolo, Mrs. Diane Stuky (phonetic) served for a while on the Task Force. Mr. Gerry Martin, Mr. John Rizzo, Mrs. Carol Penna, Mr. Richard Duva, Mr. Bushing (phonetic), and I believe Mary DeVito was listed on our particular Task Force but we did not catch up with her.

This Task Force had probably one of the most unique hamlets in the township to deal with. It involved initially A & B zoned land, government zoned property, and ag A farmland. We dedicated the industrial C chapter strictly to deal with the industrial A & B parcels within our hamlet. It involved regulatory agencies from state and local governments and a conglomerate of enacted laws, such as Scenic and Wilderness Rivers Act that has had a grave effect upon the town, articles from the Health Department, such as Article 6, Article 7, and Article 12, which are preservation protection of the land and water. The Pine Barrens Act and many other unique requirements.

I think with this came an insight that the marketplace for this property was essentially eroded by past regulation at one time or another. As these acts were enacted by different agencies, the value of the land became less of a saleable item. We coined the phrase, and I think it was done by Mr. Chip Cleary, of incentive zoning trying to encourage someone to be able to build out a little bit heavier on this land and being able to do that with transfer of development rights.

The whole idea behind this was to try to bring equity back to this land and to the landowners that had already lost it because of regulations with the requirement for a sewer from the Health Department in order to develop the land in industrial A & B capacities.

I'd like to mention a couple of things here. The Grumman sewer that is proposed to handle the Grumman property, right now is very, very small. It is limited to-- and was limited to just the Grumman property, to the employees that were there and present during the hay days of the Grumman corporation. It now, I believe, discharges into the river which the DEC and Health Departments will not allow. Yes, it does have to be upgraded. Can it be upgraded to handle all of Calverton? We seriously doubt that that would ever take place. What we are looking at is at that particular site for sweage, you have the

discharge into one of three areas. All the areas are strict, the sound-- if they could get a pipeline into the sound-- would be the least strict. The river is stricter and, of course, discharging back into the ground, the water would have to meet almost drinking quality water standards.

The 35% buildout we feel is a viable issue. I understand that Suffolk County Health Department was mentioned about them not being up to speed but I believe that they do recognize that wastewater credits can be transferred into these properties to essentially give you a 35% buildout.

I'd like to thank everybody who participated in this. As you have seen by the names I've mentioned, I feel we've had a very good cross section of the community. Again, designing 20 years into the future. I'd like to thank one person in particular; this person took a genuine interest. And you have to understand the way we evolved and the way that this planning evolved also. At the start of our Hamlet Task Force after about a year into it, we were assigned four people onto our Task Force Board. We accepted this-- there was a little reservation and rumbling among the group-- but we accepted it. After everybody was brought up to speed, we worked together and we accomplished what I feel was a very unique zoning for the area and I would like to thank one person in particular who always stood standing guard, asking the right questions, making sure that they got the right answers. And not letting anybody give the proverbial snow job when it was not needed.

Both Chip and I have our business lives that we have spent a lot of time developing and we have participated in this with all of our efforts. But this one person took it far and above what we had done. And I would like to thank at this time Carol Penna for taking the time, standing guard even to make sure at this time that 35% is recognized as not a total buildout area but if TDR's are traded in, that at that point they can be built out. Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to speak on this particular Public Hearing? Yes, sir?"

Charles Cuddy: "Charles Cuddy, speaking on behalf of two clients, Mr. Asone and Naples (phonetic) who are here in the audience with me tonight and also six realty. The two clients that I speak about have property not in the industrial-- proposed industrial C district, but in

the proposed CR and the residence A district.

I brought with me half of my file from the last seven years. This-- they have been before this Board and the Planning Board for seven years, since 1989. They came in 1989 and they asked this Board, and I go through this history because not all of this Board has been here that long. Since 1989, they have asked for a change which is very much the change that you now propose. The difference being at that time they asked that it all be residence A. Tonight, you are being asked to do half of the property at least as residence A, and one half as CR.

During the course of this time, they have relied on zoning. They have anticipated that zoning that was there they could use. They have asked the Board to change the zone; the Board rejected that. They have asked the Board to consider special permit uses; they have gone to the Planning Board. Six Realty has asked that they have a major industrial subdivision on the site. That was rebuffed. They now come back and ask you to do what you say you are going to do to the property which is to have the CR zone cover part of it, have a residence zone cover the rest.

In the ensuing six, seven year period that we've been before you, the two applicants have come together on their own and have decided they would exchange land so the Town would be a beneficiary. The Town, in fact, when you get through with their CR and their residence A, will end up with one unit in front which will be the CR one. When I say front, I mean the south, along 25. The property to the north which will constitute approximately 30 acres-- a little bit more than 30 acres-- is going to be residence A. So the two of them have banded together to try and do the right thing as far as making this property work.

I ask you to end the seven year hiatus for them. They've been through not only what this Board has done, but they were essentially in the moratorium period because their property was also in the pine barrens litigation. You can't do much more to people and say for seven years you apply everytime that you have an opportunity to apply, you get rejected, and are told in the last three and a half years watch for the Calverton Hamlet Study. They watched, they waited, they are here. They ask that you approve the CR and the residence A. Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment on this particular hearing? Yes, sir."

Leonard Delalio: "Hello, Mr. Stark. My name is Len Delalio, Jr. I am the son of Leonard Delalio and I am an officer of Delalio Sod Farms.

My father has been farming on Long Island all his life. He began growing sod 35 years ago. In 1972 we moved a substantial part of our production to Riverhead. We viewed Riverhead as a good farm area and saw our future here. In 1984, we purchased 116 acres of Edwards Avenue that is in part the subject of this hearing. Our family farms approximately 1,500 acres of land in Suffolk County. We employ 35 employees year round. Twenty-two of our employees reside in nearby Riverhead. In the summer our payroll grows to 70 plus employees.

In our industry we are considered the largest growers in the tri-state area. We pay approximately \$43,500 in property taxes on our Riverhead property. We like Riverhead and have gotten along well with Riverhead for years. Our property has held its value over the years and has been zoned as it is now for decades. From our experience in the west end towns, what you are proposing will drive farmers out. Farmers need to know that their investment in their land is secure.

Our land is our asset and collateral for continued farm business operations. When you propose an upzoning, you are proposing to diminish the value of our asset and this makes us nervous. Our reaction is not fear of the unknown. The Delalios have experienced this in Brookhaven and other towns. Our property has been industrially zoned for decades. Please do not start changing this zone. Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to speak at this particular time? Yes, Ann."

Ann Miloski: "My name is Ann Miloski and we've lived in Calverton-- "

Supervisor Stark: "Ann, you want to just pull that mike-- no, the other one. Pull it right down there."

Ann Miloski: "We've lived in Calverton for the past 50 years and I also worked on the Calverton Hamlet Study. I'm listening to what

everyone is saying and they all have very good points and I wish the Farm Bureau had come forward somewhere between the one and four years that we were working on this study so they could have told us how they felt and we could have worked on their lines. But in the meantime, listening to all this, there is only two things that I'm asking of the Town Board and if you do future studies and that-- regardless if it's industrial A, B or C I think that two acres is not asking too much. I can't see you putting industrial on an acre of property.

And the other thing, 150 foot setback from the road and 300 foot frontage for industrial property should be kept because you don't want another 58 and that's the only two things I can ask for. Thank you."

Supervisor Stark: "Thank you, Ann. Is there anybody else who would like to make a comment on this? Peter, we'll go around first. George, let's get you out of the way."

George Schmelzer: "You ain't never going to get me out of the way."

Supervisor Stark: "It's a much easier act to follow, isn't it?"

George Schmelzer: "If anybody wanted to-- "

Supervisor Stark: "George, George, would you make your address to the Board up here and not to the TV?"

George Schmelzer: "Well, there's all boards around here."

Supervisor Stark: "You're not made up today."

George Schmelzer: "This is a board, too. You mean a wood board or a human board?"

Supervisor Stark: "George."

George Schmelzer: "Okay."

Supervisor Stark: "Thank you."

George Schmelzer: "You mean you don't want me-- you don't want the people to hear what I say?"

Supervisor Stark: "I want them to hear what you say and I think they'll hear you but you're not playing to the camera, you are talking to the-- "

George Schmelzer: "I forgot the camera was there even. Really, you just reminded me. Thanks for reminding me."

Supervisor Stark: "Okay."

George Schmelzer: "If anybody wanted to know what the Farm Bureau thought, they should have asked them. The Farm Bureau doesn't go around nosying in everybody's business. I want people to hear me."

Supervisor Stark: "They will."

George Schmelzer: "Okay, can hear you, too, anybody. So this two acre zoning with all these setbacks, you haven't got enough land left to put except for a little doghouse the way it looks. Figure it all out. And, by the way, this is supposed to be a Calverton Hamlet Study. How come you didn't include the land you are going to get from Grumman? How come you left that out? You don't know what you are going to do with it? Otherwise you apply rules for private land but not for the Town land? Do as I say but don't do as I do. Is that what you mean?"

Supervisor Stark: "Don't encourage him, please."

George Schmelzer: "Well, I'm just asking you. If you will give a good answer, that will be the end of it maybe."

Supervisor Stark: "I think when the Calverton land does become the possession of the Town of Riverhead in some form or another, it certainly will be studied, George."

George Schmelzer: "Well, why didn't you include it now? You don't know-- you-- on the Grumman land you are in a complete fog-- "

Supervisor Stark: "George, George."

George Schmelzer: "But on private land you like to tell them what to do-- "

Supervisor Stark: "George, George."

George Schmelzer: "Wait until I get done."

Supervisor Stark: "No, I'm not. No, I'm not. Now either keep your comments directed intelligently towards this Board or I'll ask you to sit down."

George Schmelzer: "You will?"

Supervisor Stark: "Yes, I will."

George Schmelzer: "Yeah, well, you're the one that's not intelligent. You say you don't know-- "

Supervisor Stark: "George."

George Schmelzer: "Either the time will come, people make plans for their land for 20 years, now you flip them and want to change it. You haven't got the slightest idea what to do with Grumman which you are about to own? Is that competency? What are you trying to hide? Are you trying to develop the Grumman land first and screw the land-owners so they come in second or third or tenth, huh? How about it? Where are these TDR's coming from? What town?"

Supervisor Stark: "Riverhead."

George Schmelzer: "How many you got in Riverhead town?"

Supervisor Stark: "Let the Director of Planning-- "

George Schmelzer: "You don't know?"

Supervisor Stark: "George, ask your questions. If you've got some comment on the Public Hearing we'll address it."

George Schmelzer: "I'm asking you questions. You should know all this. You are talking about TDR's, you don't know where they are, how many. How can you make plans like this not knowing the potential of TDR's?"

Councilman Prusinowski: "You know, George, I've got to tell you."

This is a Public Hearing for us tonight. We had Hamlet Studies in Jamesport and Aquebogue and the Farm Bureau was a member of those Task Forces. But more importantly we had this agreement and we've already changed the zone in Jamesport and Aquebogue and a lot more severe than what's going on here.

First of all, we haven't even as a Town Board have really sat down and discussed this so this is wide open as far as input and what I would suggest which I commend the Farm Bureau, at least they gave us a proposal of things they didn't like or things they want to see added to the project.

But one thing you've got to keep in mind, (a) Calverton is being studied now; (b) if people don't like what is being proposed, tell us specifically and we will take it under advisement for tonight. It's not cut in stone."

George Schmelzer: "Well, really-- "

Supervisor Stark: "Do you have some things specific you would like to address?"

George Schmelzer: "Yeah, I have some specific stuff. You can't get a specific answer. Only a general answer. How many-- you don't know how many TDR's Riverhead got taken from Brookhaven?"

Supervisor Stark: "All right, you've asked a question. We're not taking any TDR's."

George Schmelzer: "Are you going to take any from Brookhaven?"

Supervisor Stark: "Is that your question?"

George Schmelzer: "Yes."

Supervisor Stark: "Okay. We'll answer it during the course of the evening-- the public hearing."

George Schmelzer: "You can't give me an answer now?"

Supervisor Stark: "I'm going to go through the room, George, and I'm going to answer all the questions at one time. Thank you."

George Schmelzer: "Wait a minute. Does land under water have TDR's?"

Supervisor Stark: "That's a good question. I don't know the answer to that one, George."

George Schmelzer: "Gee, you are supposed to know all this stuff."

Supervisor Stark: "Do you know that?"

George Schmelzer: "That's what you-- I'm asking you. That's what you're there for. That's what you are elected for, isn't it?"

Supervisor Stark: "Do you know the answer?"

George Schmelzer: "No. If I knew I wouldn't ask you."

Supervisor Stark: "You own most of that land. Okay. Thank you, George."

George Schmelzer: "Then everything is all wet."

Supervisor Stark: "Thank you. Counselor."

Allen Smith: "Members of the Board. I have a letter written to you dated the 28th. It's on file with the Clerk, that deals with the expansion of the Miller facility that Peter mentioned earlier. When you get a chance, please read it accordingly."

Supervisor Stark: "We will."

Allen Smith: "-- to read into the record. I represent the Delalio family. It was appropriate that Mr. Delalio, Jr. speak from the heart, if you will, as a farmer, probably appropriately lets me speak as a lawyer as to the legalese involved. I filed with the Clerk the following letter:

Gentlemen:

Please accept this letter in opposition to the proposed zone change as the same affects the lands of Leonard DeLalio, Sr. and/or

those lands owned by his corporation, DeLalio Sod Farms, Inc.

What you propose is a nonzoning or an unzoning of the DeLalio property. The underlying assumption to the proposed zone change is the efficacy of the Pine Barrens Legislation and its several implementing actions. It is no secret that the legislation and the acts that flow from it are under serious legal challenge. If you enact this change to the Riverhead Code, no one can or will say the change is effective or legal until the Pine Barrens litigation is finally resolved. This will take years. Paranthetically you've seen Mr. Cuddy's experience, an application can take six years. Certainly litigation such as almost stopped Splish-Splash when it was proposed, lasted for five years. Back to the letter. In the interim all owners of land in the area of this rezone will be placed in legal limbo.

If you must enact this change, enact it as an overlay district on the existing zoning which has applied to this property for 20 years.

This change should not be enacted to the exclusion of other use designations until the Pine Barrens legislation has been finally resolved.

Thank you."

Supervisor Stark: "Thank you, Allen. Is there anybody else who would like to make comment? Yes, Henry."

Henry Talmage: "Henry Talmage, of Sound Avenue, Riverhead, also a member of the Long Island Farm Bureau Board of Directors and first of all, I'd like to commend all the work that's been done by the volunteers of the Hamlet Study for the last four years. I think it's been excellent the fact that they have worked so hard on it and I would like to say on behalf of the Farm Bureau that we have been involved in the process in terms of having some input and certainly keeping abreast of the situations as it goes on and that's what these public hearings are all about for us to come and support or oppose certain aspects of it that we oppose.

Now, having said that, I recognize that there has been a lot of effort and a lot of good things done by the Hamlet Study especially when it comes with respect to recognizing the limitations that are on this land imposed mostly by the Suffolk County Health Department and

it has been a problem for landowners in this area. And so it's good we're trying to find ways to improve that.

One of the things that jumps out at me when you look at this Hamlet Study process that goes through, is that I would hope that the Town Board would have the vision to step back and look at the Town as a whole as opposed to the sum of the Hamlet Studies. What concerns me is that if not within the Calverton industrial zoning where else in this Town are we going to have clean, safe industrial uses? It seems to me that this is about the only place that fits.

A couple of things the farmers have mentioned here tonight, things that scare farmers are one thing is block size thing which does need to be resolved in terms of definition. What does a 20 acre block size mean? But also in permitted uses. It's been mentioned a few times that permitted uses do affect the value of the land in that a farmer does need to know what as a right he can do with his land and if he goes to sell it. The track record on Long Island, not necessarily in this Town but certainly on the rest of Long Island, that when you go for a special use permit it's at best a roll of the dice and that does affect values of people's land. So please recognize that.

A couple of things definition-wise, one is the difference between inn and hotel. I would like to see hotels and taverns and restaurants included in permitted uses. But also I don't see anything in there about light, clean manufacturing or processing. And, you know, we talk about the need to attract industry to our town to help with the tax base and yet it doesn't seem to be reflected in this. So I hope the Town Board would take a look at that.

The other thing is the Grumman situation and this map shows the proximity of this industrial property to Grumman and I understand Grumman is a big question mark at this time, but certainly you can look at the map and realize that there could be some very positive spin off uses that can develop from the use of Grumman no matter how it's developed. And I would guess things like trucking stations and whatever, whatever things could be used, please don't limit where the Town goes with that because I think that could be a very positive tax base thing and allow the people who have been stuck with this problem of owning industrial land where you have no market or no use of industrial land to benefit from the fact that the Town is doing positive things at Grumman. That's all. Thank you."

Supervisor Stark: "Thank you, Henry. Chuck?"

Charles Rogers: "Thank you, Mr. Supervisor. I would like to point out that the Edwards Avenue corridor is one of the most important in the Town because of the fact that it has such easy access to the expressway. The DeLalio piece of property for example-- "

Supervisor Stark: "Chuck, just for the record, would you identify yourself, please?"

Charles Rogers: "Yes. My name is Charles Rogers. I'm a real estate expert, so called, and I own the property on the corner of Edwards Avenue and Jericho, 25.

The reason I bought the property is because I think that Edwards Avenue is a very important artery, access to this Town. I do want to emphasize that what I think is good for this Town has to be more tax base. I think everybody agrees with that. But I do think the tax base that can be created along this area is very important. The uses that the Hamlet Study has brought about are excellent. No question about it. But I do believe that is is a devaluation of some of the farm property and especially the DeLalio farm, and I think that uses there could be very important uses.

The Miller use, for example, which is a tremendous use, an expansion of that type of use can be nothing but good for the Town. Other uses I even heard-- I talked to my friend, Bob (inaudible) this morning, heard that he was thinking about bringing a warehouse out here. He said, not true. But I want to point out, the companies like Entenmann's, tremendous companies, can and will be coming to this area and this corridor on Edwards Avenue is one of the most important ones to safeguard for high uses that will bring much revenue to the Town. Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment at this particular time? Peter, you want to-- "

Peter Danowski: "Just following up. I was surprised to see that outdoor recreational use was prohibited and I thought when I first started reading this that we were going to allow an outdoor recreational use, that was the major theme here. And yet, there was a previous section allowing this under paragraph 11 the special permits

in the existing code that said outdoor theater, golf driving range, archery, outdoor swimming pool and similar outdoor recreational uses by special permit of the Town Board. That's not going to be allowed in your new legislation.

Henry pointed out you have inns as a definition as permitted, but no definition-- you used to have motel. You've eliminated that but you added the word, hotel. So somewhere in between we need some definitions added to this code to see what we mean when we say a word.

Vic probably remembers that when we did the office service along Route 58, after we passed the legislation, we had clients approach the lawyers saying we want to do something on our lot and we found out by putting the dimensional requirements on the lot sizes, that they ended up with a zero building envelope; they could not build on any of their lots. So I would like to think that the planning staff here will recommend back to you perhaps some amendments to this code revision, to certainly pay attention to existing lot sizes and I do agree with Allen that if you are going to do something like this, do it in addition to the existing zoning and do an overlay zone. Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment at this particular time? Barbara, I would ask you to read in those letters that were sent in-- "

Barbara Grattan: "Allen took care of it."

Supervisor Stark: "Oh we did do both of them?"

Barbara Grattan: "Yes."

Supervisor Stark: "All right. Is there anybody else? If not-- George, if you want to address towards the Public Hearing, I recognize you. If you are going to come up here to showboat on TV again, you can stay right there."

George Schmelzer: "You mentioned TV, I didn't."

Supervisor Stark: "No."

George Schmelzer: "It's common knowledge among the trucking industry they don't like Long Island because it's hard to go through

New York City. What could cure that would be revival of interest in that Rye-Oyster Bay bridge which Senator LaValle-- Senator D'Amato killed years ago because the elite people up there didn't want it. Now Nassau County has a-- in the legislative government, I think can out vote the people up in the north end of Oyster Bay. Maybe you could start something to revive that. If that bridge is built, eastern Long Island would be more attractive to truckers because it's not attractive to truckers, if they oppose it, the people who consider industry moving here, will be discouraged. Okay. That's all."

Supervisor Stark: "Thank you. See how productive you are. It's a pleasure. If the Board has no objection, I will leave the Public Hearing opened for a week from this Friday which will be-- somebody have a calendar-- 12th for any additional comment that may be want to be entered by letter, correspondence, and is there any objection to that? Yes, I'm going to bring Rick up again. Rick, do you have any comments to sum up this? Again, let me remind you that this is a study that's been going on for four years. This is a Public Hearing. They have brought a document here that is not a final document and I'm sure the Calverton Hamlet Study along with the cooperation of the Farm Bureau will continue to take into consideration those comments that have been made here this evening, and see if we can come out with an plausible, equitable plan for all those concerned."

Rick Hanley: "I guess what I'm going to try to do is answer some of the questions that were asked in order."

As far as some of the definition questions, assembly hall was a permitted use in the district originally. Yes, there is no definition in the ordinance and essentially what we do when we have no definition is we use Webster. Clearly we can add some definitions to this ordinance without question.

The block area concept is nothing new. The existing subdivision regulations provide for the Planning Board to on industrial property, to divide large tracts of land. By the way, most of the properties within this area are considered very large tracts of land, 20, 30, 40, 50 acres in size. Those subdivision regulations allow the Planning Board to divide large tracts into blocks and then further review through site plan further divide into individual lots. So the questions about blocks in terms of what is a block and how it is defined and how does the Planning Board deal with a block and a lot is presently code

of the Town of Riverhead an subdivision regs. And I would just suggest that anyone that wants to look at that can look at that specifically.

There was a suggestion about a TDR-- a voluntary TDR program to allow for property owners on the north side of Route 25 to transfer their yield or development into the south side of the road in the 2,000 acre area. This particular ordinance, the Planning Board looked at that and didn't see it as that important. However, since it's a voluntary TDR, it certainly can be made part of this as well.

There was a couple of comments, Mr. Danowski dealt with a number of petitions that he has presently-- clients he has presently in terms of grandfathering. We did not consider grandfathering at the Task Force level. Most of the divisions that Peter has identified are in some point in review by the Planning Board. They may have lapsed in terms of subdivision review at the Planning Board. Certainly though they could, in fact, divide under the block concept or under the two acre zoning concept.

As far as removal of a number of uses and the comment from Henry relative to what can we do about clean light industry, clearly our ordinance has allowed for clean light industry for about 25 years and the reason it's not there is because the Suffolk County Health Department regulates this property rigorously and I don't know that our zoning ordinance really means much in terms of attracting industry. That's something that we have to deal with as a town and our answer to that is to identify this area as a receiving area under TDR.

George has asked the question about how many Pine Barrens credits exist in the Town of Riverhead in the core area. The estimate is about 525 Pine Barrens credits. The receiving area that we have identified is is about 2,000 acres in size so we are confident that there's enough land for these receiving areas to find themselves or these development rights to find themselves.

As far as the Grumman land use plan in competition with this, and as far as the comment that the Town is in a fog relative to the Grumman facility, as anyone that's attended these hearings knows that this Town Board has been very involved over the past several months with identifying a specific land use plan for Grumman. There is a preferred alternative land use plan for that 2900 acre property. That will be subject to a public hearing through a scoping session for a analysis

on the 10th of April in this room and I would suggest that anyone who is interested in that, attend that meeting. Clearly there has been a specific land use plan for this parcel. I don't see it as competitive with the private property in Calverton in that most of the uses that we're suggesting on the Calverton piece that the Town will eventually own are much larger lot users in size of the parcels and the kinds of development that we're attracting or related to tourist destination, (inaudible) tourist destination as well as use of the runways and the railways and what we see for Calverton in terms of the private property is for regional recreational facilities.

We have seen a pattern over the past several years that the marketplace has identified Calverton as an area for regional-- smaller regional recreational facilities, i.e., Splish-Splash, Calverton Links, those kinds of uses and we believe that the two can be accommodated simultaneously.

I think I've dealt with most of the questions, Jim. Apparently we have a meeting so we will be refining this over the next couple of weeks."

Supervisor Stark: "Thank you, Rick. If no other comment, I will leave this Public Hearing opened until Friday, April 12th at the close of business hours which would be 4:30 in the evening if anybody wants to make additional comment to comments that were heard here tonight. Yes, sir, way in the back."

Bob Gamon: "My name is Bob Gamon. I own two small businesses in the Town of Riverhead. How are you this evening? I've been listening to all this this evening with a great deal of interest. And in all candor, I think Riverhead is on the wrong track. With all of the things that have been going on in the news today with respect to downsizing, particularly pertaining to big companies, I think that an undertaking like this is wrong at this particular time because what I envision and what I would like to see happen in the Town of Riverhead is have a combination of small businesses that employ no more than 10 or 15 people because then when the economic impact is not going to be a severe one when one of them goes out of business as we have all witnessed with Grumman, and another thing, I can't see-- I came before this Board it seems incredible, 40 years ago, I have a precision instrument repair and calibration house at 31 McDermott Avenue, and at that time Mrs. Tormay (phonetic) was the chairman of the Board, Board

of Appeals, which I had to go. Nobody even knew what in God's name precision instruments were or calibration and certification was, they were afraid I was going to dump stuff in the river and all of the other things and I've been existing here in now for 40 years and I dare say there are a lot of local people who don't even know I still exist.

As far as the nature of the business I conduct, and I am conducting presently. So what I would like to see the Town do is entertain more small business, more entrepreneurship with local people not relying on big companies because I think that's the death mole of a lot of these towns. They are depending entirely too much on the big entities rather than small entities. Thank you very much."

Supervisor Stark: "Thank you. With that, I will close this for right now. Again, it will be open until April 12th, the closing of business day. And I will take a recess and we will reconvene at 8:30."

Recess

Reconvene: 8:30 p.m.

Supervisor Stark: "Could I ask everybody to take a seat, please."

Public Hearing opened: 8:37 p.m.

Supervisor Stark: "Let the record show that the time of 8:37 has arrived. Would the Clerk please read the notice of Public Hearing-- the 7:15 Public Hearing."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:15 p.m. on Tuesday, April 2, 1996, to hear all interested persons who wish to be heard regarding the reconstruction of a fire damaged apartment structure located within the residence C district at 711 Harrison Avenue."

Supervisor Stark: "Thank you. Is there anybody who would like to make comment? Carlton."

Carlton Seay: "Good evening. I'm Carlton Seay and I'm here to rebuild the 711 Harrison Avenue fire damaged buliding that was destroyed by an arsonist. A tragedy. Lives were lost, I live with every day of my life but it's time to move on. I want to rebuild the apartments. I have met all the requirements. I have put the plans into the Building Department, the Planning Department, and I have made an entrance and an exit to the two family dwelling place, and changed the four car garage to a two car garage.

I was supposed to mail notifications to all the neighbors and residents 500 feet and I have done that and I have certified letters for it."

Supervisor Stark: "Carlton, if you would present those to the Town Clerk, I would appreciate it.

Is there anybody who would like to make comment on this particular Public Hearing? Barbara. Barbara is not making comments, she is reading a comment into the record."

Barbara Grattan: "I'm Mr. Haizlip tonight.

To the Riverhead Town Clerk:

Reference Public Hearing on 711 Harrison Avenue, dwelling reconstruction April 2, 1996.

I, Stephen Haizlip, will not be able to attend the Public Hearing and wishes to put my testimony in writing and be read at the public hearing.

With the shortage of housing and the owner wishes to reconstruct fire damage condition. I have no objection but gauging the past incident of the fire that occurred and believe that fire escape mechanism should be required in the reconstruction in the event of future occurrence of the past.

Stephen Haizlip, Calverton."

Supervisor Stark: "Thank you. Is there anybody else who would like to make a comment? George? You know Steve is in Virginia so, George, you've got to make up for it."

George Schmelzer: "All right. It's too bad anybody has the tragedy of a fire has to go through this nonsense just to build the building back up again. Really. It's shame. Maybe some of the mentality of these people that want forests renewed by burning up fires maybe they think the same with houses. But, I don't know. It's really strange. I don't know why the Town would waste all their time to have all this nonsense to repair a building. Thank you."

Supervisor Stark: "Thank you, George. Is there anybody else who would like to make a comment at this particular time? If not, I will declare the Public Hearing closed."

Public Hearing closed: 8:40 p.m.

Public Hearing opened: 8:40 p.m.

Supervisor Stark: "Let the record show that the time of 8:40 has arrived. Would the Clerk please read the notice of Public Hearing? Is Rick out there? Would somebody find him for me, please? Thank you."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:25 p.m. on Tuesday, April 2, 1996, to hear all interested persons who wish to be heard regarding an amendment to the Riverhead Zoning ordinance 108-56B, Directional Signs."

Supervisor Stark: "Thank you. Rick, do you want to give a quick synopsis of this please?"

Rick Hanley: "The zoning ordinance-- who am I? That's an interesting question. Richard Hanley, Planning Director of the Town of Riverhead. The zoning ordinance presently provides for directional signs by a special permit of this Town Board which requires 14 copies of surveys, 14 copies of environmental assessment forms, 14 copies of the petition.

We have been dealing with this for several years now and have found that this Board is capable of approving signs through another method rather than special permit and the intent is to simplify the

process to allow businesses to erect directional signs off premises. The original ordinance was written in 1978. There was no sign approval by the Town Board at the time specifically with (inaudible) recommendations and that's why it was a special permit and we think we have a redundant system at this point and we would like to make it more efficient."

Supervisor Stark: "Thank you. Is there anybody who would like to make comment on this particular hearing. Bill?"

Bill Noehjl: "Bill Noehjl, Aquebogue. What kind of business does this pertain to?"

Rick Hanley: "It provides for any business existing within the Town of Riverhead. It's not a speculative business. But any business existing in the Town of Riverhead can make a petition to the Town Board for a sign indicating where this place is, how many miles, on another person's property. It's-- the intent is to provide for a directional sign off premises."

Bill Noehjl: "What size will this sign be for each business?"

Rick Hanley: "The notice I think indicated specifics in terms of what nomenclature could be on the sign, the size of the sign, the color of the sign. The intent is that all of these directional signs will be uniform. There's not to be one large billboard sign for one business and a small indicator sign for another. So there's uniformity here."

Bill Noehjl: "What is uniform?"

Rick Hanley: "I-- it's in the ordinance. I couldn't quote it to you specifically. The Town Attorney is going to look at it. It's-- "

Supervisor Stark: "In the meantime, how was Florida? Only so-so?"

Bill Noehjl: "I can't hear you."

Supervisor Stark: "How was Florida? In the meantime, while they-- "

Bill Noehjl: "Three rainy days; two and a half weeks, not bad. Not bad. I think I read one foot by four foot, directional sign. Am

I correct?"

Rick Hanley: "Okay. A maximum of two lines of copy shall be permitted. Where two lines are used, one line shall be four inches in height and one line shall be two and one-half inches in height. A white arrow either vertical or diagonal pointing to the general direction to be followed shall display distances therein stated to the nearest mile. Let's see. Size of the posts, the height of the sign, eight feet in height. Average grade and that is the general description of the signs."

Bill Noehjl: "I wish you would bear with me for one minute."

Supervisor Stark: "No problem."

Bill Noehjl: "I'm going to take an instance. I'm going to take Washington Avenue in Jamesport. That is a very congested area. Down to the south, we have a marina, we have a number of motels. Are we going to be allowed to clutter up this treacherous area that's there now with more signs? Beginning with the (inaudible) on Route 58, Tanger Mall, you can come right down the line, Vic, you and the preceding Supervisor vowed that we would not have a Rocky Point or Centereach or Selden. We have it galore."

Councilman Prusinowski: "Well-- "

Bill Noehjl: "Wait a minute, let me finish."

Councilman Prusinowski: "Okay."

Bill Noehjl: "Starting at Tanger Mall, come down to the Nissan place, cars parked all over the area in front which is supposed to be the landscaped area, come to the gas stations, Marlboro, Camels, all different banners on the fencepost. Come further. You see big banners; you see streamers. Again, cars parked up on landscaped areas. The only one that I must give credit to is Garsten Motors. They did have them there; they had a stone area in the front; they did it over; they put sod and the cars are back where they belong."

Now, you come down further, all the supermarkets, they have a directory. One line, King Kullen, Pergaments, Waldbaums, not things like you see (inaudible). You go all the way down to 105, that

condition exists. There is no control; there is no control of the landscaped areas on these car lots. You see banners on every pole they can put it on. And there are a number of signs in this area which have all their services listed. I have one in my pocket and there's five of them within a certain area. Everyone else has been limited to a directory. Why do these have special privileges?"

Councilman Prusinowski: "Well, they're illegal signs. They get violation notices and in many cases Richie has confiscated signs-- I know she took Helen's sign on Washington Avenue."

Bill Noehjl: "Look at this sign and-- "

Councilman Prusinowski: "Well, you know what? I guess we have to go out and confiscate all the illegal signs. And I'm in favor of that."

Bill Noehjl: "But nobody is doing anything."

Councilman Prusinowski: "I sell advertising in the newspaper. I would rather have them advertise in the newspaper than put signs on the road that clutter. How's that for a conflict of interest? You know, we've had a sign ordinance here since 1978. I go around town, businessmen beat us up, sign ordinance too restrictive. I think the sign ordinance is good. I think it should be adhered to and we don't want the town to look like Centereach. If we're not doing enough to enforce it, then we should enforce it."

Bill Noehjl: "Why don't you? This has been going on for years."

Councilman Prusinowski: "Richie is out there every day."

Bill Noehjl: "No. Don't tell me that."

Otto Wittmeier: "Excuse me, Bill. Some of those signs are pre-existing-- "

Bill Noehjl: "No."

Otto Wittmeier: "Excuse me. Let me finish. All the new signs are supposed to be four by eights unless they come in front of the Zoning Board of Appeals. Now, on the auto agencies, the banners, they

are not supposed to have and we have requested at different times to -- of some of the auto agencies to remove them. They do for a while and then they put them back up. And you mentioned one of them that does it all the time. We also ask them on occasion to take the cars off the sodded areas because that is the landscape portion. They remove them and then they sneak them back on."

Bill Noehjl: "What would you do to me if I did it?"

Otto Wittmeier: "I don't know. Take you away."

Bill Noehjl: "Yeah."

Councilman Prusinowski: "Directly to answer your question about the directional signs, the police department has to sign off on this as to the safety of the sign placement and to make sure it complies with our traffic and vehicle code, so like for example, not to pick on Eelen, but she put up a sign on Washington Avenue, the one that says Marina this way, and-- "

Bill Noehjl: "I had that taken down."

Councilman Prusinowski: "Yeah, I know. Richie-- we had it right here in the hallway. And that obviously is not a legal sign. What this is for is like the Meetinghouse Creek Inn is a good example where they want-- you know, he wants one from the McCabe's Farm Stand. The only difference-- "

Bill Noehjl: "He has one there."

Councilman Prusinowski: "Right. The only difference between what he had to go through and what this new process is, is a special permit. Because originally when we put this in in the '80's, we wanted to have a Public Hearing and businesses complained it's too cumbersome so we want to follow all the other regulations for these directional signs except not have the Public Hearing for the special permit."

Bill Noehjl: "You know what this is going to lead to? It's going to lead to a sign on Sound Avenue; it's going to lead to a sign from 25. There's going to be signs all over the place. We have a beautiful rural area out there. Just as soon as you pass 105 you are in a different country. Why do you want to destroy it?"

Councilman Prusinowski: "Well, there is severe limitations on the signs. You can only have one sign. Okay. It's not like-- "

Bill Noehjl: "Yeah, but suppose there's five different businesses down that area? How are you going to have one sign? Everyone's entitled to a sign."

Councilman Prusinowski: "Well they are now under the code. You just have to have a special permit. They're entitled now to have a sign."

Bill Noehjl: "On-- "

Councilman Prusinowski: "Everybody is entitled to have one off premises sign right now. This doesn't change that. They're allowed to have that now. That's why Meetinghouse Creek has one there and so does Larry's. That's why Birchwood has one at the-- up there on Route 58, or he had one. They're allowed one off premises sign."

Mark Kwasna: "This is going to make them smaller and more uniform."

Councilman Prusinowski: "This is going to make them smaller and more uniform, too. We reduced the size of the off premises signs."

Bill Noehjl: "All right. Let me ask you a question. You get four, five businesses off of a certain street, how are you going to limit that? You are going to have-- if they are one foot by four foot and if you stack them on a row up, you've got a big sign at an intersection. They are going to be at intersections. Now I'm going to take (phonetic) for instance. John Kujaski (phonetic) has horses up there, Clydesdale horses. That is more of a tourist attraction than anything else but I don't think he'll want a sign. Things like this I think you are going to mess up."

Councilman Prusinowski: "Well, it's been on the books since 1978, we're just changing procedure. But what you are probably saying is we should repeal the section and not allow them to have off directional signs."

Bill Noehjl: "That's what I suggest."

Councilman Prusinowski: "Which is what you are probably saying."

Okay."

Bill Noehjl: "It's too much that's-- and I wish to be recognized after before the resolutions."

Supervisor Stark: "Basically what you're saying is that all signs should have some kind of permit."

Bill Noehjl: "All signs hould have some kind of a permit?"

Supervisor Stark: "Yes."

Bill Noehjl: "What do you mean?"

Mark Kwasna: "He wants to eliminate."

Supervisor Stark: "That all signs should have permits."

Bill Noejl: "That isn't going to solve anything because they are going to be putting them out there anyway."

Supervisor Stark: "You've got to have some kind of a permit process to control signs."

Bill Noehjl: "One on your place of business and one out the front. That's the way-- you take 58 or anyplace else, that's all they have. Why start doing it all over the town? You've got to make a choice."

Supervisor Stark: "Yes. So nobody can just put up signs any time they want."

Mark Kwasna: "We all are going to go after these illegal signs, these Marlboro signs, Camel signs."

Bill Noehjl: "Be someone on a Saturday and Sunday to do it, please."

Mark Kwasna: "Lotto signs are also a big problem and these things are going to be addressed in the next couple of months. Definitely. Once I'm done with the garbage and unregistered vehicles, the signs are next."

Bill Noehjl: "But if you give permission to put up these signs, forget about Riverhead. We've got it already. I wish this 58 would be cleaned up. Thank you."

Supervisor Stark: "Is there anybody else who would like to make comment at this particular time? George."

George Schmelzer: "Signs are part of our freedom of the press, freedom of speech. And you are talking about two and a half inch high letters. Is that correct? How can anybody read that as they pass by in their car? That's too small."

Supervisor Stark: "Four inch."

George Schmelzer: "That's better. Four inch. If he wants tourists to come in, how the hell is the tourist going to find anyplace when there is no signs? Got to have signs to show them where everything is. Besides last year I saw in Stotsky Park, you had about 20 signs in there, four foot by four foot. Very close together, too. What was they doing there? Advertising all kinds of business and clubs. Is that another case of doing as I say but don't do as I do? Because the Town owns that. Is it? Really. Never answer. I don't expect an answer."

Supervisor Stark: "Are you in favor of changing this ordinance?"

George Schmelzer: "Let people put up signs what's needed."

Supervisor Stark: "Okay, thank you."

George Schmelzer: "Yeah, that's freedom of speech, freedom of the press."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Yeah. Maybe Vic might not like it; can't advertise so much. Sorry."

Supervisor Stark: "Is there anybody else in the audience who would like to make comment? Barbara, would you read a comment into the record, please."

Barbara Grattan: "I have a letter here from Calverton Links, from Jon Schippers.

Dear Barbara:

I am unable to attend the Public Hearing tomorrow night. I would like to go on record that we at Calverton Links have no objection to any signage and that we would like to apply for permission/permits for signs for one facility.

Please let me know what I need to do to get consideration for appropriate signage.

Thank you for your cooperation.

Respectfully, Jon Schippers.

Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment at this particular time? If not, I will declare the Hearing closed."

Public Hearing closed: 8:56 p.m.

Public Hearing opened: 8:56 p.m.

Supervisor Stark: "Let the record show that the time of 8:56 has arrived. Would the Clerk please read the notice of Public Hearing."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:30 p.m. on Tuesday, April 2, 1996, to hear all interested persons who wish to be heard regarding an increase and improvement of the facilities of the Water District consisting the installation and construction of a filtration system at well #3 at an estimated cost of \$155,000 to be paid from existing Water District funds."

Dennis Kelleher: "Good evening. My name is Dennis Kelleher from the engineering firm of H2M. We are the engineers for the Riverhead

Water District.

Back in September, 1995, trace levels of (inaudible) were found in one of the wells of well #3 at the Pulaski Street site. MTBE is a gasoline additive. New York State DEC and Suffolk County Department of Health Services were contacted and started to investigate this situation. They determined that two gasoline spills had occurred at two of the old gas stations on Route 58 and they determined that two (inaudible) were heading towards the Pulaski Street site.

The well-- wells 1, 2 and 3 were immediately taken off line. The DEC is installing a treatment system to clean up the groundwater that has been contaminated. However, some of the contaminations will get by their treatment system and will impact the Riverhead Water District wells.

In order to put these wells back into service by this pumping season, a study was conducted to determine the most cost effective way of treating the water. It was determined that the District could rent a treatment unit from the Suffolk County Water Authority that could treat the water and remove all the contamination. The treatment system is called a granulated activated carbon filter unit, also known as GAC filters.

The cost of the entire project would be \$155,000. That includes rental from Suffolk County Water Authority which would include dismantling one of their existing buildings to remove this treatment unit, relocating the treatment unit from their facility to the Riverhead Water District facility, then bringing it back to their facility once we are done using it. A monthly lease charge of \$840 per month. We figure we will need this two summers, so we are figuring we will need it for 18 months. In addition, once the units are installed, we have to load them with activated carbon, approximately \$30,000 worth of carbon. We will also need to install a concrete pad and some site piping to connect it to the well #3. That was approximately \$30,000 of construction. Adding on engineering design approvals by Suffolk County Department of Health Services, inspection, legal and contingencies brings the total to \$155,000.

The money for this work will come out of existing Water District funds. The District will be looking into possibility of recouping some of this money from the New York State DEC spills program. A lot

depends on how high the contamination gets, if it goes over the drinking water standards. Thank you."

Supervisor Stark: "Thank you, Dennis. Gary, you have anything to add? Okay, is there anybody in the audience who would like to make comment on this particular Public Hearing? Steve pay you or something tonight?"

George Schmelzer: "No."

Supervisor Stark: "Oh, okay. George."

George Schmelzer: "I pay you, you don't pay me. You said somebody's paying me? No, I help pay you but you don't pay me for anything."

Supervisor Stark: "Oh, okay."

George Schmelzer: "That's the difference, see. What is this legal cost? Lawyers got a feed on this, too? How come? And that thing, rental, that thing cost \$50,000 new and they rent us for \$67,000, something like that?"

Supervisor Stark: "I don't know the cost."

George Schmelzer: "Got to check on them, you know, this County bunch, you can't trust them sometimes. Who can answer it?"

Supervisor Stark: "Dennis can answer right behind you, George."

George Schmelzer: "Okay."

Supervisor Stark: "Thank you, George."

Dennis Kelleher: "Actually we looked at the option of purchasing the unit. To purchase this unit would cost over \$250,000, so it would be more cost effective to rent it."

Supervisor Stark: "Thank you. That's a good answer."

George Schmelzer: "Yeah, then you can rent it out to Greenport, maybe."

Supervisor Stark: "Yes, we can rent it out to Greenport, that's right."

George Schmelzer: "Okay, thank you."

Supervisor Stark: "Thank you, George. Is there anybody else who would like to make comment on this particular-- if not, I will declare the hearing closed."

Public Hearing closed: 9:02 p.m.

Supervisor Stark: "A reminder for the press, there will be a special work session tomorrow morning at 9:00 for the purpose of discussing this further in resolution and we may have a special Board Meeting before the week is over."

There are no other Public Hearings scheduled for the evening. I will now recognize anybody in the audience-- George, you have had your load for a while. You just sit down and relax. I'm going to call this young lady in the bright yellow here; she's been patiently waiting."

Kelly Schuk: "I would just like to address the problem of all the garbage up on 58, Northville Turnpike and Oliver Street coming out mainly of K-Mart. And you can't miss it. You just have to drive by and see it."

Barbara Grattan: "Could I have your name, please?"

Kelly Schuk: "Kelly Schuk, Northville Turnpike."

Barbara Grattan: "Thank you."

Supervisor Stark: "Kelly, are you at the lower end of Oliver Street?"

Kelly Schuk: "Yes."

Supervisor Stark: "Yes."

Kelly Schuk: "I heard somebody on the radio say they had shopped there just about a month ago and they called Riverhead the armpit of the island. I know. I live here and it's awful."

Supervisor Stark: "I've lived here a long time, too, and I-- "

Kelly Schuk: "You must see the garbage then."

Supervisor Stark: "I really don't call it the armpit of Long Island."

Kelly Schuk: "Well, neither did I, but I don't like hearing it."

Supervisor Stark: "Well-- "

Kelly Schuk: "Do you see the garbage up there?"

Supervisor Stark: "Yes, I do."

Kelly Schuk: "Okay. Can something be done about it?"

Supervisor Stark: "Yes, well on Oliver Street I instructed the Buildings and Grounds to go up there and start cleaning up some of that other stuff. I've also contacted the attorney from the K-Mart, BJ's, that they are going to have to do something to clean up their own-- "

Kelly Schuk: "90% of it is from K-Mart because it's in my yard. I pick up the bags; it's not hard to tell where it comes from."

Supervisor Stark: "Again, as I said the last time, I don't have the total answer to it. We are now in the process of asking the service organizations in Town to coordinate a townwide cleanup such as we've had years ago where all the residents of the Town of Riverhead, Boy Scouts, what have you, are going to participate hopefully."

Kelly Schuk: "Do you think this is really going to help? I mean it's a big problem."

Supervisor Stark: "Well, unless you want me to ride around and follow everybody in a car and say, please, you know, I don't have time to do that. I've said it before and I'll say it again. People are slobs. They come to our Town, we have litter control. We try to if

we catch them, but we are going to put the responsibility on those businesses to clean their own property."

Kelly Schuk: "Well, why aren't those businesses fined or such if they don't. Obviously they're not. I mean I live there. I have to look at it. And I don't think it's fair because a lot of people live -- we still have houses in this area and it shouldn't look like this."

Supervisor Stark: "I happen to agree with you."

Kelly Schuk: "So is something going to honestly be done?"

Supervisor Stark: "Yes. We are in conversations right now with the owners of K-Mart and BJ's and they-- "

Kelly Schuk: "How long does it take?"

Supervisor Stark: "Pardon?"

Kelly Schuk: "You know, I hate to be pushy, but how long does this take?"

Supervisor Stark: "Well, I hate to be pushy back, I don't know how long it's going to take. I don't have that answer for you right now."

Kelly Schuk: "You know, I don't see it as a big problem though, you know. I just see-- they have to clean up. It's simple."

Supervisor Stark: "Yes. Okay. That's your answer. Thank you very much."

Sue Conzella: "My name is Sue Conzella and you've seen those pictures. That is my yard. That has been my yard for two years since K-Mart has gone up. I pick it up; it comes blowing over again. Now, I've talked to Mr. Prusinowski last year, I believe."

Councilman Prusinowski: "Right. I just want to say something and it's not being said here and I don't know why. In every site plan approval that we have, we specifically require them to maintain the property for litter. And if they don't do that-- I will say as one Board member, we will take legal action against them."

Sue Conzella: "Well, they clean their property."

Councilman Prusinowski: "Okay. I know that."

Sue Conzella: "They clean their property."

Councilman Prusinowski: "But they don't do-- they have to maintain their property, you know. When I had a business I had to maintain the property so you have to maintain the property. And they also come back and they want other things from us. Like the attorney that represents K-Mart is always up here looking for approvals from the town and I guess we have to get tougher. I agree with you. Because when they came in they promised us the world and naturally now they are built, they are going to be slobs. And if K-Mart wants to be slobs, then it has to go on TV that they are not maintaining their property."

Sue Conzella: "They did offer to put up a fence on my property."

Councilman Prusinowski: "I mean Tanger-- I have to say Tanger mall has full time maintenance men-- people, that go around and clean it every single day. If you go to Tanger Outlet Center, it's not messy like that."

Sue Conzella: "Yeah, but look at 58."

Councilman Prusinowski: "And they have a food court by the way, which has, you know, litter and stuff like that."

Kelly Schuk: "Garbage is not on their property anymore; it's on the county roads and the town roads."

Councilman Prusinowski: "Yeah, but it comes off their property."

Kelly Schuk: "And you can't ask the Boy Scouts to pick up that much garbage because they are not going to do it. Neither could Mr. Goodale."

Supervisor Stark: "Well, we had very successful programs years ago. I don't know whether you were living here then."

Kelly Schuk: "Yes, I was. Where is it now?"

Supervisor Stark: "And they did. I have-- the county has a program of which I have written to ask more that will bring people out to clean the county roads. And county road 58 is a county road."

Kelly Schuk: "That's-- you really don't think that's going to work. People are going to volunteer to do that? I mean I work with Goodale-- "

Supervisor Stark: "I think these people will volunteer to give a little sunshine and fresh air?"

Kelly Schuk: "It's not going to happen in the long run. I mean that's a pipe dream."

Supervisor Stark: "Well, they happen to be under-- "

Kelly Schuk: "I think the Town Board-- "

Supervisor Stark: "These people happen to be under direct control."

Kelly Schuk: "I think somebody is going to have to eventually be paid to do it because it's not going to happen."

Sue Conzella: "Okay. Let's get on to my property. I don't want somebody walking on my property once a week picking up garbage. It shouldn't reach my property. We need a-- "

Supervisor Stark: "Absolutely-- "

Sue Conzella: "We need a fence."

Supervisor Stark: "Actually what Victor is saying is that you know if K-Mart and BJ would control their own properties, when the winds come it would not be going over to your property."

Sue Conzella: "They do. I do see them cleaning. They are out there almost every day religiously. They do clean. There's only so much that humans can do. They need a bigger blockage. Put up a fence."

Supervisor Stark: "Thank you. Sid."

Sid Bail: "Good evening, members of the Town Board. Sid Bail, Wading River Civic Association. I've come here tonight to speak on the matter of dredging the Wading River creek. I'm here to urge you that it be done this season. There are several members of the Wading River community here on this particular matter. We feel very, very strongly. Not only is it important for Wading River; I think it's a good thing for the town and it is-- when it is dredged, it is widely an important used resource. And there are important safety issues connected with it.

Unfortunately, there are a couple people here tonight here witnessed an unpleasant incident in September, the drowning of a young man, a fisherman, in front of the creek. It's a treacherous area, the tides change.

Unbeknownst to me-- it sounds put up, doesn't it? I have some petitions here for you. These only for the last couple of days, and there are about 200 signatures here. And there are some more that are still out and I will in the next few days drop these off at Town Hall.

Long term, as I suggested informally, I'd like to propose now it has long been a belief of many residents of Wading River that the Lilco jetties are responsible for a pattern of erosion along the Creek Road beach. Lilco has unilaterally decided that its jetties are not causing erosion and that it is no longer obligated to annually dredge the Wading River Creek. During the past two years, Riverhead Town has done the annual maintenance dredging and used the dredged material to replenish the eroded beaches along Creek Road. As you are well aware, a variety of factors have made this annual dredging extremely costly.

I think the time has come to determine whether Lilco can be held accountable on this issue. The Village of Asharoken is currently pursuing litigation against Lilco for the erosion that was generated by the Lilco jetties. This erosion threatens the safety and property value of their residents. I am requesting that the Riverhead Town should make a determination as to whether the man made Lilco jetties are responsible for the erosion which also threatens the safety and property values of Riverhead Town residents.

I respectfully suggest that Riverhead Town employ the services of a qualified coastal geologist to evaluate this issue. A good choice would be Abram Terchunian, of First Coastal Management, Westhampton.

If the evaluation indicates that Lilco is at fault, I anticipate that the Town will aggressively pursue this matter.

So I'm asking basically two things. Please dredge the creek this season and long term I realize that this is a bandaid approach. But it's a very important bandaid not only for Wading River, I think for the Town. It's also-- I suggested looking into the Asharoken."

Supervisor Stark: "We're already doing that."

Sid Bail: "Thank you very much."

Supervisor Stark: "Thank you. Is there anybody else? Charlie?"

Charles Cetas: "My name is Charles Cetas. I live in the Town of Riverhead, Howell Court. I just have a question. You have a Public Hearing scheduled for 7:20 on the Sewer District extension? Has that been cancelled?"

Councilman Lull: "That was cancelled."

Supervisor Stark: "It has been postponed. Actually, it's been cancelled and there will be a Resolution calling for another one probably at the next meeting."

Charles Cetas: "Okay. So you don't have a date yet?"

Supervisor Stark: "No."

Charles Cetas: "Okay. All right. Another thing. I have a complaint relating to dumping garbage. I reported a site on Elton Street last year, last February, to Mr. Gadzinski, in February. And it's on the north side of Elton, just east of the Saw Mill Creek. And there's been steel barrels laying there for years full of trash, tires, you go back in there, there's tires dumped in there. There's all kinds of construction debris, abandoned cars, you name it, it's in there. And I walked through there one day, someone had butchered a hog and left the hog's head in there for crying out loud. I reported this to Mr. Gadzinski last year, in February. He said I'll go look at the property, try to find out who the owner is, try to get it cleaned up. I've reported-- called him back two or three times on this property last year and nothing has been done about it. Nothing. I'd like to see

something done about it."

Supervisor Stark: "Thank you."

Charles Cetas: "This site has been dumped on for years."

Supervisor Stark: "Thank you. Pat?"

Pat Frankenbach: "Pat Frankenbach, house and building owner here. It seems to be the night for garbage and I guess I'm going to follow through on what everyone else is saying. I have been led to believe that within the Town code there is the opportunity for the Town to declare a piece of property-- privately owned property-- to be deemed hazardous, unsafe, a public nuisance or health hazard and I'm not sure that we've ever done that short of condemnation. I think it's time that we call attention to a couple of severe pieces of property.

The two properties that I question are on Railroad Avenue. The first property is located on the southeast corner of Railroad Avenue and Osborne. I believe it was formerly owned by the Saxtein family. It has a structure on it which if you compared it to the old Judge Belford's Inn would have made Judge Belford's look like the Taj Mahal. The property is dangerous. I don't understand why this property-- why it exists the way it has. If the code enforcement officers are doing their job, this should have been down years ago.

Further west, excuse me, further east on Railroad Avenue, I got out of my car and walked along Railroad Avenue recently and, you know, it's such an awful-- unfortunately it's become such an awful area, but there's a vacant area just west of what is now I believe to be a defunct laundromat. And frankly I got out of my car and was practically forced back into it from the stench of the garbage that's sitting-- "

Councilman Prusinowski: "Pat, that lot we cleaned up in November with the cooperation of the property owner and now you see what it is today. Now, she's willing to clean it up again. She paid to have that cleaned up, she volunteered."

Pat Frankenbach: "Excuse me. It's her property, Vic. I have to sweep my walk every single day and if that's what it takes, she's got to put a fence around it. She's got to do something with it. I sweep my property every day. It's what she's got to do. But the stench

from that piece of property was overpowering. And if we can't-- I don't know what it's going to take, but it's got to be cleaned up."

Mark Kwasna: "Pat. Excuse me one second, so you don't keep-- "

Pat Frankenbach: "No."

Mark Kwasna: "I also walked that property today and, yes, it's disgusting. I also sent Richie Gadzinski, Ordinance Inspector, to the old Saxein building today to inspect that. So just to let you know that we're not forgetting about this. We're on top of it and if Bob wants to speak on-- we've been in constant contact with the owner of that property. She's in Florida? The vacant lot?"

Robert Kozakiewicz: "No, she's in Virginia."

Mark Kwasna: "Virginia, and we just received another letter back from her today. Bob wants to comment on it."

Robert Kozakiewicz: "Yes, I believe we're going to have a clean up day. She has, in fact, authorized a volunteer group to go on the property and clean it up. She's going to erect a fence. She's gotten ZBA approval to put a fence on the property and we hope that will cure the problem. As soon as we know the date that we are going to do a clean up, we hope-- "

Pat Frankenbach: "Well, I can further add to this by saying the Business Improvement District, both of these properties reside within the Business Improvement District. There is a Business Improvement District-wide clean up date scheduled for April 21st, which is the day before Earth Day. Everyone is invited to attend. We will be meeting at 9:00 on the Benjamin Corwin property. Bags have been donated, gloves have been donated. Food has been donated. This will specifically be-- "

Supervisor Stark: "Food?"

Pat Frankenbach: "Food."

Supervisor Stark: "We'll be there."

Pat Frankenbach: "Bagels and coffee. It will be from nine to 12."

We are enlisting the Town support as far as getting-- disposing of some of the garbage. I believe the Parking District pays-- encompasses most of this and pays for most of the garbage removal in that area anyway. But there is, for the downtown area, a district-wide, a BID district-wide. The BID district encompasses-- just so everyone knows-- from the library and the Historical Museum to the river, north to the railroad tracks, encompasses this area to the next cross street-- I'm not sure what the next street is past Michael's Liquors here, or past the deli, but encompasses all the business properties within that area and that is scheduled for 9:00 Sunday, April 21st. Thank you."

Supervisor Stark: "Thank you, Pat. Is there anybody else? Yes, sir, in the back. George, you're my grand finale."

Bob Gamon: "For the record, my name is Bob Gamon again. I've prepared a statement this evening that I would like to address the Board with."

During the last few weeks, I have read the editorials about the decline of downtown Riverhead. Have owned and operated two small businesses, one at the foot of McDermott Avenue. During these years, there have been many changes in downtown. The one that has the most impact is the alarming rate at which taxes have increased. Couple that with higher insurance rates and public utility rates and one does not have to be a brain trust to understand the multitude of the problems that we as small business owners are facing in this area.

It's a matter of economics. On a scale that is beyond the limitations of Riverhead whose population lacked the dollars needed to finance today's expenses. What is going to be left behind is a dying community with no chance of survival unless some bold changes are made and that's where you gentlemen come in to play.

Once we think that we can get something for nothing or we think that we can forsake the basic fundamental principles, we can count on trouble and we're at that threshold right now in my personal opinion. The following steps should be implemented in downtown the sooner, if possible, the better.

- 1) Encourage Florida Power and Light Company to build an 80 megawatt plant on part of the Grumman site. I saw a few articles recently in the local papers which alluded to the fact that you, as a Board,

are discussing with Florida Power and Light the possibility of that happening. I personally would like to see an 80 megawatt plant built. Forget the two smaller megawatt plants, because that is only, again, going to aid a very select few that are going to occupy the Grumman property.

I want to see this have a lasting impact on all the business people, not just the select few.

Allow downtown business owners to make capital improvements with no tax increase or (inaudible). This would enhance the appearance as well as the business climate in their establishments.

Tax freeze on all commercial property in downtown Riverhead for 10 years. Similar to the proposition that is now in existence with the farmers who build a new agricultural building, such as a barn. I don't see why these considerations can't be extended to the business entities.

Town government, and I'd like to underline this point. Town government should not accept any more grants from the county, state, federal government if any matching funds are required. We cannot afford it. Anybody that's been in business and has had any practical business experience knows that the initial cost is nothing. It's the maintenance once the project has been completed. And very often with a lot of these carrots that they dangle in front of it. We don't understand the ramifications and what the long term implications of these are.

From this day forth, any tax breaks that are given to a new business should have the requirement that stipulates that the back taxes that were not levy will be paid if they move to another state or out of town. I'm sick and tired of seeing people come into this Town and rape us. And then after the time has run out for the tax relief or the incentives that we give them to come to this Town, they pack up their bags, bag and baggage and leave us and we're stuck cleaning up the mess.

Since the Town is going to back the funding for Okeanos, and it seems very apparent to me and I'd like to make it very clear at this point I am for Okeanos and I'm for the Okeanos project with these provisos. It is important the Town see to it that they put somebody

with business experience to oversee the project.

I'm (inaudible). I love them dearly and they have a place in the scheme of things. But what I've seen so far is gross incompetence as far as management is concerned. The accounts that I've been reading in the paper, if they're only half true or one quarter true, if any of us, and I know some of you up there are business people, ran our businesses in the way in which Okeanos has conducted their business, we wouldn't last three months in private enterprise.

I feel that not enough is being done to reduce the burdens of businesses that have serviced this Town for many years. None of us have gotten any incentives to come to Riverhead. Year after year we've paid our taxes and said nothing. That's about to change, at least on my part. It seems that we have been passed unnoticed. And I'd like to also say that I am very bullish on Riverhead. I've traveled quite extensively to all areas of the world and right now, gentlemen, we are standing on the precipice of something that is going to stagger people's imagination if it's handled correctly. Thank you."

Supervisor Stark: "Thank you, Bob. Bill? I told you, you are going to be the grand finale."

George Schmelzer: "Just gives me more ammunition."

Supervisor Stark: "That's all right."

Bill Noehjl: "Bill Noehjl, Aquebogue. Vic and Jim, I don't wish any comment until I finish."

The runoff system at the new bulkhead. I read here it's going to cut it down to shall I say zero pollution of the Peconic estuary, which I think is very nice. Very good. The walk that you are making there is beautiful. I never saw anything so nice. But what happened a year ago at Meetinghouse Creek? We, Vic-- hold it, hold it."

Supervisor Stark: "Bill, I'll hold the meeting, if you don't mind."

Bill Noehjl: "All right. Peconic-- at the Meetinghouse Creek there was a bulkhead put in there. There is a 100% runoff of the water into the Peconic estuary. A complete opposite of the parking area in back here that we're talking about now. And this has been one

year span. The water that comes, if it's one inch rain, that whole area is flooded from-- coming from Edgar Avenue, Hubbard Avenue, Meetinghouse Creek Road, and the only place it can go, into this parking lot of the bulkhead.

Now, there has been fill put in there a couple times, which I grant, soil settles. Right now the old bulkhead is protruding. There is holes, gaps behind it. The water at the rains, run over and what doesn't go over, goes between the two bulkheads down into the sludge that is underneath and is floating into the Peconic estuary.

Now, how can you explain two different-- "

Councilman Prusinowski: "Well, the reason I'm going to explain it is that we're not done with the job. We're going to put the same drainage system down there as you see down at the riverfront. We have a grant from Ice Tea and the bulkhead that's protruding will be dug out. We're putting up beautiful walkways, you see downtown is going to be there at the Meetinghouse Creek Inn. We're going to put curbs in there and we're going to put a runoff catch system similar to what we have over here to collect as much water as possible and put it through these three filters that you use and it goes to this pipe-- you saw it."

Bill Noehjl: "I saw it."

Councilman Prusinowski: "We're going to put that down there. There-- we're not going to be able to catch 100% of it but we are going to try to do as much as we can with the space that we have. The thing is the job wasn't finished and we waited until the spring. In fact, the contract is awarded and they should be working down there the next couple of weeks. It's going to be fixed, you know, the job will be completed."

Bill Noehjl: "Are you telling me the old bulkhead is going to be pulled out?"

Councilman Prusinowski: "Some of it is."

Supervisor Stark: "No, it's not going to be pulled out."

Councilman Prusinowski: "Not the whole bulkhead is going to be

pulled out. Only the top part. We're going to drive piles in because we're going to put the walkway in in front of it. We're going to put a 14 foot walkway. And then we're going to put curbs, grass, some benches, parking and drainage."

Bill Noehjl: "One other matter of concern. All of our focus is on downtown which I understand, the theatre, the bulkheading, the parking lot and all that. But I see nothing for our roads. We are in dire need of the roads. We are not floating bonds for the roads like we do the theatre or Okeanos and that. Why aren't we doing this? This is our livelihood. We see this every day, the roads going down, and down and down. If you look, there's only about a quarter of an inch or a half inch of asphalt on shall I say virgin soil. They will never be any good. Charlie's been putting in bandaids. Now he's putting bandaids on top of bandaids. And you know and I know that it's not going to work. So why aren't we doing something about it? Why don't we float a bond to take care of this stuff?"

The drainage-- I've seen drainage where there's actual drains on a high spot and three quarters of the road 100 feet away is flooded. I could show you a number of them around town. Number one, if you want to go look, it's on Middle Road, about 200 feet west of Doctor's Path, three quarters of the road floods and the drain is on the high spot collecting nothing.

And there's a lot of inequities in this town. Everything is focused downtown and we the taxpayers are paying for the whole town, not just downtown. And we want some action out there, too. You represent the whole town. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else who would like to make comment? Steve, Steve. George. It's getting late and then we'll take up the resolutions."

George Schmelzer: "As far as that waste paper by K-Mart, tell them to put up a six or eight foot chain link fence all around and that would be it. No trouble. Pick up the papers that way."

Now talk about the school district which is very important for taxes. This outlines the central district two. You see how big it is? So I researched it even before we had central district two. South of the river in Calverton there's a district line. It used to be East

Manor and the north side was Calverton district four. So I went to the Brookhaven Assessors one time before they made central district two. I said, where is the legal description of that line? They said, we don't know, go and ask the school district. So I did. We don't know, go and ask the supervisory office. I went there, they said, we don't know, ask the assessors. Went right around. So a few years back, I went up to where they have the tax maps at the County Center. What is the legal description of that line? We don't know. I said you make every assessment be bordered by the school district line now don't you? Yeah. I says suppose one parcel, any parcel, that's bordered by this school district line goes for tax deed? Where is the boundary? Do you know where it is? We don't know, get out of here. They still don't know. Anyway that's another story.

So this school district is outlined in yellow, central district number two. It's a monstrosity, and put together by some educated idiots, I think, or educated empire builders. I'm going to give you a copy of this."

Supervisor Stark: "Thank you, George."

George Schmelzer: "To copy, not own. You can make copies. So it goes from the Southold line on the east, the sound-- Long Island Sound on the north, the Brookhaven line on the west, Sunrise Highway on the south, that's in Southampton town, and on the Southampton side it goes as far as within two miles of-- "

Supervisor Stark: "Can I see that while you are talking, George?"

George Schmelzer: "Okay."

Supervisor Stark: "Thank you, sir."

George Schmelzer: "It goes within two miles of the Shinnecock Canal. I almost said the Suez Canal, but so I went to the school offices a week or two ago-- that's where I got the map from-- and they told me that 37 of the students of central district two come from the Southampton side and they receive 15% of the taxes. So we're paying for Southampton. Anytime they have low class housing, they push it across the river, because we're paying for it. Now, in Calverton, you see the little (inaudible) there, goes south. It's Star Blvd. Now several years ago, I went to the Riverhead school district and I don't

think they knew they were bringing kids to school from these four districts. They didn't. They were a little surprised. I didn't ask them point blank, but I sort of suspected that. Now I find out that Eastport gave it to Riverhead. You want this street with all the kids? Go ahead, take it. They took it. But they should have taken also 500 acres of empty land north of the navy land. Now we have 50 acres assessed nearby in the Eastport district and it brings in over \$5,300 just for school, just schools. Of course, the Riverhead district didn't have brains enough to take in the empty land that had no kids, only where the kids are. So in the Eastport district, for every dollar of assessed valuation, there is \$.68 of school tax.

Let's go further west on the map to Primrose Path. It goes north from Mill Road almost to the track. And halfway up there's a crossroad called Dry Saw Mill Road (phonetic). Now, from Mill Road north to Dry Saw Mill Road, the buses come from Eastport to pick up the kids. North of that and on Dry Saw Mill Road, buses come from Riverhead to pick up a few kids, so I was told there a week or so ago that at least a total of seven buses come from both school districts to pick up those few kids. Really smart, isn't it?

Now, Riverhead could have told Eastport, do you want us to take over this in Calverton? Take that. They didn't. Now, we'll go to Wading River-Manor Road. On the Riverhead side, just beside the river on the easterly side there's a house owned by Gilbert Raynor. Now for 60 years-- 50, 60 years, that has been part of the Eastport district because the kids who live there would have to walk three times as far to get to the Manor School which is within the Grumman fence that was there. So they saved two-thirds of the walking distance by making it part of Manorville at that time which is nearby.

So, maybe the town should do something-- somebody do something. The worse one to see is Ken LaValle, he would make it worse for you. I think he would. What's really serious for the town, that problem is and we should do something to get the (inaudible) by themselves and otherwise we're going to be worse. That's all I have to say."

Supervisor Stark: "You are absolutely correct. You are right, George."

George Schmelzer: "I hope you can do something. I don't know what you can do."

Supervisor Stark: "We have had discussions on it, George, I'll be very frank and honest with you. We were in Albany three weeks ago. You are absolutely correct. Riverhead taxpayers pay for 80% of the education of the children in the town of Riverhead school district. Southampton pays 15%, Brookhaven pays 5%. Southampton presents 30% of the school population to the district. And the assessed valuation on the other side of the river is far below what we're paying over here and if they are sending it over from Southampton township, they should be sending over at-- if it costs \$15,000 to educate a child, that's what they should be paying."

George Schmelzer: "Yeah. The problem over there is so much parkland, the former RCA land, that's state land. They've got county parks there and Sears Bellow Park. That's all in the same area. Now they've got the Pine Barrens. That will bring in less taxes from now on."

Supervisor Stark: "We are having discussions with the state on rescheduling the state formula-- "

George Schmelzer: "I figure it should be discussed and cussed, both ways."

Supervisor Stark: "Also, what hurt us, too, George, was the Court order that Southampton was under to reassess their value which threw more assessed value requirement back over to us."

George Schmelzer: "Well, the equalization rate should help that out sometimes it doesn't. That's the only-- it's not a good system, but that's about all it can do. Okay. You can read the rest of it there."

Supervisor Stark: "Thank you, George. That's interesting."

George Schmelzer: "Okay, so long. You made copies, I want that back at the end."

Supervisor Stark: "Let's take up the resolutions."

Resolution #216

Councilman Prusinowski: "Authorizes publish bid. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #217

Councilman Lull: "Authorizes the Town Clerk to publish and post Public Notice to amend existing Riverhead Town Code Section 108 Zoning. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #218

Councilman Kwasna: "Rescinds Resolution #96-196. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #219

Councilman Wittmeier: "Authorizes the reduction of bonds of Bluffs 2 and releases subsequent bonds of Bluffs 2. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #220

Councilman Prusinowski: "I'd like to move Resolutions 220 to 223 -- to 222. These are authorizing the Clerk to go out to bid on various items. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #223

Councilman Wittmeier: "Authorizes the Town Clerk to publish and post a help wanted ad for 90 day summer laborers in Buildings and Grounds. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #224

Councilman Prusinowski: "Authorize the Town Clerk to publish and

post notice of Public Hearing for Riverhead Building Supply special permit. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #225

Councilman Lull: "Approves the amendment to the application of St. John the Evangelist Roman Catholic School for a fireworks permit. It's moving the location across the street. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #226

Councilman Kwasna: "It's a Business Improvement District budget adjustment. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #227

Councilman Wittmeier: "Appoints Recreation Leader in the Recreation Department. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #228

Councilman Prusinowski: "Awards bid for janitorial supplies. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #229

Councilman Lull: "Authorizes the attendance of the BID's Administrative Director, Vicki Staciwo, at the National Main Street Conference. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #230

Councilman Kwasna: "Appoints Account Clerk Typist in the Police Department. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #231

Councilman Wittmeier: "Appoints part time police officers in the Police Department. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #232

Councilman Prusinowski: "Authorizes the execution of an agreement with Tri-Tel Communications, Inc. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #233

Councilman Lull: "Approves the site plan of the Vineyard Caterers, a facade only site plan. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #234

Councilman Kwasna: "Appoints part time detention attendants in the Police Department. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #235 to 240

Councilman Wittmeier: "I want to so move 235 through 240 which appoints Recreation Aide to the Riverhead Recreation Department. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #241

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad for a contingent/provisional senior stenographer in the Juvenile Aid Bureau. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #242

Councilman Kwasna: "Authorizes the Town Clerk to publish and post public notice of proposed local law to consider replacing the existing Chapter 86 of the Riverhead Town Code with a new Chapter 86 pertaining to rental property. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #243

Councilman Wittmeier: "Appoints Public Safety Dispatcher in the Police Department. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #244

Councilman Prusinowski: "Awards bid for playground equipment, Stotzky Park. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #245

Councilman Lull: "Authorizes the Town Clerk to publish notice of Public Hearing a special permit for Mary Lou Sargent. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #246

Councilman Kwasna: "Determination of significance of special permit/site plan petition of St. John the Baptist. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #247

Councilman Wittmeier: "Ratifies memorandum of agreement. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #248

Councilman Prusinowski: "Declares Century Farms East subdivision in default. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #249

Councilman Lull: "Appoints special counsel. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Supervisor Stark: "Is there a motion to pay the bills?"

Councilman Prusinowski: "So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #251

Supervisor Stark: "We are at Resolution 251. Would somebody bring-- "

Councilman Prusinowski: "Authorize the Town Clerk to publish and post public notice. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #252

Councilman Lull: "Accepts the resignation of Edgar F. Goodale, from the Riverhead Industrial Development Agency. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #253

Councilman Kwasna: "Appoints Shawn McCabe as a member to the Industrial Development Agency. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #254

Councilman Wittmeier: "Amends application of Barbara Bocklett for fireworks permit. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #255

Councilman Prusinowski: "Declares environmental significance and special permit petition of David McCarthy. So moved."

Councilman Lull: "Seconded."

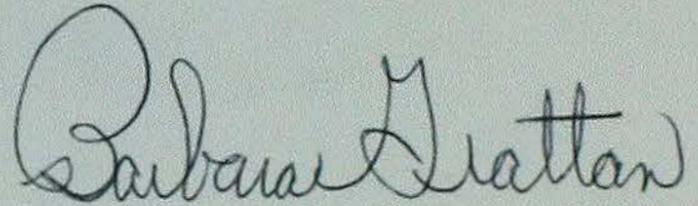
Supervisor Stark: "Moved and seconded. Any discussion? All those in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried.

Being no further business, I declare this meeting adjourned."

Meeting adjourned: 9:45 p.m.

A handwritten signature in cursive script, reading "Barbara Hutton". The signature is written in dark ink and is positioned above the printed title "TOWN CLERK".

TOWN CLERK