

Minutes of Meeting of the Town Board of the  
Town of Riverhead, held in the Town Hall, Riverhead, New  
York, on Tuesday, May 4, 1982 at 7:30 P.M.

Present: Joseph F. Janoski, Supervisor  
John Lombardi, Councilman  
Victor Prusinowski, Councilman  
Vincent Artale, Councilman  
Louis Boschetti, Councilman

Also present: Richard Ehlers, Town Attorney.

Supervisor Janoski called the meeting to order  
at 7:30 P.M., and the Pledge of Allegiance was recited.

Councilman Prusinowski offered the following  
resolution which was seconded by Councilman Lombardi.  
RESOLVED, that the Minutes of the Town Board Meeting  
held on April 18, 1982, are dispensed without objection,  
and be approved as submitted.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes,  
Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Janoski: "With us tonight, as usual, we  
have the heads of the Departments and we have a couple extra  
ones tonight, should you have any questions. I haven't seen some  
of those faces in a long time. They would be available to  
answer any questions that you might have. Reports, Mrs. Pendzick."

#### REPORTS

Building Department report for the month of April, 1982.

#### OPEN BID REPORT - POLICE UNIFORMS

After being duly advertised the bids for Uniform  
Clothing for the Riverhead Police Department were opened  
by the Town Clerk on Monday, May 3, 1982 at 11:00 A.M.

NAME OF BIDDER: Manno Uniform

ADDRESS OF BIDDER: 3931 Merrick Road, Seaford, N.Y. 11783

COST OF SHORT SLEEVE SHIRT \_\_\_\_\_ PER ITEM PRICE \$15.96  
MODEL - STYLE 100

COST OF LONG SLEEVE SHIRT \_\_\_\_\_ PER ITEM PRICE \$18.82  
MODEL - STYLE 110

5/4/82

361.

REPORTS continued

COST OF EISENHOWER JACKET \_\_\_\_\_ PER ITEM PRICE \$49.93

COST OF UNIFORM TROUSERS \_\_\_\_\_ PER ITEM PRICE \$22.99

Approximate date of delivery: 21 days

FILED.

NAME OF BIDDER: Standard Law Enforcement Supply Co.

ADDRESS OF BIDDER: 957 Willis Avenue, Albertson, N.Y. 11507

COST OF SHORT SLEEVE SHIRT (18.70 ea.) PER ITEM PRICE \$18.70  
MODEL - STYLE 100

COST OF LONG SLEEVE SHIRT (19.70 ea.) PER ITEM PRICE \$19.70

COST OF EISENHOWER JACKET (59.00 ea.) PER ITEM PRICE \$59.00

COST OF UNIFORM TROUSERS (31.75 ea.) PER ITEM PRICE \$31.75

Approximate date of delivery: From Stock - two weeks A.R.O.

FILED

REPORTS

Recreation Dept. for month of March, 1982. Filed.

Conservation Advisory Council-minutes of April 12, 1982  
meeting. Filed.

Receiver of Taxes report as of April 21, 1982 and May  
3, 1982. Filed.

Town Clerk's monthly report for April, 1982. Filed

Supervisor's report for January, 1982. Filed.

Supervisor Jancski: "Thank you, Mrs. Pendzick. Applications."

APPLICATIONS

Site Plan-N. Ricanelli Associated (P.C. Richards) for  
retail store on Route 58. Filed.

Special Permit-Court Restaurant for live entertainment.  
Filed.

Site Plan-Anchor Savings Bank for drive thru tellers'  
window. Filed.

Supervisor Janoski: "The time has not arrived for the first Public Hearing, then we will move on to correspondence."

CORRESPONDENCE

David Willmott, 5/3/82 - supports repeal of local law requiring publication. Filed.

Pearl Berry, 4/22/82 - submitting resignation from Home Aide Program. Filed

Brookhaven Town-notice of Public Hearing re: code amendment. Filed.

Riverhead Fire District-certificate of Election Inspectors for appointment of Fire Chief and Assistant Fire Chiefs, and resolution designating vehicles for fire emergency vehicles. Filed.

Jerry & Marion Berger-acknowledging expression of sympathy. Filed.

Robert Flitman, 4/23/82-opposed to special permit for Island Wholesale Firewood on Sound Avenue. Filed.

L.I. Tourism & Convention Commission-requesting town submit application for designation as Fall Festival Region. Filed.

Kathy Grosselfinger, 4/16/82-stating opposition to aerial spraying in Wading River and referring to regulations of the FAA. Filed.

Suffolk County Dept. of Planning, 4/12/82-comment that appropriate screening warrants consideration in application of Steve Mitacchione. Filed.

Environmental Review Board, 4/8/82-that application of Goelz & Lewis is a Type II Action. Filed.

Planning Board, 4/16/82-listing reasons for its recommendation that special permit application of Joseph and Linda Sullivan be denied. Filed.

Linda McKenna, 4/23/82-copy of letter sent to FAA re: aerial spraying. Filed.

Joel Markowitz, 4/21/82-listing objections to Planning Board's recommendations for denial of application of Joseph and Linda Sullivan. Filed.

Conservation Advisory Council, 4/29/82-re: application of D. Teuber, Middle Road.

Environmental Review Board, 4/22/82-that application of Joseph and Linda Sullivan is a Type II Action. Filed

CORRESPONDENCE continued

Gerri Boneske, 5/1/82-opposed to the Riverhead Airport.  
Filed.

Suffolk County Dept. of Planning, 5/3/82-no adverse response to amendment of ordinance. Filed.

Funn Stuff-inviting Town Officials to Open House on 5/7/82 at 5:30 P.M. Filed.

Rose Sykes, 4/28/82-opposed to the Riverhead Airpark on Sound Avenue. Filed.

N.Y.S. Dept. of Transportation-certified copy of order granting permission to Coram Bus Service to operate bus line. Filed.

P. Jeffrey and Maria Parson, 4/27/82-expressing opposition to special permit of Island Wholesale Firewood to operate business on Sound Avenue. Filed.

Virginia Wines, 4/28/82-requesting denial of special permit application of Island Wholesale Firewood to operate business on Sound Avenue. Filed.

Mabel Bell, 4/26/82- submitting resignation as Home Aide.  
Filed.

Howard and Ruth Levine, 5/1/82-objecting to application for woodcutting business. Filed.

Supervisor Janoski: "Thank you, Mrs. Pendzick. Under Unfinished Business a Special Permit for General Aviation Airport from Riverhead Airpark, which is still under consideration, the Environmental Impact Statement is still under consideration by the Town Board.

Joseph & Linda Sullivan-Special Permit for mobile home park permit, which will now be the subject of Town Board action.

Riverhead Flagg Corp.-change of zone and special permit for condominiums. We are waiting for the environmental impact statement.

Great Peconic Beach Club-Well, the Town Board will be acting on that.

Jiffy Lube-under Town Board consideration.

Northfork Plumbing-Planning Board.

Island Wholesale Wood-Public Hearing will be called on that, as soon as the, it's before the Planning Board at the present time. I have some seven or eight minutes remaining before the first Public Hearing. I would recognize anyone who wishes to be heard at this time. Dick."

PERSONAL APPEARANCES

Dick Benedict: "I would just like to know what's happening to the sumps that collapsed during the rain storm, if anything."

PERSONAL APPEARANCES continued

Supervisor Janoski: "We are waiting for a final report from the engineers regarding the, what happened, trying to assess the causes and I would hope that they would be in next week. We did have a meeting with them two weeks ago. Osborne has been repaired to some extent. What we are trying to do is to assess the causes so that future rain storms don't result in this same destruction."

Dick Benedict: "And who's paying for this study?"

Supervisor Janoski: "The Town of Riverhead."

Dick Benedict: "Even though it was designed by Holzmacher, McLendon & Murrell?"

Supervisor Janoski: "Well, that's the whole purpose that we are trying to assess what went wrong. Once we have made that assessment and we can say that perhaps it was construction fault or design fault, then we will assess that blame."

Dick Benedict: "Thank you."

Supervisor Janoski: "And it is an outside engineering Corp., Company that is doing the assessment."

Dick Benedict: "Thank you."

Supervisor Janoski: "Thank you."

Henry Fioto: "On these resolutions, Resolution #247, 248 these are the ones relative to the last hearing."

Supervisor Janoski: "Yes."

Henry Fioto: "Now, you just changed, are these new resolutions or passing the way you had originally?"

Supervisor Janoski: "There is a slight amendment, Resolution #248, which we will explain at the time when it comes up. Well, I can tell you that an amendment was offered by Councilman Boschetti, which would allow the Town Board to play a more active role in the inception and initiating of the process of this proposal."

Henry Fioto: "Also, can I find out why the Town Board is relinquishing the, Lets see, the Housing Appeal Board. What was the consensus behind that?"

Supervisor Janoski: "We felt that the Housing, the Board of Housing Appeals never existed and it is the consensus that we wanted to do correctly the action of the 1979 Board which did repeal it."

PERSONAL APPEARANCES continued

Henry Fioto: "Do you have any intention of instituting something to replace it," where a homeowner has some recourse, other than go to court?"

Supervisor Janoski: "The courts, other than the courts, no. I would recognize anyone else who wishes to be heard at this time. That being the case, we will do some of the resolutions."

RESOLUTIONS

#247

RESOLUTION DELETING CHAPTER 54 OF THE RIVERHEAD TOWN CODE, BUILDINGS AND STRUCTURES, DANGEROUS, LOCAL LAW #2-82.

Councilman Artale offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, the Town Board deems it necessary to delete Chapter 54 of the Riverhead Town Code in order to make appropriate amendments to said chapter, and

WHEREAS, a public hearing was held on the 20th day of April, 1982, and all those persons wishing to be heard were heard,  
NOW, THEREFORE, BE IT

RESOLVED, that Chapter 54 of the Riverhead Town Code is hereby deleted and shall be known as Local Law 2-82, wherein a copy of said Chapter 54 entitled, "Buildings and Structures, Dangerous" is attached hereto, and be it further

RESOLVED, that this local law shall take effect upon its being duly filed in the offices of the Secretary of State and the State Comptroller, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

§-54-1---Enforcement-officer-appointed.

~~The-Town-Board-shall-appoint-an-Inspector-of-buildings and-structure-who-shall-be-the-Board's-authorized-agent-in-the matters-falling-under-these-rules-and-regulations-and-exercise the-powers-hereinafter-mentioned-in-the-name-and-subject-to the-approval-and-ratification-of-the-Board.~~

§-54-2---Owners-required-to-maintain-buildings.

~~No-person-or-persons,-firm-or-corporation-shall-allow any-building-or-structure-in-the-town-to-become-deteriorated-to such-a-degree-that-the-building-or-structure-shall-become-dangerous-and-unsafe-to-the-public-or-that-such-building-or-structure shall-become-a-fire-hazard.~~

§-54-3---Inspections-and-reports.

~~It-shall-be-the-duty-of-the-Inspector-to-inspect-all buildings-and-structure-in-the-town-and-report-to-the-Board-any building-or-structure-that-from-any-cause-may-now-be-or-shall hereafter-become-dangerous-or-unsafe-to-the-public-or-become-a fire-hazard.~~

RESOLUTIONS continued

## §-54-4---Statutory-powers-and-duties.

The-Town-of-Riverhead,-the-Town-Board,-the-Town-Clerk,  
the-Inspector-appointed-pursuant-to-this-chapter-and-all-other  
officers-of-the-town-shall-have-and-perform-all-of-the-powers-and  
duties-available-under-the-provisions-of-Section-130,-Subdivision  
16,-of-the-Town-Law-of-the-State-of-New-York.

## §-54-5---Costs-to-be-borne-by-owner.

The-cost-of-demolition,-engineering-or-other-professional  
services,-if-any,-incurred-by-the-Town-Board,-shall-be-borne-by  
the-owners-of-such-property.

## §-54-6---Notice-of-violation.

The-Town-Board,-upon-the-receipt-of-a-report-from-the  
inspector,-shall-serve-the-following-notice-upon-the-owner-of-the  
defective-building-or-structure:

WHEREAS-it-was-reported-to-this-Board-that-a-certain  
building-or-structure-situated-in-the-Town-of-Riverhead,  
County-of-Suffolk-and-State-of-New-York-was-in-a-condition  
dangerous-and-unsafe-to-the-public,-and

WHEREAS,------was-duly-appointed-to-make-an-inspection  
of-such-building-and-report-thereon-to-this-Board,-and-

WHEREAS-such-inspection-was-duly-made-and-the-said  
Inspector-having-reported-to-this-Board-that-the-said-building  
or-structure-is-in-such-a-dilapidated-condition-and/or-so-  
situate-that-it-or-parts-of-it-will-fall-into-or-immediately-  
adjacent-to-the-public-highway-in-the-near-future-or-that-it  
is-a-dangerous-fire-hazard-unless-the-same-is-removed-or-re-  
paired,-and

WHEREAS-it-appears-from-the-report-of-such-person-that  
the-said-building-is-unsafe-and-dangerous-to-the-public-and  
a-public-nuisance,-and

NOW,-THEREFORE,-be-it

RESOLVED-AND-ORDAINED,-that-the-said-----the-owner  
of-said-building,-either-remove-the-said-building-or-put-the  
same-in-a-good-state-of-repair,-and-that-he-commence-such-re-  
moval-or-repair-within-five-days-after-the-receipt-of-the  
notice-hereinafter-mentioned,-and-that-he-thereafter-diligently-  
continue-with-such-removal-or-repair-to-the-end-that-the-same  
be-completed-within-two-months-after-receipt-of-such-notice,  
further-be-it

RESOLVED-AND-ORDAINED-that-the-Town-Clerk,-pursuant-to  
and-in-the-manner-authorized-by-Town-Law,-§130,-Subdivision  
15,-Subparagraph-b,-shall-forthwith-cause-to-be-served-upon

RESOLUTIONS continued

the-said-owner-a-notice-in-writing-containing-a-description of-the-premises,-a-statement-of-the-particulars-in-which the-building-is-unsafe-and-dangerous-and-a-further-statement-ordering-him-to-make-the-same-safe-and-secure-or-to remove--the-same,-further-be-it

RESOLVED-AND-ORDAINED,-that,-in-the-event-of-the-neglect or-refusal-of-the-said-owner-to-comply-with-the-aforesaid-notice,-a-survey-of-the-premises-shall-be-made-by-the-inspector,-and-a-local-architect,-appointed-and-designated-for such-purpose,-and-by-a-practical-builder,-engineer-or-architect-to-be-appointed-by-said-owner,-and-that-in-the-event of-the-failure-or-refusal-of-said-owner-to-appoint-such-a person-to-act-in-his-behalf,-or-in-the-event-of-the-failure of-the-person-appointed-by-him-to-act,-the-survey-shall-be made-by-the-persons-appointed-as-aforesaid-by-this-Town-Board, that-the-practical-builder,-engineer-or-architect-to-act-for the-said-owner-shall-be-designated-by-the-said-owner-within ten-(10)-days-after-the-service-of-the-notice-upon-him-and such-owner-shall-within-such-time-notify-the-undersigned Town-Clerk-of-the-name-of-the-person-so-designated-and-such person-shall-at-all-time-be-expected-to-cooperate-with-the-Inspector-and-architect-named-by-this-Town-Board-as-aforesaid,-be-it-further

RESOLVED-AND-ORDAINED,-that-the-Inspector-and-architect-named-as-aforesaid,-and-the-builder,-engineer-or-architect named-by-said-owner,-if-named-and-acting,-shall-upon-completion-of-such-survey-report-in-writing-to-the-said-Town-Board, and-in-the-event-that-the-said-building-is-reported-unsafe-and-dangerous-by-said-persons-or-a-majority-of-them,-an-application-will-be-made-at-a-special-term-of-the-Supreme-Court in-the-judicial-district-in-which-the-property-is-located, such-term-to-be-designated-by-the-Town-Clerk,-for-an-order determining-that-the-said-building-is-a-public-nuisance-and directing-that-it-be-repaired-or-secured-or-taken-down-or removed-as-the-Court-may-determine,-be-it-further-

RESOLVED-AND-ORDAINED,-that-a-report-of-the-survey-on the-building,-signed-by-the-persons-making-the-report,-and setting-forth-in-full-their-findings-with-respect-to-the building-and-the-compensation-of-such-surveyors,-be-posted by-the-Town-Clerk-upon-the-said-building-within-five-days after-the-receipt-of-such-report-by-the-Town-Clerk,-be-it further

RESOLVED-AND-ORDAINED,-that-all-costs-and-expenses-incurred-by-the-town-in-connection-with-the-proceedings-to-remove-or-secure-said-building,-including-the-compensation of-the-surveyors-and-the-cost-of-repair-or-removal,-shall be-assessed-upon-the-land-upon-which-the-same-stands,-and be-it-further

RESOLVED-AND-ORDAINED,-that-notice-of-all-of-the-foregoing-shall-be-given-in-writing-to-the-said-owner-by-the Town-Clerk.

RESOLUTIONS continued

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#248 ADOPTS CHAPTER 54 TO THE RIVERHEAD TOWN CODE, "UNSAFE BUILDINGS AND COLLAPSED STRUCTURES LAW OF THE TOWN OF RIVERHEAD", LOCAL LAW#3-82.

Councilman Prusinowski offered the following resolution, which was seconded by Councilman Lombardi.

WHEREAS, Chapter 54 of the Riverhead Town Code, entitled, "Buildings and Structures, Dangerous" has been deleted from the Riverhead Town Code as Local Law 2-82, and

WHEREAS, the Town Board wishes to adopt a new Chapter 54 to the Riverhead Town Code, entitled "Unsafe Buildings and Collapsed Structures Law of the Town of Riverhead", Local Law 3-82, and

WHEREAS, on the 20th day of April, 1982, a public hearing was held and all those wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that a new Chapter 54 shall be added to the Riverhead Town Code which shall be entitled, "Unsafe Buildings and Collapsed Structures Law of the Town of Riverhead", Local Law 3-82, a copy which is attached hereto, and be it further

RESOLVED, that this local law shall take effect upon its being duly filed in the offices of the Secretary of State and the State Comptroller, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

"Unsafe Buildings and Collapsed Structures Law  
of  
the Town of Riverhead"

Chapter 54

§ 54-1 Title.

This chapter shall be known as the "Unsafe Buildings and Collapsed Structures Law of the Town of Riverhead".

§ 54-2 Purposes.

The purpose of this chapter is to promote the public health, safety and general welfare of the residents of the Town of Riverhead and the conservation of property and property values and to eliminate safety and health hazards.

§ 54-3 Unsafe Buildings prohibited.

All buildings or structures which are structurally unsafe, dangerous, unsanitary or not provided with adequate egress or which in relation to existing use constitute a hazard to safety or health by reason of inadequate maintenance, dilapidation,

RESOLUTIONS continued  
obsolescence or abandonment are, severally, for the purpose of  
this chapter, unsafe buildings. All such buildings and structures  
are hereby declared to be illegal and are prohibited and shall  
be abated by repair and rehabilitation or by demolition and  
removal in accordance with the procedures of this chapter.

§ 54-4 Inspection and report.

When in the opinion of the Building Inspector, any  
structure located in the Town of Riverhead shall be deemed to  
be unsafe or dangerous to the public, he shall make a formal  
inspection thereof and thereafter prepare a written report  
therof and file the same in his office.

§ 54-5 Service of notice.

A. When it shall be determined by the Building Inspector  
that a building or structure is dangerous or unsafe to the public,  
he shall promptly serve or cause to be served a notice on the  
owner or other persons having an interest in such property or  
structure as hereinafter provided.

B. The aforementioned notice shall be served on the  
owner of the premises or some one of the owner's executors, legal  
representatives, agents, lessees or other person having a vested  
or contingent interest in same, as shown by the last completed  
assessment roll of the Town, either personally or by registered  
mail, addressed to the person intended to be served at the last  
known place of business. If the notice is served by registered  
mail, the Building Inspector shall cause a copy of such notice  
to be posted on the premises.

§ 54-6 Contents of notice.

The notice referred to in § 54-5 hereof shall contain the following:

- A. A description of the premises
- B. A statement of the particulars in which the building  
or structure is unsafe or dangerous.
- C. An order requiring the building or structure to be  
made safe and secure or removed.
- D. A statement that the securing or removal of the  
building or structure shall commence within ten (10) days from  
the date of service of the notice and shall be completed within  
thirty (30) days thereafter. The Building Inspector may extend  
the time of compliance specified in the notice where there is  
evidence of intent to comply within the time specified and condi-  
tions exist which prevent immediate compliance. In granting any  
such extension of time, the Building Inspector may impose such  
conditions as he may deem appropriate.

RESOLUTIONS continued

E. A statement that in the event of the neglect or refusal of the person served with notice to comply with same, that a hearing will be held before the Riverhead Town Board, notice of which and the time and place thereof to be specified in the notice to the owner referred to in Section 54-5 hereof.

F. A statement that in the event that the Town Board, after the hearing specified in Section 54-6E hereof, shall determine that the building or structure is unsafe or dangerous to the public, that the Town Board may order the building or structure to be repaired and secured or taken down and removed.

G. A statement that in the event that the building or structure shall be determined by the Town to be unsafe or dangerous, and in the event of the neglect or refusal of the owner to repair or remove the same within the time provided, the Town may remove such building or structure by whatever means it deems appropriate and assess all costs and expenses incurred by the Town in connection with the proceedings to remove or secure, including the cost of actually removing said building or structure against the land on which said buildings or structures are located.

§54-7 Filing of copy of notice

A copy of the notice referred to in Section 54-6 hereof may be filed in the County Clerk of the County within which such building or structure is located, which notice shall be filed by such clerk in the same manner as notice of pendency pursuant to Article 65 of the Civil Practice Law and Rules, and shall have the same effect as a notice of pendency as therein provided, except as otherwise hereinafter provided in this paragraph. A notice so filed shall be effective for a period of one (1) year from the date of filing, provided, however, that it may be vacated upon the order of a Judge or Justice of a Court of record or upon the consent of the Town Attorney. The Clerk of the County where such notice is filed shall mark such notice and any record or docket thereof as cancelled of record upon the presentation and filing of such consent or of a certified copy of such order.

§54-8 Emergency measure to vacate.

If the Building Inspector determines that his inspection of any building or structure that there is actual and immediate danger of failure or collapse so as to endanger life, he shall promptly require the building, structure or portion thereof to be vacated forthwith and not to be reoccupied until the specified repairs are completed, inspected and approved by the Building Inspector. For this purpose he may enter such building or structure or land on which it stands or adjoining land or structures with such assistance and at such cost as may be necessary. He may also order adjacent structures to be vacated and protect the public by appropriate barricades or such other

RESOLUTIONS continued

means as may be necessary and for this purpose may close a private or public right-of-way. The Building Inspector shall cause to be posted at each entrance to such building or structure a notice stating, "This Building is unsafe and its use or occupancy has been prohibited by the Building Inspector". Such notice shall remain posted until the required repairs are made or demolition is completed. It shall be unlawful for any person, firm, or corporation or their agents or other persons to remove such notice without written permission of the Building Inspector or for any person to enter the building except for the purpose of making the required repairs or the demolition thereof.

§54-9 Costs and expenses.

All costs and expenses incurred by the Town of Riverhead in connection with any proceeding or any work done to remove the danger, or in connection with the demolition and removal of any such building or structure shall be assessed against the land on which such building or structure is located, and a statement of such expenses shall be presented to the owner of the property, or if the owner can not be ascertained or located, then such statement shall be posted in a conspicuous place on the premises. Such assessment shall be and constitute a lien upon such land. If the owner shall fail to pay such expenses within ten (10) days after the statement is presented or posted, a legal action may be brought to collect such assessment or to foreclose such lien. As an alternative to the maintenance of any such action, the Building Inspector may file a certificate of the actual expenses incurred as aforesaid, together with a statement identifying the property in connection with which the expenses were incurred, and the owner thereof, with the assessors, who shall in the preparation of the next assessment roll, assess such amount upon such property. Such amount shall be included in the levy against such property, shall constitute a lien and shall be collected and enforced in the same manner, by the same proceedings, at the same time, and under the same penalties as is provided by law for the collection and enforcement of real property taxes in the Town of Riverhead.

§54-10 Penalties for offenses.

A. Any person who neglects, refuses or fails to comply with any order or notice issued hereunder shall be guilty of an offense punishable by a fine not to exceed two hundred fifty dollars (250.00), or by imprisonment for a term not to exceed fifteen (15) days, or both such fine and imprisonment. Each week's continued violation shall constitute a separate additional offense or violation.

B. Nothing in this chapter shall be construed as depriving the Town of any other available remedy relevant to a violation of this chapter.

RESOLUTION continued  
§54-11 Severability.

The invalidity of any section, subsection or provision of this chapter shall not invalidate any other section, subsection or provision thereof.

§54-12 When effective.

This chapter shall take effect immediately.

Councilman Boschetti: "Before voting, I'd like to make a short statement that is regarding this new law. I believe that the proper safeguards have now been put into place. This afternoon at the work session, an amendment was advanced by myself regarding getting the Town Board more involved with the process at the very beginning, namely, what would happen is if the Building Inspector was to go out and make an inspection and a report is filed, that report would not be only filed in the Building Department, but also with the Town Board. There would be no further action taken for a ten day period to give time for the Town Board to review that file and review that report, thereby giving the Town Board more input and some basis for allowing that action to continue, if they deem it necessary. Furthermore, the Town Board would become involved if it was deemed necessary for further action, should the owner come before the Town Board and request a hearing which they would be obligated to receive, once receiving it, they would then have the opportunity to present their case and the Board would then make a decision either for or against at that time. Therefore, I vote, Yes."

Artale, Yes, Prusinowski: "Lou's explained the mechanics of the law. I think what this Town Board is trying to do is send a clear message out to those who want to abuse the Town of Riverhead. The people in this Town want relief and they want us to do something about it and that's the bottom line. Everywhere I do, we have to change the Town because people need jobs, they have to make a living and to those who want to use Riverhead and its people who work hard and pay taxes, this Town Board is serious about doing something about it. I vote, Yes."

Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Janoski: "Let the record show that the hour of 7:46 P.M. as arrived. The Town Clerk will please read a notice of Public Hearing."

PUBLIC HEARING - 7:45 P.M.

The Town Clerk submitted affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall on Tuesday, May 4, 1982 at 7:45 P.M. to

PUBLIC HEARINGS continued

hear all interested persons regarding the proposed local law to delete Chapter 22 of the Riverhead Town Code, Local Law #1-64, entitled "Local Laws, Adoption of", also a letter of correspondence from David Willmott supporting the adoption of this Local Law.

The affidavits were ordered to be placed on file.

Supervisor Janoski: "Would you read that into the record. Do you have it there?"

Irene Pendzick: "Dear Supervisor Janoski, I understand the Riverhead Town Board is contemplating passing a local law eliminating the requirement that before a law becomes record, it must be published in its entirety after action has been taken by the Town Board. It is my understanding that this printing is in addition to the printing of the law prior to the Town Board holding a public hearing. I would like to go on record as a citizen of the Town of Riverhead, and a publisher of a weekly newspaper in support of this action. The second printing of this notice is a waste of the taxpayers money. It runs counter to the recommended procedure and guidelines set by the State. The only people who benefit from such duplication are publishers. They should not expect a subsidy at the expense of the community taxpayers. Sincerely, David J. Willmott."

Supervisor Janoski: "Thank you. Mr. Town Attorney."

Richard Ehlers: "The Town Board can legislate in two ways. One is by adopting ordinances and another is by passing a local law. If you will, the local law is one of greater dignity and it provides by the state statute that when a local law is proposed, it is published in a newspaper and a notice of hearing is given at that time. A hearing is then held. Under the State procedure, after that it is published in the official records of the State of New York by Albany and is available to anyone throughout the State. That's why it is of greater dignity. The ordinance is merely published in the local newspaper giving notice only to the inhabitants of the particular municipality. Riverhead, in 1964, tinkered with this procedure and required the publication after the adoption in the local newspaper. That is now a subject for discussion whether or not that is necessary at this time."

Supervisor Janoski: "Thank you. Is there anyone present who wishes to address the Town Board on this issue? That being the case I declare the hearing closed. We will proceed with the resolutions. Hearing closed at 7:52 P.M."

RESOLUTIONS

#249

RESOLUTION REPEALING ARTICLE IX, BOARD OF HOUSING APPEALS, LOCAL LAW 4-82.

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

## RESOLUTIONS continued

WHEREAS, the Town Board wishes to repeal former Article IX of the Riverhead Town Code known as the Board of Housing Appeals, and

WHEREAS, a public hearing was held on the 20th day of April, 1982, and all those persons wishing to be heard were heard, NOW, THEREFORE, BE IT

RESOLVED, that former Article IX of the Riverhead Town Code known as the Board of Housing Appeals, is hereby repealed by Local Law 4-82, a copy of which is attached hereto, and be it further

RESOLVED, that his local law shall take effect upon being duly filed in the offices of the Secretary of State and the State Comptroller, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

## ARTICLE IX

## Board of Housing Appeals

## §68-48.--Appointment; membership; terms.

The Town Board shall appoint from among its membership a Board of Housing Appeals consisting of three (3) members, each to serve at the pleasure of the Town Board or for such terms as may be designated by it.--No more than one (1) Town Justice shall act as a member of the Board of Housing Appeals at one time.

## §68-49.--Meetings; officers.

The Board of Housing Appeals shall select one (1) of its members to act as Chairman, and shall meet at the call of the Chairman but not less often than once each month.--All meetings of the Board shall be open to the public.--Minutes of the proceedings shall be kept by the Clerk.

## §68-50.--Jurisdiction and duties.

A.--When a notice of violation has been issued, the Board of Housing Appeals shall have jurisdiction to hold hearings and make determinations in the following cases:

1.--When there is a conflict between an owner and an occupant or operator as to primary responsibility under §68-37 and §68-38.

2.--When it is claimed that the enforcing officer did not set a reasonable time for compliance or refused to extend time for compliance in a proper case.

3.--When it is claimed that the enforcing officer incorrectly interpreted any material and relevant section of the Chapter.

B.--The Board may render informal advisory opinions on this chapter upon request of any citizen, including the

## RESOLUTIONS continued

enforcing officers, the Court or the Town Board, and may on its own initiative make recommendations to the Town Board as to possible changes in the chapter.

## §68-51.--Procedure:

A.--On or before the return date of the notice of violation but subsequent to the date for compliance, if any, set forth in such notice, the enforcing officer shall appear before the Magistrate and verify any information subsequent to the notice of violation and file the same with the court. No warrant shall issue on any information filed hereunder prior to the return date of the notice of violation.

B.--Immediately following his arraignment but before being required to plead thereto, the defendant shall be advised of his right at a hearing before the Board on any of the grounds set forth in §68-50 and to an adjournment of the instant proceedings pending determination by the Board.--The defendant shall be advised that if he does elect to have such hearing, statements made by him in connection with such hearing may be used against him in subsequent court proceedings, if any, and that if he desires a hearing on the grounds that another person is primarily responsible for the violation, he is admitting the existence of the violation.

C.--If the defendant does not desire such hearing, he shall be deemed to have waived any claim that he is merely secondarily responsible for the violation, and he shall then be required to plead to the information, and the Court shall proceed in the usual manner in the case.

D.--If the defendant does desire a hearing before the Board, he shall so indicate and state the grounds therefor.--If the grounds are not one of those set forth in §68-50, the Court shall proceed as if hearing had been waived.--If proper grounds are stated, the Court shall adjourn all proceedings before it in the instant case to a date subsequent to ten (10) days after the next meeting of the Board to be held not less than seven (7) days thereafter, and shall advise the defendant to appear before the Board at its next such meeting to be heard.--The Court shall advise the Board of cases so referred to it.

E.--If the defendant claims the grounds of §68-50(1), at least five (5) days prior to the hearing he shall serve a notice on the person alleged to be primarily responsible for the violation, stating the grounds of the notice of violation, the grounds of the request for hearing, the time and place of the hearing and that the person served may be held primarily responsible if he does not appear at the time and place of the hearing.--The defendant shall file sworn proof of service with the Board at the hearing unless the person served appears.

## RESOLUTIONS continued

## §68-52:--Conduct-of-hearing.

The hearing shall be conducted under the supervision of the Chairman with the purpose of establishing the facts and the applicable law in a manner consistent with fairness and the standards applied by reasonable men in the conduct of their business affairs. -- Strict rules of evidence shall not apply, except that the chairman may exclude irrelevant evidence and limit cumulative testimony or evidence. -- Persons may appear before the Board in person, by attorney or representative and shall be afforded sufficient opportunity to present their cases, under oath or not, as they see fit. -- The Board may call other persons to give evidence and may take into account their personal knowledge of the facts, but if such personal knowledge is considered a statement to that effect must be made at the public hearing.

## §68-53--Findings.

After consideration of the evidence the Board shall, within ten (10) days of the hearing, make its determination and order that the notice of violation be sustained, modified or withdrawn in each case where the Board finds that further proceedings are in order, it shall instruct the enforcing officer how to proceed. -- In such case the Board may direct the serving and filing of new or amended notices of violation on any party or other person and may direct times for compliance, and shall have all of the authorities of the enforcing officer in such cases. No order shall be effective unless mailed to a party who appeared or unless served on any other party or person affected.

## §68-54:--Effect-of-findings-on-court-proceedings.

A. -- Upon determination by the Board that the notice of violation should be sustained, court proceedings shall continue in the usual manner, the defendant to appear in Court on the adjourned date to plead to the information.

B. -- Upon determination that the notice of violation should be withdrawn, the information shall be dismissed with prejudice.

C. -- Upon determination that the notice of violation should be modified, the information shall be dismissed without prejudice to the serving of new notices of violation and filing of new informations in accordance with the directions of the Board.

## §68-55:--Effect-of-prior-determination.

There shall be no right of hearing before the Board on any notice of violation served or filed by or at the direction of the Board.

## §68-56:--Voluntary-inspections.

For the purpose of establishing the condition of premises-

## RESOLUTIONS continued

at any given time, the enforcing officer may, at the request of an owner or occupant, when not otherwise prohibited hereunder or by law, upon the payment of a fee of two dollars (\$2.00), inspect and report the condition of any premises subject hereto and file such report in his office. -- Such report shall be presumptive evidence of the facts stated therein.

Councilman Boschetti: "Again a short statement before voting. On this particular resolution before us, the Board of Housing Appeals. I'm voting on it, the way I am because it's my feeling having heard and read all the comments that were given during the Public Hearing that this particular Board is really a duplication of effort. It would be composed, had it existed of Town Board members, which of course, has a complaint about any Department, particularly the Building Department. Therefore, I view it as just another level of bureaucracy and is to be unnecessary and indeed it never was in place at, so I vote, Yes."

Councilman Artale: "In view of the fact it is a duplication of due process, I also vote, Yes."

Councilman Prusinowski: "One of the things I read in the local papers was that we're taking away the rights of the people. First of all, we're not taking away the rights of anybody, because everybody has their recourse in the Courts. Second of all, the Board of Housing Appeals cannot overrule County Health regulations, cannot overrule the State, overrule the State Fire Code, so a lot of the complaints we get in the Building Department are regulations that we have no control over any how. So the, we're down to the Local Laws, if an individual does not agree with the Local Laws in the Code book, then you can petition the Town Board and we have a Review Board set up with John Lombardi and Lou Boschetti on it, where you can review Town Ordinances, so now you're down to the bottom line, like Lou said and Vince said. It's a duplication of effort, you have the violations will be taken into the Justice Court and believe me in a lot of cases, if the landlords think they are going to get a better deal with the Town Board, I would suggest they go to Court because if you get a situation where I got people screaming down my back on a daily basis about what are you going to do about this, believe me, they're going to be tougher. I vote, Yes."

Councilman Lombardi: "Yes."

Supervisor Janoski: "The Town Board, I think, in enacting the previous two resolutions is certainly giving a message and we intend to keep up the work and keep on the course which we have set in order to reverse some of the conditions that have existed in the Town. I vote, Yes."

The resolution was thereupon declared duly adopted.

RESOLUTIONS continued#250 ADOPT THE COMPILATION OF CODES, RULES AND REGULATIONS

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that Records Retention and Disposition Schedule No. 19-TC-1 issued pursuant to Part 185, Title 8 of the Official Compilation of Codes, Rules, and Regulations of the State of New York and containing minimum legal retention periods for town records is hereby adopted for use by the Town Clerk of the Town of Riverhead; and be it

FURTHER RESOLVED, that this Town Board hereby authorizes the disposition of records in accordance with the minimum legal retention periods set forth in Records Retention and Disposition Schedule No. 19-TC-1; and be it

FURTHER RESOLVED, that the Town Clerk, be and hereby is, directed to furnish a certified copy of this Resolution to the Commissioner of Education.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#251 AUTHORIZES POLICE OFFICER TO ATTEND UNIVERSITY OF DELAWARE PUBLIC SAFETY RADIO DISPATCHER'S SEMINAR.

Councilman Artale offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, the University of Delaware is offering a Public Safety Dispatcher's Seminar on June 7, 8, and 9, 1982.

NOW, THEREFORE, BE IT RESOLVED, Police Officer John Kurpetski and Police Officer William Moisa be and are hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that \$380 be advanced for the seminar registration fee and \$375 be advanced to Police Officer Kurpetski for food, lodging and travelling expenses which shall be receipted upon return, and said expenses shall be charged to the Police Department Budget.

The vote, Boshcetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#251 AUTHORIZES APPOINTMENT OF PARK ATTENDANTS TO RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that the following be and are hereby appointed to serve as Park Attendants effective May 10, 1982 to and including September 10, 1982, to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Thomas O'Shea	\$3.50
John N. Harris	\$3.35
James H. Clinton	\$3.35

RESOLUTIONS continued  
Councilman Prusinowski: All these people are selected by a lottery ticket.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.  
 The resolution was thereupon declared duly adopted.

#253 AUTHORIZES SUPERVISOR TO EXECUTE THE APPROVAL OF ASSURANCES, RE: MIAMOGUE LAGOON

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

WHEREAS, Suffolk County has indicated its intent to dredge the Miamogue Lagoon in the Town of Riverhead, and  
 WHEREAS, such dredging was previously conducted pursuant to a Town Board resolution of assurances adopted April 15, 1975, and

WHEREAS, it is intended that the same assurances given in the resolution dated April 15, 1975, and be continued in full force and effect through January, 1985,

NOW, THEREFORE, BE IT  
 RESOLVED, that the Supervisor is authorized to execute the approval of assurances for a period extending through January, 1985.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#254 RESOLUTION ADOPTING LOCAL LAW #1-1982, TAX EXEMPTION FOR ELIGIBLE BUSINESS FACILITIES

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, in order to promote business in the Town of Riverhead, it is the intent of the Riverhead Town Board to implement the provisions of the Real Property Tax Law of the State of New York, §485, as amended July 24, 1976, implementing a schedule of exemptions for a period of five years as contained in the attached local law, and

WHEREAS, a Public Hearing was held on the 6th day of April, 1982, and all those persons wishing to be heard were heard,

NOW, THEREFORE, BE IT  
 RESOLVED, that the attached Tax Exemption for Eligible Business Facilities, to be known as Local Law #1-1982, providing for a tax exemption for a period of five years, is hereby adopted, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution, with attachments, and be it further

RESOLVED, that this local law shall take effect upon its being filed in the Office of the Secretary of State and the Office of the State Comptroller.

TAX EXEMPTION FOR ELIGIBLE  
 BUSINESS FACILITIES

RESOLUTIONS continued

Intent. By the adoption of this local law, it is the intent of the Riverhead Town Board to implement the provisions of the Real Property Tax Law of the State of New York, §485, as amended July 24, 1976, subject to the limitations and restrictions stated in this local law.

Definitions.

BOARD: The New York State job incentive Board created by section one hundred sixteen (§116) of the Commerce Law.

BUSINESS CONCERN: Any person or entity subject to taxation under article nine-a, nine-b, nine-c, twenty-three, thirty-two, or thirty-three of the tax law.

ELIGIBLE AREA: Shall include the whole of Riverhead Town.

ELIGIBLE BUSINESS FACILITY: A place of business located in an eligible area, which meets the requirements set forth in section one hundred eighteen of the Commerce Law, and for which a certificate of eligibility has been issued by the board as provided in section one hundred twenty of the Commerce Law. A facility for which such a certificate is issued shall be deemed an eligible business facility only during the taxable year or as of the taxable status date to which such certificate related, as provided in section one hundred twenty of the Commerce Law.

RESIDENT: An individual who is domiciled in an eligible area.

Eligible Facility.

A business facility, to be an eligible business facility for the purposes of this act, shall meet each of the following requirements:

a. It shall be located in an eligible area as defined in subdivision (c) of section one hundred fifteen of the Commerce Law

b. Such facility shall not be an eligible facility under such subdivision (c) if it is (i) primarily used in making retail sales of goods or services to customers who personally visit such facility to obtain such goods or services, or (ii) used primarily as an apartment house or other place of business other than a hotel, motel or other resort facility utilized for the encouragement, stimulation, promotion of tourist, travel, resort, or vacation business which furnishes dwelling space or accommodations to either resident or transients. A facility shall be deemed to meet this requirement if it is used primarily in the encouragement, stimulation or promotion of tourist, travel, resort, or vacation business within the eligible area and counties

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RESOLUTIONS continued

outside such eligible area but contiguous thereto. Such facilities shall include but not be limited to: hotels, motels or other resort facilities utilized in such business pursuits.

c. It shall be a facility which creates or retains in the eligible area in which it is located not less than five jobs.

d. It shall be a facility in which the business concern operating the same provides a training program or programs, satisfactory to the board, which are:

(i) approved or approvable under the state manpower training act, or

(ii) registered as an apprentice training program with the state bureau of apprentice training, or

(iii) approved or approvable as a bona fide apprenticeship training program or on-the-job training program under public law 90-77,

and which prepare residents of the eligible area in which such facility is located for jobs created or retained in such area as required by subdivision (c) of this section, and which assure such resident opportunities for job upgrading and for entry into supervisory positions, provided, however, that if a business concern operating a facility shall have provided such a program or programs for as long as the board determines to be feasible, the termination of such program or programs, if the board consents thereto, shall not terminate the eligibility of such facility.

e. It shall not be an international banking facility. The term "international banking facility" shall have the same meaning as is set forth in the New York State banking law or regulations of the New York State banking department or as is set forth in the law of the United States or regulations of the board of governors of the federal reserve system.

Schedule of Exemptions.

An eligible business facility, as certified by the New York state job incentive board, pursuant to section one hundred and twenty of the Commerce Law shall be exempt from taxes and special ad valorem levies imposed by the Town of Riverhead to the extent granted by the attached schedule of exemptions of any increase in the value thereof which is attributable to expenditures certified by said board to have been paid or incurred by the owner or operator for capital improvements, commenced on or after the date upon which the area in which the eligible business facility is located became an eligible area pursuant to section one hundred fifteen of the Commerce Law, consisting of the construction, reconstruction, erection or improvement of

RESOLUTIONS continued

depreciable real property included in such facility. Such exemption shall be applicable for a period not to exceed five years, and shall be continued from year to year during such period only if the certificate of eligibility with respect to such business facility is not revoked or modified and is renewed or extended as provided in section one hundred twenty of the Commerce Law.

Such real property shall be exempt for a period of one year to the extent of fifty per centum of the increase in assessed value attributable to such construction, reconstruction, erection, or improvement of depreciable real property included in such facility, and for an additional period of four years provided, however, that the extent of such exemption shall be decreased by ten per centum each year during such additional period of four years. The following table shall illustrate the computation of the tax exemption:

<u>Year of Exemption</u>	<u>Percentage of Exemption</u>
1	50
2	40
3	30
4	20
5	10

Such exemption shall terminate after the fifth year.

Form of Application.

The exemption provided by this local law shall be granted only upon an application by the owner or operator of such facility on a form prescribed by the state board to which there shall be attached a copy of a certificate of eligibility issued by the New York State job incentive board. Such application shall be filed with the Riverhead Assessor's Office on or before the appropriate taxable status dates. Copies of such application shall be filed simultaneously with the State Board and with the New York State job incentive board.

Assessor's Office.

a. The assessors shall consider the application for such exemption and if the same is in order shall determine the assessed value of such exemption in accordance with the certificate of eligibility and enter such value on the exemption portion of the assessment roll. The eligible business facility shall then be exempt to the extent provided by this local law from taxes and special ad valorem levies commencing with the assessment roll prepared on the next following taxable status date.

RESOLUTIONS continued

b. If an exemption has once been granted for a business facility under this section and the assessors receive notice that a certificate of eligibility of such facility has been revoked or modified, they shall redetermine the assessed value of any such exemption in accordance with such revocation or modification. If upon such redetermination it appears for a year for which an exemption has been granted that such facility has been ineligible or that the assessed value of such exemption as redetermined is less than the assessed value of such exemption as shown on the assessment rolls for such year, then a tax shall be levied at the rate of tax for such year upon so much of the assessed valuation of such exemption, as shown on such assessment rolls, as may be ineligible or excessive. Such tax shall be levied as an omitted assessment in the manner provided in section five hundred fifty of this chapter for each such year. Any such redetermination shall be made no later than three years after the applicant for exemption last received benefit of any exemption under this section.

The vote, Boschetti, Yes,

Councilman Artale: "I am very happy to be the author of this bill and this is something that we have been looking forward to extending tax exemption for a five year period to kind of attract, we hope, is local business to the Town of Riverhead. The Supervisor and I made a trip to the School Board and we also spoke to them about the possibility of them adopting either this plan or one similar to it and they seemed to be, at that time, receptive to the idea. I just hope they go along with it, and I emphatically vote Yes."

Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.  
The resolution was thereupon declared duly adopted.

#255 AUTHORIZES TRANSFER OF FUNDS-HIGHWAY DEPARTMENT

Councilman Boschetti offered the following resolution, which was seconded by Councilman Artale.

RESOLVED, that the Superintendent of Highways is authorized to transfer the following:

FROM:	HIGHWAY ITEM #4 DS5140.410	\$5,000.00
TO:	HIGHWAY ITEM #4 DS5140.420	\$5,000.00

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#256 TRANSFER OF FUNDS-SAFETY FROM ANIMALS

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

RESOLVED, THAT THE Supervisor be, and hereby is, authorized

RESOLUTIONS continued  
to transfer the following:

	FROM:	TO:
A3510.430 SAFETY FROM ANIMALS- DOG FOOD	\$300.00	
A3510.200 SAFETY FROM ANIMALS-EQUIPMENT		\$300.00

Supervisor Janoski: "Moved & Seconded. John, when you vote, would you explain what it is that we're doing here."  
The vote, Boshcetti, Yes, Artale, Yes, Prusinowski, Yes,

Councilman Lombardi: "Before I vote, I better explain it. We built some dog cages and it cost \$300.00 and it had to come out of the dog fund, so we took that out of food and we transferred it over to equipment."

Supervisor Janoski: "Could you explain the deal that we go on these dog cages?"

Councilman Lombardi: "Well, we got a very good deal. We ordered six cages and we were going to be paying \$100.00 a cage. Well a fellow made three cages and it cost him \$500.00 for three cages, so he stopped making the cages, but we got three for \$300.00. So we made out on the deal. It cost him more than what he quoted us."

Supervisor Janoski: "This is one time that there is no government cost overrun."

Councilman Lombardi: "No, so we made out."

Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

PUBLIC HEARING - 8:00 P.M.

The Town Clerk submitted affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall on Tuesday, May 4, 1982 at 8:00 P.M. to hear all interested persons regarding the Special Permit application of Steve & Josephine Mitacchione to extend an existing non-conforming use of premises located in Business "B" District, at the intersection of Sound Avenue and Route 25A, Wading River, New York, to be utilized to store and sell firewood and coal also correspondence from the Suffolk County Department of Planning dated 4/12/82, submitting that application is a matter for local determination. Commenting that appropriate screening warrants consideration and from Charles Cuddy, dated 4/28/82, noting that application would be limited solely to the storage of firewood and not be utilized in connection with the storage or sale of coal. The affidavits were ordered to be placed on file.

Supervisor Janoski: "Thank you, Mrs. Pendzick. Is there anyone present representing Mr. & Mrs. Mitacchione?"

PUBLIC HEARING continued

Charles Cuddy: "This involves the intersection piece at Route 25 and Sound Avenue. It's approximately six acres in size, and presently it is being used by Mr. Mitacchione who's here with me tonight, to store firewood and also to sell coal. We simply would like to use an additional two acres of land to store firewood on. Now, we've been before the Planning Board. The Planning Board recommended that this be approved by the Town Board. We have one problem with the recommendation by the Planning Board and I'd like you to consider it. At the time we appeared before the Planning Board, we had talked about screening with them. The Planning Board subsequently, without any further input from us, recommended that there be a fence put up. A fence in that area would cost somewhere around \$4,000. What we're simply doing, is storing wood, long logs, there's really no need for a fence. There is in that area, brush and we're willing to put up some additional screening if they want, but \$4,000 for a fence to store wood is considerable. The reason for this application, by the way, is that Mr. Mitacchione is one of the few places, in this area, who sells firewood. The demand for firewood has been un-presented in the last two or three years. We appeared here in 1980 and you granted the original application and because of the demand, we just simply need more space. He's here to answer any questions the Board may have."

Supervisor Janoski: "Thank you Mr. Cuddy. Is there anyone present who wishes to address the Town Board on this Matter? That being the case, I declare the hearing closed. Thank you, Mr. Cuddy."

Charles Cuddy: "May I say just one additional thing?"

Supervisor Janoski: "Let me open up the hearing again."

Charles Cuddy: "Yes, only to the point of the fence. If for some reason, the Board finds that the fence is necessary, I would ask that you perhaps, you condition it upon the use of more than fifty percent of this additional area, because for the time being we just need a small portion of the area. We don't need entire but we will as years go by and I'd ask the Board to consider that. "

Supervisor Janoski: "Thank you Mr. Cuddy. The hearing is closed at 8:05 p.m. I'm going to have a recess until quarter past the hour."

Supervisor Janoski: "Meeting will please come to order. We will return to the business of resolutions."

RESOLUTIONS

#257

GRANTS PERMISSION FOR RIVERHEAD ROTARY CLUB TO CONDUCT CARNIVAL

RESOLUTIONS continued

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Riverhead, the Town Board has received an application by the Riverhead Rotary Club requesting permission to conduct a carnival from June 1 to June 7, 1982, inclusive, in the parking lot of the former Great Eastern Shopping Center, Route 58, Riverhead, New York, and

WHEREAS, the Riverhead Rotary Club has secured a Certificate of Insurance in the amount of \$3,000,000 and

WHEREAS, the Town Board has deemed this event an appropriate means of fund raising.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby grants permission to the Riverhead Rotary Club to conduct said carnival from June 1, to June 7, 1982, inclusive, and that same is approved subject to the provisions of Chapter 90 of the Code of the Town of Riverhead.

NOW BE IT FURTHER RESOLVED, that this Town Board does hereby waive the license fee of \$100.00 in accordance with Section 90 of the Riverhead Town Code.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#258

RECLASSIFICATION OF YOUTH COUNSELOR

Councilman Boschetti offered the following resolution, which was seconded by Councilman Artale.

WHEREAS, the Department of Civil Service has reclassified the position of Youth Services Coordinator to Youth Counselor,

NOW, THEREFORE, BE IT RESOLVED, that Donna Sievers, formerly working under the position of Youth Services Coordinator, be and hereby is reclassified as a Youth Counselor, effective April 26, 1982.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#259

RESOLUTION SUPPORTING SUFFOLK COUNTY ACCEPTING SHELTER ISLAND'S HIGHWAY SYSTEM

Councilman Artale offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, in April, 1977, the County of Suffolk turned over to the Town of Shelter Island all the county roads in that Town, and

WHEREAS, the Town of Shelter Island has repeatedly requested that the County of Suffolk accept back into their highway system said road previously turned over to the Town of Shelter Island, and

WHEREAS, the Town of Shelter Island has no way of maintaining these roads except to burden its residents with further tax increases, and

WHEREAS, the Town of Shelter Island receives no decrease in the amount of County road taxes paid to the County.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby supports the efforts of the Town of

RESOLUTIONS continued

Shelter Island to have the County of Suffolk accept the aforementioned roads back into the Suffolk County Highway System, and

FURTHER, BE IT RESOLVED, that a copy of this resolution be forwarded to County Executive Cohalan, William Richard, Presiding Officer of the Suffolk County Legislature, Legislator Greg Blass, and the Clerk of the Town of Shelter Island.

Supervisor Janoski: "Let me just say that the Town of Shelter Island has requested this action by the Riverhead Town Board, Moved & Seconded, Mrs. Pendzick."

The vote, Boschetti, Yes, Artale, Yes, Prusinowski,

Councilman Prusinowski: "Just as a point of information, believe it or not, the County of Suffolk sends a Highway crew to Fishers Island ever day during the summer, so if they can send one truck from Orient Point to New London to drive to the Fishers Island ferry to go to Fishers Island, they can certainly send a Highway crew to Shelter Island, I vote Yes."

Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#268 ACCEPTS RESIGNATION OF HOME AIDE

Councilman Prusinowski offered the following resolution, which was seconded by Councilman Lombardi.

WHEREAS, PEARL BERRY did submit her letter of resignation from her position as Home Aide.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board does hereby accept the resignation of Pearl Berry effective April 26, 1982.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#269 ACCEPTS RESIGNATION OF HOME AIDE

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, MABEL BELL did submit her letter of resignation from here position as Home Aide.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board does hereby accept the resignation of Mabel Bell effective April 30, 1982.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#262 APPOINTS HOME AID

Councilman Boschetti, offered the following resolution, which was seconded by Councilman Artale.

RESOLUTIONS continued

WHEREAS, due to the recent resignations of several Home Aides,

NOW, THEREFORE, BE IT RESOLVED, that Rita Baxter be and is hereby appointed to the position of Home Aide effective May 4, 1982 at the hourly rate of \$3.75.

The vote Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#263 REDUCES WORK SCHEDULE OF ACCOUNT CLERK TYPIST POSITION IN ACCOUNTING DEPARTMENT

Councilman Artale offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, an Account Clerk-Typist Position in the Accounting Department will be put on a reduced work schedule.

NOW, THEREFORE, BE IT RESOLVED, that Evon Jefferson, a full-time Account Clerk Typist, be changed to part-time, not to exceed twenty hours per week, at an hourly rate of \$4.50, effective May 10, 1982.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#264 RESOLUTION ADOPTING LOCAL LAW #5-1982, AMENDING CHAPTER 103, SECTION 103-5(B)3, SCAVENGER WASTE FEES

Councilman Prusinowski offered the following resolution, which was seconded by Councilman Lombardi.

WHEREAS, this Town Board deems it necessary to amend section 103-5(B)3 of the Riverhead Town Code allowing the tank capacity of the vehicle used in the transportation of raw sewerage or cesspool contents to be determined as full or one-half full based on the sight glass reading, and

WHEREAS, on the 20th day of April, 1982, a public hearing was held wherein all those wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that Section 103-5(B)3 of the Riverhead Town Code, Local Law #5-1982, is hereby adopted, which amends said section to read as follows:

(3) Cesspool Cleaning. The license fee for any vehicle used in the transportation of raw sewerage or cesspool contents shall be the sum of two hundred dollars (\$200.00) per annum if he is a taxpayer in the Town of Riverhead and five hundred dollars (\$500.00) per annum for non-taxpayers. In addition, there shall be imposed an additional fee for scavenger waste and duck blood as follows: The fee for disposing of scavenger waste or duck blood shall be one cent (\$.01) per gallon and shall be based upon the tank capacity of the vehicle. Such capacity shall be determined to be either the full capacity or one-half the full capacity based on the sight glass reading. One-half capacity shall be the minimum capacity charged.

RESOLUTIONS continued\*underscore indicates addition

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution, and be it further

RESOLVED, that this local law shall take effect upon its being duly filed in the offices of the Secretary of State and the State Comptroller.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#265

CALLS PERFORMANCE BOND OF LONG ISLAND DOCK AND BULKHEAD CORP., RE: GASOLINE STORAGE TANKS

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, Long Island Dock & Bulkhead, Corp. of 90 Beach Road, Massapequa, N.Y., entered into a contract with the Town of Riverhead on November 25, 1981, for the installation of gasoline storage tanks at the Municipal Garage, and

WHEREAS, pursuant to this contract a performance bond running to the Town of Riverhead with Union Indemnity Insurance Company of New York as surety was executed November 9, 1981, and

WHEREAS, such bond provides as a condition that the contractor shall promptly and faithfully perform said contract, and

WHEREAS, such contract has not been performed,

NOW, THEREFORE, BE IT

RESOLVED, that the performance bond dated November 9, 1981, between Long Island Dock & Bulkhead Corp., as contractor and Union Indemnity Insurance Company of New York as surety be hereby called, and be it further

RESOLVED, that demand be made by the Town of Riverhead, of the surety to perform on said bond, and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute any documents necessary to give notice of this demand.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#266

CALLS PERFORMANCE BOND OF LYON AND REBOLI, INC.  
RE: STORM DRAINAGE FACILITIES AT PARKER ROAD

Councilman Boschetti offered the following resolution, which was seconded by Councilman Artale.

WHEREAS, Lyon & Reboli, Inc., of 56 Comsewogue Road, East Setauket, New York, entered into a contract with the Town of Riverhead on October 20, 1981, for the installation of storm drainage facilities at Parker Road in the Town of Riverhead, and

WHEREAS, pursuant to this contract a performance bond running to the Town of Riverhead with Fireman's Insurance Company of Newark, New Jersey as surety was executed October 28, 1981, and

WHEREAS, such bond provides as a condition that the contractor shall promptly and faithfully perform said contract, and

RESOLUTIONS continued

WHEREAS, such contract has not been performed,  
 NOW, THEREFORE, BE IT  
 RESOLVED, that the performance bond dated, October 27,  
 1981, between Lyon & Reboli, Inc., as contractor and Fireman's  
 Insurance Company as surety be hereby called, and be it further  
 RESOLVED that demand be made by the Town of Riverhead of  
 the surety to perform on said bond, and be it further  
 RESOLVED, that the Supervisor be and is hereby autho-  
 rized to execute any documents necessary to give notice of this  
 demand.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes,  
 Lombardi, Yes, Janoski, Yes.  
 The resolution was thereupon declared duly adopted.

#269 AUTHORIZES BUDGET ADJUSTMENT IN YOUTH SERVICE CAPITAL PROJECT

Councilman Lombardi offered the following resolution,  
 which was seconded by Councilman Prusinowski.  
 RESOLVED, that the Supervisor be and hereby is autho-  
 rized to adjust the following Youth Service Capital Project  
 Budget.

	<u>FROM</u>	<u>TO</u>
H5031.53 Transfer from General Town	\$2,500.00	
H7310.853 Fringe Benefits	1,000.00	
H9030.853 Social Security		\$1,000.00
H9060.853 Health Insurance		1,500.00
H7310.453 Contractual Expenses		1,000.00

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes,  
 Lombardi, Yes, Janoski, Yes.  
 The resolution was thereupon declared duly adopted.

#270 AUTHORIZED BUDGET ADJUSTMENT IN GENERAL TOWN

Councilman Boschetti offered the following resolution,  
 which was seconded by Councilman Artale.  
 RESOLVED, that the Supervisor be and hereby is authorized  
 to adjust the General Town Accounts.

	<u>FROM</u>	<u>TO</u>
A1910.400 Insurance	\$10,500.00	
A3120.215 Police Radio System		\$8,000.00
A9951.300 Transfer to Youth Service Capital Project		2,500.00

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes,  
 Lombardi, Yes, Janoski, Yes,  
 The resolution was thereupon declared duly adopted.

RESOLUTIONS continued#271 APPROVES SITE PLAN OF ANCHOR SAVINGS BANK

Councilman Artale offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, an application has been made by Anchor Savings Bank to this Town Board for site plan review for the addition of a drive-in window, and

WHEREAS, said plan has been approved by the Zoning Board of Appeals with the granted variance contained in the order of November 19, 1981, and

WHEREAS, the Environmental Quality Review Board has declared this action to be a Type II Action pursuant to SEQR.

NOW, THEREFORE, BE IT RESOLVED, that the site plan submitted by Anchor Savings Bank for the addition of a drive-in window be approved subject to the added condition that no right turn be permitted onto East Avenue and that a sign be posted clearly stating same.

The vote, Boschetti, Yes, Artale,

Councilman Artale: "The reason, I hesitated was there a mistake in here, it says left turn, it is a right turn. Yes."

Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#272 APPOINTS BINGO INSPECTOR

Councilman Prusinowski offered the following resolution, which was seconded by Councilman Artale.

RESOLVED, that Kevin Caulfield, be and is hereby appointed to the position of Bingo Inspector for the Town of Riverhead at a rate of \$5.25 per hour, not to exceed THREE THOUSAND AND 00/100 (\$3,000) DOLLARS per annum, effective immediately.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#273 AWARDS FOUR WHEEL DRIVE VEHICLE BID

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, this Town Board authorized the Town Clerk of the Town of Riverhead to advertise for bids for one (1) used four wheel drive vehicle, and

WHEREAS, said bids were publicly opened and read aloud on Monday, April 5, 1982, at 11:00 A.M., and

WHEREAS, this Town Board deems Mr. Shirley Y. Hallock as the lowest responsible Bidder,

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board does hereby agree to purchase from Mr. Shirley Y. Hallock; one (1) 1979 International

RESOLUTIONS continued

Scout II for the amount of \$5,400.00

The vote, Boschetti, Yes, Artale, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

#274 AUTHORIZES ATTENDANCE AT MUNICIPAL CLERK'S CONFERENCE

Councilman Boschetti offered the following resolution, which was seconded by Councilman Artale.

RESOLVED, that the Town Clerk be, and hereby is, authorized to attend the Fourteenth Annual Institute for Professional Clerks Seminar, on the dates of August 15th to the 20th, 1982, at Syracuse University, and that all related expenses are to be charged to the Town Clerk's account.

The Vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

BILLS

Bills submitted on abstract dated May 4, 1982 as follows:

General Town	\$ 27,890.97
Highway Item #1	803.26
Highway Item #2	2,228.53
Highway Item #3	15,323.61
Sewer	5,261.22
Water	625.24
Capital Projects	445.77
Capital Projects	1,487.85
Seniors Helping Seniors Cap.	107.45
Seniors Helping Seniors Cap.	4,434.98
Discretionary	7,966.01

Councilman Boschetti offered the following resolution, which was seconded by Councilman Artale.

RESOLVED, that subject to complete audit, the following bill be approved for payment:

General Town	\$ 27,890.97
Highway Item #1	803.26
Highway Item #2	2,228.53
Highway Item #3	15,323.61
Sewer	5,261.22
Water	625.24
Capital Projects	445.77
Capital Projects	1,487.85
Seniors Helping Seniors Cap.	107.45
Seniors Helping Seniors Cap.	4,434.98
Discretionary	y,966.01

BILLS continued

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, Janoski, Yes.

The resolution was thereupon declared duly adopted.

PUBLIC APPEARANCES

Supervisor Janoski: "I would open the meeting once again for any comments. Mrs. Casey."

Kathy Casey: "I have a couple questions with regards to the Oak Trailer Park and Mr. & Mrs. Joseph Sullivan. But I would like to ask Mr. Boschetti, is it true sir that you are currently own or in part ownership of a trailer park at the present time?"

Councilman Boschetti: "That is not true."

Kathy Casey: "It is not true? You have in no way, shape or form at this particular time are involved in a trailer park?"

Councilman Boschetti: "No, we do not. The company that I work for does not own a mobile home park."

Kathy Casey: "Okay so you aren't, then that clarifies that point. Thank you very much."

Councilman Boschetti: "You're welcome."

Kathy Casey: "I would like to clarify a couple of things with you again. Please correct me if I'm wrong. Mr. Sullivans' current permit, which I presume there has been no change to yet, allows twenty-one parcels based on the 1978 file map, not twenty-five. He wants to bring it up to twenty-five, but he's only allowed twenty-one, based on the 1978 and that's quoting his attorney. Correct me also, if I'm wrong, is he or is he not allowed to have travel trailers in the Oak Trailer Park."

Supervisor Janoski: "No, he is not."

Kathy Casey: "He is not allowed, that's clearly in..."

Supervisor Janoski: "Yes."

PUBLIC APPEARANCES continued

Kathy Casey: "Alright. I understand that Mr. Markowitz, his attorney, has written a four page letter and also threatening to see the Town of Riverhead, is based on the reasoning that the Planning Board gave for turning down Mr. Sullivans' request because quote they are within the Towns' requirements in terms of footage between the trailers and adequate parking and I would like to simply say that I personally walk down to the Oak Trailer Park this afternoon at 4:50 and I counted the number of trailers to my understanding of what trailer or mobile home is and he definitely has two, if not three, travel trailers still within the Oak Trailer Park. He also has on the north end in two or three positions a truck which is, I say a truck, because I don't know what you call it, except that he has a cab in the front, there's a place to sleep somebody above that and then it's all closed in, in the back; and I've seen that truck there before. I have also observed this afternoon that he damaged the southern end, where during the ninety day period that this board granted to him, he cleared out the other one. During that same period of time, he also put three travel trailers in there for a number of weeks. They have since been removed. However, he has at that southern end, he has garbage, which includes insulation, he has three tires laying there. He also has, and again I would like to clarify is it or is it not true that we're only suppose to have on access on to the likes of Wading River-Manor Road from any particular street area."

Supervisor Janoski: " Not sure. "

Kathy Casey: "Okay, in other words, what I'm saying is he currently has two driveways or two accesses, okay, which we have not qualms with for safety and for health reasons, we agreed that should say, however, in addition to those, several of these trailers accesses or I as commonly like to call them, their own driveways that they park right up facing their trailers, or their mobile homes, okay. I would like to clear it up, is it not true they are not suppose to be there. "

Supervisor Janoski: "Yes, the site plan did call for two. "

Kathy Casey: "Okay, the two, so in other words, they should not be there. Alright, also are they or are they not or is there or is there not, on Wading River-Manor Road heading north or heading South, not permitted? "

Supervisor Janoski: "I believe parking is permitted. I am not familiar with the No Parking Ordinance in that. "

Kathy Casey: "Well, I can only say that based on one of my neighbors particular experiences which took place approximately

PUBLIC APPEARANCES continued

two years ago, maybe three, his truck was parked on the side on Wading River-Manor Road and was trying to get it started, had policemen attempted and allowed them heading North, why is it cars in the Oak Trailer Park are allowed to because they are parking on the other side of the street. The contention here is also, as far as I'm concerned, we have spent legal fees, that he has a permit, and violated that permit, therefore again submit to this Board, either this man is granted permit violations and he does so (inaudible). I don't think he's entitled to be considered and as far as I am concerned, even through the Courts of law, we would like to see this man (inaudible) as the evening clean up his act and one quick question I have with regards to Game Arcades, as to what was the decision, if I may ask? "

Supervisor Janoski: "Well, a copy will be available to you and you can have it and I'm sure that we will make that available to you."

Kathy Casey: "Oh, you approved it?"

Supervisor Janoski: "Yes, and (inaudible) in the matter of Joseph and Linda Sullivan preceeding (inaudible), we are not going to because of a technicality, so we are preceeding."

Kathy Casey: "I sure hope so. Thank you. I'd like to give you this."

Supervisor Janoski: "Just let me give it to the (inaudible).."

Jessie Tomlinson: "I'd just like to read something, you'll understand, why I'm bringing it (inaudible) seventeen violations that officials said the owner (inaudible), but what my point is I was, is this Board, so that when and certain points that we wish to address I'd like to."

Supervisor Janoski: "I have a copy of it, if you would."

Jessie Tomlinson: "Well, I'd just like to get it into the record."

Supervisor Janoski: "Well, if you want it in the record, you go right ahead."

PERSONAL APPEARANCES continued

Jessie Tomlinson: "Oh thank you so much, Mr. Supervisor. We were hoping that to prevent dealings with these types of cases, labor camp requests on appeal basis, our Code would tend to reflect the thinking of the Town Board, especially if some sort of conclusion either yes you are going to this Town, be a leader in something that is going to be more and more evident as the potential the green farmings, since the farmers insist that this is the only way they can function and that they are the only ones can argue with them their operation, that in this Town there are certain"

Supervisor Janoski: "By the requirements placed on that labor camp, which addressed the issue."

Jessie Tomlinson: "Well certainly with the Leonard Moore and the Phillip (inaudible) it was a step in the right direction and I (inaudible)."

Vincent Celino: "Programs can invest program (inaudible) Thanks to the Board for their support. It was very successful, the boys are exposed to a support that I like, and I want to thank you very much. I want to express appreciation resolving or trying to resolve the boarding house issue in the Town. I came to Riverhead to purchase a business at that time in Riverhead, and I didn't do (inaudible)."

Supervisor Janoski: "Okay."

Fran Vitollo: "I was reading in the paper about signing the lease with Camp DeWolfe. It's still the \$28,000, that you had said that you were going to spend to renovate the place."

Supervisor Janoski: "I believe it was \$25,000."

Fran Vitollo: "\$25,000 that the (inaudible)."

Supervisor Janoski: "The arrangement that the Baptist Church has with the Episcopal Church, their agreement..."

Fran Vitollo: "Yea, but if we're..."

Supervisor Janoski: "There are a number of structures there (inaudible) they probably have the ability to use it."

Fran Vitollo: "Oh and the other organization and the boundaries and that's it."

PUBLIC APPEARANCES continued

Supervisor Janoski: "Absolutely. Henry Pfeiffer, you're the secretary of the Wading River Senior Citizens."

Henry Pfeiffer: "Citizens of the Wading River Senior Citizens and an elected one of the Town of Riverhead and in this particular instance, I'm equally concerned. I can identify other people using it, as you pointed out, Mr. Janoski, the people in the Baptist (inaudible) so when I first read that this in Camp DeWolfe facilities, I heard a rumor that's unsubstantiated that the caretakers point of view that they have, now of course I no (inaudible) and I chanced to find an article in the paper, that's knowledge, to utilize a church with facilities part of which would be paid, now the Americans (inaudible) concrete (inaudible-tape damaged)."

Supervisor Janoski: "Thank you Henry."

No one else wished to be heard at this time

There being no further business on motion and vote,  
the meeting adjourned at 8:56 P.M.

*Irene J. Pendzick*

Irene J. Pendzick, Town Clerk

IJP/dmh