

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, at the Riverhead Town Hall on Tuesday September 2, 1986 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Victor Prusinowski, Councilman
Louis Boschetti, Councilman
Robert Pike, 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.

BILLS

Bills submitted on abstract dated September 2, 1986 as follows:

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

RESOLVED, that subject to complete audit the following bills be approved for payment.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

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

RESOLVED, that the Minutes of Regular Board Meeting held on August 5, 1986 and Special Board Meeting held on August 14, 1986 are hereby dispensed and approved.

The vote, Boschetti, abstain, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "The heads of the departments of town government are here and would be available if anyone has any question of them. Reports Mrs. Pendzick."

REPORTS

Building Department-For the month of August, 1986. file

Recreation Department-For the month of July, 1986. file

OPEN BID REPORT - 54 WEST MAIN STREET (POLICE STATION)

Bid Date: August 25, 1986 at 11:15 a.m.
1 Bid Submitted

#1 NAME: HY TING RESTAURANT/CHUNG CHIU TSANG
ADDRESS: 164 PENINSULA PATH, RIVERHEAD
TOTAL BID: \$163,289.00

OPEN BID REPORT - TRUCK WEIGH STATION (SANITATION) file

Bid Date: August 25, 1986 at 11:00 a.m.
1 Bid Submitted

#1 NAME: CARDINAL SACALE MFG. CO.
ADDRESS: P.O. BOX 151, WEBB CITY, MO.
TOTAL BID: \$131,485.00

ALTERNATE A: \$20,000.00
B: 1,665.00
C: 3,240.00
D: 1,701.00
E: 4,500.00
F: -0-

• Supervisor Janoski, "Thank you. Applications and Ptitions."

APPLICATIONS AND PETITIONS

Site Plan-Glen Donovan (Storage building, Middle Road, Cal-
verton). file

Special Permit-Robert Nichols (Single-family residence in
industrial zone). file

Site Plan-Riverhead Plaza Assoc.-(Shopping Center parking
lot, Route 58). file

07/27/86
APPLICATIONS AND PETITIONS Continued

Environmental Assessment forms:

1. Tara Assoc.-Subdivision with 88 units on 70+ acres, Doctors Path. fil
2. Calverton Homesteads-Subdivision with 51 units on 61+ acres, Riley Avenue. fil
3. Rolling Meadows-Subdivision with 52 units on 61+ acres, Sound Avenue. fil

Joseph & Linda Sullivan-Long Environmental Assessment Form
Re: Mobile Home Park. fil

Petition-85 Residents requesting West Lane be rezoned to Agricultural "A". fil

Supervisor Janoski, "Correspondence."

CORRESPONDENCE

Paulette Sherman, 8/26/86-Requests immediate measures be adopted re: false alarms and the use of police officers in answering them. fil

Roanoke Homes Civic Assoc.-8/27/86-Outlining concerns Re: application of A. Benjamin for 181 condominiums on Middle Road listing environmental governmental services and specific points on 4 pages. fil

Planning Board, 8/28/86-Recommendng that the application of R. Hargis be denied; that section 108-64 "Prefabricated Dwellings" be amended as in resolution #293; and copies of letters re: Imperial Farms performance bond and approval of subdivision "Fox Chaser". fil

Robert Tooker, 8/20/86-Declaration and Covenant re: open space agreement of B. Arthur Thurm, Fresh Pond. fil

Southampton Town-Notice of Adoption of Local Law #15 & 16, 1986. fil

Arthur Reichel, 8/21/86-Submitting resignation from highway Department. fil

Waterview Terrace Civic Assoc., 8/15/86-In support of water extension #33. (See Water District Minutes) fil

Environmental Quality Review Board, 8/13/86-Recommendation that application of Alberta Young is a Type I Action and Lead Agency should be sought. fil

Supervisor Janoski, "Thank you. The time for the first public hearing has not yet arrived. Under Unfinished Business:

UNFINISHED BUSINESS

Dubois Smith-Site Plan for farm equipment sales building, East Main Street.

UNFINISHED BUSINESS Continued

Atrium Group-Special Permit to use 2 residential homes in industrial area.

Rollin Hargis-Special Permit to add 23 units to existing park on River Road. We will be calling a public hearing on that soon.

Justin Purchasing-Special Permit for 20 couple residences on Sound Avenue.

Robert Entenmann-Special Permit and Change of Zone for 222 units on 111.6 acres, Sound Avenue.

M.H. of L.I., Inc.-Special Permit for single family residences, Sound Avenue.

John & Elaine Villano-Site Plan for warehouse and sales on Pulaski Street.

Baiting Hollow Development Corp.-Phase II, Condo units.

Joseph & Linda Sullivan-Special Permit for 32 mobile home lots, Wading River.

Peconic Ambulance-Site Plan for garage, Edgar Avenue.

Motel on the Bay-Special Permit to convert 20 motel units into condos.

Augusta Schneider-Special Permit for 162 condo units, Route 58 and Northville Turnpike.

West Lane Properties-Site Plan for industrial building, West Lane, Aquebogue.

Donald Denis-Site Plan for office building, Route 25, Aquebogue.

Alberta Young-Special Permit for subdivision in industrial "B" and Agricultural "A" zone.

Wm. Giranda (Atlas Realty)-Revised Site Plan for building to repair trailers.

Frank Tommasini-Site Plan for warehouse, Route 58."

Supervisor Janoski, "I will recognize anyone wishing to be heard at this time. Yes sir."

Joseph Sikora, Glenwood Park, "I'd like to know what is going to be done with that racetrack. It's bad enough we have them on Wednesday and Saturday. Then we have them on Sunday afternoon and you can not even sit in the yard and enjoy it."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Mr. Town Attorney, I'm going to let you handle that one."

Richard Ehlers, "Well last week with the raceway we spent in court, on a fireworks application. I've heard that Justice Gallon had denied their application again and we prevailed although I haven't seen a written decision. The Board has asked that we review the public hearing minutes that we had last year regarding the hours of operation. And it's anticipated that the code revision committee is going to have a recommendation later on this week or next week as to how to modify the town code to provide hours and days of operation which would address your Sunday question. We're still in litigation over the compliance of the structures; that is the press box. That won't affect the noise specifically in that case. Although it's hoped that any resolution of it will involve a baffle system. So in a synopsis, we're...."

Joseph Sikora, "The thing that really gets me is they don't even have a certificate of occupancy. How can they be racing?"

Richard Ehlers, "They have a pre-existing use for the premises for a raceway. They don't have a certificate of occupancy on some of their newer structures. And it's been our argument that since those structures don't conform, they have to be torn down and that I believe, is what's going to happen. That does not affect their ability to use the property as a raceway. It's been suggested that their manner of their racing, the type of vehicles that race, may be a change in the use from the old days when they originally started the track. However, to the degree that a race-track is a racetrack is a racetrack and acknowledging they change and vehicles may change, I'm not as confident that we would prevail in that area but it would be up to a job. I think that the most important thing for you is the hours of operation and the days of operation."

Joseph Sikora, "The thing that really got me was Sunday. It really did. I was ready to go over there and fire bomb them. That's how bad it was. When you can't even go out there on a Sunday afternoon and sit down in your yard and enjoy, you've got to pack up and move out. I think it's a darn shame."

Councilman Boschetti, "Mr. Sikora, I have obtained some of the information that the Board had compiled in its earlier discussion regarding the raceway. And as the Town Attorney pointed out, it will be coming up in committee and hopefully, we should have some days and times nailed down. And I'm sure that once we get it out of committee, it will come to the Town Board at which time you can express whether you think that the time and days that are suggested are appropriate or not."

Joseph Sikora, "Not only that. The other thing that gets me is; they were caught selling liquor up there to minors at one time. I even told Mr. Lombardi about it and he checked with the Police Department and it was never in the paper. Nothing. What ever happened?"

PERSONAL APPEARANCES Continued

Councilman Lombardi, "It went before the liquor authority."

Joseph Sikora, "Thank you."

Councilman Boschetti, "You're welcome."

Supervisor Janoski, "Is there anyone else who wishes to be heard at this time? Steve."

Steve Haizlip, Calverton, "Mr. Janoski and the other Board members. I want to get back to Route 58 where that lane narrows and you get squeezed. Now I noticed the other day, a couple of meetings before this last one that I brought this subject up, now I seen a sign that says; right lane ends. Now I'm no construction engineer, but the terminology there is wrong. That right lane stays in tact, lines up and meets 25. So how can that right lane end. It does not end. It is a continuation and it stays right in line. Now I think that somebody ought to look into that. Because if you're going along there minding your business about 40 or 45, you just get squeezed out. These people are just rushing to push you over. And like I said, there has to be something there about no passing. Get that squared away. Alright. Number two. I noticed that there is three houses to my knowledge in this town that no one is living in and I don't know if they.... One of them is closed up with boards and the other ones are open. But the point I'm making is one house that the trees are growing up around it and the other one; there is two junk cars sitting in the yard. And they're getting tree rot growing up through them. Now I guess it's a man's business, probably, if he wants this to happen. I can't see a beautiful fine home, two of them, just being dilapidated. Shingles and what have you are coming off. Now, I suppose as long as they pay taxes, that's alright. But what happens to the law that you come up on the books about brush, undergrowth and so forth? The only exception that I know of was weeds growing on a field. So one house is on River Road and it belongs to Mr. Allen. Now I think something ought to be done. That house should deteriorate and go down. And the other one is the Milligan house up there. No one is living in it and there is people looking for houses. But I don't know if you have any input in it or not, but I'd like to bring that to light."

Supervisor Janoski, "Steve, on something that you raised, several weeks ago you pointed a number of utility poles that we're leaning. Ok. We've taken care of that and the telephone company will be rectifying that."

Steve Haizlip, "Oh, you are listening. Thank you Joe."

Supervisor Janoski, "There are about three minutes left before the first public hearing. Is there anyone else wishing to be heard? Well maybe we could fit a resolution or two in."

RESOLUTIONS

#501 ADOPTS RESOLUTION AMENDING THE ZONING DISTRICT USE SCHEDULE.

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

WHEREAS, the Town Board held a public hearing on the 19th day of August, 1986, to amend the Zoning District Use Schedule by changing the maximum height requirement in the Business PB Zoning District from ~~15-feet~~ to 35 feet; and

WHEREAS, all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby adopts the amendment to the Riverhead Town Code, Zoning District Use Schedule amending the maximum height requirement in the Business PB Zoning District from ~~15-feet~~ to 35 feet; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post this resolution once in the Riverhead News-Review; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Building Department and Planning Board.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#502 ADOPTS RESOLUTION AMENDING SECTION 108-27(A)(3) OF THE RIVERHEAD TOWN CODE.

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

WHEREAS, the Town Board had referred to the Planning Board their desire to amend Section 108-27(A)(3) of the Riverhead Town Code by deleting "boardinghouse" from said section; and

WHEREAS, the Planning Board had given their recommendation regarding the amendment to said section; and

WHEREAS, a public hearing was held on August 19, 1986, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby adopts the amendment to the Riverhead Town Code, Section 108-27(A)(3) by deleting "boardinghouses" from said section; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post this resolution once in the Riverhead News Review; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Board.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS

#503 APPROVES INCREASE AND IMPROVEMENTS TO WATER DISTRICT, PULASKI STREET FACILITY.

(See Water District Minutes)

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

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 2, 1986 at 7:45 p.m. to hear all interested persons regarding: The Proposed Amendment to Section 105 of the Town Code by adding Section 105-2.2 "Costs for Laterals".

(See Water District Minutes)

7:45 PUBLIC HEARING CLOSED AT 7:57

Supervisor Janoski, "The next public hearing is at 8:05. We will go back to the resolutions."

RESOLUTIONS

#504 AUTHORIZES THE SOLICITATION FOR BIDS FOR CONSTRUCTION OF A STOTSKY PARK AMBULANCE BARN.

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

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the construction of a Stotsky Park Ambulance Barn Facility, and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids on September 30, 1986 at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York; and to make a report of said bids to the Town Board at the next meeting following the opening of the bids.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#505 AUTHORIZES THE SOLICITATION FOR BIDS FOR POLICE DEPARTMENT BODY ARMOR.

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

RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of Body Armor for use of the Police Department, and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids on September 24, 1986 at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York; and to make a report of said bids to the Town Board at the next meeting following the opening of the bids.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#506 ACCEPTS RESIGNATION OF ARTHUR REICHEL.

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

WHEREAS, Arthur Reichel did submit to the Town Board his letter of resignation from his position of Automotive Equipment Operator with the Riverhead Highway Department.

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Arthur Reichel from his position of Automotive Equipment Operator with the Riverhead Highway Department be and is hereby accepted effective September 6, 1986.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#507 TRANSFER OF FUNDS - HIGHWAY DEPARTMENT.

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

RESOLVED, that the Supervisor be and is hereby authorized to transfer the following:

<u>ACCOUNT</u>	<u>FROM</u>	<u>TO</u>
D5140.420 Signs	\$ 1,000.00	
D5140.470 Misc.		\$ 1,000.00
D5110.402 Gravel & Stone	\$36,000.00	
D5110.404 Ready Mix	700.00	
D5110.405 Equipment Rental	5,000.00	
D5110.406 Misc. Surveys	1,500.00	
D5140.410 Engineering	2,500.00	
D5140.450 Trees	1,000.00	
D5140.480 Off Street Parking	20,000.00	
D5140.490 Drainage	10,000.00	
	<u>\$76,700.00</u>	
D5110.401 Blacktop and Oil		\$76,700.00

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#508 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD
RE: AUTOMOTIVE EQUIPMENT OPERATOR, HIGHWAY DEPARTMENT.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad for the position of Automotive Equipment Operator with the Town of Riverhead Highway Department.

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking qualified individuals to serve in the position of Automotive Equipment Operator. Applicant must possess a High School Diploma and a valid Class 3 New York State Driver's License. Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications for this position shall be accepted after September 19th. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment or the provision of services.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#509 REJECTS BID FOR TRUCK WEIGH STATION AND AUTHORIZES READV-
TISEMENT OF BIDS.

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

WHEREAS, the Town Clerk advertised for bids for a truck weigh station; and

WHEREAS, bids were received and opened on the 25th day of August, 1986, at 11:00 a.m.; and

WHEREAS, only one bid was received on said date and at said time.

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Cardinal Scale Mfg. Co. be and is hereby rejected; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to re-advertise for bids for a truck weigh station; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Cardinale Scale Mfg. Co. and to the Sanitation Department.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#510 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO RIVERHEAD TOWN CODE.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of September, 1986, at 7:55 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to adding Section 108-56(Z) to the Riverhead Town Code as follows:

Z. Violations. If a violation occurs five (5) days after notice to remove a structure, sign or other offensive condition served on the owner or his representative, a duly authorized code enforcement officer, building inspector or any other duly authorized Town of Riverhead representative may remove said structure, sign or other offensive condition from the premises.

No claim shall be made against any employee of the Town of Riverhead or the Town of Riverhead where action to remedy a violation, as provided herein, has occurred, and the owner of the premises shall be liable for all costs and expenses incurred by the Town of Riverhead.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#511 AWARDS BID FOR PURCHASE OF 54 WEST MAIN STREET, RIVERHEAD NEW YORK, POLICE STATION.

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

WHEREAS, the Town Clerk was authorized to advertise for bids to be received for purchase of property owned by the Town of Riverhead located at 54 West Main Street, Riverhead, New York; and

WHEREAS, said bids were opened and read aloud at the Town Hall, 200 Howell Avenue, Riverhead, New York, on the 25th day of August, 1986, at 11:15 a.m., the place, date and time specified in the advertisement for that purpose.

NOW, THEREFORE BE IT

3/27/86
RESOLUTIONS Continued

RESOLVED, that the bid for the purchase of property owned by the Town of Riverhead located at 54 West Main Street, Riverhead, New York, be and is hereby awarded to Chung Chiu Tsang in the amount of \$163,289.00, subject to permissive referendum; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a deed transferring the property located at 54 West Main Street, Riverhead, New York, to Chung Chiu Tsang; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in the Riverhead News-Review; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chung Chiu Tsang.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#512 APPOINTS MAINTENANCE MECHANIC IIS TO THE RIVERHEAD SEWER DISTRICT.

(See Sewer District Minutes)

#513 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: SPECIAL PERMIT APPLICATION OF ROBERT J. NICHOLS.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the special permit application of Robert J. Nichols, Jr.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of September, 1986, at 8:15 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of Robert J. Nichols, Jr., for the construction of a two-story single-family residence in an industrial zoned area of the Town of Riverhead.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "The next scheduled public hearing is at 8:05 p.m. There are two minutes remaining until that public hearing is to come in. It is on local law creating chapter 39; graffiti and defacing private property. I would like to recognize Councilman Prusinowski. You can talk about it before we open the hearing. I've got to get you to fill up those two minutes."

3/2/86
Councilman Prusinowski, "Thank you Joe. The purpose of the next public hearing is to address a problem that every community faces. And that is the defacing of public property or private property with graffiti. As you know; Suffolk County penned a local law for banning the sales of spray cans to minors which is a good step but I parallel it to the drinking age in New York State where we (all the hoopla) raised it to 21. But really the real enforcement came on the increase of or actually the lessening of fatalities on the highways because New York State also (at the same time) went into an excellent educational program with DWI and the bar owners and restaurant owners cooperated with that. Especially this summer you can see that. And with the strict enforcement by the state police and the local and county police. So what this ordinance will address is an ordinance on the books to give the police department a tool; so that if anybody is caught defacing public or private property and convicted through due process, that they will be subject to a fine of up to 25 hundred dollars and they will be required to restore the property. And if they could do neither, the judge could order 20 hours of community service to rectify the charge. I'll give two examples. Of course, one was personal that I saw written and in town; was brought to my attention that it had my name on it. But more importantly, over the years the Town Board has seen.... We had a water tower that was defaced and it cost us over 40 thousand dollars to repaint that. And a private; I'll go the same as Waldbaums site plan where we required the developer to put up a beautiful stockade fence only to have it completely defaced by graffiti. And he came to us and asked us if we could put up the other fence which we ultimately did. So there's two examples where hopefully... I know that New York City now they've been cracking down on the graffiti problem too and they have been successful, somewhat successful."

Supervisor Janoski, "Vic, you did very well. Let the record show that the hour of 8:05 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 2, 1986 at 8:05 p.m. to hear all interested persons regarding: The Proposed Local Law Creating Chapter 39; Graffiti and Defacing of Public Property.

Supervisor Janoski, "Thank you. Is there anyone present who wishes to address the Board on this proposed Local Law. Mr. Henry."

Henry Pfeiffer, Wading River, "Again, I'm up here to ask questions. How do you define graffiti? Does it include posting of garage sales and that sort of thing? Does it include posting of political posters, advertising and so forth? In other words, how is it defined so that you're really addressing the objectionable graffiti, the harmful graffiti."

Supervisor Janoski, "It especially doesn't address political posters. Why don't I let..."

PUBLIC HEARING Continued

Councilman Prusinowski, "It's defined in the local law. This was a model of a local law that was proposed in Southampton Town. And Henry, if you want to read this, we have a definition; inscription, figure, mark or design which is written, scratched, painted or drawn on a wall, building, monument, statue, rock or any other surface. Deface; to mar the face or surface or disfigure, injure or spoil the appearance of. So we have a whole series of definitions in the legislation right now."

Henry Pfeiffer, "Is there anything that addresses itself to whether or not permission was given by the property owner for that sort thing."

Councilman Prusinowski, "I think we have it in here. Dick is.... It's in here somewhere. We have it in here somewhere. It's in the legal notice."

Henry Pfeiffer, "Ok. That satisfies me. Thank you."

Supervisor Janoski, "Thank you Henry. Is there anyone else present who wishes to address the Board? Steve and then Bill."

Steve Haizlip, "I particularly think that this is good legislation. When it comes around Halloween time and they come out with the bars of soap and start marking up your cars and windows and so forth on or your mailboxes."

Supervisor Janoski, "Thank you Steve. Bill."

Bill Nohejl, "I heard Vic say a 25 hundred dollar fine."

Councilman Prusinowski, "Up to."

Bill Nohejl, "Up to or 20 hours of work."

Councilman Prusinowski, "Up to. I changed it slightly from Southampton Town which had gave you a choice. What I want basically is to pay fine and be responsible for restoring the property. If they... We have in here.... What's the word Dick? Indign. If they can't afford it or they are unable to, they will perform a community service instead. The idea is on the enforcement is to make it difficult. I know there's a lot of businesses in town. If you drive around town, there's a lot of businesses in town and private property owners have had this problem."

Bill Nohejl, "I'm not saying that. What I was saying is the 20 hours of work or for up to 25 hundred dollars in fine, that's a quick pay off of 100 or 125 dollars an hour for their work. You see what I'm getting at?"

Councilman Prusinowski, "No you lost me."

Bill Nohejl, "They're doing 20 hours work for up to a 25 hundred dollar fine. I feel as though that should be stiffened."

PUBLIC HEARING Continued

Councilman Prusinowski, "That's the misdemeanor limit though that we have."

Bill Nohejl, "20 hours is the limit?"

Councilman Prusinowski, "Well, not the hours."

Bill Nohejl, "That's what I mean, the hours does not justify the amount of the fine."

Councilman Prusinowski, "Ok. I see what you're saying. Ok. That's a good point."

Bill Nohejl, "If you said 50 or 100 hours, that's different. Not 20 hours."

Councilman Prusinowski, "See some of the damage done is thousands of dollars. Thank you Bill. That's a good point."

Councilman Pike, "Bill, now you know Vic's hourly rate."

Supervisor Janoski, "Thank you Bill. Is there anyone else present who wishes to address the Board on this proposed chapter? Are you sure? That being the case and without objection, I declare the hearing closed."

8:05 PUBLIC HEARING CLOSED AT 8:10

Supervisor Janoski, "The next scheduled public hearing is at 8:15 which is five minutes from now. Anybody want to say anything about anything? Steve, I knew I could count on you."

Steve Haizlip, "I know Joe Sikora is not going to think any more of me or any less of me because I worked for the man for many years. So now we get to this racetrack. Now, the pre-existing use on that racetrack goes back to about 1951. And the reason that that racetrack can stay there under pre-existing use is public law 262. It allows it to stay there. Now Mr. Ehlers is right about the new buildings and so forth. But now getting back to about operation on Sunday, maybe that's why he's operating. I'm not saying that I'm condoning it because I know the people that live close to there. Now the reason they live close to there is that's because Mr. Stark didn't tell them when they sold them the trailer that the track is right up there behind the woods there. You might hear this on Sunday or so or Saturday night. You know, don't pay no attention to it. Well he didn't do that. So they find out after they moved in down there. Unfortunately for them but that's the way it happened. Now, on the Sunday operation; this is revenue and so forth for people and that's why they have to operate there because sometimes you have to go along with the evil in order to make the money to operate with and to pay off your drivers and help and people in town and so forth. So as I say, Joe don't think hard of it because in this town they allow you to get up and speak and nobody will contradict you later. Thank you."

07/27/86
PERSONAL APPEARANCES Continued

Supervisor Janoski, "Thank you Steve. I'm getting more than I bargained for. Dick Benedict."

Dick Benedict, Fanning Boulevard, "Steve said a lot of the things that I was going to say but I have been to that track many times since 1961. I've spent many many nights working on stock cars when I should have been home or working somewhere else. My son does it right now. I have friends who raced there long before that for a bushel of green apples using their own private vehicles and there was no trailer park there then and nobody down here complaining all the time. And I spent many hours running around three or four or five states chasing stock cars and I enjoyed it and I have a lot of friends that enjoy it. I don't know what the politics are in Riverhead tracks but the people that moved in there, should have found out a head of time because there's a lot of people that enjoy stock cars."

Supervisor Janoski, "Thank you Dick. Joe."

Joe Sikora, "Nobody is saying to close down the racetrack. We want an abuttment up there that quiets the noise. But not only that, that racetrack was closed for three years and Mr. Allen Smith gave them permission to re-open. And as far as money-wise is concerned, Mr. Cromarty does not pay all the drivers. Winston puts out money. There's radiator people that come in and appropriate money and there's engine builders that appropriate money for the racetrack. And as far as I'm concerned, Mr. Cromarty is making a fortune and he isn't doing a d--- thing about it."

Supervisor Janoski, "Thank you Joe. Let the record show that the hour of 8:15 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:15 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 2, 1986 at 8:15 p.m. to hear all interested persons regarding: The Proposed Amendment to the Town Code by Adding Application Procedure to Section 108-3.

Supervisor Janoski, "Mr. Town Attorney."

Richard Ehlers, "This amendment is proposed to the special permit section of the town zoning ordinance. Currently the zoning ordinance provides that the Town Board may grant a special permit upon application and the filing of certain documents. It amends that to say; that if the application requires any variances from any other section of the code, the applicant must seek the variances first from the Zoning Board of Appeals before proceeding to the Town Board for the special permit for the use. The special permit section talks about uses. The variance section talks about requirements. So first you must either satisfy the requirements for the use or seek the variance under this proposal. And only after they're satisfied, would the applicant be permitted to come to the Town Board for the permit for the use."

07/27/86
PUBLIC HEARING Continued

Supervisor Janoski, "Thank you Mr. Town Attorney. Is there anyone present who wishes to address the Board on this application procedure, proposal? Peter Danowski, don't you have anything to say about this?"

Peter Danowski, Attorney, "It would save you a lot of time and money."

Supervisor Janoski, "Is there anyone present who wishes to address the Board on this proposal? That being the case and without objection, I declare the hearing closed."

8:15 PUBLIC HEARING CLOSED AT 8:16

Supervisor Janoski, "Now I think a cigarette would be preferable to a controversy. So I'm going to recess the meeting until the hour of the fourth public hearing; 8:25."

TOWN BOARD MEETING RECESSED AT 8:16

TOWN BOARD MEETING RECONVENED AT 8:27

Supervisor Janoski, "Let the record show that the hour of 8:27 has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:25 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 2, 1986, at 8:25 p.m. to hear all interested persons regarding: The Proposed Amendment to the Town Code, Section 108-56 regarding Freestanding, Nonflashing, Nonmoving, On Premises Signs not exceeding 10' in vertical height.

Supervisor Janoski, "Thank you. The proposal is to amend the code which presently allows for a sign to be constructed to a height of 15 feet. This height limitation exists in other townships. Easthampton is one that I'm aware of. And as far as signage in that town, it seems to work very well. So the proposal is that we change the code to reduce the height allowed for signs to 10 feet vertical. Is there anybody who wishes to address the Board on this proposal? That being the case and without objection, I declare the hearing closed."

8:15 PUBLIC HEARING CLOSED AT 8:28

Supervisor Janoski, "Rick, why don't you give us a six minute dissertation on federal grants and economic development monies and the good work that we're doing with them."

PERSONAL APPEARANCES Continued

Rick Hanley, C.D. Director, "Jobs Bill Funds which are the subject of the next public hearing are funds that have been authorized by Congress to be spent by local governments to create employment opportunities. The Town of Riverhead Community Development Agency has applied for Jobs Bill Funds and has been granted 100 thousand dollars which has been committed (100 hundred percent) to the Miller Machine Company. Miller Machine Company is a manufacturing concern which manufactures precision parts for both the aircraft and electronics industry. The firm is presently located in Ozone Park, New York and has a plant of approximately 12 thousand square feet. And because of the fact that it's doing very well business-wise, it needs to expand. However, Ozone Park is very densely developed and there's absolutely no opportunity at all for that firm to expand at it's present location. Because the Town of Riverhead has proximity to the Long Island Expressway and to the Naval Weapons Testing Facility, the principals of Miller Machine Company have decide to expand their operation into the Town of Riverhead. The 100 thousand dollars in Jobs Bill Funds that the C.D.A. has made itself available to will be used as supplemental financing for Miller Machine Company to the main financing that is received from the Industrial Development Agency. Essentially, Miller Machine has gone with a 1 million dollar bond issue which has been approved by the Riverhead I.D.A. and all the bonds have been purchased. The Jobs Bill Funds expect to create, or Miller Machine that is, expect to create approximately 25 new skilled opportunities (job opportunities) within the Town of Riverhead. The 100 thousand dollars committed to Miller Machine will be a low interest loan, a five percent loan over a 25 year term. All of the funds that will be paid back to the Town of Riverhead as a result of this program, will be reprogrammed into the Town's existing low interest business development program. The purpose of tonight's public hearing is to get citizens' comments into the record regarding the Miller Machine project and I would invite the public to participate. Thank you very much."

Supervisor Janoski, "I need four more minutes Rick."

Rick Hanley, "Four more minutes? So I can do my Catskills routine now."

Supervisor Janoski, "Why don't you point out that Miller Machine is under construction on Pulaski Street."

Rick Hanley, "The location of the site..."

Supervisor Janoski, "Tell them what they're doing with the wetlands and the bridge and all."

Rick Hanley, "The site where Miller Machine expects to expand its operation is located on Pulaski Street just south of Route 58 and very close to the Stotsky Park facility, Riverhead Recreation facility. The site itself was a wooded site and had a series of freshwater wetlands on the site. And the developer, Miller Machine Company working hand in hand with the Riverhead C.A.C. to try to retain the wetlands on the site and to do minimum clearing of the site for the purpose of the construction. I think that the company

PERSONAL APPEARANCES Continued

Rick Hanley, Continued

has demonstrated an exemplary performance in terms of attempting to work with the Conservation Advisory Council in the design of the building to not impact on the existing wetlands but in fact, to build around those wetlands. And quite frankly, I think they are going to have a better facility because of it. As I said, they will be creating approximately 25 job opportunities within the town and they also will be retaining their Ozone Park facility. So these will be new job opportunities not just job opportunities moving from Queens to the Town of Riverhead. HUD has expressed extreme interest in this particular project. They're very interested in the fact that the town is using its Jobs Bill Funds in tandem with the Riverhead Industrial Development Agency in order to meet town policy of industrial expansion in certain areas of the community. And we hope it will receive support from the public. Thank you."

Supervisor Janoski, "Thank you Rick. The very attractive aspect of this 100 thousand dollar grant from the federal government and its loan to Miller Machine is that it will be paid back to town and we in turn, will be able to reloan that same 100 thousand dollars to other businesses that we want to help promote in the town. The C.A.C. is the Conservation Advisory Council and the I.D.A. is (of course) the Industrial Development Agency. This is not a town financing agency. It allows a (developer) industrial developer to borrow money by the sale of bonds which they stand behind with their full faith and credit. There's no town money involved in I.D.A. at all and that money which is borrowed to finance any project must be paid back to those individuals who have purchased the bonds. Sometimes banks do it as part of their portfolio. Sometimes other institutions or individuals purchase the bonds because the mechanism is that they are tax (income) free. You do not have to pay income tax on the interest which you earn. And let the record show that the hour of 8:35 p.m. has arrived."

PUBLIC HEARING - 8:35 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 2, 1986, at 8:35 p.m. to hear all interested persons regarding: The Development of the Town of Riverhead's HUD Jobs Bill Application.

Supervisor Janoski, "Thank you. Is there anyone present who wishes to address the Board on the Jobs Bill Fund? Steve."

Steve Haizlip, "The one you just read now, is that the same one that he just elaborated on?"

Supervisor Janoski, "Yes."

Steve Haizlip, "Oh. Ok. Good enough. What rate is Miller Machine going to be paying back a month because you said we will be in a position and be able to loan money to other small businesses to work also. So now if you're going to give this to them for 30 years, a 100 thousand dollars, it's going to be

PUBLIC HEARING Continued

Steve Haizlip, Continued

a while for small businesses to wait around, isn't it?"

Supervisor Janoski, "Yes. Well the point I was trying to make is that the money will be returned to the town and we can reuse it. As a matter of fact, we have used HUD Small Cities Block Grant for the very same purpose in the past making loans to businesses to help them expand or locate in the town. In most cases, very successfully those monies are being repaid and they are in turn being loaned out again."

Steve Haizlip, "How does this I.D.A. come in now? Are they going to replenish that 100 thousand dollars that Miller got and then you're going to get the money back? I mean it sounds something like that. You know what I mean? You're going to have it to loan."

Supervisor Janoski, "No. The I.D.A. is a separate entity of the town. Thank you Steve. Is there anyone else present who wishes to address the Board on the Jobs Bill Funds? That being the case and without objection, I declare the hearing closed."

8:35 PUBLIC HEARING CLOSED AT 8:36

Supervisor Janoski, "There being no further business and without objection, this meeting is adjourned."

There being no further business on motion or vote, the meeting adjourned at 8:37 p.m.

IJP:nm



Irene J. Pendzick
Town Clerk