

1/16/73

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Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, January 16, 1973, at 7:30 P. M.

Present:

John H. Leonard, Supervisor
Thomas R. Costello, Town Justice
Robert G. Leonard, Town Justice
Vincent B. Grodski, Councilman
George G. Young, Councilman

Also present: Francis J. Yakaboski, Town Attorney
Absent: Alex E. Horton, Supt. of Highways

Supervisor Leonard called the meeting to Order at 7:30 P. M.

Town Justice Costello offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That the Minutes of the Town Board Meeting held on December 19, 1972, be approved as submitted.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That the Minutes of the Town Board Meeting held on January 2, 1973, be approved as submitted.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills submitted on Abstracts dated January 16, 1973:

Special Districts	\$ 6,911.71
General Town	\$ 9,712.72
Water District	\$ 3,407.04
Sewer District	\$ 2,594.29
Highway Item #1	\$ 5,331.71
Highway Item #3	\$ 5,474.79
Highway Item #4	\$ 4,516.46

BOARD OF AUDIT - continued

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

RESOLVED, That the following bills be approved for payment:

Special Districts	\$ 6,911.71
General Town	\$ 9,712.72
Water District	\$ 3,407.04
Sewer District	\$ 2,594.29
Highway Item #1	\$ 5,331.71
Highway Item #3	\$ 5,474.79
Highway Item #4	\$ 4,516.46

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

REPORTS

Tax Receiver's, dated January 10, 1973-Filed
 Supervisor's, month of December, 1972-Filed
 Fire Inspector's, Annual for 1972-Filed
 Building Inspector's, Annual for 1972-Filed
 Police Department, month of December, 1972-Filed
 Recreation Department, month of December, 1972-Filed

PETITIONS

1. Amended Petition for Special Permit to extend Mobile Home Park (B. Arthur Thurm) Filed. Matter will be reviewed by the Town Board.

2. Notice of Petition - In the Matter of the Application of THOMAS L. MC KAY, ANNA F. MC KAY, his wife, MORTIMER BARR, BURRILL W. HELLER and MILTON LEVIN.

Petitioners

For a Judgment under Article 78 of the Civil Practice Law and Rules directing that the Town Board of the Town of Riverhead, New York, issue a special permit to Petitioners for the construction of multiple family dwelling garden apartment units on properties of the Petitioners located on the north side of Middle Road, east of Nadel Drive, Hamlet of Riverhead, Town of Riverhead, Suffolk County, New York, or, in the alternative, for an order directing respondents to hold a hearing on applications of Petitioners for issuance of special permit use, and for such other and further relief as may be just, proper and equitable,

-against-

JOHN LEONARD, Supervisor,
 GEORGE YOUNG, Councilman,
 VINCENT GRODSKI, Councilman,
 THOMAS R. COSTELLO, Town Justice,
 ROBERT G. LEONARD, Town Justice,

constituting the Town Board of the Town of Riverhead, Suffolk County, New York, Respondents. -Filed.

EXECUTIVE SESSION MATTERS

10 A. M. - John J. Munzel, Esq. appeared before the Board with Client Sam Gershowitz, 295 Marlan Street, Dix Hills, 11772, for the purpose of obtaining a Special Permit to conduct a salvage operation and for the purchase of lands at the land-fill operation for the above purpose.

Matter tabled for further consideration by the Town Board.

William Esseks, Esq. appeared before the Board on the Metrohouse Special Permit Matter-on which the Board had been asked to reserve decision pending the filing of an amended petition for a smaller number of units to be condominiums instead of rentals and the Board has not acted on the Amended Petition.

Town Attorney asked Mr. Esseks if his client is willing to come in under the amended density, and stated that the amendments to Zoning Ordinance #26 became effective December 17, 1972, and it is his feeling that the application of Mr. Esseks's client would be for a change of zone or for a change of a permitted use within that use district.

The above two hearings were recorded by the Town Clerk and the tape will remain on file in the office of the Town Clerk.

10:45 A. M. - Robert L. Tooker, Esq. talked to the Board on the following road matters:

1. Dedication of Roads known as Warner Drive and Warner Court (Map entitled "Map of Marlwood of Baiting Hollow, Section 1").
2. Rolling Woods - Roanoke Avenue.

11:00 A. M. - Edward R. Munson, Building Inspector re: Mobile Home Park Application for J. G. F. Mobile Home Park - 41 Forge Road, Calverton, New York, previous owner Carlo Boschetti, Riverhead, New York.

11:10 A. M. - Reverend Richard Adinolfi spoke to the Board on the Matter of hiring two part-time workers for the Narcotics Guidance Council, Namely: Joseph Burger, Mt. Sinai, New York as Drug Councilor, for 20 hours per month at \$10.00 per hour.

Karen Scaramucci, Greenport, New York, as Youth Worker, for 10 hours per week at \$6.00 per hour.

PERSONAL APPEARANCES

Supervisor Leonard asked if anyone wished to be heard. No one responded.

UNFINISHED BUSINESS

Request of Stanley G. Grodski to change job classification from Recreation Supervisor to Superintendent of Recreation L.

Title will be changed when duty statement is approved by Civil Service Commission.

COMMUNICATIONS

State of New York Executive Chamber, Secretary to the Governor, dated 12/29/72, acknowledging receipt of Local Court System resolution and advising the Governor has referred the matter to his counsel. Filed.

Agreement to Spend Highway Funds for 1973 approved by County Superintendent of Highways. Filed.

Suffolk County Dept. of Planning, dated 12/27/72, advising it has received no adverse response in connection with amended Ordinance No. 26, Town of Riverhead - multiple dwellings, etc. Filed.

Town of Brookhaven, dated 12/27/72, relating to proposed amendments to Building Zone Ordinance Code. Filed.
Copies to Town Board and Town Agencies.

Chester S. Friszolowski, dated 12/28/72, advising Police Chief Grodski of his intention to retire as Police Patrolman on February 6, 1973. Filed.

Louis S. Setek, dated 1/3/73, asking the Town Board to give Highway Superintendent permission to install a drain at the end of Harbor Road. Stating that after a rain storm the water drains off from Meeting House Creek Road on to Harbor Road and they drive in water up to hub caps and sometimes higher. Enclosing slide showing picture of situation. Filed.

Copy to Highway Superintendent. (The matter was referred to Alex E. Horton).

Planning Board, dated 1/13/73, relating to Special Permit-Thurm's Mobile Home Park and recommending: "That this Board does not approve the extension of this park as this Board had heretofore adopted and transmitted to the Town Board a resolution eliminating mobile home parks from all zoning use districts to curtail mobile home parks based on the recommendations of McCrosky-Reuter, the town's comprehensive plan consultant's study and reports." Filed.

Planning Board, dated 1/13/73, relating to Special Permit-Glenwood Mobile Home Park and recommending: "That this Board does not approve the extension of this park as this Board had heretofore adopted and transmitted to the Town Board a resolution eliminating mobile home parks from all zoning use districts to curtail mobile home parks based on the recommendations of McCrosky-Reuter, the town's comprehensive plan consultant's study and reports." Filed.

Planning Board, dated 1/13/73, relating to Zoning Change and Special Permit-John and Wanda Wittmeier and recommending: "That this Board does not approve the extension of this park as this Board had heretofore adopted and transmitted to the Town Board a resolution eliminating mobile home parks from all zoning use districts to curtail mobile home parks based on the recommendations of McCrosky-Reuter, the town's comprehensive plan consultant's study and reports." Filed.

Copies of above three communications from the Planning Board were submitted to Town Board and Town Attorney.

COMMUNICATIONS continued:

Thomas Gallagher, dated 1/11/73, commending Town Board for the marking of the parking stalls on Route 25 in Jamesport and suggesting more police and equipment be added to enable the enforcement of the parking - also commending Police Department for tracking down owner of abandoned vehicle which obstructed free flow of traffic and could have caused a possible accident. Filed.

Copy to Police Chief.

Planning Board, dated 1/13/73, relating to Special Permit (Shorehaven) S. Malman and R. Phillips - recommending: "This Board has had conferences with the petitioners who explained that they were considering erecting 364 condominium units and club house with recreation area, which they are designating as "Shore haven", and the plan and model of "Shorehaven" shows that the proposed building area will be 8-1/2% of the total area of 55 acres, and that this building area will result in a density of 6.6 units to the acre.

This Board recommends to the Town Board that special permit be granted as the density is 50% less than that allowed by the Zoning Ordinance at the time of the submission of the application, provided that:

1. The developer shall proceed with final plans which shall be in substantial accordance with preliminary plan of Shorehaven, dated June, 1972, and that final plans shall be subject to review by the Town Board and the Planning Board to ascertain that the final plans are in substantial compliance with aforesaid preliminary plan.

2. The developer covenants with the Town that he will retain the development as a condominium.

3. A schedule of the times for start of construction and completion is submitted which will be acceptable to the Town Board.

4. The developer covenants with the town that the bluffs and the pond will be maintained in their natural state. Filed.

Copies to Town Board and Town Attorney.

Planning Board, dated 1/13/73, re: Tidewoods Subdivision - advising that the roads and improvements at Tidewoods subdivision have been completed in accordance with Planning Board regulations and Highway specifications and roads approved by the Supt. of Highways - notifying Town Clerk to release performance bonds filed in the amounts of \$7,500 in March, 1971 and \$8,000 in June, 1972. Filed.

Planning Board, dated 1/13/73, re: Tidewoods South" subdivision - advising that this Board approves the reduction of performance bond of Tide Woods Builders, Inc., from \$15,000 to \$5,000 for filed realty subdivision "Tidewoods South", located at Wading River, New York, and directs the Town Clerk to release the performance bond in the amount of \$15,000, when a performance bond in the amount of \$5,000 is filed with the Town Clerk. Filed.

Harry Kobylenski, dated 1/12/73, requesting street lights in front of residence on 986 Harrison Avenue, Riverhead, on Pole #32. Filed.

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27.

COMMUNICATIONS continued:

Planning Board, dated 1/13/73, re: Marlwood Subdivision - advising that the roads and improvements at Marlwood subdivision, Baiting Hollow, developer Warner Enterprises, have been completed in accordance with regulations and Highway specifications and roads approved by Supt. of Highways and directing Town Clerk to release Bond. Filed.

R. M. Kammerer, Commissioner of Public Works, Suffolk County, dated 1/9/73. Re: Request for Miamogue Lagoon Dredging made by the Waterview Terrace Civic Association and the Jamesport-South Jamesport Civic Association, and advising that Legislator Strong has been contacted regarding this matter. Filed.
Copies to Town Board and Town Attorney.

Councilman Patrick B. Waters, Town of Babylon, advising he is sponsor of home rule message and is seeking legislation to amend the present State Sales Tax structure - forwarding copy for the consideration of the Riverhead Town Board and possible enactment of similar home rule action. Filed.
Copies to Town Board and Town Attorney.

Supervisor Leonard recessed the meeting to hold a public hearing.

PUBLIC HEARING - 8:00 P. M.

Town Clerk submitted affidavit of Posting and Publishing Public Notice-Calling Hearing to Extend Jamesport Fire District and to alter the boundary of the Aquebogue Fire Protection District.
The affidavit was ordered filed.

Thereupon Supervisor Leonard declared the Hearing open to anyone who wished to be heard.

James W. Kane, Main Road Aquebogue, said he was in favor of the extension and alteration of the boundary.

No one else wishing to be heard and no Communications having been received thereto, Supervisor Leonard declared the hearing closed and re-opened the meeting.

The Town Board reserved its decision on the matter for the next meeting of the Board.

RESOLUTIONS

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

RESOLVED, That Highway bills on Abstracts dated January 16, 1973, as follows: General Repairs Item No. 1 - Mobil Oil Corporation, six bills dated November 20 and 30, December 7, 13 and 22, 1972, totaling \$745.32; Machinery, Item No. 3 - Municipal Machinery Co. Inc., bills dated December 12, 21 and 22, 1972, totaling \$1,944.48; Miscellaneous Item No. 4 - Behrle Outdoor Advertising, bill dated December 14, 1972 in the amount of \$626.00, and Mutual Steel Company, bill dated December 8, 1972, in the amount of \$627.19; be and the same are hereby approved for payment.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

RESOLVED, That the services of David R. Raynor, Temporary Laborer in the Highway Department, were terminated as of December 4, 1972.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

RESOLVED, That Susan Keeney, be and is hereby permitted to return to her duties as Clerk-Typist in the Assessors Office prior to scheduled leave of absence grant, not to exceed one month, to be compensated at the rate of \$6,455.00 per annum, payable bi-weekly.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution which was seconded by Town Justice Costello.

RESOLVED, That the official undertaking in the amount of \$5,000 conditioned for the faithful performance of the duties of Malcolm Stewart as Constable, be and is hereby renewed, and be it

RESOLVED, That the Town Board does and it hereby approves Bond #1209223 for the term beginning January 1, 1973, and ending December 31, 1973, for Malcolm M. Stewart, Constable, and the Travelers Indemnity Company, Surety, in the amount of \$5,000, and

FURTHER RESOLVED, That a copy of this Bond be filed in the Office of the Suffolk County Clerk.

RESOLUTIONS

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

BE IT RESOLVED, That this Town Board ratifies the action of the Supervisor in purchasing Time Certificate of Deposit on January 8, 1973 at the Franklin National Bank, in the amount of \$135,492.00, Federal Revenue Sharing Funds received from U. S. Treasurer on January 8, 1973, at the interest rate of 5.97%, for a period of 270 days.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That this Town Board ratifies the action of the Supervisor in purchasing the following Time Certificates of Deposit:

\$100,000 General Town Account	-Security National Bank	90 days	5-5/8%
\$100,000 General Town Account	-Security National Bank	90 days	5-5/8%
\$100,000 General Town Account	-Franklin National Bank	180 days	5.79%
\$100,000 General Town Account	-Franklin National Bank	180 days	5.79%
\$100,000 General Town Account	-Franklin National Bank	180 days	5.79%
\$ 30,000 Town Welfare Account	-Suffolk County Nat'l Bank	90 days	5%
\$ 30,000 Highway Item 3 Account	-Suffolk County Nat'l Bank	90 days	5%
\$ 30,000 Highway Item 4 Account	-Suffolk County Nat'l Bank	90 days	5%
\$100,000 Highway Item 1 Account	-Franklin National Bank	270 days	5.97%

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Leonard.

BE IT RESOLVED, That the Town Clerk be and is hereby authorized to advertise for sealed bids for HEATING FUEL OIL for use by all Departments and Districts within the Riverhead Town Government for the year 1973, and such bids shall be returnable on Tuesday, February 13th, 1973 at 11:00 A. M., and be it

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Tuesday, February 13, 1973, at 11:00 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation "Bid on Heating Fuel Oil".

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTION

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

 In the Matter of the :
 :
 Laying out of Certain Town Highways known : RESOLUTION
 as Linda Lane West, Sandy Court, Mary :
 Court, Jean Court, and Nancy Court in the : AND CONSENT
 Town of Riverhead, County of Suffolk and :
 State of New York. :

WHEREAS, JOYSAN DEVELOPMENT CORP. has caused to have filed in the Office of the Clerk of the County of Suffolk a certain map entitled "Map of Rolling Woods at Roanoke, Section 2," and

WHEREAS, JOYSAN DEVELOPMENT CORP. did submit plans for the construction of various improvements to five certain roads known and designated as Linda Lane West, Sandy Court, Mary Court, Jean Court, and Nancy Court on said sub-division map to the Planning Board of the Town of Riverhead, and

WHEREAS, said Planning Board did, on April 30, 1969, approve the construction of said improvements and did require the filing of a performance bond in the amount of \$45,000.00 with the Town of Riverhead, and

WHEREAS, The Town Board of the Town of Riverhead did approve said performance bond as to form, sufficiency, manner of execution and surety on January 20, 1970, and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Riverhead Town Planning Board with the exception that top soil along Sandy Court, Mary Court and Jean Court has not been adequately spread and said top soil has not been seeded, and

WHEREAS, the construction of said roads, drainage systems and sumps have otherwise met with the approval of the Superintendent of Highways of the Town of Riverhead, and

WHEREAS, JOYSAN DEVELOPMENT CORP. has deposited the sum of \$2,000.00 with the Town Board of the Town of Riverhead to assure completion of the work (i.e., spreading top soil and seeding same), and

WHEREAS, JOYSAN DEVELOPMENT CORP. has requested the Planning Board of the Town of Riverhead to recommend to the Town Board of the Town of Riverhead to release said \$45,000.00 cash deposit for the completion of said work.

NOW, THEREFORE, BE IT RESOLVED, That upon notification by the Planning Board of the Town of Riverhead to the Supervisor of the Town of Riverhead, to the effect that the said improvements conform to the applicable plans and specifications and to the effect that \$2,000.00 is sufficient to complete said work, JOYSAN DEVELOPMENT CORP., BENJAMIN KASPER, CHARLES KASPER, RICHARD NELIN, JACOB STEIN, MAX STALLER and the REPUBLIC INSURANCE COMPANY are hereby released and discharged from the terms of the said performance bond in the amount of \$45,000.00 which said performance bond was issued to guarantee the performance of JOYSAN DEVELOPMENT CORP. and its obligation to complete the construction of the roads and other improvements in Section 2 of "Rolling Woods at Roanoke"; and

RESOLUTION - continued

BE IT FURTHER RESOLVED, upon notification by the Planning Board of the Town of Riverhead to John Leonard, the Supervisor of the Town of Riverhead, that the improvements conform to the applicable plans and specifications and that \$2,000.00 is sufficient to complete said work, that the Supervisor of the Town of Riverhead be and he hereby is directed to promptly advise the REPUBLIC INSURANCE COMPANY, BENJAMIN KASPER, CHARLES KASPER, RICHARD NELIN, JACOB STEIN and MAS STALLER that they are released and discharged in all respects from the terms of the said performance bond and the said Supervisor is further directed to return the Performance Bond to Tooker, Tooker & Esseks, attorneys for the developer.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Leonard.

In the Matter of the	:	
Laying out of Certain Town Highways known as Warner Drive and Warner Court in the Town of Riverhead, County of Suffolk and State of New York.	:	RESOLUTION
	:	AND CONSENT
	:	

WHEREAS, WARNER ENTERPRISES, INC. caused to have filed in the Office of the Clerk of the County of Suffolk a certain map entitled "Map of Marlwood of Baiting Hollow, Section 1" and

WHEREAS, WARNER ENTERPRISES, INC. did submit plans for the construction of various improvements to Warner Drive and Warner Court on said subdivision map to the Planning Board of the Town of Riverhead, and

WHEREAS, said Planning Board did, on December 10, 1969, approve the construction of said improvements and did require the filing of a performance bond in the amount of \$58,000.00 with the Town of Riverhead, and

WHEREAS, the Town Board of the Town of Riverhead did approve said performance bond as to form, sufficiency, manner of execution and surety on December 16, 1969, and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Riverhead Town Planning Board, and

WHEREAS, the construction of said roads, drainage systems and sumps have met with the approval of the Superintendent of Highways of the Town of Riverhead, and

RESOLUTION - continued

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof as Appendix A, and

WHEREAS, Special Search Street Dedication from the Chicago Title Insurance Company, title No. 72-S-04803, has been filed with the Town Clerk of the Town of Riverhead together with a deed of dedication and release affecting said roads.

NOW, THEREFORE, BE IT RESOLVED, That in accordance with the provisions of Section 171 of the Highway Law of the State of New York consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead make an order laying out those two certain roads known as Warner Drive and Warner Court and a "Recharge Basin" as more particularly described in Appendix B, annexed hereto and made a part hereof, and said town roads to consist of the lands described in the deed of dedication and release dated December 1972, and to extend as delineated therein; and

BE IT FURTHER RESOLVED, That the Town Clerk of the Town of Riverhead be and she hereby is directed to forthwith cause such deed of dedication and release to be recorded in the Office of the Clerk of the County of Suffolk and, upon its return, to attach it hereto; and

BE IT FURTHER RESOLVED, That WARNER ENTERPRISES, INC., as Principal, and AUSTIN H. WARNER, SR., AUSTIN H. WARNER, JR. and DE WITT Y. WARNER, as Surety, are hereby released and discharged from the terms of said performance bond in the amount of \$58,000.00 which said performance bond was issued to guarantee the performance of WARNER ENTERPRISES, INC. and its obligation to complete the construction of the roads and other improvements in "Marlwood of Baiting Hollow", which said bond was reduced by the Planning Board of the Town of Riverhead on January 13, 1971, to \$7,500.00, said reduction was approved by the Town Board of Riverhead on February 23, 1971; and

BE IT FURTHER RESOLVED, That JOHN LEONARD, Supervisor of the Town of Riverhead, is hereby directed to promptly advise WARNER ENTERPRISES, INC. and AUSTIN H. WARNER, SR., AUSTIN H. WARNER, JR. and DE WITT Y. WARNER that they are released and discharged in all respects from the terms of the said performance bond and the said Supervisor is further directed to return the executed performance bond to Tooker, Tooker & Esseks, attorneys for the developer; and

BE IT FURTHER RESOLVED, That this Resolution shall take effect immediately.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

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

WHEREAS, The Association of Towns Convention being held in New York City on February 5th, 6th, and 7th, 1973, falls on a regular meeting date of the Town Board scheduled to be held on February 6th, 1973, now therefore be it

RESOLVED, That the regular meeting of this Board scheduled to be held on February 6th, 1973, be changed to and held on February 13, 1973, at 10:30 A. M., and

FURTHER RESOLVED, That the Town Clerk is hereby authorized to publish notice of the aforesaid meeting in the News-Review and to post a copy of the same on the sign board maintained by the Town Clerk.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Leonard.

BE IT RESOLVED, That Joseph Burger of Mt. Sinai be and is hereby hired as Drug Councilor to work in the Town of Riverhead Narcotics Guidance Council, to be compensated at \$10 per hour for a five hour week, effective February 5th, 1973, and to be paid bi-weekly and to serve at the pleasure of the Town Board and

BE IT FURTHER RESOLVED, That Karen Scaramucci, Greenport, New York, be and is hereby hired as Youth Worker in the Town of Riverhead Narcotics Guidance Council, effective February 5th, 1973, to be compensated at \$6 per hour for a ten hour week, payable bi-weekly and to serve at the pleasure of the Town Board.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution which was seconded by Town Justice Costello.

RESOLVED, That Florence K. Abrams, 74 Nadel Drive, Riverhead, be and is hereby appointed as Account Clerk in the Office of the Supervisor, pursuant to Suffolk County Civil Service List CR-13 Account Clerk, established January 11, 1973, said appointment effective retroactively to January 1, 1973, to serve a six (6) month probationary period at the rate of \$6,200.00 per annum, payable bi-weekly.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Leonard.

BE IT RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for the installation of a street light on Pole #32, in front of home on 986 Harrison Avenue, Riverhead, New York.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTION

Town Justice Leonard offered the following resolution which was seconded by Town Justice Costello.

RESOLVED, That in accordance with Building Code Ordinance No. 35, Town of Riverhead, the following fees shall be paid to the Town of Riverhead:

Minimum fee for any permit required under Building Code Ordinance No. 35, whether the same be for installation of plumbing system or for a heating system, or any other required, including fee for zoning permit under Zoning Ordinance No. 26 of the Town of Riverhead, shall be \$15.00.

For each building permit where the construction costs shall exceed \$1,000, an additional fee of \$3.00 per thousand dollars or fraction thereof, in addition to the minimum fee of \$15.00, shall be paid, which shall be computed up to a total of \$50,000 of construction costs, and \$1.50 per thousand dollars or fraction thereof of construction costs exceeding \$50,000. Basis for computing construction costs shall be the square feet of floor area of the proposed building, upon the proposed use of said building and/or upon the cost thereof as follows:

Dwellings - One and Two Family: Main story - \$15.00 per square foot; additional stories - \$7.50 per square foot.

Multiple family dwellings, apartments, condominiums, hotels, motels, boarding houses, labor camps, nursing and convalescent homes: Main story - \$25.00 per square foot; additional stories - \$15.00 per square foot.

Private garages, attached or detached \$5.00 per square foot.

Accessory and Utility buildings: Main story - \$4.00 per sq. ft. ; additional stories - \$2.00 per square foot.

Mercantile, business and office buildings, garages and service stations, places of public assembly, assembly halls and club houses: Main story \$15.00 per square foot; additional stories \$8.00 per square foot.

Factory buildings and warehouses (finished types) : Main story - \$20.00 per square foot; additional stories - \$10.00 per square foot.

Factory buildings and warehouses (unfinished types) : Main story - \$15.00 per square foot; additional stories - \$7.50 per square foot.

Plumbing, heating standpipe, sprinkler, elevator or electrical work, etc., are all included in the terms "construction or alteration work". When filed with complete construction plans all such work is included under one fee.

Foundation only: \$15.00 per linear foot.

Fee for permit to demolish building shall be \$10.00 Small Building, up to One Thousand (1000) square feet and \$25.00 Large Building, of more than One Thousand (1000) square feet.

RESOLUTIONS - continued

Fee for duplicate Certificate of Occupancy shall be \$5.00.

Fee for renewal permit shall be 50% of original fee paid.

Fee to move building to new location: 50% of fee computed in accordance with paragraph 2 above, and

FURTHER RESOLVED, That this Resolution take effect immediately.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.
The resolution was thereupon declared duly adopted.

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

WHEREAS, Cooking, heating, lighting and the orderly disposal of refuse and the cleaning of waste disposal systems are necessities of life in our society and are required to maintain the health, safety and welfare of the community, and

WHEREAS, All these services require the payment of certain fees and expenses by the residents of the Town, and

WHEREAS, The present sales tax structure imposes a tax on these necessities in addition to the normal expenditures required, and

WHEREAS, Such expenditures are a necessity of life, and the addition of a sales tax on top of the expenditure imposes a punitive burden on the residents of the State,

NOW, THEREFORE, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVER HEAD, That we do hereby urge our elected legislators in the State Assembly and the State Senate to introduce legislation to amend the present laws covering the imposition and collection of the sales tax to remove the items heretofore specified from the list of those designated as taxable, and be it further

RESOLVED, That certified copies of this resolution be forwarded to Riverhead's elected representatives in the State Assembly and the State Senate, to Governor Nelson A. Rockefeller, and to Suffolk County Executive John V. N. Klein.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That filing fees for the Zoning Board of Appeals as per Article IV, Section 403C of Zoning Ordinance No. 26 be amended to \$50.00 for each appeal, except for New York State Town Law, Article 16, Section 280a appeals, for which the fee will be \$10.00 for each appeal.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

1/16/73

36.

PERSONAL APPEARANCES

Patricia Tormey, Chairman, Zoning Board of Appeals informed the Board that Florence Abrams, Clerk to the Zoning Board of Appeals and Helen Guyer, Secretary to the Planning Board are resigning their positions.

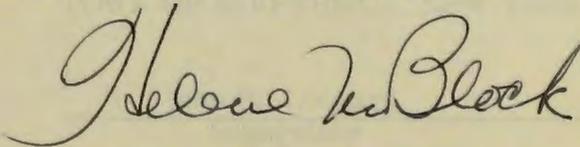
Mrs Tormey suggested that the Board hire one person to fill the two jobs and stressed that it is important and necessary that the applicant be able to type accurately and do shorthand.

Mrs. Tormey further advised that both Mrs. Guyer and Mrs. Abrams have indicated they would stay on until a replacement is hired but would like that this be done as soon as possible.

Mortimer Barr, 74 West Islip Road, West Islip, New York, asked about Items 14 and 21 under communications. Item 21 referred to application for condominiums (Phillips and Malman).

Town Attorney explained that the resolution submitted by the Planning Board in connection with the Phillips and Malman application, deals with property situate in Business A (Resort Business) District, wherein apartments and condominiums are permitted uses.

There being no further business, on motion and vote, the meeting adjourned at 8:25 P. M., to meet on Tuesday, February 13, 1973 at 10:30 A. M.



Helene M. Block, Town Clerk

HMB:gh