

Minutes of a Meeting of the Town Board of the Town of Riverhead held at the Town Hall, Riverhead, New York, on Tuesday, February 18, 1969 at 10:30 A. M.

Present:

Robert B. Vojvoda, Supervisor  
Bruno Zaloga, Town Justice  
Thomas R. Costello, Town Justice  
Vincent B. Grodski, Councilman  
George G. Young, Councilman

Also present: William C. Haugaard, Town Attorney and Alex E. Horton, Superintendent of Highways.

The meeting was called to order at 10:30 A. M., by Supervisor Vojvoda.

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

BE IT RESOLVED, That the Minutes of a Meeting of the Town Board held on February 4, 1969, be approved as submitted.

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

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined General Town bills submitted on Abstract No. 4 in the amount of \$14,866.52, Highway Item No. 1 bills in the amount of \$2,648.31, Highway Item 3 bills in the amount of \$1,625.50, and Highway Item No. 4 bills in the amount of \$1,028.00.

Town Justice Zaloga offered the following resolution which was seconded by Councilman Grodski.

RESOLVED, That General Town bills submitted in the amount of \$ 14,866.52, be approved for payment, and

FURTHER RESOLVED, That Highway Item No. 1 bills in the amount of \$2,648.31, Highway Item No. 3 in the amount of \$1,625.50 and Highway Item 4 in the amount of \$1,028.00, be approved for payment.

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

REPORTS

Tax Receiver's, dated February 17, 1969.

Supervisor Vojvoda asked if anyone wished to be heard and the following responded:

Mr. Henry Fioto, Sr., 847 Ostrander Ave., Riverhead, N. Y., read off names of businesses which he believes to be in violation of the Junk Ordinance and requested the Town Board to either enforce the law or do away with it.

Mr. Fioto was requested to file the list of names with Police Chief Grodski.

Mr. Wickham Tyte, East Main Street, Riverhead, N. Y., restated a suggested offered at a previous town board meeting that the Excavation Ordinance be rewritten to enable the Town to derive revenue on sand and gravel mining operations. Town Attorney Haugaard informed Mr. Tyte that he will look into the matter.

Councilman George G. Young stated that in view of the recent fatal accident involving an oil truck that the Police Chief be directed to make a special effort to oversee that the Northville Dock trucks obey and keep within the speed limits on highways within the Town of Riverhead.

#### HIGHWAY MATTERS

Alex E. Horton, Supt. of Highways advised the Board that a great many employees from Grumman's use River Road, Manorville to ride to and from lunch and drop a great deal of debris along the road, and suggested that the Town Board consider creating a small roadside park on land owned by the Town and County to the west of Peconic River Bridge.

Supervisor Vojvoda stated that this suggestion is a good one and ties in with the Chamber of Commerce Beautification Project.

The Town Board agreed to take Mr. Horton's suggestion under consideration.

#### HEADS OF DEPARTMENTS

Police Chief Grodski informed the Board that presently the Police Department is using a case of oil weekly at a cost of 43¢ per quart. That he had checked with the County Contract and learned that if a quantity of six cases is purchased at one time from the Gulf Oil Co., the cost of the oil would be 18-1/2¢ per quart and asked the Board's permission to be allowed to make such savings.

Permission was granted by Town Board.

#### COMMUNICATIONS

Garfield Langhonne family, expression of appreciation for sympathy extended on death of son Garfield. Filed.

Josephine & Henry O'Kula expression of appreciation to Town Board for testimonial of congratulations on 35th Wedding Anniversary. Filed.

Mrs. Bella Marques, dated 1/31/69, asking something be done to relieve the heavy tax burden. Filed.

Referred to Supervisor Vojvoda for reply.

COMMUNICATIONS continued:

Wading River Chamber of Commerce, Inc., Jan. 27, 1969, stating that due to rising cost of taxes, Chamber voted to cut request for Town monies to offset cost of advertising brochure in half and will enlist aid of private individuals to cover cost of the brochure and urging Town Board to cut costs wherever possible. Filed. Referred to Town Clerk to acknowledge.

Richard Sause, Attorney for Wading River Associates, Inc., dated 1/14/69, making application for installation of street lighting for Tidewoods subdivision located off Sound Road, Wading River, N. Y., within the Wading River Lighting District. Filed. Copy to Lighting Committee.

J. Leo Saxstien, dated 2/14/69, asking what is delaying action on the application of W. Corwin Tuthill to amend Zoning Ordinance to include garden center and nursery Use to Farm 1 District on property located on State Route 25 and Tuthill's Lane. Filed. Referred to Supervisor Vojvoda for reply.

Hon. Perry B. Duryea, Jr., Speaker of State Assembly, dated 2/13/69, relating to proposed County of Peconic, stating that no County shall hereafter be erected unless the proposed new county has sufficient population to entitle it to a member of the Assembly and any legislation creating a county which does not meet this requirement would be clearly unconstitutional.

Further stating that he and Senator Giuffreda have introduced a bill creating Peconic County and further introduced a Constitutional Amendment deleting the population requirement from the Constitution.

Also enclosing a chronological report of his efforts in regard to said creation of Peconic County. Filed.

Copies to Town Board members.

Supervisor Vojvoda stated that Perry B. Duryea is setting up two meetings in Albany for the East End Supervisor to pursue the matter further.

State of New York, Department of Transportation, dated 2/7/69, relating to request for lower maximum speed limits on River Road, Peconic Bay Blvd., Meeting House Creek Road and Hubbard Avenue, Town Highways in the Town of Riverhead.

Submitting Notice of Action establishing 40 MPH Speed Limits on Meeting House Creek Road and Peconic Bay Blvd.

Town of Riverhead to install, operate and maintain, or remove, traffic control devices to complete this action, and asking Department be promptly advised of the date of completion.

Request for lower speed limits on River Road and Hubbard Avenue denied. Filed.

Copies to Town Board members, Police Chief Grodski and Supt. of Highways.

Town Clerk directed to advise Department of Transportation that Town Officials be contacted when field men are making surveys.

Mr. Wickham Tyte asked if it would be feasible to have a caution light installed at Hubbard Avenue.

Town Justice Zaloga suggested that the Board consider making a re-application for request to lower speed limits on Hubbard Avenue.

Town Justice Costello suggested that the Town Board present a letter welcoming the Retarded People to their new quarters at their Open House on February 20th, and offered to prepare such letter.

#### RESOLUTIONS

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

RESOLVED, That the services of Reginald Perkins, School Crossing Guard be and are hereby terminated, effective February 8, 1969.

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

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

BE IT RESOLVED, That the Town Clerk be and is hereby authorized to advertise for Sealed Bids for Two (2) Police Cars for the use of the Riverhead Town Police Department, and be it

FURTHER RESOLVED, That the specifications be prepared by the Police Chief, and

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Friday, March 14th, 1969 at 10:30 A.M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation "Bid for Two 1969 Police Cars."

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

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

BE IT RESOLVED, That the application of L. LEON FANNING and JOSEPH W. BRUSH, JR., dated January 31, 1969, for a Special Permit for an Airstrip on the west side of Union Avenue between Northville Turnpike and Sound Avenue, pursuant to Section 301K of Town Zoning Ordinance No. 26, be GRANTED in accordance with the plans and specifications set forth in said application and supporting papers,

SUBJECT, however, to the following conditions and safeguards, as a limitation on said permit:

No flight to the North of the landing strip, either landing or taking off, shall make any in-flight turn from the direction of the strip, while over land; and

This Permit shall terminate upon proof satisfactory to the Town Board of a violation of said conditions; variation from F.A.A. provisions as set forth in its determination of December 12, 1968; or any other provision of said application.

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

RESOLUTION

The following resolution was offered by Councilman Young, who moved its adoption, seconded by Councilman Grodski, to wit:

BOND RESOLUTION DATED FEBRUARY 18TH, 1969.  
A RESOLUTION AUTHORIZING THE ISSUANCE OF \$15,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF DRAINAGE FACILITIES IN SAID TOWN.

BE IT RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the purpose of paying the cost of the construction of a recharge basin and intake facilities as a drainage project on Sound Avenue, at one-quarter of a mile west of Doctor's Path on the Aldrich and Duesselman property, there are hereby authorized to be issued \$15,000 serial bonds of said Town.

Section 2. The maximum estimated cost of the aforesaid object or purpose is \$15,000, and the plan of financing thereof is by the issuance of \$15,000 serial bonds of said Town, hereinafter authorized. Further details pertaining to said bonds will be prescribed in a further resolution or resolutions of this Town Board.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 5. It is hereby further determined that no down payment is required in connection with the aforesaid object or purpose since the maturity of the bonds herein authorized will not exceed five years.

Section 6. The faith and credit of said Town of Riverhead, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. This resolution shall take effect immediately.

RESOLUTION continued:

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: Councilman Young, Councilman Grodski, Town Justice Zaloga, Town Justice Costello and Supervisor Vojvoda.

NAYES: None

The resolution was thereupon declared duly adopted.

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

RESOLUTION AUTHORIZING ACQUISITION OF REAL PROPERTY  
FOR SIDEWALK PURPOSES ON NORTH SIDE OF PULASKI STREET.

BE IT RESOLVED, That the Town Clerk be and is hereby authorized to accept conveyance of real property on the north side of Pulaski Street, Riverhead, New York, for the purpose of constructing a sidewalk thereon, from Warren C. Booker and Estelle Mayo; and

BE IT RESOLVED, That the Town Clerk and Supervisor be and are hereby authorized to pay \$100 to Warren C. Booker and \$100 to Estelle Mayo as consideration for the purchase aforesaid;

BE IT RESOLVED, That the Town Clerk and Supervisor are authorized to pay all other expenses in connection with said acquisition, including title check and recording of deeds.

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

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

BE IT RESOLVED, That the Town Clerk be and is hereby authorized to advertise for Sealed Bids for One (1) CUSHMAN 780 TRUCKSTER or EQUAL, for the use of the Riverhead Police to maintain and enforce Parking Meter, and be it

FURTHER RESOLVED, That the specifications be prepared by the Police Chief, and

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Friday, March 14, 1969 at 10:30 A.M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation "BID FOR 1969 CUSHMAN TRUCKSTER OR EQUAL."

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

RESOLUTIONS

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

## RESOLUTION APPROVING BOND OF WADING RIVER ASSOCIATES

Pursuant to Section 277 of the Town Law, and pursuant to a resolution of the Town of Riverhead Planning Board dated December 11, 1968, it is

RESOLVED, That the Surety Bond in the amount of \$30,000 naming WADING RIVER ASSOCIATES as principal, and ARTHUR J. CALACE, JR., and ALBERT TAYLOR as co-principals, and the REPUBLIC INSURANCE COMPANY as surety, and the TOWN OF RIVERHEAD as obligee for the faithful performance of the conditions set forth in the Planning Board resolution of December 11, 1968, is satisfactory to the Town Board as to form, sufficiency, manner of execution and surety.

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

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

RESOLVED, That Highway bill submitted on abstract dated February 18, 1969 for Machinery Item No. 3 - Bruce GM Diesel, Inc., dated January 9, 1969, for \$887.88 be and is hereby approved for payment.

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

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

BE IT RESOLVED, That Reginald C. Smith, be and is hereby appointed Special Counsel in the matter of Edmund Buziak vs. Town Board of the Town of Riverhead and Alex E. Horton, Supt. of Highways of the Town of Riverhead, at a fee not to exceed \$500.00.

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

Councilman Grodski offered the following resolution which was seconded by Councilman Young, and adopted by the unanimous vote of the Town Board.

WHEREAS, it has been recommended that the Grumman Aircraft Engineering Corporation facilities located at the U. S. Navy's Calverton property be the site of a proposed master jetport, and

WHEREAS, the Riverhead Town Board desires to state its position on the aforesaid proposal, now be it

RESOLUTION continued:

RESOLVED, that the Riverhead Town Board does emphatically oppose any proposed master jetport located at the U.S. Navy's Peconic River Facility (Calverton) for the following reasons:

- A. The major loss of employment and its economic ramifications to the Town of Riverhead, Suffolk and Nassau Counties as a result of the removal of the Grumman Aircraft Engineering Corporation facilities at Calverton and at Bethpage;
- B. The major loss of \$115,000.00 of tax revenues to the Town of Riverhead as a result of the removal of the facilities at Calverton from the tax rolls;
- C. The resultant waste land of eastern Long Island's major resort areas covering a 40 mile radius caused by sonic boom and noise;
- D. The resultant loss of vital defense facilities at Calverton in this time of emergency in Viet Nam;
- E. The discard of the Town of Riverhead Master Plan which has been patiently and prudently developed;
- F. The resultant loss of home rule of local government over local projects;
- G. The inaccessability of the Calverton site from a viewpoint of transportation; and
- H. The resultant destruction of Riverhead's prime residential areas of Calverton, Wading River and Baiting Hollow. (End).

Town Clerk directed to send certified copies of aforesaid resolution to State officials.

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

BE IT RESOLVED, That the Town Clerk is authorized and directed to publish the following Notice in the February 20, 1969 issue of the News-Review:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, That pursuant to the applicable provisions of the Town Law, a public hearing will be held by the Town Board of the Town of Riverhead at the Town Hall, 220 Roanoke Avenue, Riverhead, New York, on the 4th day of March, 1969, at 11:00A.M. in the matter of the adoption of the following amendment to Town Zoning Ordinance No. 26, of the Town of Riverhead, to wit;

"Town Zoning Ordinance No. 26 is hereby amended by adding thereto a new Section 301 (L), reading as follows:

Section 301 (L) Notwithstanding any other provision of this ordinance, the Town Board may, by special permit, subject to such standards and conditions as it deems necessary or reasonable, allow, within the Riverhead Public Parking District No. 1, a total building area up to 100% of the area of the parcel of land held in

RESOLUTION continued:

ownership, either by erection of a new building, or by alteration or extension of an existing building."

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

The Town Board recessed at 11:15 A.M. to reconvene at 7:30 P.M.

The Town Board reconvened at 7:30 P.M. with all members present. Also present: William C. Haugaard, Town Attorney.

PUBLIC HEARING - 7:30 P.M.

Town Clerk submitted affidavits of posting and publishing Notice of Public Hearing on proposal to amend Zoning Ordinance No. 26 of the Town of Riverhead. The affidavits were ordered filed.

Thereupon Supervisor Vojvoda declared the Hearing open and asked if anyone wished to be heard in favor of or against the aforesaid proposal.

Robert L. Tooker, Attorney, addressed the Board and stated that he is a resident of the Town of Riverhead and owns property in the area concerned and also represents the Joyce Ann Development Corporation.

Mr. Tooker expressed appreciation to the Town Board for arranging to hold an evening meeting for the convenience of the taxpayers.

Mr. Tooker stated that Alex Zdunko who owns land on the south side of Sound Avenue and Roanoke proposes to sell a portion of the land to Mr. White for a substantial consideration. That this property has been used as a sand pit, Mr. Zdunko having had a permit to do so. That Mr. Zdunko and Mr. White have appeared before the Board of Appeals to get permission under the Zoning Ordinance to grade sand and gravel excavated on this property and the residents of the area learned of the proposed sale when the matter came up at a Hearing before the Board of Appeals.

Mr. Tooker continued to state that the area is essentially residential and farming and therefore the request was made that the Excavation Ordinance be amended so that everybody who operates a sand and gravel operation be required to offer adequate safety to protect the town, to provide fences, etc. That the residents are concerned with Mr. Zdunko's operation and hope it will not be expanded.

Mr. Tooker further stated that the second request for the Town Board's consideration is an amendment to the Zoning Ordinance, which as presently drafted requires that some one who wishes to grade sand and gravel, get the permission of the Board of Appeals as a special exception in a Farm No. 1 District. This presents the person who wants to create a modern sand and gravel operation in a Farm 1 District to come before the Town Board to get permission under the Excavation Ordinance and also to come before the Board of Appeals to get permission to grade.

Mr. Tooker continued to state that the residents have petitioned the Town Board to amend the Zoning Ordinance Section 205A to omit the requirement that a person apply to grade, appear before the Board of Appeals and Section 13 for person who wishes to conduct a central mixing plant for cement and also to excavate and grade to appear before the Town Board to request permission to conduct this type of operation.

PUBLIC HEARING - 7:30 P. M. continued:

Mr. Tooker continued to state that the people who live in the neighborhood concerned are distraught that their residential and farm areas will be turned into an industrial type use and asked that the Town Board consider amending the two ordinances to protect the neighbors.

Town Attorney William C. Haugaard asked Mr. Tooker to confine his remarks to the Hearing on the proposed amendment to Zoning Ordinance No. 26 and state for the benefit of the public and the Town Board what the proposed amendment would accomplish.

Mr. Tooker explained as follows: "That the proposed amendment would amend Section 205A of the Zoning Ordinance which is the itemization of listed uses within Farm 1 Use District and that the new section would read: "Alcohol manufacture when approved as a special exception by the Board of Appeals as hereinafter provided", and secondly that the Zoning Ordinance should be amended in a way that the Town Board would be given the authority to regulate who and under what conditions these operations would be conducted and this Section 2-5A (13) to read: "Central mixing plants for cement, mortar, plaster or paving materials; and and gravel excavation and operations including screening and grading when authorized by special permit from the Town Board and after a public hearing and in addition subject to such conditions and safeguards as the Town Board may deem appropriate."

The following persons spoke in favor of the proposed amendment to Zoning Ordinance No. 26:

Albin O'Kula, William Tuthill, John Zorvich, Elmer Charles, John Fuchs, Mrs. Michael Dorman, Julius Shubert, James L. Adams and Walter Zielnicki.

No one appeared to speak in opposition to the amendment.

No one else wishing to be heard, Supervisor Vojvoda declared the Hearing closed.

PUBLIC HEARING - 7:45 P. M. (called to order at 7:50 P. M.)

Town Clerk submitted affidavits of posting and publishing Notice of Public Hearing on proposal to amend Section 2 Of Excavation Ordinance No. 31 of the Town of Riverhead.

The affidavits were ordered filed.

Thereupon Supervisor Vojvoda declared the Hearing open and asked if anyone wished to be heard in favor of or against the proposed amendment.

Robert L. Tooker, Attorney, addressed the Board and stated that the present Excavation Ordinance No. 31 provides that if you wish to conduct a sand and gravel excavation in the Town of Riverhead there are several things you have to do. First of all you have to file a detailed plan with the Town Board and secondly submit the elevations of the property as they are at the present time and also have to submit

PUBLIC HEARING-7:45 P.M. continued:

consent of the owner and any mortgagee of the land that's affected, obtain a certificate of the Commissioner of Public Works saying there is no danger to the roads which results from this, obtain a certificate from the Agricultural Department saying there is no Golden Nematode in the top soil and submit a rehabilitation plan to the Town Board which meets with the approval of the Board, estimate the number of yards that will be removed, provide fences, etc., provide adequate dust-down provisions and lastly submit a bond to the Town guaranteeing that your rehabilitation plan will be put into effect.

Mr. Tooker further stated that these are good sound requirements to make sure that a sand and gravel operation doesn't become a detriment to the community.

Mr. Tooker continued to state that the present Excavation Ordinance provides several exclusions and it is now proposed that subsection F be omitted from the Excavation Ordinance which would put the Town Board in a position where somebody who wished to conduct a sand and gravel operation even if it was one in existence on January 5 of 1965, would have to come to the Town Board and submit a plan and the Town Board is permitted to waive any of these requirements which they feel are unnecessary - in an instance where they feel they are necessary then they have the right to enforce them.

Mr. Tooker concluded stating that the proposed amendment is a simple one of omitting the exclusion for pre-existing sand and gravel operations.

The following communications were read by the Town Clerk:

Resolution unanimously adopted by the Riverhead Chamber of Commerce, opposing the granting of approval by Board of Appeals for Alex Zdunko and J. J. White Ready-Mix Concrete Co. to erect a grading screening and cement block plant on Sound Avenue. Filed.

Mrs. Marion Brooke, owner of property on Reeves Park, opposing the proposed sand and gravel operation on Sound Avenue. Filed.

The following persons spoke in favor of the proposed amendment to Ordinance No. 31:

Joseph Lopez, Albin O'Kula, John Zorvich, Frank Zielnicki, Elmer Charles, Mr. Radolph, Mrs. Sophie Rajeski, Mrs. Scratch, Mrs. Michael Dorman, Michael Dorman, Mr. Kratt, Julius Shubert, Mrs. Harris, James L. Adams, Mrs. Ann Tysh, Walter Zielnicki and Ann Hatteroff.

No one appeared to speak in opposition to the amendment.

No one else wishing to be heard, Supervisor Vojvoda declared the Hearing closed.

Supervisor Vojvoda called the meeting to order at 8:00 P.M.

RESOLUTION

Councilman Young offered the following resolution which was seconded by Town Justice Zaloga.

RESOLUTION continued:

-----X  
 In the Matter of the  
 Amendment of Town Ordinance No. 26 of  
 the Town of Riverhead, known as the :  
 Zoning Ordinance of the Town of  
 Riverhead, Suffolk County, New York.

RESOLUTION

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

NOW, THEREFORE, BE IT RESOLVED and this Town Board hereby or-  
 dains and enacts the following amendment to said Zoning Ordinance No. 26 of the  
 Town of Riverhead:

Section 205A (7)

Amended to read: Alcohol manufacture when approved as a special  
 exception by the Board of Appeals as hereinafter provided.

Section 205A (13)

Amended to read: Central mixing plants for cement, mortar,  
 plaster or paving materials, sand and gravel excavation and  
 operations including screening and grading when authorized  
 by special permit from the Town Board and after a public  
 hearing and in addition subject to such conditions and safe-  
 guards as the Town Board may deem appropriate.

And the Town Clerk is hereby authorized and directed to enter the said  
 amendment to Town Ordinance No. 26 of the Town of Riverhead, known as the  
 Zoning Ordinance, in the minutes of the Town Board, and to publish a copy once  
 in the News-Review, the official newspaper published in the Town, and to post a  
 copy of the same, on the signboard maintained by the Town Clerk, pursuant to  
 Subdivision 6 of Section 30 of the Town Law, and to file in her office affidavits  
 of said publication and posting.

The amendment to Town Ordinance No. 26 of the Town of Riverhead,  
 known as the Zoning Ordinance, shall take effect ten days after such publication  
 and posting; but such amendment shall take effect from the date of its service  
 as against a person served personally with a copy thereof.

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

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

RESOLUTION continued:

-----X  
In the Matter of the  
Amendment of Excavation Ordinance No. 31  
of the Town of Riverhead, Suffolk County, :  
New York.  
-----X

RESOLUTION

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law and other statutes made and provided in connection with the amendment of Excavation Ordinance No. 31 of the Town of Riverhead,

NOW, THEREFORE, BE IT RESOLVED and this Town Board hereby ordains and enacts the following amendment to said Excavation Ordinance No. 31 of the Town of Riverhead:

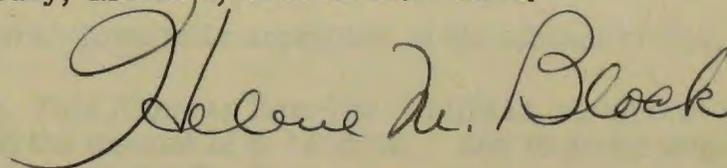
Section 2. To be amended by eliminating therefrom Subsection F.

And the Town Clerk is hereby authorized and directed to enter the said amendment to Excavation Ordinance No. 31 of the Town of Riverhead in the minutes of the Town Board, and to publish a copy once in the News-Review, the official newspaper published in the Town, and to post a copy of the same, on the signboard maintained by the Town Clerk, pursuant to Subdivision 6 of Section 30 of the Town Law, and to file in her office affidavits of said publication and posting.

The amendment to Excavation Ordinance No. 31 of the Town of Riverhead shall take effect ten days after such publication and posting; but such amendment shall take effect from the date of its service as against a person served personally with a copy thereof.

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

There being no further business on motion and vote, the meeting adjourned at 8:10 P.M., to meet on Tuesday, March 4, 1969 at 10:30 A.M.



Helene M. Block, Town Clerk

HMB.