

Minutes of a Meeting of the Town Board of the Town of Riverhead held at the Town Hall, Riverhead, New York, on Tuesday, June 3, 1969 at 10:30 A. M.

Present:

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

Absent: George G. Young, Councilman (morning session)  
Present: George G. Young, Councilman (afternoon session)

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

The Meeting was called to order at 10:40 A. M. , by Supervisor Vojvoda.

Councilman Grodski 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 May 27th, 1969, be approved as submitted.

The vote, Councilman Young, Absent, 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. 11, in the amount of \$4,094.07.

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

RESOLVED, That General Town bills submitted in the amount of \$4,094.07, be approved for payment.

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

CURB AND GUTTER APPLICATIONS

Donald Donnelly, 368 Marcy Avenue, Riverhead, N. Y.  
Sophie Doroszka, 370 Marcy Avenue, Riverhead, N. Y.  
Charles Majeski, 364 Marcy Avenue, Riverhead, N. Y.  
Sophie Zaborowski, 374 Marcy Avenue, Riverhead, N. Y. (Filed).  
Copies to Highway Committee.

FIREWORKS APPLICATION

Little Flower House of Providence, Wading River, N. Y., for display of fireworks from the beach and out over the water on the evening of July 4th, 1969. rain date July 5th or 6th, 1969. Filed.

REPORTS

Tax Receiver's, dated June 2, 1969. Filed.  
 Fire Inspector's, month of May, 1969. Filed.  
 Building Inspector's, month of May, 1969. Filed.  
 Recreation Department, month of May, 1969. Filed.  
 Police Department, month of May, 1969. Filed.

COMMUNICATIONS

Town of Brookhaven, re: Adoption of amendment in connection with Site Plan Review and Approval. Filed.  
 Copies to Town Attorney and Building Inspector.

Allen Scheininger, dated 5/20/69, stating there is a distinct need for some sort of traffic restriction in the parking area back of the stores on East Main Street, as cars zoom back and forth to Peconic Avenue at 60 MPH and suggesting traffic signs be erected. Filed.

Police Chief Grodski reported that "25 MPH speed signs have been erected on the south side of the bay portion and river bank.

Donald A. Denis, A. I. A., dated May 29, 1969, submitting inspection reports relative to construction and structural conditions of the Sullivan barn on River Road, Calverton, and the Matson residence, corner of Horton Avenue and Middle Road. Filed.

Copy to Town Attorney and Fire Inspector.

Mrs. Colleen Tooker, dated May 28, 1969, commending Supervisor Vojvoda for his readiness in submitting answers to all of her questions and for the courtesy and consideration extended to her during her visits to the Town Hall. Filed.

Copies to Town Board members. Town Clerk to acknowledge communication.

Riverhead Town Unit of CSEA, dated 5/29/69, calling attention to the Town of Riverhead Grievance Committee, of an employee being hired in the office of the Supervisor. Stating that the position was not adequately published on bulletin board and no present employee was given opportunity to make application for this position in accordance with Article X, paragraph 3 of the CSEA contract. Requesting a meeting with the Grievance Committee of the Town Board to discuss and resolved the matter. Filed.

Town Justice Costello advised that a meeting has been scheduled for 3 PM this afternoon.

Town of Riverhead Planning Board, dated 5/6/69, submitting the following Resolution relating to Rules and Regulations of the Planning Board for the subdivision and platting of land:

"WHEREAS, Section IV, paragraph 14, of the Rules and Regulations of the Planning Board for the Subdivision and Platting of Land, has not proven a workable solution to the establishment of parks and playgrounds because of the possible establishment of many small Park Districts which would create many problems of maintenance, of assessment and of budgetary items, and

COMMUNICATIONS continued:

WHEREAS, this Board has met with the Recreation Committee of the Town of Riverhead and has discussed the advisability of amending this paragraph so that small parks and playgrounds could be created and/or monies deposited to the Town of Riverhead for the acquisition and maintenance of old and new parks and playgrounds, and

WHEREAS, in accordance with Section 272 of the Town Law after public hearing by the Planning Board of any changes or amendments to said rules and regulations, approval of the Town Board is required, and

WHEREAS, in accordance with Section 277 of the Town Law any monies required of the developer, which will constitute a trust fund to be used by the town exclusively for neighborhood parks or playgrounds, is to be determined by the Town Board, and

WHEREAS, in the amendment it is proposed to set forth the amount of monies required of the developer which would constitute a determination of the amount to be fixed,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk is hereby authorized and directed to seek preliminary approval of the Town Board before proceeding with the public hearing to amend paragraph 14, Section IV of the "Rules and Regulations of the Planning Board for the Subdivision and Platting of Land" of the Town of Riverhead, Suffolk County, New York, as follows:

14. Park and Playground Sites:

A. The Planning Board may require that land be reserved for park, playground or other recreational purposes. The Planning Board may require that a cash payment be deposited with the Town Board in a special fund as required by Section 277 of the Town Law, where the Planning Board deems that land would be inadequate and unsuitable for use as a park, playground or other recreational purposes. The Planning Board may require that certain land be reserved for park, playground or other recreational purposes and a cash payment be deposited with the Town Board in a special fund as required by Section 277 of the Town Law.

B. Land reserved for recreational purposes shall have an area of five (5) acres for each one hundred (100) lots shown on the plan, or proportional thereto. Any parcel of land reserved for recreational purposes shall have an area of at least one (1) acre. In meeting these requirements the Planning Board may require, or the developer may reserve, more than one area within the subdivision for park, playground or recreational purposes, but in no case shall any reserved area be of less than one (1) acre.

C. Where the Planning Board deems it to be in the best interest to require the developer to deposit a cash payment or where the developer proposes to make a deposit of cash, the amount to be paid shall be at the rate of \$60.00 per each lot in the subdivision.

COMMUNICATIONS continued:

D. Where land is to be reserved for park, playground or other recreational purposes, the developer shall submit a proposed plan for the development of this area in line with the proposed recreational use, which plan shall be reviewed by the Planning Board. The Planning Board may approve same or require amendments or changes thereto before granting its approval. The developer shall also submit an estimate of cost to construct the improvements shown on the plan. The Planning Board will review the estimate and approve or revise the amount of the estimate and, if the construction is not completed prior to the approval of the formal subdivision plan, will require a performance bond to insure that the improvements will be completed.

E. If the Planning Board shall require that certain land be reserved for park, playground or other recreational purposes and a cash deposit be made, the cash deposit shall be equal to the amount hereinbefore set forth, e. g. \$60.00 for each lot in the subdivision, less the cost of land reserved at the rate of \$1,000 per acre and less the cost of the amount approved for the construction of the improvements in the recreational area.

F. The developer shall present a proposal in the form of covenants and restrictions, which will be set forth in the deed of conveyance, for lots within the subdivision, to adequately insure a proper maintenance of the recreational area. The Planning Board shall approve or require amendments or changes thereto before granting its approval. Upon approval of the covenants and restrictions, the developer shall prior to the approval of the formal subdivision plat file a declaration with the Town Board of the Town of Riverhead that the covenants and restrictions will be a part of each deed for the lots shown on the subdivision plat.

WHEREAS, Article 16, Section 260 of the Town Law provides for disclosure of interested parties for any application for approval of a plat, and this Board is desirous of complying with said Section of the Town Law, and

WHEREAS, in accordance with Section 272 of the Town Law after public hearing by the Planning Board of any changes or amendments to the Rules and Regulations of the Planning Board for the Subdivision and Platting of Land, approval of the Town Board is required,

NOW, THEREFORE, BE IT RESOLVED that the Clerk is hereby authorized and directed to seek preliminary approval of the Town Board before proceeding with the public hearing to amend the "Rules and Regulations of the Planning Board for the Subdivision and Platting of Land", by adding the following new section:

SECTION IXDISCLOSURE

Each request for approval shall be accompanied by the affidavit of a person having personal knowledge of the facts stating the name and address of each person, firm or corporation having an interest in the proposed subdivision to be considered, and the name and address of each officer, director, shareholder and person owning any interest in any such firm or corporation or in the firm or corporation making the application. Only the ten (10) largest shareholders of a corporation need be listed.

COMMUNICATIONS continued:

In lieu of the listing of shareholders, the affidavit may show the listing of the corporation's stock on a recognized stock exchange.

Nothing herein shall be deemed as to affect any disclosure requirement of Section 260 of the Town Law. Disclosure under such Section 260 shall be by affidavit submitted with each application setting forth the names of the persons covered by that Section or stating that there are no such persons. The affidavit required by Section 260 may be combined with any affidavit required hereunder as may be convenient. (End). Filed.

RESOLUTION

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

RESOLUTION EXPRESSING PRELIMINARY APPROVAL OF PROPOSED AMENDMENTS TO RULES AND REGULATIONS OF TOWN OF RIVERHEAD PLANNING BOARD.

BE IT RESOLVED, That the Town Board of the Town of Riverhead concurs in the principles underlying the proposed amendments to the Rules and Regulations of the Town of Riverhead Planning Board, as set forth in its letter dated May 6, 1969.

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

NEW BUSINESS

Councilman Grodski offered suggestion that "No Parking At Anytime" signs be posted on the west side of Ostrander Avenue between Corwin Street and Main Street. After discussion the Town Board referred the matter to the Town Attorney.

At this point of the meeting, Supervisor Vojvoda asked if anyone wished to be heard and the following responded:

Mr. & Mrs. Layton Harding, River Manor Mobil Home Park, Hubbard Ave., Riverhead, N. Y. asked permission to extend the width of their park area (68 ft.) in order to modernize park with no increase in the number of sites.

The matter was tabled for study by the Board.

Mr. Thomas Leier, Easport, N. Y., asked permission of the Town Board to place trailer on private lot located on Philip's Lane, Aquebogue.

The matter was tabled for study by the Board.

Supt. of Highways Alex E. Horton referred to pending application for Excavation Permit and asked the Board if trucks will be using our town highways to transport heavy loads of sand.

Supervisor Vojvoda replied stating that the trucks used the roads only when transporting dirt for the Town of Riverhead.

## RESOLUTIONS

Councilman Grodski offered the following resolution which was seconded by Town Justice Zaloga.  
RESOLVED, That pursuant to Zoning Ordinance No. 26, Article IV, Sections 402, 402A and 403C, and Article V, Section 501, the following fees shall be charged:

Zoning Permit	\$10.00
Renewal Permit for additional 6 months	\$ 5.00
Filing Fee Appeal to Board of Appeals	\$25.00
Certificate of Occupancy	\$ 2.00
Amendment to Zoning Ordinance	\$50.00

The vote, Councilman Young, Absent, 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 Town Justice Costello.

RESOLVED, That the Town Clerk be and is hereby authorized to publish the following Notice of Public Hearing in the June 5, 1969 issue of the News-Review:

## NOTICE OF PUBLIC HEARING

Pursuant to Section 205 of the Town Law and Article V, Section 501 of the Zoning Ordinance of the Town of Riverhead, a public hearing will be held by the Town Board at the Town Board Room, 220 Roanoke Avenue, Riverhead, New York, on the 17th day of June, 1969, at 8:00 o'clock in the evening of said day in the matter of the proposed change of the Zoning Ordinance of the Town of Riverhead, more particularly to the Zoning Map incorporated therein, as follows:

1. To change from existing Residence "C" Use District to Business "C" Use District, a certain portion of all that certain property situate, lying and being in the Town of Riverhead, Suffolk County, New York, as shown and designated as and by Lot #46 and the southerly 25 feet of Lot #47, Block B, "Map of Ostrander Heights, filed in the Suffolk County Clerk's Office on April 6, 1937, File #1231."

Any person desiring to be heard on the proposed amendment should appear at the time and place specified.

The vote, Councilman Young, Absent, 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.

RESOLVED, That Anthony Regula be and is hereby appointed Park Attendant effective, June 2, 1969 to and including September 12, 1969, to be paid at the hourly rate of \$1.70 and to serve at the pleasure of the Town Board.

RESOLUTION continued:

The vote, Councilman Young, Absent, 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 Town Justice Zaloga.

RESOLUTION FOR PUBLIC HEARING ON PROPOSED AMENDMENTS  
TO ZONING ORDINANCE NO. 26, ADOPTED MAY 27, 1969.

BE IT RESOLVED, That the Town Clerk is authorized and directed to publish the following Notice in the News-Review issue of June 5, 1969:

NOTICE OF PUBLIC HEARING

Pursuant to the Town Law of the State of New York a Public Hearing will be held by the Riverhead Town Board at the Town Hall, 220 Roanoke Avenue, Riverhead, New York on the 17th day of June, 1969, at 11:00 A. M. o'clock, in the matter of the adoption of certain proposed amendments to Zoning Ordinance No. 26 of said Town, as adopted May 27, 1969.

The proposed amendments would require a special permit of the Town Board, subject to such conditions and safeguards as the Town Board may deem appropriate, for each of the following uses, in the use districts named:

1. In the Residence C District, for Multiple family dwellings, apartment houses and garden apartments, as described in existing Section 203A (2)a.
2. In the Agriculture A District, for Two family dwellings, garden apartments, and multiple family dwellings; for gasoline service stations; and for Camp-Type 6, as described in existing Sections 204A(2)c, d and e.
3. In the Business A Districts, multiple family dwellings, apartment houses and garden apartments, as described in existing Section 205A (2).
4. In the Business B District, gasoline service stations, as described in existing Section 206A(2)a.
5. In the Business C District, gasoline service stations, and multiple family dwellings, apartment houses, garden apartments and motels, as described in existing Section 207A(2) a and b.
6. In the Business D District, gasoline service stations and multiple family dwellings, apartment houses, garden apartments, and motels, as described in existing Sections 208A(2) a and b.
7. In Industrial A District, gasoline service stations as described in Section 209A(2)d.
8. In Industrial B District, gasoline service stations and camps as described in Sections 210A(2) c and g.

RESOLUTION continued:

Persons desiring to be heard on the proposed amendments should appear at the time and place specified for the Public Hearing.

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

Supervisor Vojvoda recessed the meeting at 11:00 A. M. , to reconvene at 1:45 P. M.

The Town Board reconvened the Town Board Meeting at 2:00 P. M. , with the following members present:

Robert B. Vojvoda, Supervisor  
Bruno Zaloga, Town Justice  
George G. Young, Councilman

Also present: William C. Haugaard, Town Attorney.

PARKING METER FUND

Town Clerk Helene M. Block advised the Board that it will be necessary to make borrowings in the amount of \$6000 to meet current expenses of the Parking Meter Fund.

The matter was referred to the Town Attorney.

RESOLUTIONS

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

BE IT RESOLVED, That the application of Levon Properties Corp. , for an excavation permit, in accordance with application and plans submitted May 27, 1969, be granted for a period of five years, provided that a \$22,000 bond, with Liberty Mutual Insurance Co. , or other acceptable surety, payable to the Town of Riverhead, be filed with the Town Clerk, within 20 days hereof, conditioned upon the faithful performance of the conditions contained in Ordinance No. 31, as amended; the observance of all municipal ordinances; to indemnify the Town for any damage to town property; and for completion of the rehabilitation of the slopes on said plans and specifications.

The vote, Councilman Young, Yes, Councilman Grodski, Absent, 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.

WHEREAS, Little Flower House of Providence, Wading River, New York, has applied for a Permit for a display of fireworks to be held at Wading River, New York -from the beach and out over the water, on the evening of July 4, 1969, rain date July 5th or 6th, 1969, and

## RESOLUTION continued:

WHEREAS, Said applicant has filed with the Town Clerk a Certificate of Insurance naming the Town of Riverhead with a coverage limit of \$500,000/\$500,000 for Public Liability and \$500,000/\$500,000 for property damage, and a sketch showing location where the fireworks are to be discharged by Pyrotechnic Products Co., Bellport, N. Y., the firm in charge of setting off said fireworks, and

WHEREAS, The Town Attorney has read and approved all papers filed in this connection, now, therefore

BE IT RESOLVED, That the Town Clerk be and is hereby instructed to issue a Fireworks Permit for the public display of fireworks to Little Flower House of Providence, Wading River, New York, for the evening of July 4th, 1969, rain date July 5th or 6th, 1969, and

BE IT FURTHER RESOLVED, That the issuance of said Permit is subject to conditions and provisions as contained in Section 1894-a, Subd. 4 of the Penal Law of the State of New York.

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

Supt. of Highways Alex E. Horton advised the Board that there is a grave problem of "Japanese Beetle" in the township and asked if anything can be done to arrest the condition.

The Town Board discussed the matter and decided that inasmuch as there are no monies in the current budget for such purposes that it will be the responsibility of individuals affected to use sprayings to combat the further spread of the prevailing condition.

At this point, Councilman Grodski entered the meeting room.

Supervisor Vojvoda called a recess of the meeting to hold a Hearing.

HEARING: On the application of Richard S. Stark for a Special Permit for a Gasoline Service Station in Business 1 District, at Prospect Place and East Main Street, Riverhead, N. Y., pursuant to Article 2 Section 203A, subsection 13 of the Zoning Ordinance of the Town of Riverhead.

Present: Town Board Members  
Town Attorney William C. Haugaard  
Edward R. Munson, Building Inspector

John R. McNulty, Attorney representing applicant  
P. E. Dieffenbach, Engineer, Sun Oil Co.  
John Cassidy, Representative of Sun Oil Co.

The members of the Town Board, Town Attorney and Building Inspector, submitted questions which were answered by the aforementioned Attorney, Engineer and Representative.

There being no further questions, Supervisor Vojvoda closed the hearing and re-opened the meeting.

6/3/69

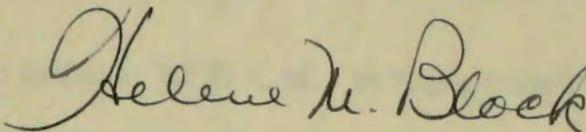
204.

HEARING continued:

The Hearing was taped in detail and filed in the Office of the Town Clerk.

The Town Board reserved its decision on the matter of the aforementioned application of Richard S. Stark for a Special Permit for Gasoline Station.

There being no further business on motion and vote, the meeting adjourned at 3:00 P. M. , to meet on Tuesday, June 17, 1969 at 10:30 A. M.



Helene M. Block, Town Clerk

HMB.