

9/19/67

325.

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, September 19, 1967, at 10:30 A. M.

Present:

Robert B. Vojvoda, Supervisor

Bruno F. Zaloga, Jr.  
Thomas R. Costello, Town Justices

Vincent B. Grodski  
George G. Young, Councilmen

Also present: Alex E. Horton, Supt. of Highways and Shepard M. Scheinberg, Town Attorney.

Supervisor Vojvoda called the meeting to order at 10:30 A. M.

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

RESOLVED, That the Minutes of the Town Board Meeting held in the Town Hall on September 5, 1967, 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.

REPORTS

Supervisor's, month of August, 1967. Filed.

Recreation Department, month of August, 1967. Filed.

REPORT-BID OPENING - One 1968 Dump Truck, Highway Department.

After being duly advertised, the Town Clerk opened the following sealed bids on Monday, September 18, 1967, at 11:00 A. M., for one 1968 Dump Truck for use of the Town of Riverhead Highway Department.

MANHASSET MOTORS, INC., 1225 Northern Blvd., Manhasset, New York 11030

Year 1968 Make Ford Model F950 Delivery Date 60 Days

Delivered Bid Price for one New 1968 Dump Truck \$9582.00  
Less Trade-in: One 1952 D4 Caterpillar Bucket Loader 1200.00  
Net Price Delivered for one new 1968 Dump Truck 8382.00

TRYAC TRUCK & EQUIPMENT CO., INC., Route 58, Riverhead, New York 11901

Year 1968 Make International Model 190 Delivery Date Nov. 30, 1967

Delivered Bid Price for one New 1968 Dump Truck \$11,022.25  
Less Trade-in: One 1952 D4 Caterpillar Bucket Loader \$2,739.75  
Net Price Delivered for one new 1968 Dump Truck \$8,282.50

REPORT-BID OPENING continued

TRYAC TRUCK & EQUIPMENT CO., INC., Route 58, Riverhead, N. Y. 11901

Alternate Bid-Body: (Daybrook body & Hoist)

Year 1968 Make International Model 190 Delivery Date Nov. 30, 1967

Delivered Bid Price for one New 1968 Dump Truck	\$10,647.25
Less Trade-in: One 1952 D4 Caterpillar Bucket Loader	\$2,739.75
Net Price Delivered for one New 1968 Dump Truck	\$7,907.50

CASSEL G. M. C. TRUCK SALES CORP., 2 Access Road, Patchogue, N. Y. 11772

Year 1968 Make G. M. C. Model HM8620A Delivery date As soon as possible.

Delivered Bid Price for one New 1968 Dump Truck	\$10,605.00
Less Trade-in: One 1952 D4 Caterpillar Bucket Loader	\$2,686.00
Net Price Delivered for one New 1968 Dump Truck	\$7,919.00

LYON FORD, INC., ROUTE 58, Riverhead, New York 11901

Year 1968 Make Ford Model F-950 Delivery Date 30-55 days after strike settlement.

Delivered Bid Price for one New 1968 Dump Truck	\$8,488.47
Less Trade-in: One 1952 D4 Caterpillar Bucket Loader	\$550.00
Net Price Delivered for One New 1968 Dump Truck	\$7,938.47

The Bids were filed for the September 19th, 1967 Meeting of the Town Board.

APPLICATION FOR CURBS AND GUTTERS

S. E. Bennett, Pond View Road, Riverhead, New York. Filed.

COMMUNICATIONS

Mrs. Emma B. Wagner, dated September 6, 1967. Making request for a street light on 16th Street, Wading River, New York, within Wading River Lighting District. Filed. Copy to Lighting Committee.

Mr. Edward Lennon, 40 Philip Street, Riverhead, New York, dated September 11, 1967, requesting something be done with road in front of his home which fills up with water. Filed.

Referred to Alex E. Horton, Supt. of Highways.

Suffolk County Department of Planning, dated September 13, 1967, stating no adverse responses have been received from adjoining towns and the Long Island State Park Commission, relating to amendments adopted to Zoning Ordinance No. 26 of the Town of Riverhead, relating to structures and permits. Filed.

New York District Corps of Engineers, dated September 13, 1967 relating to Public Notice No. 6035 for a Department of the Army permit to dredge in Reeves Bay, Great Peconic Bay, Town of Southampton, New York. Filed.

COMMUNICATIONS continued:

State University at Stony Brook, dated September 12, 1967, and Adelphi Suffolk College, Oakdale, New York, dated September 12, 1967, expressing appreciation for receipt of Riverhead Town Record Books. Filed.

Long Island Lighting Company, dated September 13, 1967, submitting plan and added cost of \$135.60 per annum, to Riverhead Lighting District for improved street lighting installation on Griffing Avenue and Pulaski Street. Filed.  
Copy to Lighting Committee.

Gustavus G. Dohrenwend, dated September 14, 1967, requesting installation of a street light at the intersection of Church Lane and Main Road, Aquebogue, New York, stating that recently there has been two accidents at this intersection, which after dark is dangerous for motorists and pedestrians. Filed.

Copy to Lighting Committee.  
Referred to Alden W. Young.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills submitted on Abstracts No. 18: General Town - \$10,089.72, Highway Item No. 1 - \$4,541.87, Highway Item No. 3 - \$919.10 and Highway Item No. 4 - \$457.24.

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

RESOLVED, That General Town Bills submitted in the amount of \$10,089.72, be approved for payment, and

FURTHER RESOLVED, That Highway Item No. 1 bills in the amount of \$4,541.87, Highway Item No. 3 bills in the amount of \$919.10 and Highway Item No. 4 in the amount of \$457.24, 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.

RESOLUTIONS

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

RESOLVED, that the Superintendent of Highways be and is hereby authorized to rehire John Niecko, Automotive Equipment Operator, at the rate of \$2.20 per hour, effective September 11, 1967.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, No, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

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

RESOLUTIONS continued

RESOLVED, That the bid for one (1) New 1968 Dump Truck for use of the Highway Department, be and it is hereby awarded to Cassel G. M. C. Truck Sales Corp., 2 Access Road, Patchogue, New York 11772, at a total cost of \$7,919.00, subject to its bid and specification form filed in the office of the Town Clerk, and

FURTHER RESOLVED, That the acceptance of said bid is subject to the approval of the Suffolk County Superintendent of Highways/Suffolk County Commissioner of Public Works. 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 the Superintendent of Highways be and is hereby authorized to hire Lester Routh, 22 Pulaski Street, Riverhead, New York, as Temporary Laborer, at a salary of \$1.75 per hour, effective Monday, September 18, 1967.

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.

WHEREAS, The following application for the construction of curbs and gutters has been received by the Town Board and reviewed by the Highway Committee, which recommends curbs and gutters be constructed at the cost to the applicant for materials and the expense not exceeding a sum to the Town as listed hereinafter:

<u>Applicant</u>	<u>Cost to Applicant</u>	<u>Expense to Town</u>
S. E. Bennett Pond View Road, Riverhead, N. Y.	\$100.00	\$250.00

NOW, THEREFORE BE IT RESOLVED, that the above stated application be approved and that curbs and gutters be constructed pursuant to a contract with the aforementioned applicant, and be it

FURTHER RESOLVED, That the Supervisor be authorized to sign the said contract in behalf of the Town when the moneys to be paid by above said applicant are turned over and the contract has been signed by him, and

BE IT FURTHER RESOLVED, That upon the execution of the contract the Superintendent of Highways be directed to perform the work.

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.

RESOLVED, That the following be and they are hereby appointed Dog Enumerators for the Town of Riverhead for the year 1967-68, pursuant to Section 108 of the Agriculture and Markets Law as amended by Chapter 515, and to be compensated on a fee basis pursuant to Section 123 of the Agriculture and Markets Law:

RESOLUTIONS continued:

Bertha Hazelip	Rita Hodun
Elaine Kadaw	Nora Kreiger
Tessie Munson	Paul Rumpel
Willian Witteck	

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.

RESOLVED, That Sophie Waski be authorized to attend the four day School for Fiscal Officers and Clerks sponsored by the Comptroller and the Conference of Mayors, to be held at South Fallsburg, New York, on September 26, 27, 28, and 29, 1967, and that all necessary expenses incidental thereto be paid.

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.

Patricia S. Tormey, Chairman of the Zoning Board of Appeals, appeared before the Board and requested authorization for the Board of Appeals to attend a three-day Conference of the 29th Annual Planning Institute to be held at Monticello, New York, on October 15th, 16th and 17th, 1967.

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

RESOLVED, That the Chairman and Members of the Zoning Board of Appeals be and are hereby authorized to attend the three-day Conference of the 29th Annual Planning Institute at Monticello, New York, to be held on October 15, 16, and 17th, 1967, and that all necessary expenses incidental thereto be paid.

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.

WHEREAS, A resolution was approved and adopted by the Town Board of the Town of Riverhead on the 17th day of January 1967, approving the acquisition of a parcel of land from Frank Firth situate at the intersection of North Country Road and Sound Road at Wading River, Town of Riverhead, Suffolk County, New York, and that the consideration for said acquisition be the widening of Sound Road and the installation of curbing along the entire length of Sound Road lying adjacent to the said property; and

WHEREAS, inadvertently an additional consideration of the installation of sidewalk along the said perimeter of Sound Road and to the building maintained upon said parcel was omitted; and

RESOLUTIONS continued:

WHEREAS, in order to finalize the acquisition of the aforesaid property the additional consideration of sidewalk along Sound Road and to the building situate on the aforesaid premises must be added to the already stated consideration; now, therefore, be it

RESOLVED, that in addition to the consideration for the acquisition of the Frank Firth property of the installation of curbing along the entire length of Sound Road lying adjacent to the aforesaid property there be a consideration of sidewalk along the entire length of Sound Road lying adjacent to the said property as well as a sidewalk running from Sound Road to the two doors of the building facing Sound Road situate on the described property.

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.

WHEREAS, The Town Board of the Town of Riverhead had adopted a resolution on May 2, 1967, to provide a twenty year retirement plan for the Police Department, and

WHEREAS, The New York State Employee's Retirement System has advised that the resolution was untimely as this amendment to the Retirement Law relating to Policemen does not take effect until September 1, 1967,

THEREFORE BE IT RESOLVED, that the resolution on page 192 of the General Minutes of the Town Board held on May 2, 1967, providing a twenty year retirement plan for the Police Department, be and it is hereby rescinded.

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.

RESOLUTION TO PROVIDE A TWENTY YEAR RETIREMENT PLAN.

BE IT RESOLVED, That the Town Board of the Town of Riverhead, does hereby elect to pay on account of any member of its Police and Fire Department who has duly elected, or shall hereafter duly elect, to contribute the additional amount required for the purpose of retiring after twenty years of service as provided by Section 384-d of the Retirement and Social Security Law or any subsequent amendments thereto, the entire additional cost on account of the police or fire service rendered by such officer or member of the Police and Fire Department prior to the date of the adoption of this resolution, and further agrees to pay one-half of the additional cost on account of police and fire service rendered by such officer or member of the Police and Fire Department on and after September 1, 1967.

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 continued

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

RESOLUTION CALLS  
PUBLIC HEARING

WHEREAS, Section 130 of the New York Town Law requires a public hearing before the enactment, amendment or repeal of a Town Ordinance, and

WHEREAS, the Town Clerk is required by said Section 130 of the Town Law to publish notice of the time when and the place where such hearing shall be held,

THEREFORE, BE IT RESOLVED, that there be a public hearing in the matter of the repeal of the existing Ordinance No. 7, known as the "Peddlers' Ordinance", and the adoption of the revised Ordinance No. 7, known as "Ordinance Regulating Peddlers and Solicitors", and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish in the September 21st 1967 edition of the News-Review, the official newspaper of the Town of Riverhead for that purpose, the following Notice of Public Hearing:

NOTICE OF  
PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Section 130 of the New York Town Law a Public Hearing will be held by the Riverhead Town Board at the Town Hall, 220 Roanoke Avenue, Riverhead, Suffolk County, New York, on the 3rd day of October, 1967, at 11:10 a.m. on the following proposals to repeal the existing Ordinance No. 7 entitled "Peddlers' Ordinance", and to adopt a revised Ordinance No. 7 entitled "Ordinance Regulating Peddlers and Solicitors", which provides as follows:

## ORDINANCE NO. 7

AN ORDINANCE REGULATING PEDDLERS AND SOLICITORS AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF, REPEALING EXISTING ORDINANCE NO. 7.

SECTION 1. That existing Peddlers' Ordinance No. 7 is hereby repealed.

SECTION 2. That Peddlers' Ordinance No. 7 is hereby recreated to read as follows:

## 1. LICENSE REQUIRED —

It shall be unlawful for any peddler or solicitor as defined in subsection 2 of this Ordinance, to engage in such business within the Town of Riverhead without first obtaining a license therefor in compliance with the provisions of this Ordinance.

2. DEFINITIONS — When used in this Ordinance, the following term shall have the following meaning:

(a) **PEDDLER** — Shall mean and include any person, firm or corporation whether as owner, agent, consignee or employee, whether a resident of the Town of Riverhead or not, who goes from house to house, from place to place, or from street to street, conveying or transporting goods, wares or merchandise or offering or exposing the same for sale, or making sales and delivering articles to purchasers, or who without traveling from place to place shall sell or offer the same for sale from any vehicle or from any place not a permanent store building. The word peddler shall mean and include the words "hawker", "huckster" and "itinerant vendor."

It shall not include vendors of milk, bakery products, groceries or ice, who distribute their products to regular customers on established routes, or sales for future delivery.

(b) **SOLICITOR** — Shall mean and include any person, firm or corporation whether as owner, agent, consignee or employee, whether a resident of the Town of Riverhead or not, who travels either by foot or by any type of conveyance from door to door, house to house, place to place, street to street, taking or attempting to take orders for the sale of goods, wares, merchandise, or other personal property of any nature whatever for future delivery or for services to be furnished or performed in the future, whether or not such person (firm or corporation, whether as owner, agent, consignee or employee) carries or exposes for sale a sample of the subject of such sale or whether he collects advance payments on such sales or not. The word "solicitor" shall include any person who uses or occupies any building, structure, room, shop, conveyance or other place other than a permanent store building within the Town of Riverhead for the purpose of exhibiting samples and taking orders for future delivery. The word "solicitor" shall include "itinerant merchant".

(c) **ENGAGED IN BUSINESS** — As used herein shall mean and include the conducting, managing or carrying on of any business mentioned herein by any person

or owner, officer, agent, manager, employee, servant, tenant or lessee.

## SECTION 3. EXEMPTIONS (a)

— The terms of this Ordinance shall not be held to include the acts of persons selling personal property at wholesale to dealers in such articles, nor to newsboys, nor to the acts of merchants or their employees in delivering goods in the regular course of business, nor shall the terms of this Ordinance be held to include or apply to any farmer or truck gardener who shall vend, sell or dispose of, or offer to sell, vend or dispose of the products of the farm or garden occupied and cultivated by him, except when other goods not of his own raising are also offered for sale. Nothing contained in this Ordinance shall be held to prohibit any sale required by statute or by order of any Court, or to prevent any person conducting a bona fide auction sale pursuant to law.

(b) Any organization, society, association or corporation desiring to solicit or have solicited in its name, money, donations of money or property or financial assistance of any kind or desiring to sell or distribute any item of literature or merchandise for which a fee is charged or solicited from persons other than members of such organization upon the streets, in office or business buildings, by house to house canvass, or in public places for a charitable, religious, patriotic or philanthropic purpose shall be exempt from the provisions of this Ordinance, provided there is filed a sworn application in writing on a form to be furnished by the Town Clerk.

Upon being satisfied that such organization or corporation is a religious, charitable or philanthropic organization, the Town Clerk shall issue a permit without charge to such organization, association or corporation to solicit within said Town.

(c) Any honorably discharged member of the Armed Forces of the United States, holding a license pursuant to Section 32 of the General Business Law must file a further application with the Town Clerk for the issuance of a local license under the same conditions as any other peddler or solicitor. No fee shall be required of any such veteran of the Armed Forces of the United States, except that conveyance

not owned by such veteran shall be licensed at the usual fee as provided in this ordinance.

## SECTION 4. — APPLICATION

— Applicants for a license under this Ordinance must file with the Town Clerk a sworn application on a form to be furnished by the Town Clerk, which shall give the following information:

1. Name and description of applicant.

2. Applicant's full local residence and permanent or legal residence address.

3. Name and address of applicant's business and/or employer.

4. A brief description of the nature of the business and of the product or service to be peddled or solicited.

5. If farm product is to be peddled or solicited, whether the same is produced or grown by applicant.

6. The length of time for which the right to do business is desired.

7. If a vehicle is to be used, a description of the same together with the license number thereof or other means of identification.

8. A statement whether the applicant has ever been convicted of any crime and if so the nature of the offense and the punishment or penalty assessed therefor.

## SECTION 5 — REVOCATION

OF LICENSE — Licenses issued under the provisions of this Ordinance may be revoked by the Town Board of the Town of Riverhead for any of the following reasons:-

1. Fraud, misrepresentation, or incorrect statement contained in the application for license.

2. Fraud, misrepresentation or incorrect statement made in the course of carrying on his business as peddler or solicitor.

3. Any violation of this Ordinance.

4. Conviction of any crime or misdemeanor.

5. Conducting the business of peddling or soliciting in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

## SECTION 6. — LICENSE NOT TO BE USED BY ANOTHER.

No license issued under this Ordinance shall at any time be used by any person other than the one to whom it is issued.

**2.-EXHIBITION OF LICENSE**

Peddlers and solicitors are required to exhibit their licenses at the request of any citizen.

**SECTION 7 - FEES** - The license fee payable by each peddler shall be as follows for each unit, or truck or any conveyance carrying wares:

- (a) Per Year \$100.00  
Per Six months 75.00  
Per Three months 50.00  
(b) - Solicitor going from house to house:  
Per Year \$75.00  
Per Six months 50.00  
Per Three months 25.00

**SECTION 8 - PEDDLING AND SOLICITING OF SIGNED PREMISES PROHIBITED**

It shall be unlawful for any person to peddle or solicit at any premises within the Town of Riverhead which are posted with a clearly visible sign bearing the words "No Peddlers or Solicitors" or similar words of the same purport and effect.

**SECTION 9. - 1. - LOUD NOISES AND SPEAKING DEVICES**

No licensee, nor any person in his behalf, shall shout, cry out, blow a horn, ring a bell or use any sound amplifying device upon any of the streets, alleys, parks or other public places within the Town of Riverhead or upon private

premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the streets, avenues, alleys, parks, or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such licensee proposes to sell.

**2. USE OF STREETS**

No licensee shall have any exclusive right to any location in the public streets, nor shall any be permitted to operate in a congested area where such operation might impede or inconvenience the public use of such streets. For the purpose of this Ordinance, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced.

**SECTION 10. - PENAL PROVISIONS** - Any person violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding Fifty (\$50.00) Dollars or by imprisonment not exceeding Thirty (30) days, or by both such fine and imprisonment.

**SECTION 11. - REAPPLICATION** - No licensee whose license has been revoked shall make further application until a period of at least six (6) months

shall have elapsed since the last previous revocation.

**SECTION 12 - EXPIRATION OF LICENSE**-All annual licenses issued under the provisions of this Ordinance shall expire at midnight the 31st day of December, in the year when issued. Other than annual licenses shall expire at midnight on the date specified on the license.

**SECTION 13. - SEVERANCE CLAUSE:** The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Ordinance but they shall remain in effect, it being the invalidity of any part.

**SECTION 14. - EFFECTIVE DATE** - This ordinance shall take effect upon its publication and posting as required by Section 133 of the Town Law after its adoption, or upon its personal service as provided therein.

Any person desiring to be heard on the proposal to repeal the existing Ordinance No. 7, entitled "Peddlers' Ordinance", and adopt a revised Ordinance No. 7, entitled "Ordinance Regulating Peddlers and Solicitors", shall

appear at the time and place above specified.

Dated: September 19, 1967

BY ORDER OF  
THE TOWN BOARD  
TOWN OF RIVERHEAD,  
NEW YORK  
HELENE M. BLOCK,  
TOWN CLERK

**CERTIFICATION**

STATE OF NEW YORK )  
COUNTY OF SUFFOLK ) ss:  
TOWN OF RIVERHEAD )

I, HELENE M. BLOCK, Town Clerk of the Town of Riverhead, Suffolk County, New York, do hereby certify that I have compared the preceding resolution with the original thereof filed in my office at 220 Roanoke Avenue, Riverhead, Suffolk County, New York, on the 19th day of September, 1967, and that the same is a true and correct copy of said original and of the whole thereof.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of said Town, this 19th day of September, 1967.

(Seal)

Helene M. Block  
Town Clerk, Town of  
Riverhead, New York

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.

**RESOLUTION CALLS PUBLIC HEARING**

WHEREAS, Section 130 of the New York Town Law requires a public hearing before the enactment, amendment or repeal of a Town Ordinance; and

WHEREAS, the Town Clerk is required by said Section 130 of the Town Law to publish notice of the time when and the place where such hearing shall be held;

THEREFORE, BE IT RESOLVED, that there be a public hearing in the matter of the repeal of the existing Ordinance No. 29, known as "Ordinance Restraining the Running At Large of Dogs", and the adoption of the revised Ordinance No. 29, known as the "Ordinance Restraining the Running At Large Of Dogs," and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish in the September 21st, 1967 edition of the

News-Review, the official newspaper of the Town of Riverhead for that purpose, the following Notice of Public Hearing:

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that pursuant to Section 130 of the New York Town Law a Public Hearing will be held by the Riverhead Town Board at the Town Hall, 220 Roanoke Avenue, Riverhead, Suffolk County, New York, on the 3rd day of October, 1967, at 11:30 a.m. on the following proposals to repeal the existing Ordinance No. 29, entitled "Ordinance Restraining the Running At Large of Dogs", and to adopt a revised Ordinance No. 29, entitled "Ordinance Restraining the Running At Large Of Dogs", which provides as follows:

**ORDINANCE NO. 29  
TOWN OF RIVERHEAD  
RESTRAINING THE RUNNING  
AT LARGE OF DOGS**

**SECTION 1. DEFINITIONS:** As used in this ordinance, the following terms shall mean:

- (a) Owners: Any person, group of persons, firm or corporation owning, keeping or harboring a dog or dogs.  
(b) Dog: Any dog of either sex, or any age.  
(c) At Large: Any dog shall be at large when it is off the premises of its owner and not under the reasonable control of the owner.  
(d) Reasonable Control: Any dog shall be under "reasonable control" when the dog is on the premises of its owner, or when the dog is with

and obedient to its owner, and is not creating a disturbance.

(e) Not Under Reasonable Control:

A dog shall be deemed to be "not under reasonable control" when not upon the premises of its owner and not within the immediate custody of, and obedient to its owner, or when the dog causes damage to a person or property of anyone other than the owner, except when the dog is in defense of its owner, the owner's family or property.

(f) Impound: To apprehend, catch, trap or net a

dog and thereafter confine it.

**SECTION 2. — RESTRAINING THE RUNNING OF DOGS AT LARGE:** Every person owning or having charge, custody, care or control of any dog, whether licensed or not, shall keep such dog exclusively upon his own premises, provided, however:

(a) Such dog is muzzled.  
(b) Such dog when off such premises be under the immediate and reasonable control of its owner.

(c) That such dog if elsewhere than on the premises of such person or on the premises of another person with the consent of such other person and unless such person is engaged in hunting wild birds or animals with the aid of such dog during open seasons or unless such person shall take such dog afield for training in hunting.

(d) That at any time such dog is not muzzled, it must be fully controlled by its owner by means of a rope, leash or other similar device when on any street, highway, park, or public place in the Town of Riverhead.

(e) That such dog shall not be taken into any establishment in the Town of Riverhead where food products are kept for sale if legible signs are displayed at each public entrance to such establishment that the entry of dogs is prohibited, or to be taken upon or in any other establishment where food or food products are kept for sale unless such dog is effectively restrained by a rope, leash or other similar device.

**SECTION 3. — SEIZURE AND IMPOUNDING:** It shall be the duty of any police officer or the Dog Warden or other authority designated by the Town Board of the Town of Riverhead to apprehend and impound any dog not un-

der reasonable control of its owner, which:

(a) Is an unlicensed dog.

(b) Is running at large contrary to the provisions of this ordinance.

(c) At anytime has destroyed property or habitually trespasses in a damaging way or commits a nuisance on the property of persons other than the owner or person harboring said dog.

(d) Shows vicious habits or molests passers-by who are lawfully on a public street, public park or school ground, whether or not said dog is on a public street.

(e) At anytime has attacked or bitten a person.

(f) Habitually runs or barks at pedestrians or vehicles.

(g) Is kept upon the premises of the owner or person harboring said dog under such unsanitary conditions that the maintenance or keeping of said dog creates vile smell to the annoyance of persons in the vicinity.

(h) By loud or frequent or habitual barking, yelping or howling, which cause disturbs or is a serious annoyance to the neighborhood or to people passing upon the streets.

**SECTION 4. — REDEMPTION OF IMPOUNDED DOGS:** Pursuant to Sections 114 and 114-a of Agriculture and Markets Law.

**SECTION 5. — DOG BITE:** The owner of a dog which bites any person, shall be required to confine said dog and keep it under observation for a period of at least seven days. All expenses incurred incidental to said dog bite shall be borne by the owner of the biting dog. The owner of a dog which bites any person may notify and report such incident to the Suffolk County Health Department. In the event the biting dog must be disposed of, its head must not be damaged in any way, to provide a proper examination by

an investigating agency. At the end of the seven day observation period the dog is alive and healthy and said dog fulfills all other conditions of this ordinance, it may be released from confinement.

**SECTION 6. — POISONING DOGS PROHIBITED:** No person or persons shall feed or place so as to constitute a direct or obvious hazard to man or dog, or shall offer or tempt any dog with any liquid, or meat or any food product which shall (a) cause prostration, convulsion, pain or suffering as a prelude to death, (b) death, or (c) be proven to be toxic or lethal in the amount present to any man or dog by competent medical or veterinary authority.

**SECTION 7. — NOTICES OF DOG LICENSES:** The Town Clerk of the Town of Riverhead shall cause notice to be given to the owners of dogs within the Town of Riverhead when the annual dog licenses must be secured.

**SECTION 8. — PENALTY:** Any person owning or harboring a dog in violation of any of the provisions of this ordinance shall be guilty of a misdemeanor punishable by a fine of not less than Ten (\$10.00) Dollars for the first offense, not less than Twenty-five (\$25.00) Dollars for the second or any subsequent offenses, nor more than One Hundred (\$100.00) Dollars.

**SECTION 9. — SEVERANCE CLAUSE:** The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Ordinance but they shall remain in effect, it being the invalidity of any part.

**SECTION 10. — REPEAL:** The Ordinance Restraining the Run-

ning At Large of Dogs No. 29, adopted April 5, 1960, is hereby repealed as of the date this ordinance shall go into effect.

**SECTION 11. — EFFECTIVE DATE:** This ordinance shall take effect upon its publication and posting as required by Section 133 of the Town Law after its adoption, or upon its personal service as provided therein.

Any person desiring to be heard on the proposal to repeal the existing Ordinance No. 29, entitled "Ordinance Restraining the Running At Large of Dogs", and adopt a revised Ordinance No. 29, entitled "Ordinance Restraining the Running At Large Of Dogs", shall appear at the time and place above specified.

Dated: September 19, 1967

BY ORDER OF  
THE TOWN BOARD  
TOWN OF RIVERHEAD,  
NEW YORK  
HELENE M. BLOCK,  
TOWN CLERK.

CERTIFICATION  
STATE OF NEW YORK )  
COUNTY OF SUFFOLK ) ss:  
TOWN OF RIVERHEAD )

I, HELENE M. BLOCK, Town Clerk of the Town of Riverhead, Suffolk County, New York, do hereby certify that I have compared with preceding resolution with the original thereof filed in my office at 229 Roanoke Avenue, Riverhead, Suffolk County, New York, on the 19th day of September, 1967, and that the same is a true and correct copy of said original and of the whole thereof.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of said Town, this 19th day of September, 1967.  
(Seal)

Hele M. Block,  
Town Clerk  
Town of Riverhead,  
New York

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.

RESOLVED, That the services of Special Policemen Charles Lawrence, Peter S. Danowski, James Schondebare and George Chapman, be and are hereby terminated, effective September 10, 1967.

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 continued:

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

RESOLVED, That the Town Clerk be and is hereby authorized to publish the following Notice of Public Hearing in the September 21, 1967 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, Suffolk County, New York, being Town Ordinance No. 26 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 3rd day of October, 1967, at 11:45 o'clock in the forenoon 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 Farm I Use District to Business I Use District all that certain property situate at Aquebogue, Town of Riverhead, Suffolk County, New York, bounded and described as follows:

BEGINNING at a point in the division line between the land of Lloyd W. Corwin on the West and the land of John and Wanda Wittmeier on the East, which point of beginning is distant 300 feet northerly from the northerly line of Main Road when measured along said division line; running thence easterly and parallel with the northerly line of Main Road 510 feet more or less to the westerly line of West Lane; thence northerly and along the westerly line

of West Lane 75 feet more or less to land now or formerly of L. & V. Andruski; thence South 72° 37' West and along said line of L. & V. Andruski and along land now or formerly of V. Andruski, 435.11 feet to the westerly line of said land now or formerly of V. Andruski; thence along said last mentioned land the following three courses and distances: (1) North 23° 09' West 57 feet more or less; (2) South 82° 33' West 66.77 feet; and (3) South 69° 51' West 10.53 feet to land of Lloyd W. Corwin; running thence South 23° 09' East 180 feet more or less to the point or place of beginning.

The proposed change is accurately shown on map entitled "Proposed plan of Mobile Home Park

Prepared for John and Wanda Wittmeier, Aquebogue, Town of Riverhead, Suffolk County, N.Y." dated June 13, 1964 and redated July 18, 1966, on file with the Town Clerk of the Town of Riverhead.

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

BY ORDER OF  
THE TOWN BOARD  
HELENE M. BLOCK,  
TOWN CLERK  
TOWN OF RIVERHEAD,  
NEW YORK

Dated: September 19, 1967.

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 Board of the Town of Riverhead, County of Suffolk, State of New York, respectfully petitions the State Traffic Commission to make a survey in the area of Northville Turnpike between County Highway Route 58 and the intersection of Oliver Street of said Town, in which area the speed zone is 30 m.p.h. to INCREASE speed zone to 40 m.p.h. in the aforesaid area.

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.

RESOLVED, That Gordon Ahlers, P. E., be and is hereby retained by the Town Board of the Town of Riverhead, for a fee not to exceed \$2,000 to prepare a postal map of the Hamlets of Jamesport and South Jamesport from Tuthill Avenue in Aquebogue east to the Riverhead Town Line.

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 continued:

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

WHEREAS, In the past several months there have been two accidents and countless near accidents at the intersection of Pulaski Street and Raynor Avenue, Riverhead, County of Suffolk, State of New York, and

WHEREAS, Pulaski Street narrows and curves to intersect with County Highway Route 58, and

WHEREAS, In the aforementioned area there is a large shopping center and also the Town Recreation fields, and

WHEREAS, The volume of traffic on Pulaski Street has increased due to use by motorists going to and from the shopping center, the recreation fields, the Riverhead Raceway, the Hazeltine Corporation and the Long Island Lighting Company Truck Storage, and

WHEREAS, petition signed by residents of Pulaski Street and Raynor Avenue, in said Town, has been submitted to the Town Board of the Town of Riverhead, stating that the full-stop signs and warning signs are not sufficient to provide a reasonable amount of safety for users of this highway and requesting that something be done to alleviate this traffic problem.

BE IT THEREFORE RESOLVED, That the Town Board of the Town of Riverhead respectfully petition the State Traffic Commission to make a survey of the area on Pulaski Street between the intersection of Raynor Avenue and County Highway Route 58, in said Town of Riverhead to restrict or limit the speed zone and make recommendations for a traffic signal at the intersection of Pulaski Street and Raynor Avenue.

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 Grodski.

RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for a street light on 16th Street, Wading River, New York, within the Wading River Street Lighting District.

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 Town Justice Zaloga.

RESOLVED, That the Long Island Lighting Company be and is hereby authorized to install street lighting on Griffing Avenue and Pulaski Street, within the Riverhead Lighting District, as per plan submitted under date of September 13, 1967, outlining cost of \$135.60 per annum to said District.

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 continued:

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

RESOLVED, That Chief Stephen J. Grodski and Lieut. Roscoe Palmer be and are hereby authorized to attend the FBI Law Enforcement Conference in Bear Mt. State Park, New York on Thursday, October 5, 1967, and that all related expenses for this day be paid.

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 and moved its adoption:

RESOLUTION OF THE TOWN OF RIVERHEAD, NEW YORK,  
ADOPTED SEPTEMBER 19, 1967, AUTHORIZING THE RE-  
DEMPTION IN PART, OF \$16,000 CAPITAL NOTE, 1966,  
FOR CONSTRUCTION OF A DOG POUND, TO THE EXTENT  
OF \$4,000, AND APPROPRIATING SAID AMOUNT THEREFOR.

## (Recital)

WHEREAS, The Town of Riverhead, in the County of Suffolk, New York, has heretofore duly authorized, sold and issued its \$16,000 Capital Note-1966 for construction of a Dog Pound, pursuant to the resolution duly adopted by the Town Board on October 4, 1966, and it is now necessary to redeem said Note to the extent of \$4,000 from a source other than the proceeds of the Capital Note of which said Note has been issued; now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

SECTION 1. The \$16,000 Capital Note-1966 for the construction of a Dog Pound, is hereby authorized to be redeemed on October 13, 1967, to the extent of \$4,000 from funds of said Town, now available to said purpose, said funds being a source other than the proceeds of the Capital Note of which said Note was issued, and the said amount of \$4000 is hereby appropriated therefor.

SECTION 2. This Resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Town Justice Costello and 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.

NOES: None.

The resolution was thereupon declared duly adopted.

Town Justice Zaloga offered the following resolution and moved its adoption:

CAPITAL NOTE RESOLUTION OF THE TOWN OF RIVERHEAD,  
NEW YORK, ADOPTED SEPTEMBER 19, 1967, AUTHORIZING  
THE RENEWAL IN PART OF A \$16,000 CAPITAL NOTE-1966  
FOR CONSTRUCTION OF A DOG POUND BY THE ISSUANCE OF  
A NEW NOTE IN THE PRINCIPAL AMOUNT OF \$12,000.

RESOLUTION continued:

## (Recital)

WHEREAS, The Town of Riverhead, in the County of Suffolk, New York, has heretofore duly authorized, sold and issued its \$16,000 Capital Note-1966 for Construction of a Dog Pound, and has authorized the redemption of said Note to the extent of \$4,000, and it is now necessary and desirable to provide for the renewal, in part, of said Note by the issuance of a new Note in the principal amount of \$12,000; now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

SECTION 1. The \$16,000 Capital Note-1966 for Construction of a Dog Pound, dated October 14, 1966, maturing October 13, 1967, numbered 1, heretofore duly authorized, sold and issued pursuant to the Resolution duly adopted by the Town Board on October 4, 1966, is hereby authorized to be renewed, in part, by the issuance of a new Note in the principal amount of \$12,000, said Note dated October 14, 1966, having been heretofore authorized to be redeemed from a source other than the proceeds of the Capital Note of which it was issued, to the extent of \$4,000, all as herein above referred to in the Recital hereof, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York. The maturity of said Renewal Note herein authorized shall not be later than one year from its date, and said Note may be further renewed pursuant to the provisions of said Local Finance Law.

SECTION 2. The terms, form and details of said Renewal Note shall be as follows:

Amount and Title:	\$12,000 Capital Note for Construction of Dog Pound.
Dated:	October 13, 1967
Matures:	October 13, 1968
Number:	1-R
Denomination:	\$12,000
Interest Rate:	
Place of payment of interest and principal:	Supervisor's Office, Town Hall, Riverhead, N. Y.
Form of Note:	Substantially in accordance with the form prescribed by Schedule B, 2 of the Local Finance Law of the State of New York.

SECTION 3. Said Note is hereby sold to \_\_\_\_\_, at the price of par, to bear interest at the rate of \_\_\_\_\_ per annum, payable at maturity, and the Supervisor is hereby authorized to deliver said Note to said purchaser upon receipt of the principal amount plus accrued interest, if any, from the date of said Note to the date of delivery.

RESOLUTION continued:

SECTION 4. Said Note shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law, and shall be a general obligation of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town, without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said Note and provision shall be made in the budget of the Town by appropriation for the redemption of the Note to mature in such year and for the payment of interest to be due in such year.

SECTION 5. Said Note shall be executed in the name of the Town by its Supervisor and the corporate seal of said Town shall be affixed thereto and attested by its Town Clerk.

SECTION 6. This resolution shall take effect immediately.

The adoption of the foregoing Resolution was seconded by Town Justice Costello, and 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.

NOES: None.

The resolution was declared unanimously adopted.

PETITION

Submitted by residents of Pulaski Street and Raynor Avenue, Riverhead, New York, stating that full-stop signs and warning signs are not sufficient to provide a reasonable amount of safety for users of Pulaski Street and Raynor Avenue and requesting that something be done to alleviate the traffic problem existing in the area. Filed.

PERSONAL APPEARANCES

Mr. Maurie Semel appeared before the Town Board and stressed the need for traffic signals on Mill Road at its intersection with Middle Road and Osborne Avenue.

Mr. Semel stated that something that should be done is the reconstruction of these particular intersections both at Mill Road and Osborne Avenue as currently they are very wide intersections and the people who are crossing over from Osborne Avenue on Route 58, really don't know where the line of traffic demarcation is at this very wide intersection.

Mr. Semel further stated that something of the nature which has been done to the Northville Turnpike intersection where it intersects Route 58 would be conducive to more safe traffic crossings.

Mr. Semel also spoke on the remarking of a strip on Roanoke Avenue just about north of the Riverhead Cement Block works.

Mr. Semel explained that the road there is marked with a broken white line and in that particular area there is a dip in the road where an automobile completely disappears from view to on coming traffic, and that it is about a 200 to 250 ft. distance which is in line of sight to a car and as soon as it disappears it is very possible that traffic can pass.

Mr. Semel further stated that one car passing another can could become involved with a head-on collision in that particular section.

The matter was referred to Police Chief Grodski and Supt. of Highways Alex E. Horton.

Town Attorney Scheinberg submitted a copy of Affidavit in Opposition to Motion for Summary Judgment relating to Timberland Associates, Inc., et al, and made the following comment:

"A motion of Summary Judgment was brought on by Timberland Associates, Inc., et al, with a reference of change of zone in the Timber Park area. It came on for argument yesterday. I was there and submitted on behalf of the Town an Affidavit in Opposition before Judge Cohalan. The Judge reserved decision. I have the greatest confidence that the motion will be denied and we will have a full fledged triumph sometime in the near future."

#### UNFINISHED BUSINESS

Town Justice Costello spoke on the Sound Shore Road Drainage Easement and advised the Board that as soon as he is able to get the map he will submit it to the Board.

#### HIGHWAY DEPARTMENT

Supt. of Highways Alex E. Horton spoke on the Quail Hollow Subdivision and stated that the manner in which it is laid out now will cause the water to go on Sunset Blvd. and then down into the meadow. He further stated that he does not approve of this and told Alden Young that another catch basin is needed there and believes Alden is now working on it.

Mr. Horton further stated that because of the terrain, curbs and gutters are also needed there, but that he does not know how the developer will take this suggestion because of the added costs.

The Board directed the Town Clerk to request Mr. Edward Carrera of Stony Brook to meet with the Board in Executive Session at its meeting on October 3rd, 1967 to discuss the matter of drainage, roads and curbs and gutters in connection to this subdivision.

Mr. Horton spoke on the Colonial Sand & Gravel Company which has its sand pit located in Brookhaven Township and is opening up a sand pit in South Manor.

Mr. Horton stated that this Gravel outfit operates large trucks weighing about 50 tons each which come down Route 25A and cut across Schultz Road and that these overloaded trucks operate every day and travel fast.

Mr. Horton further stated that the daily passage of these overloaded trucks on our town roads makes it impossible to keep these roads in good condition.

Town Justice Zaloga suggested that the State Troopers be requested to weigh the trucks.

#### ROSSET DRAINAGE MATTER

Mr. Horton stated that he does not see the reason for the Rosset family having to resort to the use of sand bags during a rain period as there is a drain on Hamilton Avenue.

Councilman Grodski stated that it is a pipe and as soon as it starts raining the water comes up and he has seen the need for sand bags.

9/19/67

340.

ROSSET DRAINAGE MATTER continued:

Mr. Horton stated, that perhaps it is because the water can only go through the pipe just so fast and it is not fast enough to prevent an overflow.

Mr. Horton stated he will look further into the matter.

There being no further business on motion and vote, the meeting adjourned at 11:25 A. M., to meet on Tuesday, October 3rd, 1967 at 10:30 A. M.

*Helene M. Block*

Helene M. Block, Town Clerk

FKA.