

MINUTES OF A MEETING OF THE TOWN BOARD OF THE TOWN OF RIVERHEAD
HELD IN THE TOWN HALL ON TUESDAY, AUGUST 7, 1962 AT 9:30 A. M.

PRESENT:

WILLIAM J. LEONARD, SUPERVISOR

BRUNO F. ZALOGA, JR.,
THOMAS R. COSTELLO, JUSTICES OF THE PEACE

ELMER A. STOTZKY
ULICK BELL, JR., COUNCILMEN

ALSO PRESENT: J. LEO SAXSTEIN, TOWN ATTORNEY, AND THADDEUS ZEMBKO, SUPERINTENDENT OF HIGHWAYS.

JUSTICE COSTELLO OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN STOTZKY.

RESOLVED THAT THE MINUTES OF THE MEETINGS OF THE TOWN BOARD HELD IN THE TOWN HALL ON JULY 3, 1962 AND JULY 17, 1962 BE APPROVED AS SUBMITTED.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

MR. JACOB HARDING APPEARED BEFORE THE BOARD RELATIVE TO THE PROPOSED ZONING CHANGE ON PROPERTY SITUATE ON THE SOUTH SIDE OF ROUTE 58, BETWEEN OLIVER STREET AND OSTRANDER AVENUE.

MR. HARDING STATED THAT THE PROPOSED ZONING CHANGE, IN HIS OPINION, WAS THE WORSE CASE OF SPOT ZONING HE HAS EVER SEEN. HE URGED THE BOARD TO FOLLOW THE RECOMMENDATION OF THE PLANNING BOARD RELATIVE TO THIS MATTER, AND FOR THE BOARD TO WORK WITH THE PLANNING BOARD ON AN OVERALL COMPREHENSIVE STUDY AND PLAN.

COMMUNICATIONS FROM THE FOLLOWING PEOPLE WERE SUBMITTED TO THE BOARD IN OPPOSITION TO THE ACQUISITION OF PROPERTY OFF OF EDWARDS AVENUE, BAITING HOLLOW, FOR USE AS A TOWN BEACH: MR. AND MRS. A. LINDQUIST, CHARLES ZEH, SAMUEL E. RUCCI JR., JENNY LOCICERO, MR. AND MRS. ROBERT HAWKINS, MRS. WILLIAM HANKEN, ALICE W. KAPPENBERG, MARIE V. MURRAY, FRIEDA C. MACDONALD, ALAR I. BERGEN, MR. AND MRS. ALVIN KAPPENBERG, CHARLOTTE KAPPENBERG, HELEN D. AND ROBERT L. GERKEN AND H. S. CUNNINGHAM.

COMMUNICATIONS ORDERED FILED.

ALSO SUBMITTED TO THE BOARD WAS A REPORT ENTITLED "REPORT-PROPOSED COST OF POSSIBLE BEACH FACILITIES FRESH POND-BAITING HOLLOW FOR THE FRESH POND CIVIC ASSOCIATION", PREPARED BY GORDON K. AHLERS, P. E.
REPORT ORDERED FILED.

ALSO SUBMITTED TO THE BOARD WAS A COMMUNICATION DATED JULY 30, 1962 FROM AGATHA TWOMEY MEYER RELATIVE TO THE PURCHASE OF HER PROPERTY AT BAITING HOLLOW.
COMMUNICATION ORDERED FILED.

ALSO SUBMITTED TO THE BOARD WAS A COMMUNICATION DATED AUGUST 1, 1962 FROM OLIVE G. CROFTS STATING THAT HER BUNGALOW ON THE SOUND WAS NOT FOR SALE.
COMMUNICATION ORDERED FILED.

THE FOLLOWING APPEARED BEFORE THE BOARD IN OPPOSITION TO SAID PROPOSAL.

MR. HERBERT KAPPENBERG:

"I REPRESENT FRESH POND BEACH ASSOCIATION. I FEEL THAT THERE ARE OTHER AREAS ALONG THE SOUND THAT COULD BE USED FOR ADDITIONAL BEACH AREA."

MRS. HENRIETTA EDWARDS:

"A BEACH COULD BE ESTABLISHED AT OAKLEIGH AVENUE, THE END OF ROANOKE AVENUE AND AT THE END OF PENNYS LANDING ROAD. WE GET AT LEAST THIRTY CARS FILLED WITH OUT-OF-TOWN SKIN DIVERS WHO USE THE BEACH ON WEEKENDS. ON 4TH OF JULY EVE A GROUP OF ABOUT 26 PEOPLE ARRIVED AT THE BEACH WITH A TRUCK MARKED "FLUSHING RENT-A-TRUCK." THEY THREW FIRECRACKERS ALL NIGHT LONG AND MADE A MESS ON THE BEACH.

WE CALLED THE STATE TROOPERS AND ALSO THE LOCAL POLICE AND NEITHER DID ANYTHING ABOUT IT.

I ALSO FEEL THAT THE PARKING ARRANGEMENT ON EDWARDS AVENUE NEAR THE BEACH IS VERY DANGEROUS. THE ROAD IS VERY NARROW AND THERE SHOULD BE PARALLEL PARKING ONLY."

MR. ALVIN KAPPENBERG:

"WHERE ARE YOU GOING TO PARK THE CARS IF YOU ENLARGE THE BEACH? WHERE IS THE WATER GOING TO GO IF YOU FILL THE MEADOWLAND?"

WE WELCOME THE LOCAL MEMBERS OF THE CAL-HOLLOW ASSOCIATION. ALL WE DON'T WANT IS THE CITY PEOPLE AND OUT-OF-TOWN SKIN DIVERS."

MR. HOWE CUNNINGHAM:

"I WISH TO REGISTER MY OWN PROTEST AGAINST TAKING PROPERTY FOR ADDITIONAL BEACH. I THINK THERE IS ENOUGH BEACH AREA IN RIVERHEAD TOWN AT PRESENT.

ALSO, THE ANGLE PARKING ON EDWARDS AVENUE IS VERY BAD--IT SHOULD BE PARALLEL PARKING."

AFTER FURTHER DISCUSSION, UPON THE SUGGESTION OF JUSTICE COSTELLO, IT WAS DECIDED THAT MEMBERS OF FRESH POND BEACH ASSOCIATION GET TOGETHER WITH MEMBERS OF CAL-HOLLOW TAXPAYERS ASSOCIATION RELATIVE TO THIS MATTER AS THE CAL-HOLLOW TAXPAYERS ASSOCIATION ORIGINALLY PETITIONED THE TOWN BOARD TO ENLARGE THE BEACH AREA AT BAITING HOLLOW.

FURTHER, THAT CONSIDERATION BE GIVEN TO THE ABANDONMENT OF THE NORTH END OF EDWARDS AVENUE TO THE BEACH IN ORDER THAT REGULATORY CONTROLS COULD BE ESTABLISHED.

A COMMUNICATION DATED JULY 20, 1962 FROM THE PLANNING BOARD WAS SUBMITTED TO THE BOARD STATING THAT CHARLES JEHLER WAS APPOINTED CHAIRMAN OF THE PLANNING BOARD AND THAT W. CORWIN TUTHILL WAS APPOINTED VICE-CHAIRMAN.
COMMUNICATION ORDERED FILED.

BUILDING INSPECTOR'S REPORT FOR THE MONTH OF JULY, 1962, WAS SUBMITTED TO THE BOARD AND ORDERED FILED.

A COMMUNICATION DATED JULY 27, 1962 FROM THE SUFFOLK COUNTY DEPARTMENT OF HEALTH WAS SUBMITTED TO THE BOARD RELATIVE TO THE FLY PROBLEM ON DUCK FARMS AND METHODS OF CONTROL.
COMMUNICATION ORDERED FILED.

POLICE REPORT FOR THE MONTH OF JULY, 1962, WAS SUBMITTED TO THE BOARD AND ORDERED FILED.

A COMMUNICATION DATED JULY 23, 1962 FROM THE LONG ISLAND LIGHTING COMPANY WAS SUBMITTED TO THE BOARD AS FOLLOWS:

"REFERENCE IS MADE TO THE TOWN BOARD MEETING ON APRIL 17, 1962, MORE PARTICULARLY, THE MATTER CONCERNING ADVANCE PLANNING, ROAD OPENINGS, AND UNDERGROUND INSTALLATIONS.

IT IS MY UNDERSTANDING THAT THIS MATTER HAS BEEN SATISFACTORILY RESOLVED.

HOWEVER, WE WOULD APPRECIATE HEARING FROM YOU AT ANY TIME SHOULD YOU FIND THAT WE COULD BE OF ASSISTANCE IN FUTURE INSTANCES." (SIGNED-JOSEPH J. ROFRANO) END.
COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED AUGUST 6, 1962 FROM THE NORTHVILLE DOCK CORPORATION WAS SUBMITTED TO THE BOARD ADVISING THAT IT WAS NOT THEIR INTENT, AT THIS TIME, TO STORE GASOLINE IN EITHER OF THE TWO STORAGE TANKS WHICH ARE IN THE PROCESS OF CONSTRUCTION.

THE TOWN CLERK WAS DIRECTED TO FORWARD A COPY OF SAID LETTER TO MR. E. M. LURIE, SOUND SHORE ROAD.
COMMUNICATION ORDERED FILED.

MRS. A. MASSARELLA, OWNER OF A REFRESHMENT STAND NEAR THE WADING RIVER BEACH APPEARED BEFORE THE BOARD.

SHE STATED THAT MOBILE ICE CREAM VENDORS PARK ALONG CREEK ROAD AND IN THE TOWN BEACH PARKING AREA AT WADING RIVER. SHE FELT THEY HAD NO RIGHT TO DO THIS AND REQUESTED THAT THE MATTER BE INVESTIGATED AND THE PRACTICE STOPPED.

SHE ALSO COMPLAINED ABOUT THE CUSTODIAN AT THE TOWN BEACH AND STATED THAT IN HER OPINION HE WAS NOT DOING HIS JOB.

MATTER REFERRED TO THE CHIEF OF POLICE AND THE RECREATION DIRECTOR.

THE TOWN CLERK REPORTED THAT HE HAD BEEN SERVED WITH A "SUMMONS AND VERIFIED COMPLAINT - MILES H. O'BRIEN AGAINST

TOWN OF RIVERHEAD AND THADDEUS KRUKOSKI, " RELATIVE TO HIGHWAY TRUCK ACCIDENT ON FEBRUARY 15, 1962.

MATTER REFERRED TO WILLIAM L. MILLER AND SON, THE INSURANCE AGENTS FOR THE TOWN.

A COMMUNICATION DATED JULY 26, 1962 FROM THE PUBLIC SERVICE COMMISSION WAS SUBMITTED TO THE BOARD RELATIVE TO THE PETITION OF JOHN ARCHAMBAULT, D/B/A QUINN'S BUS LINE, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE TEMPORARY OPERATION OF AN OMNIBUS LINE IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY. COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED JULY 19, 1962 FROM THE LONG ISLAND LIGHTING COMPANY WAS SUBMITTED TO THE BOARD STATING THEY HAD INSTALLED IMPROVED STREET LIGHTING ON ROUTE 25, WEST OF WASHINGTON AVENUE AS PER REQUEST OF THE BOARD. COMMUNICATION ORDERED FILED.

SUPERVISOR'S REPORT FOR THE MONTH OF JULY, 1962, WAS SUBMITTED TO THE BOARD AND ORDERED FILED.

A COMMUNICATION DATED JULY 17, 1962 FROM THE LONG ISLAND LIGHTING COMPANY WAS SUBMITTED TO THE BOARD RELATIVE TO A CHANGE IN THE STREET LIGHT ON POLE No. 83, WADING RIVER LIGHT DISTRICT. COMMUNICATION ORDERED FILED.

COUNCILMAN STOTZKY OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN BELL.

RESOLVED THAT THE LONG ISLAND LIGHTING COMPANY BE AND IT IS HEREBY AUTHORIZED TO INSTALL A 250 C.P. STREET LIGHT ON POLE No. 83, NORTH WADING RIVER ROAD, WADING RIVER LIGHT DISTRICT, IN LIEU OF THE PRESENT LIGHT ON SAID POLE, PURSUANT TO SURVEY DATED JULY 17, 1962.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

A COMMUNICATION DATED JULY 18, 1962 FROM THE PLANNING BOARD WAS SUBMITTED TO THE BOARD RELATIVE TO THE REQUEST OF ALEX ZDUNKO FOR AN OPEN DEVELOPMENT AREA FOR A PORTION OF YOUNG STREET. COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED JULY 17, 1962 FROM GEORGE CUSHMAN WAS SUBMITTED TO THE BOARD RELATIVE TO THE POSSIBILITY OF THE PURCHASE BY THE TOWN OF CARTER'S BOAT YARD AT SOUTH JAMESPORT. MATTER REFERRED TO THE PLANNING BOARD. COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED JULY 23, 1962 FROM THE WADING RIVER CIVIC ASSOCIATION WAS SUBMITTED TO THE BOARD AS FOLLOWS:

"THE RECENT TWO CAR COLLISION AT THE INTERSECTION OF ROUTE 25-A AND WADING RIVER-MANOR ROAD ON JUNE 21, 1962 INDICATES THE NEED FOR DEFINITE CORRECTIVE ACTION. FOUR WOMEN WERE IMMEDIATELY HOSPITALIZED AS A RESULT OF THIS ACCIDENT.

WE HAVE REQUESTED THE STATE TRAFFIC COMMISSION TO REPLACE THE EXISTING CAUTION LIGHT WITH A VEHICLE ACTUATED TRAFFIC LIGHT. HOWEVER, ONE FACTOR WHICH WE FEEL MAKES THIS INTERSECTION AN UNSAFE ONE CAN BE ALLEVIATED BY LOCAL MEASURES. IT IS THE LIMITED VISIBILITY AFFORDED THE DRIVERS APPROACHING THE INTERSECTION DUE TO PARKED VEHICLES ABOUT ALL THE CORNERS.

WE SUGGEST THAT YOU CONSIDER ALL ASPECTS OF IMPROVING THIS UNSAFE CONDITION." END.

MATTER REFERRED TO THE CHIEF OF POLICE FOR STUDY AND REPORT. COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED AUGUST 1, 1962 FROM WILLIAM D. CONKLIN, BROWN STREET, WAS SUBMITTED TO THE BOARD AS FOLLOWS:

"I APPRECIATE YOUR CONSIDERING MY REQUEST TO PURCHASE PROPERTY OWNED BY THE TOWN OF RIVERHEAD.

I HEREBY SUBMIT A BID OF \$100.00 (ONE HUNDRED DOLLARS) FOR THE FIFTY FEET IMMEDIATELY ADJOINING MY PROPERTY LINE TO THE NORTH." END.

MATTER REFERRED TO ALDEN W. YOUNG FOR PREPARATION OF A MAP AND DESCRIPTION OF SAID PROPERTY. COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED JULY 17, 1962 FROM DOMINICK P. PERETTA, WADING RIVER, WAS SUBMITTED TO THE BOARD REQUESTING "NO PARKING" SIGNS IN FRONT OF HIS MOTEL ON THE CORNER OF WILDWOOD AND NORTH WADING RIVER ROAD.

MATTER REFERRED TO THE CHIEF OF POLICE FOR SURVEY AND REPORT. COMMUNICATION ORDERED FILED.

THE TOWN CLERK REPORTED THAT HE HAD RECEIVED AN "ORDER TO SHOW CAUSE" RELATIVE TO THE DISSOLUTION OF ROANOKE HOMES INC. MATTER REFERRED TO THE TOWN ATTORNEY.

A COMMUNICATION DATED JULY 30, 1962 FROM HERBERT KAPPENBERG WAS SUBMITTED TO THE BOARD RELATIVE TO THE DIAGONAL PARKING ON THE NORTH END OF EDWARDS AVENUE, CALVERTON.

MATTER REFERRED TO THE SUPERINTENDENT OF HIGHWAYS AND THE HIGHWAY COMMITTEE. COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED JULY 22, 1962 FROM MARION M. WILCOX, WADING RIVER, WAS SUBMITTED TO THE BOARD REQUESTING A LOWER SPEED LIMIT IN WOODLAND ACRES, WADING RIVER.

MATTER REFERRED TO THE CHIEF OF POLICE FOR STUDY AND REPORT. COMMUNICATION ORDERED FILED.

AT 12:15 P. M. SUPERVISOR LEONARD CALLED A RECESS FOR LUNCH, THE BOARD TO RECONVENE AT 2:15 P. M.

AT 2:15 P. M. THE BOARD RECONVENED WITH ALL MEMBERS OF THE BOARD PRESENT.

MR. CONSTANTINE KING APPEARED BEFORE THE BOARD RELATIVE TO THE ZONING CHANGE ON THE SOUTH SIDE OF ROUTE 58, BETWEEN OLIVER STREET AND OSTRANDER AVENUE.

HE PRESENTED A "DECLARATION OF COVENANTS AND RESTRICTIONS" RELATIVE TO THE PROPERTY INVOLVED.

COUNCILMAN STOTZKY OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY JUSTICE ZALOGA.

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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

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WHEREAS, TWO PETITIONS TO AMEND TOWN ORDINANCE No. 26 BY EXTENDING SOUTHERLY AND EASTERLY THE EXISTING "BUSINESS 1" ZONING USE DISTRICT LOCATED ALONG THE SOUTHERLY SIDE OF COUNTY ROAD 58, BETWEEN OSTRANDER AVENUE AND OLIVER STREET, HAVE BEEN FILED WITH THIS TOWN BOARD, AND

WHEREAS, BY RESOLUTION OF THIS TOWN BOARD ADOPTED THE 3RD DAY OF JULY, 1962, THE TOWN CLERK PUBLISHED A NOTICE OF PUBLIC HEARING IN CONNECTION WITH THE PROPOSED AMENDMENT IN THE JULY 5TH, 1962 ISSUE OF "THE NEWS-REVIEW", AND

WHEREAS, ALL PROVISIONS OF THE NEW YORK TOWN LAW, SECTIONS 264 AND 265 AND THE "ZONING ORDINANCE OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK", SECTION 501, HAVE BEEN COMPLIED WITH, AND

WHEREAS, ON THE 3RD DAY OF JULY, 1962, THIS TOWN BOARD REFERRED THIS MATTER TO THE RIVERHEAD TOWN PLANNING BOARD, WHICH HAS RENDERED ITS REPORT, AND

WHEREAS, ON THE 17TH DAY OF JULY, 1962, AT THE PUBLIC HEARING IN CONNECTION THEREWITH, ALL PERSONS DESIRING TO BE HEARD IN CONNECTION WITH THIS MATTER HAVING BEEN HEARD, 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: THIS TOWN BOARD APPROVES THE EXTENSION OF THE "BUSINESS 1" USE DISTRICT LOCATED ON THE SOUTHERLY SIDE OF COUNTY ROAD 58 BETWEEN OSTRANDER AVENUE AND OLIVER STREET ON THE CONDITION THAT EVERETT B. RAYNOR, LEROY RAYNOR AND ELIZABETH RAYNOR, OR THEIR

HEIRS, EXECUTORS, DISTRIBUTEES, SUCCESSORS AND ASSIGNS, RECORD IN THE SUFFOLK COUNTY CLERK'S OFFICE A DECLARATION OF COVENANTS AND RESTRICTIONS, SUBSTANTIALLY IN THE FORM OF THE COVENANTS AND RESTRICTIONS PRESENTED TO THIS TOWN BOARD ON JULY 17TH, 1962 BY PETITIONERS FOR THE PROPOSED AMENDMENT.

SECTION 2: RIVERHEAD TOWN ORDINANCE No. 26, KNOWN AS "ZONING ORDINANCE OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK", IS HEREBY AMENDED, CHANGED AND MODIFIED, ON THE CONDITION THAT A DECLARATION OF COVENANTS AND RESTRICTIONS IS RECORDED, AS PROVIDED IN SECTION 1 HEREOF, BY CHANGING FROM "FARM 1" USE DISTRICT, "RESIDENCE 1" USE DISTRICT AND "RESIDENCE 2" USE DISTRICT TO "BUSINESS 1" USE DISTRICT, THE FOLLOWING:

ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, SITUATE, LYING AND BEING AT RIVERHEAD, TOWN OF RIVERHEAD, COUNTY OF SUFFOLK AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT FORMED BY THE INTERSECTION OF THE SOUTHERLY LINE OF COUNTY ROAD 58 AND THE WESTERLY LINE OF OLIVER STREET, AND FROM SAID POINT OR PLACE OF BEGINNING RUNNING THENCE IN A SOUTHERLY DIRECTION ALONG THE WESTERLY LINE OF OLIVER STREET A DISTANCE OF 199.13 FEET TO A MONUMENT; THENCE IN A GENERALLY WESTERLY DIRECTION ALONG THE SOUTHERLY LINE OF LAND OF THE ESTATE OF LELAND Y. ROBINSON A DISTANCE OF 165 FEET TO A POINT; THENCE IN A GENERALLY SOUTHERLY DIRECTION ALONG A LINE PARALLEL TO THE WESTERLY LINE OF OLIVER STREET AND DISTANT THEREFROM 165 FEET THROUGHOUT A DISTANCE OF 550 FEET MORE OR LESS TO A POINT FORMED BY THE INTERSECTION OF THE SAID LAST MENTIONED COURSE AND A LINE PARALLEL TO THE SOUTHERLY LINE OF COUNTY ROAD 58 AND DISTANT THEREFROM 775 FEET THROUGHOUT; THENCE IN A GENERALLY WESTERLY DIRECTION ALONG A LINE PARALLEL TO THE SOUTHERLY LINE OF COUNTY ROAD 58 AND DISTANT THEREFROM 775 FEET THROUGHOUT TO THE EASTERLY LINE OF "OSTRANDER HEIGHTS"; THENCE IN A GENERALLY NORTHERLY DIRECTION ALONG THE EASTERLY LINE OF "OSTRANDER HEIGHTS" A DISTANCE OF 400 FEET MORE OR LESS TO THE SOUTHERLY LINE OF THE EXISTING BUSINESS 1 ZONING USE DISTRICT; THENCE IN A GENERALLY EASTERLY DIRECTION ALONG THE SOUTHERLY LINE OF THE EXISTING BUSINESS 1 ZONING USE DISTRICT A DISTANCE OF 775 FEET MORE OR LESS TO THE WESTERLY LINE OF THE EXISTING FARM 1 ZONING USE DISTRICT; THENCE IN A GENERALLY NORTHERLY DIRECTION ALONG THE WESTERLY LINE OF THE EXISTING FARM 1 ZONING USE DISTRICT A DISTANCE OF 420 FEET MORE OR LESS TO THE SOUTHERLY LINE OF COUNTY ROAD 58; THENCE IN A GENERALLY EASTERLY DIRECTION ALONG THE SOUTHERLY LINE OF COUNTY ROAD 58 A DISTANCE OF 300 FEET MORE OR LESS TO THE WESTERLY LINE OF OLIVER STREET AND THE POINT OR PLACE OF BEGINNING.

SECTION 3: THIS AMENDMENT TO RIVERHEAD TOWN ORDINANCE No. 26 SHALL BECOME EFFECTIVE IMMEDIATELY UPON NOTIFICATION IN

WRITING TO THE TOWN CLERK OF THE TOWN OF RIVERHEAD THAT THE DECLARATION OF COVENANTS AND RESTRICTIONS, PROVIDED IN SECTION 1 HEREOF, HAS BEEN RECORDED IN THE SUFFOLK COUNTY CLERK'S OFFICE.

SECTION 4: THE TOWN CLERK IS DIRECTED TO PUBLISH, AFTER THE RECORDATION OF THE DECLARATION OF COVENANTS AND RESTRICTIONS AS PROVIDED HEREIN, ONCE IN "THE NEWS-REVIEW", THE OFFICIAL NEWSPAPER OF THE TOWN OF RIVERHEAD FOR THIS PURPOSE, A COPY OF THIS AMENDMENT TO RIVERHEAD TOWN ORDINANCE No. 26 AND TO POST ON THE SIGNBOARD MAINTAINED BY THE TOWN CLERK, PROPER NOTICE OF THIS AMENDMENT IN ACCORDANCE WITH THE NEW YORK TOWN LAW, SECTION 264.

THE VOTE---COUNCILMAN BELL, No, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, No, AND SUPERVISOR LEONARD, No. THE RESOLUTION WAS THEREUPON DECLARED DULY DEFEATED.

JUSTICE COSTELLO OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN STOTZKY.

WHEREAS, BY RESOLUTION DATED APRIL 17, 1962 THE TOWN BOARD OF THE TOWN OF RIVERHEAD AUTHORIZED THE ACQUISITION BY CONDEMNATION OR PURCHASE FROM FRANK AND ELIZABETH FOX AND FROM ALICE B. DOWNS, FOR DRAINAGE PURPOSES, OF A TRACT OF LAND 200 FEET ON SOUND AVENUE, AND 330 FEET DEEP, IN THE TOWN OF RIVERHEAD, SUBJECT TO PERMISSIVE REFERENDUM, AND WHEREAS NO REQUEST FOR SUCH REFERENDUM HAS BEEN MADE,

AND WHEREAS ALICE B. DOWNS HAS AGREED TO SELL HER PART OF SAID TRACT, BEING 75 FEET ON SOUND AVENUE AND 330 FEET DEEP, FOR \$1800.00, AND FRANK AND ELIZABETH AND VINCENT FOX HAVE AGREED TO SELL THEIR PART OF SAID TRACT, BEING 125 FEET ON SOUND AVENUE AND 330 FEET DEEP FOR \$3000.00; AND THE TOWN BOARD CONSIDERS THIS A REASONABLE PRICE,

AND WHEREAS TITLE TO SAID PREMISES HAS BEEN FOUND SATISFACTORY BY TITLE GUARANTEE COMPANY, AND THEIR CHARGES ARE \$147.00; (EXCEPT THAT THE PREMISES OF ALICE B. DOWNS ARE SUBJECT TO A MORTGAGE HELD BY FEDERAL LAND BANK),

NOW THEREFORE, BE IT RESOLVED THAT THE TOWN OF RIVERHEAD ACCEPT A DEED OF THE SAID PREMISES OF FRANK AND ELIZABETH AND VINCENT FOX, AND THAT THE SUPERVISOR PAY TO THEM THE SUM OF \$3000.00 WITHOUT TAX APPORTIONMENT,

AND BE IF FURTHER RESOLVED THAT THE TOWN OF RIVERHEAD ACCEPT A DEED OF THE SAID PREMISES OF ALICE B. DOWNS, AND THAT THE SUPERVISOR PAY TO HER THE SUM OF \$1800.00 WITHOUT TAX APPORTIONMENT, PROVIDED A RELEASE FROM SAID MORTGAGE IS OBTAINED,

AND BE IT FURTHER RESOLVED THAT THE SUPERVISOR PAY TO TITLE GUARANTEE COMPANY ITS CHARGES OF \$147.00 FOR TITLE POLICY,

AND BE IT FURTHER RESOLVED THAT THE TOWN CLERK RECORD THE SAID DEEDS AND KEEP THEM IN HIS RECORDS.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

JUSTICE COSTELLO OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY JUSTICE ZALOGA.

WHEREAS BY RESOLUTION DATED APRIL 17, 1962, THE TOWN BOARD OF TOWN OF RIVERHEAD AUTHORIZED THE PURCHASE FROM EDWARD J. GOOZDA OF A TRACT OF LAND OF 13.514 ACRES ADJOINING OTHER LANDS OF TOWN OF RIVERHEAD, FOR \$7432.70, FOR THE PURPOSE OF OBTAINING NEEDED LOAM, FILL AND GRAVEL, AND AUTHORIZED THE SUPERVISOR TO ENTER INTO A CONTRACT THEREFORE, SUBJECT TO PERMISSIVE REFERENDUM, AND WHEREAS NO REQUEST FOR SUCH REFERENDUM HAS BEEN MADE,

AND WHEREAS SUCH CONTRACT WAS ENTERED INTO AND TITLE TO SAID PREMISES HAS BEEN FOUND SATISFACTORY BY TITLE GUARANTEE COMPANY, AND THEIR CHARGES ARE \$127.00,

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN OF RIVERHEAD ACCEPT A DEED TO SAID PREMISES FROM EDWARD J. GOOZDA, AND THAT THE SUPERVISOR PAY TO HIM THE SUM OF \$7432.70, WITHOUT TAX APPORTIONMENT,

AND BE IT FURTHER RESOLVED THAT THE SUPERVISOR PAY TO TITLE GUARANTEE COMPANY ITS CHARGES OF \$127.00 FOR TITLE POLICY.

AND BE IT FURTHER RESOLVED THAT THE TOWN CLERK RECORD THE DEED AND KEEP IT IN HIS RECORDS.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

MEMBERS OF THE RECREATION COMMISSION AND RECREATION DIRECTOR ROWLAND APPEARED BEFORE THE BOARD RELATIVE TO THE ESTABLISHMENT OF THE POSITION OF ASSISTANT RECREATION DIRECTOR.

COUNCILMAN BELL OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY JUSTICE ZALOGA.

WHEREAS, THE RECREATION COMMISSION AND THE RECREATION COMMITTEE HAS RECOMMENDED THE ESTABLISHMENT OF THE POSITION OF ASSISTANT RECREATION DIRECTOR, NOW THEREFORE, BE IT

RESOLVED, THAT THE POSITION OF ASSISTANT RECREATION DIRECTOR BE AND IT IS HEREBY CREATED SUBJECT TO QUALIFICATIONS AS SET FORTH BY THE SUFFOLK COUNTY CIVIL SERVICE COMMISSION,

FURTHER RESOLVED THAT THE SALARY FOR SAID POSITION BE AND IT IS HEREBY SET AT \$4,800.00 PER ANNUM.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, No, (COUNCILMAN STOTZKY COMMENTED THAT THE JOB PRESENTLY COULD BE DONE WITH LOCAL HELP AND HE DID NOT FEEL THERE WAS A NEED FOR A FULL-TIME ASSISTANT RECREATION DIRECTOR.), JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

COUNCILMAN STOTZKY OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN BELL.

RESOLVED THAT THE TOWN CLERK BE AND HE IS HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS FOR 200 TONS OR MORE OF TREATED DOMESTIC BULK No. 1 ROCK SALT FOR USE OF THE HIGHWAY DEPARTMENT.

SPECIFICATIONS AND BID FORM TO BE PREPARED BY THE SUPER-INTENDENT OF HIGHWAYS.

BIDS TO BE RETURNABLE UP TO 10:00 A. M. ON AUGUST 21, 1962.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

TOWN ATTORNEY SAXSTEIN READ AND SUBMITTED TO THE BOARD THE REPORT RELATIVE TO THE HEARING BEFORE THE STATE COMMISSION FOR HUMAN RIGHTS, HELD ON JULY 18, 1962 IN NEW YORK CITY, DUE TO A COMPLAINT AGAINST THE RECREATION DEPARTMENT.

THE REPORT STATED THAT THE MATTER CAN NOW BE CLOSED WITH A FINDING OF NO UNLAWFUL DISCRIMINATORY PRACTICE.

IT WAS THE CONSENSUS OF THE BOARD THAT TOWN ATTORNEY SAXSTEIN AND RECREATION DIRECTOR ROWLAND BE COMMENDED FOR THEIR PART AT SAID HEARING.

REPORT ORDERED FILED.

JUSTICE ZALOGA OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN BELL.

RESOLVED THAT FRANCES JEHLE, WADING RIVER, BE AND SHE IS HEREBY APPOINTED SCHOOL ATTENDANCE OFFICER FOR COMMON SCHOOL DISTRICT No. 1, WADING RIVER, TOWN OF RIVERHEAD, FOR THE YEAR 1962-63, TO BE COMPENSATED AT THE RATE OF \$400.00 PER SCHOOL YEAR, PAYABLE IN TEN MONTHLY PAYMENTS COMMENCING SEPTEMBER, 1962, WHICH COMPENSATION SHALL INCLUDE ALL EXPENSES OTHER THAN THOSE INCURRED WHEN ATTENDING MEETINGS OUTSIDE OF THE TOWN OF RIVERHEAD CALLED BY THE DISTRICT SUPERINTENDENT OF SCHOOLS, AT WHICH TIME, ACTUAL EXPENSES ARE TO BE PAID.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

THE TOWN BOARD CONVENED AS A BOARD OF AUDIT AND EXAMINED ALL TOWN BILLS TO DATE, THE TOTAL OF WHICH WAS AS FOLLOWS: GENERAL TOWN---\$12,471.23 AND MACHINERY FUND---\$7,836.59. ON MOTION MADE BY JUSTICE ZALOGA AND SECONDED BY COUNCILMAN BELL, IT WAS RESOLVED THAT THE BILLS BE APPROVED AND PAID AS RENDERED. THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

THERE BEING NO FURTHER BUSINESS ON MOTION AND VOTE, THE MEETING ADJOURNED AT 4:30 P. M. TO MEET ON TUESDAY, AUGUST 21, 1962 AT 9:30 A. M.

Anthony F. Gadzinski
ANTHONY F. GADZINSKI, TOWN CLERK