

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Wednesday July 26, 1939 at 2:00 P.M.

Present:

Dennis G. Homan, Supervisor

Joseph V. Kelly,
Austin H. Warner,
Fred H. Butcher, Justices of the Peace.

Lester M. Emmett, Town Attorney was present.

Minutes of a meeting of the Town Board held on July 12, 1939 were read and on motion and vote were duly adopted.

Notice of public hearing upon the written application of Quinn's Bus Line for a franchise to establish, maintain and operate a bus line in the Town of Riverhead was read.

Proof of publication of the aforesaid notice was submitted to the Board and on motion and vote was ordered placed on file.

Supervisor Homan thereupon declared the hearing open and anyone who wished could be heard at this time.

August Schoenfeld, Attorney, representing the Quinn's Bus Line addressed the Board and outlined the purpose and intention of the Company and also stated that they expected to make two round trips in the morning and two round trips in the afternoon along Highway 25A, down Hulse Ave. and thence to the State Park.

No one else wishing to be heard at this time, on motion and vote the hearing was closed.

Justice Kelly offered the following Resolution which was seconded by Justice Butcher,

1. WHEREAS, the Town Board of the Town of Riverhead did on the 12th day of July, 1939, duly adopt a resolution providing that the provisions of Section 26 of the Transportation Corporations Law, as amended by Chapter 307 of the Laws of 1919, shall apply to said Town, and

2. WHEREAS, THOMAS J. QUINN, HARRY G. GOODIER and ^{Rosen} ROBERT T. QUINN, co-partners, doing business as QUINN'S BUS LINE, with their principal office for the transaction of their business at Patchogue, in the Town of Brookhaven, Suffolk County, New York, hereinafter described as the grantee, did on the 20th day of June, 1939, duly make written application to the Town Board of the Town of Riverhead at its regular meeting held on that day, for permission, consent and franchise to operate its motor bus line and route over and upon certain streets and highways in the Town of Riverhead, for the purpose of carrying passengers for hire, and

3. WHEREAS, the Town Board of the Town of Riverhead has duly given and published notice of the written application for said consent, franchise, permission, and did give public notice thereof, and of the time and place when said Town Board would hold a public hearing thereon,

at the Town Hall, in the Village of Riverhead, N.Y., on the 26th day of July, 1939, at 2:00 o'clock in the afternoon, by publishing notice thereof in newspapers, as required by Section 26 of the Transportation Corporations Law, and describing the streets and highways in said Town and the public places described in said application, and

4. WHEREAS, the Town Board of said Town, after due deliberation, has determined that the said application of Thomas J. Quinn, Harry G. Goodier and Roger T. Quinn, co-partners, doing business as Quinn's Bus Line, shall be granted, as prescribed by the Transportation Corporation Law, as amended by Chapter 307 of Laws of 1919, and as defined by the Railroad Law,

THEREFORE, IT IS RESOLVED AND DETERMINED:

FIRST: That the consent, permission and franchise of the Town Board of the Town of Riverhead, in the County of Suffolk and State of New York, be and the same hereby is given and granted unto said Thomas J. Quinn, Harry G. Goodier and Roger T. Quinn, co-partners, doing business as Quinn's Bus Line, of Patchogue, Suffolk County, New York, to maintain and operate their motor bus line or route for the transportation of passengers for hire, over, upon and along the highways of the Town of Riverhead hereinafter described.

SECOND: This franchise, consent, permission, shall become operative only when the same shall be accepted in writing by the grantee, within fifteen (15) days next after the date of this instrument, and upon his filing with this Town Board a bond as hereinafter provided, and shall remain in full force and effect for the months of July and August, 1939, unless previously terminated.

THIRD: It is hereby expressly and mutually understood that this instrument shall not be operative until the grantee shall pay to the Town of Riverhead the sum of \$15.00 for the privilege of operating under and exercising this franchise and consent which shall be payable prior to the operation of busses over the route hereinafter designated pursuant to this franchise and the grantee shall also execute and cause to be executed and filed with said Town Board a bond or undertaking to the satisfaction of said Town Board as to form, manner of execution and sufficiency of sureties, in the sum of One Thousand (\$1000.) Dollars, conditioned for the faithful performance of their obligations hereunder, and as security for the payment of any sum which may become due said Town by reason of any provision of this instrument.

FOURTH: The streets and highways over which said motor bus line or route shall be operated and for which this consent, franchise, permission is granted, and the schedule of said operation will be as follows, to-wit:

Commencing on Route 25A at the Riverhead-Brookhaven Town Line and running thence along Route 25A to Hulse Avenue; running thence along Hulse Avenue to North Wading River Road and running thence along North Wading River Road to the entrance of Wildwood State Park; said route being about two and one-half miles in length.

The schedule of fares to be charged is as follows:

Ten (10¢) cents from the Riverhead-Brookhaven Town Line to the entrance of Wildwood State Park.

It is not proposed to carry freight as well as passengers.

There are no railroads, trolleys or bus lines operating along the route to be travelled at the present time.

The schedule of operation shall be as follows:

Leaves Wildwood State Park 6:40 A.M. Arrives at Riverhead-Brookhaven Town Line 6:50 A.M.

Leaves Riverhead-Brookhaven Town Line 8:05 A.M. Arrives at Wildwood State Park 8:15 A.M.

Leaves Wildwood State Park 5:30 P.M. Arrives at Riverhead-Brookhaven Town Line 5:40 P.M.

Leaves Riverhead-Brookhaven Town Line 7:05 P.M. Arrives at Wildwood State Park 7:15 P.M.

It is understood that the grantee will operate their motor bus line over said route, as aforesaid, unless prevented by act of God, strike, rebellion, insurrection, war or invasion, or some other cause beyond the control of the grantee.

FIFTH: It is hereby expressly provided and agreed that the grantee shall prohibit smoking in each vehicle, automobile bus, and shall conspicuously place a suitable sign in each bus, forbidding smoking, and shall enforce such prohibition at all times, and shall at all times comply with and enforce all Public Health Laws of the State of New York and of this Town, which shall be applicable, whether now existing or subsequently enacted, and shall comply with and obey the laws and rules of the road, and all other laws enacted by the State of New York, applicable to the operation of its motor busses and vehicles under this instrument.

SIXTH: It is further expressly stipulated, agreed and made a material part hereof, and mutually understood, that this consent, franchise, permission, is granted only to Thomas J. Quinn, Harry G. Goodier and Roger T. Quinn, co-partners, doing business as QUINN'S BUS LINE, and the same shall not be assigned unless this Town Board shall first have made and given its approval in writing to such assignment, and any attempt to assign this franchise, consent, permission, without first having obtained the written consent of this Town Board shall be a violation of the terms of this franchise and the same shall, because thereof, be terminated and cancelled at the election and determination of this Town Board.

SEVENTH: Said grantee shall at all times submit their motor busses, and each of them, for the inspection of this Town Board, or to any person by said Town Board appointed for that purpose, and whenever the grantee shall be required so to do, in order that it may be ascertained whether said motor busses are properly equipped and in proper condition to be operated for the convenience and protection of the travelling public.

EIGHTH: The grantee shall not operate, nor cause nor permit to

be operated any motor bus or motor busses under and pursuant to this instrument, at a rate of speed at any time exceeding twenty-five (25) miles per hour.

NINTH: Each bus, omnibus, automobile bus, of the grantee, shall always be provided and equipped with a side door at the front, and also with a rear door in the rear end of the vehicle, that may at all times be opened from inside the vehicle, and shall open outwardly; and below each of said doors there shall be one or more steps; and each of said doors shall be large enough to permit adult persons to pass through them comfortably.

TENTH: It is hereby expressly understood and definitely agreed that each expression and all conditions herein set forth are material and vital to this consent, and any violation of this instrument and any provision thereof shall be understood to be a termination of this instrument and the abandonment thereof on the part of the grantee, and the Town Board at its election may approve of such abandonment, and it is

FURTHER RESOLVED, that this instrument, franchise, consent, be executed in duplicate, one of which shall be kept by said Town Board and filed in the office of the Town Clerk, and one shall be delivered to the grantee.

The Vote, Justice Zaleski, absent, Justices Kelly, Warner and Boucher, Yes, Supervisor Homan, Yes. Total Vote, Yes 4, No 0, Absent 1. The Resolution was thereupon declared duly adopted.

Notice of public hearing on the question of the enactment of an ordinance regulating and licensing house trailer camps, tourist camps and similar establishments was read.

Proof of publication of the above notice was submitted to the Board and on motion and vote was ordered placed on file.

Supervisor Homan thereupon declared the hearing open and anyone wishing could be heard at this time.

A proposed ordinance defining and providing for the regulation of tourist camps in the Town of Riverhead was submitted to the Board and openly read.

Russell Page Koehler, Attorney, representing the Wildwood Hills Association of Wading River addressed the Board and explained the need for such regulations for the protection of health and property of the Town and urged the adoption of the proposed ordinance.

Mrs. A.H. Sickinger of Wading River stated that the adoption of the aforesaid regulations would be for the betterment of the whole town.

Edwin S. Lapham, Attorney, representing the Wading River Civic Association addressed the Board, stating that they are in favor of regulating tourist camp sites and are working together with the Wildwood Hills Association in this matter.

Mrs. Marie Jeanroy of Aquebogue addressed the Board, stating that she is already operating a Tourist Camp in Aquebogue, that her camp

has been approved by the Board of Health and that she is living up to their rules and regulations and further that she has no objection to regulating camp sites, however there are several sections of the proposed ordinance which may place a hardship on her to the extent of possibly putting her out of business.

After much discussion pro and con and the suggestion of possibly amending the regulations, Justice Warner moved that the matter be deferred until the next regular meeting which was seconded by Justice Kelly and carried by unanimous consent.

A communication signed by several residents in the vicinity of East Avenue and Third St., objecting to ashes spread on a certain concrete sidewalk of the Town was read and referred to the Police Committee.

A communication was read from Mr. Lee Hollingsworth, stating that in his opinion the question of zoning in the village of Riverhead should again be given consideration, he also stated that in his opinion the parking problem could be solved by opening a new street beginning at Steve's empty diner, to run eastward as far as the right of way could be secured and also that Griffing Avenue could be extended across Peconic River. The Communication was ordered placed on file.

A communication was read from Mr. Theodore Perry requesting the continuation of street lights to his house on Elton Avenue. The matter was referred to the Lighting Committee.

A communication was read from Mr. Albert C. Penny requesting that the hydrant in front of the path leading to his house on Second St. be moved. The Communication was referred to the Water District Committee.

On motion made by Justice Warner and seconded by Justice Boucher it was Resolved that the appointment of Donald Barth as Life Guard at the Pier Avenue Beach be extended up to and including Labor Day, salary fixed at the rate of \$20.00 per week for seven days a week. The Resolution was adopted by the unanimous vote of the Board present.

The matter of fire protection for the outlying districts of the Town was brought to the attention of the Board and on motion and vote the Town Clerk was requested to invite the Board of Fire Commissioners to meet with the Town Board at their next regular meeting to be held on August 9, 1939 for the purpose of discussing the problem.

The Board then convened as a Board of Audit and examined the bills for the month of July 1939.

There being no further business on motion and vote the meeting adjourned to meet on Wednesday, August 9, 1939 at 2:00 P.M.

Harry J. Kratoville
Harry J. Kratoville, Town Clerk