

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Wednesday August 30, 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 and Myron C. Young, Supt. of Highways were present.

Minutes of a meeting held on Wednesday August 9, 1939 were read and on motion and vote were duly adopted.

A communication from the War Department acknowledging receipt of a telegram dated August 4, 1939 in reference to the application by the Friar's Head Land Corporation for a permit to construct breakwaters and to dredge in Long Island Sound at Roanoke was read, which advised that the limiting date for receipt of replies in answer to the public notice has been extended to Sept. 7, 1939. The Communication was ordered placed on file.

A copy of a communication to Lester M. Emmett, Town Attorney from the State Division of the Land Office in regard to the above matter, stating that his letter would be placed on file as a remonstrance, *in connection with* pending the filing of the application. The Communication was ordered placed on file.

A Communication was read from Alden W. Young, Secretary for the Firemen's 44th Annual Convention and Tournament held in Riverhead on June 15, 16 and 17, 1939, thanking the Board for their cooperation. The Communication was ordered placed on file.

A Communication was read from Elmer H. Bishop, Chairman of the Annual Meeting of the inhabitants of School District No. 13, Town of Riverhead, notifying the Board that by motion and vote, the name of this District was changed from "North Wading River" to "Wildwood" stating that this change was made necessary by the establishment of the Wildwood Post Office. The Communication was ordered placed on file.

Notice of Public Hearing.

Please Take Notice, that a public hearing will be held by the Town Board of the Town of Riverhead at the Town Hall on the corner of Second Street and Roanoke Avenue, in the Town of Riverhead, New York, Wednesday August 30, 1939 at 2:00 P.M. on the question of the enactment of an ordinance regulating junk and auto-wrecking yards.
Dated Aug. 17, 1939.

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

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

Mr. Vande Water representing the Hoccabank Civic Association addressed the Board, stating that the Association favored passing an Ordinance regulating junk and auto-wrecking yards and called to the attention of the Board the unsightly junk yard on Wedar Ave., Aquebogue, just north of the Long Island Produce and Fertilizer Co. property. He stated that everyone is complaining about it and in his opinion all junk yards should be obscured from every side, especially from residences.

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

On motion made by Justice Warner and seconded by Justice Kelly, it was Resolved that the following Ordinance be and the same is hereby duly adopted.

No person, firm or corporation shall maintain or operate any junk yard, or any place for the purpose of wrecking or dismantling used automobiles, nor any business dealing in second hand metals, materials, articles or automobile parts within the Town of Riverhead, unless the premises upon which any such business is conducted shall be enclosed by a substantial and permanent fence, of a height of at least seven (7) feet, so constructed as to obstruct a view of the junk, automobiles, metals, lumber or second hand materials, whatsoever, from users of any public highways adjoining the said premises. Any entrances to such yards or premises shall be closed by gates or doors, of the same construction as the fence about said premises, which shall be kept closed, except when persons or vehicles are entering or leaving such premises.

Fences about such yards or premises shall be kept in good repair, and free from signs except that not more than one sign not more than three feet square stating the name of such yard and the words "Junk", "Auto Wrecking" or "Second Hand materials" (Designating same) may be attached to or painted on the said fence near the main entrance to said premises.

The foregoing provision as to fence shall be complied with by persons now engaged in any such business on or before Nov. 1st, 1939. Any person, firm or corporation engaging in any business as above-named or described after the date this ordinance is adopted shall comply with the foregoing requirement for fencing before engaging in such business.

After the date of the adoption of this ordinance, no person, firm or corporation shall engage in, or carry on, any business as above-named or described, without the written consent of each owner, mortgagee, or other persons having a vested present, or future interest, in any property within a radius of one thousand feet of said premises measured from a point which marks the center of the proposed main entrance to the premises where it is proposed to carry on such business.

Any person violating this ordinance shall be subject to a penalty of not exceeding One Hundred Dollars.

Any violation of this ordinance shall constitute disorderly conduct, and the person violating this ordinance shall be a disorderly person.

And further Resolved that the Town Clerk be instructed to publish and post said Ordinance pursuant to law. The Vote, Justice Zaleski Absent, Justices Kelly, Warner and Boucher, Yes, Supervisor Homan, Yes. Total Vote, Yes 4, Absent 1, No 0. The Resolution was thereupon declared duly adopted.

Town Attorney Emmett reporting for the Committee on fire protection for the outlying districts of the Town, explained different methods by which this could be accomplished, however, he stated that the Committee felt that as there is no other case similar to this one, and recommended that the matter be held over for further consideration.

On motion and vote the above matter was referred to the Town Board as Committee of the whole for further consideration.

Justice Kelly offered the following Resolution which was seconded by Justice Warner.

WHEREAS the Town Board of the Town of Riverhead did on the 26th day of July hold a public hearing on the enactment of an Ordinance regulating Tourist Camps pursuant to law, and

WHEREAS at said public hearing there were no objections to the proposed Ordinance with the exception of recommendations for consideration of certain changes, and

WHEREAS after due consideration and study of the proposed Ordinance, certain changes were found to be for the best interest of the Town, now therefore be

RESOLVED that the following Ordinance be and the same is hereby duly adopted.

Section 1. "Definitions".

(a) A Tourist Camp is hereby defined to be any lot, piece or parcel of ground where two or more tents, tent houses, camp cottages, house cars, or trailers used as living or sleeping quarters are or may be located, said camp being operated for or without compensation.

(b) A Unit is hereby defined to be any section or plot of ground upon which is erected any tent, tent house or camp cottage and/or for the accommodation of each automobile trailer or house car.

(c) Camp Cottage is defined to be any small building of whatever material constructed having less than 350 square feet of cross section area and used as living or sleeping quarters and constructed and equipped only for seasonal occupancy.

(d) Automobile Trailer or House Car shall be defined to be any vehicle used as sleeping or living quarters, which is or may be mounted on wheels and is or may be propelled either by its own power or by another power driven vehicle, to which it may be attached.

(e) Board or Department of Public Health shall mean any such Board or Department established pursuant to the Laws of the State of New York and entrusted with the regulation, control and supervision of matters pertaining to and affecting the public health in the Town of Riverhead.

Section 2. It shall be unlawful for any person, persons, firm, association, corporation or co-partnership to establish, maintain, or operate within the limits of the Town of Riverhead, any tourist camp on any location or plot of ground for use of transients by the day, week, month or season, whether charge is or is not made, who does not possess a permit from the Department of Health and the Town Board of the Town of Riverhead. The permit of the Town Board of the Town of Riverhead, shall expire on December 31st following the date of issuance. Special permits, however, issued in pursuance of Section 20 hereof shall expire on May 1, 1949. All Town Board permits may be revoked for cause by such Board after a hearing.

Section 3. Any person or persons, firm, association, corporation or co-partnership hereafter applying for a permit and/or a license to establish and operate a tourist camp must first file with the Board of Health and the Town Clerk a complete copy of the plan of the proposed camp. This plan with the legal description of the property shown shall be drawn to scale and must show clearly the extent and area to be used for camp purposes. All proposed roadways and/or driveways shall be shown together with each proposed location or site for tents, tent houses, camp cottages, and/or trailers or camp cars; location of all proposed sanitary conveniences, laundry buildings and slop sinks; the proposed method of sewage disposal or removal and the plan for water supply and lighting. A typical plan for proposed camp cottages, toilet and wash rooms and laundry shall be filed for future reference.

Section 4. All land used as a tourist camp shall be located on well drained sites of ample size, free from heavy or dense growth of brush or weeds. The land shall be free from marsh and shall be graded to insure rapid drainage during and following rain.

Section 5. Each site used as a tourist camp shall be provided with an ample and adequate supply of water of safe, sanitary quality, approved by the Board of Health. Where water from other sources than that of the municipal supply is proposed to be used, the source of supply shall first be approved by the Board of Health.

Section 6. Each tourist camp shall be provided with safe and adequate provision for the collection and removal of garbage and shall provide a proper and acceptable sewer system either by connection to a municipal sewer system, where such is available, or to septic tanks, all of which shall comply fully with all laws, ordinances and/or requirements prescribed by the Board of Health.

Section 7. Each unit in any tourist camp upon which a tent, tent house, camp cottage, trailer or house car is erected or placed, shall be not less than 40 x 50 feet in area clearly defined by markers in each corner, and no single family cottage used for living or sleeping quarters shall be less than 280 square feet and not less than 14 feet wide at its nearest point and not less than 7 feet high from floor to plate and shall not have less than 27 square feet of ventilating opening or windows properly and fully screened.

Section 8. Each cottage site or location shall be well drained and the floor of each cottage shall be raised not less than four inches above the ground level to permit free and uninterrupted ventilation. If floor be of wood it shall be raised not less than 12 inches above the ground level.

Section 9. The roof cover of each cottage shall extend sufficiently beyond the exterior wall line so that all roof water shall fall free of walls.

Section 10. No cottage shall be erected or placed upon any site at less distance than 15 feet from any other building or cottage.

Section 11. No trailer or camp car shall be located on any site where there is less than 15 feet between the trailer or camp car and other building, trailers, or camp cars included in the camp area and no cottage site or location of trailer or camp car site shall be placed or erected within less than 20 feet from the property line separating the camp from adjoining property, measuring from the nearest point of the cottage site or location, trailer or camp car site. No tourist camp abutting any public street, avenue, boulevard, terrace, court, or place shall locate any tent, tent house, or cottage site or locate trailer or camp car site beyond the established line set and agreed upon and in no case closer than 20 feet to such street, avenue, boulevard, terrace, court, or place.

Section 12. Roadways or driveways shall be provided not less than 20 feet in width, well marked in the daytime and lighted at night. Said roadways, or driveways to be so located that each unit of the camp is easily accessible. Said roadways or driveways shall be so constructed that a dust nuisance will not be created. All entrances and exits from the camp shall be well marked and so arranged that they will be easily controlled and supervised.

Section 13. Each camp upon which two or more tents, tent houses, camp cottages, trailers or camp cars are erected or placed and where private conveniences for each site or cottage are not provided shall provide at locations hereinafter defined, toilets, urinals, wash basins, slop basins, showers, or baths, water faucets or spigots in accordance with the following:-

- (a) One toilet or stool for each sex for every 10 units or fraction thereof.
- (b) Each toilet room provided for men shall have in addition urinal stalls.
- (c) Each toilet room shall be provided with one lavatory or wash basin for every five toilets or fraction thereof.
- (d) One shower or bathtub shall be provided for each sex for each 10 units or fraction thereof.
- (e) All toilets, basins and showers, shall be placed in properly constructed buildings conveniently located as to each cottage or unit.
- (f) Buildings shall be well lighted at all times, day or night, well ventilated with screened openings, and constructed of such moisture-proof material as shall permit rapid and satisfactory cleaning, scouring and washing.
- (g) The floors shall be of water-proof material elevated not less than four inches above grade and each floor provided with floor drains.

- (h) Slop sinks or basins with water supply over shall be provided to serve each seven units and shall be constructed in accordance with design, size and material approved by the Board of Health.

Section 14. Each tourist camp shall be under the direct management of the owner or licensee or his agent or representative for whose acts he or they shall be fully responsible.

The name of the person entrusted with the direct management of the camp shall be filed for reference with the Board of Health and with the Police Department of the Town of Riverhead. Such person or persons must be of good reputation and character and shall satisfy the public authority of their experience and capacity to supervise, manage, regulate, control and maintain good order in the camp.

Section 15. Each tourist camp shall be provided with a building to be known as the office in which shall be kept copies of all records pertaining to the management or supervision of the camp, such records to be available for inspection by the Board of Health or by the Police Department.

Section 16. It shall be the duty of the owner, his agent or manager, to keep a register of all persons accommodated in the camp, said register to include the names of all persons, their home addresses, the number and description of their automobiles or other vehicles; to prescribe rules and regulations for the management of the camp; to make adequate provision for the enforcement of such rules; to subscribe to and adopt such general rules and regulations which may be hereafter adopted for the management of such camps.

Further, it shall be the duty of the owner, his agent or manager, to:-

- (a) Provide for regular inspection of the water and the sanitary conveniences.
- (b) Provide for the collection and removal of garbage or other waste material.
- (c) Prohibit the placing or storage of unsightly material or vehicles of any kind.
- (d) Provide for the regular cleaning, painting, repairing, disinfecting of all buildings, and
- (e) Take such other measures as may be deemed to be necessary by the Board of Health to preserve the health, comfort, safety of all persons residing in the camp and the general public.
- (f) Cause each dog, cat, or other pet animal to be kept under control at all times, either by being tied up or confined in proper enclosure.
- (g) Report to the Board of Health all cases of communicable disease or suspected cases of communicable disease affecting any inmate of the camp.

- (h) Report immediately to the public authority all acts of disorderly character committed by any person or persons inside the camp; and
- (i) See that copies of Standard Rules and Regulations shall be prepared and posted in conspicuous locations throughout the camp.

Section 17. Each tourist camp shall clearly indicate one or more entrances and exits, the use of which shall be enforced. Where it is established by complaint of adjoining property owners that their property is being trespassed upon by inmates of any tourist camp, it shall be the duty of the owner, manager or other person responsible to provide fence or other effective barrier to insure such owners of adjoining property protection against trespassing.

Section 18. The provisions of this ordinance shall be in addition to and supplementary to the provisions of all other ordinances of the Town of Riverhead and where there is any conflict between the provisions of this ordinance and any other ordinance, then the ordinance providing the stricter regulation shall prevail.

Section 19. Any person, firm or corporation who shall violate or fail to comply with any of the provisions of this ordinance, except as modified by Section 20 hereof, shall be guilty of a misdemeanor and shall upon conviction be punishable by a fine of not less than \$5.00, nor to exceed \$100.00, or by imprisonment for a term not exceeding six months or by both such fine and imprisonment. Each day that a violation is permitted to exist shall constitute a separate offense.

Section 20. Any person, persons, firm, association, co-partnership or corporation, who or which at the date of the enactment of this ordinance is or are actually engaged in the business of conducting a tourist camp as defined in Section 1, subdivision a, hereof and who on or before said date shall have been granted a permit to establish or maintain a camp as prescribed by Chapter VII of the Sanitary Code of the Public Health Council of the State of New York, shall be exempt as to the area for which such permit was issued from the provisions of Section 3, 7, 8, 9, 10, 11, 12 and 13 hereof until May 1st, 1949, and shall be entitled to a special permit from the Town Board, limited accordingly.

And further Resolved that the Town Clerk be instructed to publish and post said Ordinance pursuant to law. The Vote, Justice Zaleski Absent, Justices Kelly, Warner and Boutcher, Yes, Supervisor Homan, Yes. Total Vote, Yes 4, Absent 1, No 0. The Resolution was thereupon declared duly adopted.

Justice Boutcher reporting on the matter of the acceptance of Prospect Place and Brook Street as Town Highways, recommended that the Streets be accepted if and when the proper dedication is made and the present hazards removed. The Town Clerk was instructed to write to Mr. Asa D. Fordham and Mr. Miller P. Davis to that affect.

Justice Kelly reporting on the matter of extending the 2 hour parking limit on East Main St., recommended that it be extended.

On motion made by Justice Kelly and seconded by Justice

Boutcher it was Resolved that the 2 hour parking limit on East Main St. be extended from its present termination to Union Ave. on the north and to the Boundary between the property of Mr. David Young and the Socony Gas Station on the South. The Vote, Justice Zaleski Absent, Justices Kelly, Warner and Boutcher, Yes, Supervisor Homan, Yes. Total Vote, Yes 4, Absent 1, No 0. The Resolution was thereupon declared duly adopted.

On motion made by Justice Warner and seconded by Justice Kelly it was Resolved that an electric adding machine be purchased from the Allen-Wales Adding Machine Corporation for the sum of \$324.00. The Vote, Justice Zaleski, Absent, Justices Kelly, Warner, Boutcher, Yes, Supervisor Homan, Yes. Total Vote, Yes 4, Absent 1, No 0. The Resolution was thereupon declared duly adopted.

On motion made by Justice Warner and seconded by Justice Boutcher it was Resolved that the Resolution of August 9, 1939, authorizing the Long Island Lighting Co. to place 80 C.P. street lamps on poles #27 and #24, Elton Street, Riverhead, be and the same is hereby rescinded, and be it further

Resolved that the Long Island Lighting Co. be authorized to place 80 C.P. lamps on poles #22, #25 and #27, Elton Street, Riverhead, N.Y. The Vote, Justice Zaleski, Absent, Justices Kelly, Warner and Boutcher, Yes, Supervisor Homan, Yes. Total Vote, Yes 4, Absent 1, No 0. The Resolution was thereupon declared duly adopted.

The Town Board then convened as a Board of Audit and examined the Town Bills for the month of August 1939.

There being no further business on motion and vote the meeting adjourned to meet on Wednesday September 13, 1939 at 2:00 P.M.


Harry J. Kratville, Town Clerk.