

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Office on Wednesday, May 4th., 1927 at 10 o'clock A.M.

Present:-

B. Frank Howell, Supervisor.  
Milton L. Burns, Town Clerk.

Dwight T. Corwin,  
Robert Burnside,  
George E. Penny,  
Raymond H. Vail, Justices.

Supt. of Highways Charles O. Downs was present.

The minutes of the Meeting of April 27, 1927 were read and on motion adopted.

The matter of the application for the establishment of a Lighting District for South Jamesport being taken up, this being the day and hour fixed for a Hearing and the Supervisor having called on all persons interested to express their views and no one appearing in opposition to said Application - On motion duly made, seconded and carried it was RESOLVED that the Town Board of Riverhead Town does hereby establish a Lighting District at South Jamesport in the Town of Riverhead described as follows:-

Bounded on the north by the center line of the Main Track of the Long Island Railroad, on the east by the Stream known as East Creek from its mouth on the Bay to the point where it would intersect said middle line of the Main Track of the Railroad, on the south by the Bay and on the west by a line drawn from the Bay at the center of the mouth of the West Creek and running northerly from said point on a line parallel with Washington Avenue until said line would intersect the said middle line of the Main Track of the Railroad

WHEREAS, The Long Island Lighting Company, has duly presented an application to the Town Board of the Town of Riverhead, Suffolk County, New York, for its consent to erect, construct and maintain a gas plant and system to be operated for the purpose of distributing gas to its customers for light, heat and power for public and private uses. The matter having come before the Town Board for its consideration and determination, it is

NOW, THEREFORE, RESOLVED:

FIRST: That the permission be and the same is hereby

granted to the Long Island Lighting Company, a New York Corporation, its successors and assigns, to erect, construct and maintain a gas plant and system to be operated for the purpose of distributing gas to its consumers, for light, heat and power for public and private uses, and also for permission and consent to lay, maintain, operate and extend mains, pipes, conductors and all other necessary connections and appurtenances in, under, along and through the streets, lanes, alleys, squares, highways and public places of the said Town of Riverhead, which are or may be under the control and jurisdiction of the Town Board of the said Town of Riverhead, and to furnish its consumers with gas for light, heat and power for public and private uses.

SECOND: The Long Island Lighting Company shall begin to furnish gas in the said Town of Riverhead, within one year from the date of receipt by the Company of a certified copy of an order from the Public Service Commission approving this franchise and granting to the Long Island Lighting Company authority and permission to exercise the same according to its terms and conditions. Application for such approval and authority shall be made to the Public Service Commission within thirty (30) days from the date hereof. The service shall be furnished under the published rules and regulations of the Company and at its standard rates and terms.

THIRD: The placing of the mains, pipes, conductors, and other necessary connections and appurtenances, in, under, along and through the streets, lanes, alleys, squares, highways and public places of the said Town of Riverhead, shall be done under the supervision and with the approval of the Town Superintendent of Highways of said Town of Riverhead,

FOURTH: The Long Island Lighting Company, its successors or assigns, shall indemnify and save harmless the Town of Riverhead from all claims, actions, costs or damage which may be made, brought or recovered against said Town on account of the negligence of said Company, or its officers or agents in the construction, maintenance and operation of said mains, pipes, conductors and all other necessary connections and appurtenances in, under, along and through the streets, lanes, alleys, squares, highways and public places of the said Town of Riverhead. In the event that any claim, action, suit or proceeding shall be brought against the said Town for damages arising out of the construction, maintenance and operation of said mains, pipes, conductors and appurtenances, the Town of Riverhead shall immediately notify the Long Island Lighting Company, its successors or assigns and the latter shall be afforded full opportunity to defend the same. The Town agrees that it shall not settle any claim, action or pro-

ceeding or pay any such damages without the written consent of the said Company, its successors or assigns.

FIFTH. The said Long Island Lighting Company, shall, within thirty (30) days after the date of this franchise, file a written acceptance thereof with the Town Clerk of the Town of Riverhead.

SIXTH. This franchise shall take effect on the filing of such acceptance and shall remain in force for a term of fifty (50) years from and after the date hereof.

SEVENTH. This franchise is not intended and shall not be deemed or construed to exclude or prohibit other franchises which may hereafter be granted by said Town for the use of any of the said streets, lanes, alleys, squares, highways and public places or part thereof, provided the same do not conflict with the reasonable, legitimate and necessary working operations of the Long Island Lighting Company, its successors or assigns.

A Roll Call Vote on the foregoing Resolution was as follows:-

Supervisor Howell	Yes.
Town Clerk Burns	Yes.
Justice Corwin	Yes.
Justice Burnside	Yes.
Justice Penny	Yes.
Justice Vail	Yes.

Yes - 6 - No. - 0 -.

WHEREAS, Application having been made by various property owners, situate on Fishel Avenue, in the Village and Town of Riverhead, County of Suffolk and State of New York, to the Town Board of Riverhead requesting that the said Town Board cause to have constructed sidewalks on both sides of Fishel Avenue and the Town Board after giving to each property owner a 5 days notice of the time and place of a public Hearing. The said Town Board held such meeting at the Town Clerk's Office on the 27th. day of April. 1937 and after due deliberation and determination, it is

NOW, THEREFORE, RESOLVED:

That the Town Board of the Town of Riverhead, shall cause to be constructed a cement sidewalk under and in accordance with Section 255 of the Town Law; on both sides of Fishel Avenue, in the Viillage of Riverhead, Suffolk County, N.Y. Commencing at a point situated on the North side of Main Street at the intersection of Fishel Avenue and Main Street and thence Northerly along both sides of Fishel Avenue to the point at the top of a smallknoll, which is situated about 120 feet South of a small

stream which crosses Fishel Avenue at a distance of about 1600 feet north of the Main Street.

That the construction of said sidewalks shall be done under and by the supervision and direction of the Town Superintendent of Highways and that the said Superintendent of Highways shall submit the proposition to various contractors for bids and that he is given the authority to accept the lowest bid.

The entire expense shall be paid in the first instance by the Town, which expense shall be raised by the issuing by the Town of Bonds or certificates of indebtedness, for the cost thereof. That 50% of the cost of such construction shall be borne by the Town and the money provided, therefore, by taxation in the same manner as other town charges.

The remaining 50% of such cost shall be paid by the adjoining property owners in the proportion payable by the different adjoining property owners, shall be determined according to the linear feet of sidewalk in front of each parcel. The assessments against the various adjoining owners shall be divided into 10 equal installments and shall be assessed once each year for 10 consecutive years. Notice of such assessment shall be given to the land owners who shall pay the amounts assessed within 10 days after such notice.

A Roll Call Vote on the foregoing Resolution was as follows:

Supervisor Howell	Yes.
Town Clerk Burns	Yes.
Justice Corwin	Yes.
Justice Burnside	Yes.
Justice Penny	Yes.
Justice Vail	Yes.
Supt. of Highways Downs	Yes.

Yes. - 7 - No. - 0 -.

A Petition to extend the Lighting District signed by a Majority of the owners of real property in the section east of the present Lighting District, in the Riverside Drive Section of the Town, was presented.

The Town Clerk was directed to refer the Petition for the extension of the Lighting District to the Clerk of the Board of Assessors to ascertain if the names signed to said Petition are owners of real property and if so to refer this Petition to the Lighting Committee,

The Board adjourned to inspect the Town Highways under the secret of Supt. of Highways Charles O. Downs.

The Board reconvened at Calverton after inspecting the Town Highways and on motion and vote it was

Resolved that the Town Board compliment Supt. of Highways  
Charles O. Downs upon the excellent conditions of the Town  
Highways.

The Meeting adjourned to meet on Wednesday May  
18th. 1937 at 2 P.M.

*Milton L. Burns*

Milton L. Burns, Town Clerk.