

Petito Says He Has Solution for O. Bay Garbage Problems

Oyster Bay—In an effort to resolve this town's dispute over garbage collection, Oyster Bay Town Supervisor Michael N. Petito met last night with a citizens committee working on the problem and came up with a sanitation ordinance he intends to introduce to the town board.

The ordinance, referred to by a Petito spokesman as "The Petito Plan," is aimed at satisfying many residents in the town who have protested loudly against the board's recent enforcement of old sanitation laws. These set strict limits on the amount of refuse residents are entitled to have collected by the sanitation department.

The new plan provides for unlimited garbage collection for private residents and eliminates the three-can limit stipulated in the town's sidewalk ordinance governing sanitation operations. Rubbish would be collected once a week, but the present four-bundle limit would be lifted between May 15 and Oct. 15, the "grass-cutting season." Garbage and rubbish collection for commercial enterprises would increase from a three-can to a five-can limit three times weekly. All schools would have unlimited garbage and rubbish pickups three times a week. Most complaints have come from the school district. In addition, Petito said he will ask the board to increase the size of the sanitation department, using available funds that he estimates at more than \$150,000.

After last night's meeting with the citizens committee, formed on the suggestion of Councilman Edward J. Poulos, the Republican majority leader of the board, Petito said he was certain all sections of his ordinance would be adopted. Poulos, who said he wants to study the ordinance before commenting on its provisions, charged the Democratic supervisor with "trying to beat the committee to the punch." Poulos said the committee had intended to come up with a recommendation on the matter today.

Councilman A. Carl Grunewald, a Republican who heads the committee, said his group never had plans to come up with a recommendation today, but was planning to present its recommendation at the board meeting next Tuesday. "We're studying Petito's ordinance," Grunewald said, "and we're looking into the feasibility of cost."

Petito said, "When you realize that even the meager rules by which the town was collecting garbage and rubbish are now 11 years old, and were not given a thought in the past seven years, we get a clear example of the sheer lack of foresight on the part of previous town administrations. Turning to Poulos's reference to the expected recommendation of the committee, he said: "He should keep up to date on what's going on before making wild statements."

Petito said he has scheduled a hearing on the ordinance for 10 AM Oct. 27.

Religious Holiday Kept Hood Away

Brooklyn—John (Sonny) Franzese, a 44-year-old Roslyn resident whose occupation reputedly is controlling Brooklyn gambling and loan shark rackets, did not appear before a Kings County grand jury on Sept. 21 because the day is a Jewish religious holiday, it was announced yesterday.

Assistant District Attorney Irving P. Seidman said that he had been informed that Franzese, a Catholic, did not appear on Sept. 21 because it was Succoth, a Jewish holiday. Seidman explained that Franzese's lawyer, Abraham W. Sereysky, is Jewish.

All this was disclosed in State Supreme Court here yesterday before Justice Julius Helfand, who directed Franzese to appear before the jury looking into payoffs involving police, bookmakers and telephone company employes on Oct. 13. Franzese, who was dressed in a manner befitting a man reputed to be in the upper ranks of the Cosa Nostra—a blue silk suit, blue tie and continental shoes—promised he'd be there.

Helfand said that if Franzese did not show up, he would entertain a motion to hold him in contempt. Franzese appeared before Helfand because of an order signed by Justice Miles F. McDonald, asking him to show cause why he should not be held for criminal contempt because of his failure to obey a grand jury subpoena directing him to appear on Sept. 21.

Nick to Try Again for Bill Limiting Firemen's Liability

Mineola—County Executive Nickerson proposed legislation yesterday that would exempt volunteer firemen from personal liability while operating privately owned vehicles in the performance of duty.

The proposal is identical to one suggested last year by the county executive, but never acted upon by the Legislature. The bill, which would amend the state's general municipal law, also would exempt volunteer firemen from penalties imposed by the State Motor Vehicle Department while in the performance of duty, except where willful neglect or wrongdoing can be proven.

In announcing his plan to resubmit the bill, Nickerson said that all but a fraction of the more than 10,000 firemen in the county are volunteers.

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