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Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, September 3, 1985 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor  
John Lombardi, Councilman  
Victor Prusinowski, Councilman  
Vincent Artale, Councilman

Also Present: Richard Ehlers, Town Attorney

Absent: Louis Boschetti, Councilman

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Minutes of Regular Board Meeting held on August 20, 1985 are dispensed without objection and be approved.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated September 3, 1985 as follows:

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that subject to complete audit, the following bills be approved for payment.

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The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Well, there are a few of the department heads here this evening. Thank you for showing up. Reports Mrs. Pendzick."

#### REPORTS

Vietnam Veterans of America, 8/20/85-Re: Americans being held captive in Vietnam and advising of bus trip to Washington on October 27, 1985.

Filed

Town Clerk-for month of August, 1985.

Filed

Building Department-for month of August, 1985.

Filed

Irene J. Pendzick, "That concludes Reports."

Supervisor Janoski, "Thank you. Applications and Petitions."

#### APPLICATIONS AND PETITIONS

David Willmott-Special Permit to construct a 27,000 foot "Ten-Plex" Movie Theatre in existing building on Route 58.

Filed

Atrium Group, Ltd.-Special Permit to continue to use 2 residential houses in industrial zone, located on Middle Road.

Filed

Edward and Stacy Worth-Special Permit for residential use in industrial "A" use district on West Lane, Aquebogue.

Filed

Denis, Esseks & Reeve-Petition for water district extension at Union Avenue and Route 25, Aquebogue. (See Water District Minutes)

Filed

Peconic Welding Supply-Renovation plan for building at 1400 West Main Street.

Filed

Kinney-Chevrolet-Site Plan for enclosed front porch and alterations, Route 25.

Filed

Supervisor Janoski, "Thank you. Correspondence."

#### CORRESPONDENCE

Environmental Quality Review Board, 9/29/85-Recommendation that application of Half Hollow Nursery Realty Corp. is a Type II Action and Justin Purchasing Corp. is an unlisted action.

Filed

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CORRESPONDENCE Continued

Allen Smith, 8/23/85-Advising that until a development plan can be worked out, Mr. Henry Lee will not be in a position to deed a water tower site to the town.

Filed

American Heart Assoc., 8/26/85-Advising of "Ride For Life" event on October 6, 1985.

Filed

Sharon Heitzler, 8/26/85-Submitting Resignation.

Filed

Frederick Ligon. 8/22/85-Submitting Resignation from temporary position in Highway Dept.

Filed

David Bogash, 8/20/85-Submitting Resignation from temporary position in Highway Dept.

Filed

Richard Boden, 8/20/85-Submitting Resignation from Recreation Department to join the Police Department.

Filed

Supervisor Janoski, "Thank you. Let me just go through the Unfinished Business.

UNFINISHED BUSINESS

Kimbrooke Associates-Special Permit for condominiums on Sound Avenue. That is before the Planning Board.

George Nunnara-Site Plan for storage of gas/welding supplies. That is now moving along and we have a beginning of a site plan for that.

633 Associates-Site Plan for office building, 633 East Main Street. We will be very interested to find out about the Peconic River moratorium that effects that.

Daniel Donahue-Site Plan for Post Office, Route 25, Calverton. The Town Board has taken a position that they would like to see a more traditional style of architecture."

Justin Purchasing Corp.-Special Permit for 20 couples residence, Sound Avenue. That is before the Planning Board.

Anthony Cinque-Change of Zone from Agricultural "A" to Residence "C", Doctors Path. That's before the Planning Board.

Bernard Sterler-Special Permit for wind and solar farm, West Lane, Aquebogue. That has received a recommendation from the Planning Board.

Victor Pafundi-Special Permit to construct 20 dwelling units in South Jamesport. That is before the Planning Board.

Anthony McLean-Change of Zone to construct housing on w/s Doctors Path. That is before the Planning Board."

UNFINISHED BUSINESS Continued

Anthony Conforti-Site Plan for office building, Howell Lane and Main Street. Once again, Peconic River moratorium effects that project.

Augusta Schneider-Special Permit for freshwater wetlands application.

Half Hollow Nursery Realty-Special Permit for agricultural housing in Laurel. That will be acted upon by the Planning Board."

Supervisor Janoski, "There are about 5 minutes remaining before the first scheduled public hearing. I will recognize anyone wishing to be heard at this time. Steve."

Steve Haizlip, Calverton, "First off, can I ask what is a "Ten Plex" movie? I can't understand that terminology."

Supervisor Janoski, "It is a theatre which has ten screens."

Steve Haizlip, "Oh. Alright."

Supervisor Janoski, "But ten separate movie houses."

Steve Haizlip, "Ok. On this here tax simplification plan. I would like to bring up a little something on that. I've been following pretty close and matter of fact, I attended Mattituck High School on August the 20th with Mr. Carney speaking. That's why I wasn't here."

Supervisor Janoski, "I was wondering where you were."

Steve Haizlip, "I was trying my best to persuade him if I could which I don't believe I'm going to, to allow the tax deduction on the realty property and the state income tax and the sales tax. Now, because the way it sounds, we're going to lose out. And I think that would be very important to retain the property taxes and the sales taxes. We stand, as a homeowner, to lose a lot even though that we may gain a little bit more in personal exemptions. So listening to the latest, President Reagan and Dick Thornburg, they all keep saying only 50 percent itemized. Now, I don't know where they're getting this 50 percent from. But I know one thing. And I think everybody in here is a homeowner, is itemizing and taking the tax deduction that is allowed by the property tax. So in essence, what I'm asking you is there anything that you gentlemen can do to forward a letter to Mr. Carney in a way to persuade him to try to keep this tax deduction and retain it for the realty property and so forth, I would appreciate it."

Councilman Prusinowski, "Steve, I got a question because I'm a little confused. Bill Carney said that he is supporting the president on getting rid of this as a tax code. What I read in the Wall Street Journal this last week, there's about one percent of the New York delegation that's in favor of that."

PERSONAL APPEARANCES Continued

Steve Haizlip, "Well I know Governor Cuomo."

Councilman Prusinowski, "So is Al D'Amato. He's against it and so is most other people. And I understood the Senate has killed that whole idea. I thought it was still dead. The primary residence is still going to retain your tax deductions, our tax deductions."

Steve Haizlip, "Well, I'm telling you from attending the meeting, I can only just say that I have a feeling the way that he's leaning."

Councilman Artale, "Steve. If I could Mr. Supervisor. From what I understand is that he's having these meetings just for, as we have public hearings. Just to get input from his constituency. From what I understand, he is not in favor of reducing that personally."

Steve Haizlip, "You mean he's not in favor of taking away the property....."

Councilman Artale, "But he wants to get input from the people from what I understand."

Steve Haizlip, "Well, when I'm drawing my conclusion, maybe I'm wrong. But I'm drawing my conclusion when the treasury will lose 40 billion dollars (not millions, billions dollars) by eliminating this. Now, I'll take my clue from that. Thank you very much."

Supervisor Janoski, "Thank you Steve. There's about a minute, 2 minutes left before the public hearing. Does anybody wish to address the Board on any matter? Then we'll just..... Why don't we do the resolution on the condolence. Let me call that up."

RESOLUTIONS#667 RESOLUTION OF CONDOLENCE - MILTON BURNS.

WHEREAS, the Riverhead Town Board wishes to express its profound sadness at the passing of MILTON BURNS, and

WHEREAS, the Town of Riverhead is diminished by the loss of a man who served this community as Town Clerk and Town Supervisor, and

WHEREAS, the Riverhead Town Board wishes to add its sincere sympathy to those of the many who knew and admired MILTON BURNS, and whose lives he touched.

NOW, THEREFORE, BE IT

RESOLVED, the members of the Town Board of the Town of Riverhead, at its meeting assembled this 3rd day of September, 1985, do pause in its deliberations to express our sorrow at the passing of MILTON BURNS, and in acknowledging his great contribution to the Town of Riverhead, extend to his family our deepest sympathy.

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that a suitably engrossed copy of this resolution be forwarded to the family of MILTON BURNS.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted by Acclamation.

Supervisor Janoski, "Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, September 3, 1985, at 7:45 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Proposed Amendment to Chapter 103-7.1 "Waste Disposal, Theft of Services".

Supervisor Janoski, "Thank you. Mr. Town Attorney."

Richard Ehlers, "The proposal before the Board this evening is to amend the Town Code section regarding waste disposal, to prohibit someone who is not authorized, from using a dumpster or other trash receptacle from depositing the material there. A good analogy would be; if you travel on the Sunrise Highway, you've probably seen where people travelling back to the city stop at the rest areas and fill up the dumpsters full of trash so they can avoid the ticket fee and perhaps avoid the effort of going to the dump. So the proposal before the Board is to prohibit people who are not authorized by the owners or the licensees of the dumpsters from stopping in the shopping centers or any other places and filling the dumpsters up. Because that seems to be unfair to the people who are paying the tipping fees on the material in the garbage containers."

Supervisor Janoski, "Thank you. Does anyone wish to address the Board on this proposal? Yes sir."

Don A Retalliata, Sayville, "I'm here representing the private sanitation industry association of Nassau/Suffolk County. A trade association among the members which are various garbage haulers who work in the Town of Riverhead. This association and the haulers from the town who are members, support this proposal for an amendment to the code. As the Town Attorney indicated, there has arisen a problem, especially in the commercial areas since the dumping fee has been enacted whereby people are placing their solid waste (their garbage) from homes or from their other businesses into dumpsters on premises which they have no right to do so. This results in the carter having to charge a higher monthly charge to the owner of the property, the one who is renting the dumpster and the services of the carter. Which is, as the Town Attorney indicated, quite unfair to that person. I just have a

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PUBLIC HEARING Continued

Don A. Retalliata, Continued

couple of questions as to the penalty for the violation. I assume would be a penalty for any other violation that is similar to any other violation in the ordinance. Other than that, as indicated, we support the proposal. I think there are a couple of punctuation errors in it. But otherwise, we support the language also."

Supervisor Janoski, "Thank you. Does anyone else wish to address the Town Board on the amendment to the code dealing with theft of services and waste disposal? Dick."

Dick Benedict, Fanning Blvd., "I just have one question. Do these dumpsters have to be marked in any way to make it legal, to say that it is illegal to dump in there?"

Richard Ehlers, "I think what you're addressing is the question of who is authorized to use the dumpster."

Dick Benedict, "Will they be stenciled in some way or is it a known fact that it is illegal?"

Richard Ehlers, "I think most of us would presume that we shouldn't go to somebody else's property and throw the garbage there."

Dick Benedict, "I would presume that but is it legal if it is not marked?"

Richard Ehlers, "It would be illegal if it's not marked but you could suggest that that would be something to add to it."

Dick Benedict, "I suggest that we stencil the containers to make it clear."

Supervisor Janoski, "How do you feel about the proposal?"

Dick Benedict, "I feel it's a good one as long as they don't go to the streets in lieu of the dumpsters."

Supervisor Janoski, "That's a good point. Henry."

Henry Pfeiffer, Wading River, "Dick pretty well covered what I was going to ask. The question was largely whether or not this might divert what was being dumped in the dumpsters and other trash cans into the streets and highways which we already have a super abundance of garbage along the way. And the question further was; whether or not this would embrace private (not only) dumpsters but the trash cans and so forth along the way where we have some down in our particular area. People just dump alongside."

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PUBLIC HEARING Continued

Richard Ehlers, "That's why we didn't include the marking provision because we wanted the protection to be afforded to the unsophisticated homeowner as well as the sophisticated commercial establishment that would put a marking on it. So we left it without requiring the marking. That would be something to consider."

Henry Pfeiffer, "Good. I favor of it."

Supervisor Janoski, "Thank you Henry. Mr. Kasperovich."

William Kasperovich, Wading River, "I was not aware that we had town dumpsters."

Supervisor Janoski, "We are not talking about town dumpsters."

William Kasperovich, "Well, we're making a code for private businesses and private property?"

Supervisor Janoski, "Yes."

William Kasperovich, "That doesn't quite ring true. I mean, we (have) keep at a minimum what we collect from the public and we have no dumpsters from the town itself. In my neck of the woods, people come for a picnic or the beach or wherever and they have small bag full of paper plates and some refuse. Doesn't seem right that they should haul it back in the car to their home to disposal of it. Consequently, every Sunday evening we have overflowing baskets."

Supervisor Janoski, "You're talking about the homeowners?"

William Kasperovich, "Beaches."

Supervisor Janoski, "This doesn't address beaches Bill. This is for the dumpsters that you see (for example) shopping centers or other businesses and the homeowners' garbage receptacles. The beaches are public property and the public is entitled to put their property in there. That's why we put them up."

William Kasperovich, "We also have baskets in shopping centers which are not public property."

Supervisor Janoski, "That's true. And that's why we're developing this proposal."

William Kasperovich, "Well in essence, we're not accommodating some of the overflow that we get in the normal summer periods."

Supervisor Janoski, "Bill, I have to believe that you don't understand what is being proposed here. In the dumpsters that exist (for example) at a shopping center, a problem has arisen where people are depositing their household garbage in a private receptacle which is being paid for by the owner of that business and that's what we're addressing."

PUBLIC HEARING Continued

William Kasperovich, "Alright. Everything is private. I don't see where the township is getting involved on a private business involvement. I mean the town is interested.... The dumpsters are accommodations to somebody's business. The dumpsters are paid for and taken care of there. If these people feel they're imposed upon by the public, this is not the public per say as residents. This is transients or out of towners and I don't see us taking a stand for everything that's from all directions, a private business. I mean, it's bad enough we don't accommodate the over flowing garbage after the weekends but then I guess we're getting used to it after so many years. Now if we were talking about our own dumpsters, it would be one thing. But talking about somebody in the profit making business, to accommodate them by action of the Town Board doesn't quite ring true."

Supervisor Janoski, "Thank you Bill. Steve."

Steve Haizlip, "It appears to me that people of these dumpsters like Harrows and King Kullen and so forth on, will probably have to avail themselves with a lock and a hasp. So that when the guy goes out to dump the garbage, he'll just have to open up and dump it in there. To keep anybody else from coming along and putting it in. That's one way that they can go about it."

Supervisor Janoski, "Does anyone else wish to address the Board on this proposal? That being the case and without objection, I declare the hearing closed. Let's do a couple of the resolutions."

7:45 PUBLIC HEARING CLOSED AT 7:48

RESOLUTIONS

#648 AUTHORIZES ATTENDANCE OF MEMBERS OF RIVERHEAD TOWN VOLUNTEER AMBULANCE CORPS AT NEW YORK STATE AMBULANCE AND FIRST AID ASSOCIATION CONVENTION.

Councilman Artale offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the New York State Volunteer Ambulance and First Aid Association is holding its annual convention from October 3, 1985 through October 6, 1985 at Mount Airy Lodge, and

WHEREAS, the Chief of the Riverhead Town Volunteer Ambulance Corps has recommended that four members of the organization attend the convention.

NOW, THEREFORE, BE IT

RESOLVED, that Jeanie Keillor, David Halliday, Sally Halliday and Raymond Jayne, be and are hereby authorized to attend said convention and that all fully receipted expenses be authorized in an amount not to exceed \$900.00.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued

#649 ADOPTS AMENDMENT TO SECTION 101-10.1 OF THE RIVERHEAD TOWN CODE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a public hearing was held on the 20th day of August, 1985, wherein all persons wishing to be heard were heard regarding the amendment to Section 101-10.1 of the Riverhead Town Code, Parking, Standing and Stopping Prohibited.

NOW, THEREFORE, BE IT

RESOLVED, that the following be and the following amendment shall be added to Section 101-10.1 of the Riverhead Town Code.

Manor Lane in Jamesport approximately 160 feet along the curb opposite the fire house.

and be it further

RESOLVED, that this amendment shall take effect after ten (10) days after publication, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#650 ACCEPTS RESIGNATION OF TEMPORARY LABORER-HIGHWAY DEPT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, Frederick Ligon did submit his letter of resignation from his position of Temporary Laborer with the Riverhead Highway Department.

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Frederick Ligon from his position of Temporary Laborer be and is hereby accepted effective August 23, 1985.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#651 ACCEPTS RESIGNATION OF TEMPORARY LABORER - HIGHWAY DEPT.

Councilman Artale offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, David Bogash did submit his resignation from his position of Laborer.

NOW, THEREFORE BE IT

RESOLVED, that the resignation of David Bogash be and is hereby accepted effective August 23, 1985.

RESOLUTIONS Continued

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

#652 AUTHORIZES INCREASE PER COMPLETION OF PROBATIONARY PERIOD.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Joseph Sheppard was appointed to the position of Auto Mechanic, in the Highway Department on a probationary basis effective September 10, 1984, and

WHEREAS, Joseph Sheppard has satisfactorily completed his one (1) year probationary period,

NOW, THEREFORE, BE IT

RESOLVED, that Joseph Sheppard be appointed to the position of Auto Mechanic in the Highway Department on a permanent basis effective September 10, 1985 at an annual salary of \$16,502.54.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

#653 TRANSFER OF FUNDS - HIGHWAY DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Supervisor be and is hereby authorized to transfer the following:

	<u>FROM</u>	<u>TO</u>
D5140.430 Traffic Paint	\$2,500.00	
D5140.470 Miscellaneous		\$2,500.00

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 8:00 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:00 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, September 3, 1985 at 8:00 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Proposed Addition to Section 108, Article IX "Business Cr District" Neighborhood Business (Rural).

PUBLIC HEARING Continued

Superivsor Janoski, "Well, in the absence of any representative from the Planning Department, do you want to do it or shall I? Ok. Maybe you could fill in wherever I go wrong. The motivation for this particular proposal; the creation of a new neighborhood business zone in the Town Code and the zoning law came from a consideration of a rezoning of the Aquebogue corridor by the Town Board at which time we had a public hearing and there was some objection and concern raised by property owners along that corridor who felt that their property values were being threatened by a proposal to down zone it or up zone it to agricultural. The idea of removing business "B" existing in that area is the intent of the Town Board since that allows for very intense retail commercial development and certainly not what we envisioned as the future development of that corridor along 25 in Aquebogue. From those hearings came the idea of a business "C" district which had certain permitted uses removed such as automobile sales, boat sales or a more intense retail use. Also connected with this proposal is the idea of campus types of development wherein; a proposed development on a large parcel of land for allowable retail use would have to be developed in a campus setting and style. Multiple use would not be permitted to take the shape of strip shopping center but would be required to develop into what has become to be called a campus style development. An excellent example of that is a facility owned by Mr. Donald Denis existing in that particular area which is a number of professional offices separated into separate buildings and developed in a park like atmosphere and that is what we mean by campus development. I would recognize anyone who wishes to be heard at this time on this proposal. This is the creation of a new business district zone in the town zoning code. That being the case and without objection, I declare the hearing closed. Let's proceed with the resolutions."

RESOLUTIONS

#654 AUTHORIZES INCREASE PER COMPLETION OF PROBATIONARY PERIOD.

Councilman Artale offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Thomas Grodski was appointed to the position of Auto Mechanic in the Highway Department on a probationary basis effective September 10, 1984, and

WHEREAS, Thomas Grodski has satisfactorily completed his one (1) year probationary period,

NOW, THEREFORE, BE IT

RESOLVED, that Thomas Grodski be appointed to the position of Auto Mechanic in the Highway Department on a permanent basis effective September 10, 1985 at an annual salary of \$16,502.54.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#655 ADVANCES EMPLOYEE - HIGHWAY DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, vacancies exist in the Highway Department for Automotive Equipment Operators, and

WHEREAS, John Schwarz has submitted his application and said application having met the Civil Service Requirements,

NOW, THEREFORE, BE IT

RESOLVED, that John Schwarz be appointed to the position of Automotive Equipment Operator Group 6, Step P of the 1985 Operational and Technical Salary Structure of the 1985/1986 CSEA Contract, effective September 16, 1985, at the annual rate of compensation of \$14,404.92.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#656 AUTHORIZES OVERTIME - HIGHWAY DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Superintendent of Highways be and is hereby authorized to pay time and one-half compensation for overtime for a total of 69 hours in the amount of \$697.50, in accordance with personal services abstract submitted and filed in the Office of the Town Clerk.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#657 ADOPTS AMENDMENT TO CHAPTER 101-10.1 OF THE RIVERHEAD TOWN CODE.

Councilman Artale offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a public hearing was held on the 6th day of August, 1985, wherein all persons wishing to be heard were heard regarding the amendments to Chapter 101-10.1 of the Riverhead Town Code, Parking Prohibited Section.

NOW, THEREFORE, BE IT

RESOLVED, that the following be and the following amendment shall be added to Chapter 101-10.1 of the Riverhead Town Code:

STREET	SIDE	LOCATION
Meeting House Creek Road	Both Sides	From the intersection of Meeting House Creek Road with Peconic Bay Boulevard South 50 feet

and be it further

RESOLUTIONS Continued

RESOLVED, that this amendment shall take effect ten (10) days after publication, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#658 AUTHORIZES TIME AND ONE HALF OVERTIME FOR SEWER DISTRICT AND JOINT SCAVENGER WASTE DISTRICT EMPLOYEES.

(See Sewer and Scavenger Waste District Minutes)

#659 AUTHORIZES OVERTIME COMPENSATION FOR TOWN CLERK EMPLOYEE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the following employee in the Town Clerk's Office be paid overtime compensation as follows:

NADIA MOORE ----- 13 hrs. @\$ 10.650 = \$138.45

FURTHER RESOLVED, that the explanatory report relating to the aforesaid overtime submitted by the Town Clerk be filed in the Office of the Town Clerk.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#660 ACCEPTS RESIGNATION OF SHARON HEITZLER.

Councilman Artale offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the one-year maternity leave of absence of Sharon Heitzler from her position of Stenographer with the Riverhead Police Department has now expired, and

WHEREAS, Sharon Heitzler has submitted her letter of resignation from her position of Stenographer.

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Sharon Heitzler from her position of Stenographer be and is hereby accepted effective September 3, 1985, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Sharon Heitzler.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#661 AUTHORIZES OVERTIME COMPENSATION - RECREATION DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the following employee of the Riverhead Recreation Department be paid time and one half overtime compensation:

JAMES H. WOODSON ----- 29 hrs. @\$11.75 = \$340.75

FURTHER RESOLVED, that the explanatory report relating to the aforesaid overtime submitted by the Superintendent of the Recreation Department, be filed in the Office of the Town Clerk and overtime compensation be taken from Account A7140.140.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#662 APPROVES SITE PLAN OF 25 EAST REALTY (KINNEY-CHEVORLET).

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a site plan and elevations were submitted by 25 East Realty (Kinney-Chevrolet) for a building permit to enclose a front porch and interior alterations for Saab Dealership at property located at Route 25, Riverhead, New York, said site plan prepared by Young and Young, Surveyors, dated July 19, 1985, and elevations prepared by Donald A. Denis A.I.A., P.C. dated April 30, 1985, and

WHEREAS, this Town Board has reviewed the site plan submitted as prepared by Young and Young, Surveyors, dated July 19, 1985 and elevations prepared by Donald A. Denis A.I.A., P.C. dated April 30, 1985 and

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by 25 East Realty (Kinney Chevrolet) for a building permit to enclose a front porch and interior alterations for Saab Dealership at real property located at Route 25, Riverhead, New York, site plan as prepared by Young and Young, Surveyors, dated July 19, 1985, and elevations prepared by Donald A. Denis A.I.A., P.C. dated April 30, 1985, be and are hereby approved, subject to the following:

1. That the provisions of the Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan.

2. That a covenant containing all the limitations and provision of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk.

RESOLUTIONS Continued

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

4. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

5. Trash receptacles of a decorative design shall be maintained at the premises.

6. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stantion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

8. That the Town Board may designate fire zones as they may see fit and it is agreed that the owner of the premises shall sign any and all documents as may be required to designate fire zones.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Priscilla Corkrey, attorney for the applicant and the Riverhead Building Department.

## DECLARATION AND COVENANT

THIS DECLARATION made the \_\_\_\_\_ day of \_\_\_\_\_, 1985, by \_\_\_\_\_ of 25 East Realty (Kinney-Chevrolet) residing at \_\_\_\_\_, Declarant.

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in Schedule A annexed hereto as provided by the Declarant, and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office, and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel,

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed do hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors, and assigns, to wit:



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#663 APPOINTS AUTOMOTIVE EQUIPMENT OPERATORS - HIGHWAY DEPT.

Councilman Artale offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, two vacancies exist in the Highway Department for Automotive Equipment Operators, and

WHEREAS, this vacancy was duly advertised, and

WHEREAS, interviews of all applicants for the position were held.

NOW, THEREFORE, BE IT

RESOLVED, that John B. Waskewicz and Heinz P. Zurek be and are hereby appointed to the position of Automotive Equipment Operator in the Highway Department at the annual rate of compensation of \$14,404.92 as set forth in Group 6 Step P of the 1985 Operational and Technical Salary Structure of the 1985/86 CSEA Contract, effective September 16, 1985.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#664 ACCEPTS RESIGNATION OF RICHARD K. BODEN FROM HIS POSITION AS RECREATION SUPERVISOR.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, RICHARD K. BODEN has been appointed to the position of Police Officer with the Town of Riverhead, and

WHEREAS, RICHARD K. BODEN has submitted his letter of resignation from his position of Recreation Supervisor.

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of RICHARD K. BODEN from his position of Recreation Supervisor be and is hereby accepted effective August 26, 1985, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to RICHARD K. BODEN.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#665 AUTHORIZING THE ACCEPTANCE OF SUBDIVISION BOND SUBMITTED BY DAVID J. SALAND AND LUIS SAN ANDRES.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Planning Board, by resolution, has approved the major subdivision map of "Hallockville Estates, Sections 1, 2, 3 and 4", and

WHEREAS, by resolution, the Planning Board has, with the advice of its consulting engineers, determined the cost of the improvements in such subdivision sections to be \$245,000.00 and

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RESOLUTIONS Continued

WHEREAS, a Subdivision Bond of the International Fidelity Insurance Company in the amount of \$245,000.00 has been submitted and reviewed by the Town Attorney.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board accepts the Subdivision Bond in the amount of \$245,000.00 of David J. Saland and Luis San Andres to assure completion of the improvements in the said subdivision, and be it further

RESOLVED, that the improvements therein shall be constructed within two (2) years as required by the Town Law or a new Bond shall be submitted to the Town Board for their review, by said David J. Saland and Luis San Andres.

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#666 ADOPTS AMENDMENT TO SECTION 101-3 OF THE RIVERHEAD TOWN CODE.

Councilman Artale offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a public hearing was held on the 3rd day of June, 1985, wherein all persons wishing to be heard were heard regarding the amendment to Section 101-3 of the Riverhead Town Code, Stop and Yield Intersections.

NOW, THEREFORE, BE IT

RESOLVED, that the following be and the following amendment shall be added to Section 101-3 of the Riverhead Town Code:

<u>INTERSECTION</u>	<u>YIELD SIGN ON</u>	<u>ENTRANCE FROM</u>
<u>Middle Road</u>	<u>Doctors Path</u>	<u>North</u>
<u>Nadel Court</u>	<u>Nadel Drive</u>	<u>South</u>
<u>Joyce Drive</u>	<u>Nadel Court</u>	<u>East</u>
<u>Sandy Court</u>	<u>Linda Lane West</u>	<u>South</u>
<u>Broad View Circle</u>	<u>Pond View Drive</u>	<u>West</u>
<u>Long View Road</u>	<u>Pine Street</u>	<u>East</u>
<u>Cedar Street</u>	<u>Old Orchard St.</u>	<u>South</u>

<u>INTERSECTION</u>	<u>STOP SIGN ON</u>	<u>ENTRANCE FROM</u>
<u>Long Pond Road</u>	<u>Stephen Drive</u>	<u>East</u>
	<u>White Spruce Drive</u>	<u>East</u>
	<u>Barnes Road</u>	<u>West</u>
<u>Cliff Road</u>	<u>Peach Street</u>	<u>West</u>
	<u>Pine Street</u>	<u>West</u>
	<u>Cedar Street</u>	<u>West</u>
<u>Peach Street</u>	<u>Old Orchard Road</u>	<u>North</u>
<u>Herod Point Road</u>	<u>Cherry Lane</u>	<u>West</u>
	<u>Berry Lane</u>	<u>West</u>

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<u>INTERSECTION</u>	<u>STOP SIGN ON</u>	<u>ENTRANCE FROM</u>
<u>Old Orchard Road</u>	<u>Pine Street</u>	<u>East and West</u>
<u>Timber Drive</u>	<u>Old Stone Road</u>	<u>East and West</u>
<u>Old Stone Road</u>	<u>Wildwood Drive</u>	<u>North</u>
<u>South Path</u>	<u>Penny's Drive</u>	<u>North</u>
	<u>Timber Drive</u>	<u>South</u>
	<u>Wildwood Drive</u>	<u>South</u>
	<u>Penny's Drive</u>	<u>South</u>
<u>Fresh Pond Avenue</u>	<u>South Path</u>	<u>West</u>
<u>Twomey Avenue</u>	<u>Manor Road</u>	<u>East and West</u>
<u>Edwards Avenue</u>	<u>Meadow Drive</u>	<u>West</u>
	<u>Silver Beech Lane</u>	<u>West</u>
	<u>Landing Lane</u>	<u>East</u>
	<u>Cliff Way</u>	<u>North and East</u>
	<u>River Road</u>	<u>East and West</u>
<u>Mill Road</u>	<u>Industrial Boulevard</u>	<u>East</u>
	<u>Hinda Boulevard</u>	<u>East</u>
	<u>Fanning Street</u>	<u>East</u>
	<u>J.T. Boulevard</u>	<u>East</u>
<u>J.T. Boulevard</u>	<u>Industrial Boulevard</u>	<u>West</u>
<u>C.R. 58</u>	<u>Kroemer Avenue</u>	<u>South</u>
<u>Middle Road</u>	<u>Manor Road</u>	<u>West</u>
	<u>Nadel Drive</u>	<u>North</u>
	<u>Fanning Boulevard</u>	<u>South</u>
<u>Osborn Avenue</u>	<u>Gregory Place</u>	<u>South</u>
<u>Harrison Avenue</u>	<u>School Street</u>	<u>East</u>
<u>Roanoke Avenue</u>	<u>Telephone Street</u>	<u>West</u>
	<u>Cranberry Street</u>	<u>West</u>
	<u>Linda Lane West</u>	<u>West</u>
	<u>Linda Lane East</u>	<u>East</u>
	<u>Nancy Court</u>	<u>West</u>
	<u>Sandy Court</u>	<u>West</u>
	<u>Waterview Court</u>	<u>East</u>
<u>Sandy Court</u>	<u>Mary Court</u>	<u>North</u>
	<u>Jean Court</u>	<u>South</u>
<u>Sound Avenue</u>	<u>Oak Drive</u>	<u>North</u>
	<u>Warner Drive</u>	<u>North</u>
	<u>Baiting Hollow Lane</u>	<u>South</u>
	<u>Sebastian Drive</u>	<u>North</u>
	<u>Dolphin Way</u>	<u>North</u>
	<u>Cross River Drive</u>	<u>South</u>
<u>Ostrander Avenue</u>	<u>Kings Drive</u>	<u>East</u>
	<u>Robinson Parkway</u>	<u>West</u>
<u>East Avenue Extension</u>	<u>Robinson Parkway</u>	<u>East</u>
<u>Kings Drive</u>	<u>Ballman Court</u>	<u>South</u>
	<u>Goodale Court</u>	<u>East</u>
<u>Northville Turnpike</u>	<u>Kings Drive</u>	<u>West</u>
<u>Howell Avenue</u>	<u>Brook Street</u>	<u>East</u>
<u>Stephen Drive</u>	<u>Josephine Drive</u>	<u>South</u>
	<u>Daniel Court</u>	<u>West</u>
	<u>Daniel Court</u>	<u>East</u>
<u>Josephine Drive</u>	<u>Josephine Drive</u>	<u>North</u>
<u>Merroke Trail</u>	<u>Stephen Drive</u>	<u>North</u>

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RESOLUTIONS Continued

<u>INTERSECTION</u>	<u>STOP SIGN ON</u>	<u>ENTRANCE FROM</u>
<u>Wading River Manor Road</u>	<u>Front Street</u>	<u>West</u>
	<u>Benjamin Street</u>	<u>West</u>
	<u>Francis Street</u>	<u>West</u>
	<u>Gully Road</u>	<u>West</u>
	<u>Woodchuck Path</u>	<u>East</u>
	<u>Red Fox Path</u>	<u>East</u>
	<u>Zophar Mills Road</u>	<u>South</u>
<u>North Country Road</u>		
<u>North Country Road or</u>		
<u>Parker Road</u>		
<u>Farm Road West</u>	<u>Farm Road West</u>	<u>North</u>
	<u>Farm Road East</u>	<u>North</u>
	<u>Farm Road South</u>	<u>East</u>
	<u>Farm Road North</u>	<u>North</u>
<u>Farm Road East</u>	<u>Farm Road South</u>	<u>West</u>
	<u>Farm Road West</u>	<u>West</u>
<u>Sound Road</u>	<u>Pond View Boulevard</u>	<u>East</u>
	<u>Greenbrier Road</u>	<u>East</u>
<u>North Wading River Road</u>	<u>Laurel Court</u>	<u>North</u>
	<u>Hulse Avenue</u>	<u>South</u>
<u>Remsen Road</u>	<u>Overlook Drive</u>	<u>North, South, West</u>
	<u>West Woodland Drive</u>	<u>North</u>
	<u>Emerald Lane</u>	<u>South</u>
	<u>East Woodland Drive</u>	<u>North</u>
	<u>High Hill Road</u>	<u>West</u>
	<u>Rocklein Road</u>	<u>West</u>
<u>Woodchuck Hollow Lane</u>	<u>Emerald Lane</u>	<u>North and South</u>
	<u>Ivy Lane</u>	<u>North</u>
<u>Broad View Circle</u>	<u>Plain View Drive</u>	<u>South</u>
<u>High View Drive</u>	<u>South View Court</u>	<u>South</u>
	<u>Tide Court</u>	<u>South</u>
	<u>Plain View Drive</u>	<u>North</u>
<u>Sunset Boulevard</u>	<u>Little Bay Road</u>	<u>South</u>
	<u>Short Road</u>	<u>North</u>
	<u>South Road</u>	<u>South</u>
	<u>East Road</u>	<u>South</u>
<u>South Road</u>	<u>Cross Road</u>	<u>East</u>
	<u>Gladys Drive</u>	<u>South and North</u>
<u>North Side Road</u>	<u>Central Avenue</u>	<u>North</u>
	<u>Short Road</u>	<u>South</u>
<u>Sylvan Drive</u>	<u>Shirley Street</u>	<u>West</u>
	<u>Faye Street</u>	<u>West</u>
	<u>Deane Street</u>	<u>West</u>
	<u>Howard Street</u>	<u>West</u>
	<u>Sylvan Place</u>	<u>West</u>
	<u>Elizabeth Drive</u>	<u>West</u>
<u>Elizabeth Drive</u>	<u>Sylvan Place</u>	<u>West</u>
<u>Gerald Street</u>	<u>Elizabeth Drive</u>	<u>North</u>
<u>Oakwood Drive</u>	<u>Faye Street</u>	<u>East</u>
	<u>Deane Street</u>	<u>East</u>
	<u>Howard Street</u>	<u>East</u>

RESOLUTIONS Continued

<u>INTERSECTION</u>	<u>STOP SIGN ON</u>	<u>ENTRANCE FROM</u>
<u>Doctors Path</u>	<u>Booker Drive</u>	<u>West</u>
	<u>Oakland Drive South</u>	<u>West</u>
	<u>Oakland Drive North</u>	<u>West</u>
	<u>Oak Drive</u>	<u>West</u>
	<u>Reeves Avenue</u>	<u>West</u>
<u>Nadel Drive</u>	<u>Dennis Court</u>	<u>East</u>
	<u>Joyce Drive</u>	<u>West</u>
<u>Hubbard Avenue</u>	<u>Jackson Road</u>	<u>South</u>
	<u>Shade Tree Lane</u>	<u>North</u>
<u>Lewis Street</u>	<u>Wilson Avenue</u>	<u>South</u>
	<u>Doris Avenue</u>	<u>South</u>
	<u>Melene Avenue</u>	<u>North</u>
<u>Sigal Avenue</u>	<u>Charles Street</u>	<u>West</u>
	<u>Lewis Street</u>	<u>West</u>
<u>Phillips Street</u>	<u>Wilson Avenue</u>	<u>North</u>
	<u>Doris Avenue</u>	<u>North</u>
<u>Sunrise Avenue</u>	<u>Further Lane</u>	<u>East</u>
	<u>Meadow Lane</u>	<u>West</u>
<u>Daly Drive</u>	<u>Meadow Lane</u>	<u>East and West</u>
	<u>Further Lane</u>	<u>East and West</u>
	<u>Flora Lane</u>	<u>East</u>
<u>Further Lane</u>	<u>Terry Place</u>	<u>South</u>
<u>Flora Lane</u>	<u>Terry Place</u>	<u>North</u>
<u>Shade Tree Lane</u>	<u>Trout Brook Lane</u>	<u>West</u>
	<u>Cove Street</u>	<u>West</u>
	<u>Victor Street</u>	<u>West</u>
<u>Trout Brook Lane</u>	<u>Robert Street</u>	<u>East</u>
<u>Linda Avenue</u>	<u>Victor Street</u>	<u>East</u>
	<u>Robert Street</u>	<u>West</u>
<u>Broad Avenue</u>	<u>Robert Street</u>	<u>East and West</u>
<u>Phillips Lane</u>	<u>Clover Place</u>	<u>East</u>
<u>Church Lane</u>	<u>Promenade Drive</u>	<u>South</u>
<u>West Lane</u>	<u>Westwoods Boulevard</u>	<u>West</u>
<u>Tuthill's Lane</u>	<u>North Apollo Drive</u>	<u>West</u>
	<u>South Apollo Drive</u>	<u>West</u>
<u>South Apollo Drive</u>	<u>West Apollo Drive</u>	<u>North</u>
<u>Peconic Bay Boulevard</u>	<u>Bay Harbor Road</u>	<u>South</u>
	<u>Lagoon Court</u>	<u>North</u>
	<u>Seacove Lane</u>	<u>South</u>
	<u>Legend Lane</u>	<u>North</u>
	<u>Seaman's Road</u>	<u>North</u>
	<u>Holly Tree Lane</u>	<u>North</u>
	<u>St. Mary's Drive</u>	<u>North</u>
<u>Meeting House Creek</u>	<u>Cedar Street</u>	<u>East and West</u>
	<u>Harbor Road</u>	<u>East and West</u>

and be it further

RESOLVED, that this amendment shall take effect after ten (10) days after publication, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

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RESOLUTIONS Continued

The vote, Boschetti, absent, Artale, yes, Prusinowski, yes,  
Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Without objection, the meeting is  
adjourned."

There being no further business on motion or vote, the  
meeting adjourned at 8:13 p.m.

IJP:nm

*Irene J. Pendzick*  
Irene J. Pendzick  
Town Clerk