

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, September 18, 1984, at 7:30 p.m.

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

Also Present: Richard Ehlers, Town Attorney

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

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

RESOLVED, that the Minutes of the Regular Board Meeting held on September 4, 1984 and Special Board Meeting held on August 31, 1984 are dispensed without objection and be approved.

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

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated September 18, 1984 as follows:

General Town	\$364,061.49
PM	62.20
Am	402.36
Highway	146,549.17
SL & ST	21,105.05
CF	3,445.67
Small Cities	9,906.75

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

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

General Town	\$364,061.49
PM	62.20
AM	402.36
Highway	146,549.17
SL & ST	21,105.05
Cf	3,445.67
Small Cities	9,906.75

Supervisor Janoski, "The department heads are present with us this evening should anyone have any questions of them. Reports Mrs. Pendzick."

REPORTS

Riverhead Fire District-Budget for 1985.	Filed.
Police Department-Report for month of August, 1984.	Filed.
Vail-Leavitt Music Hall-First Quarter Report ending June 30, 1984.	Filed.
Environmental Review Board-That application of William Dunkirk is a Type II Action.	Filed.
Board of Assessment Review-Report for Tax year 84-1985.	Filed.
Building Department-For month of August, 1984.	Filed.
Manorville Fire District-1985 Budget.	Filed.
Open Bid-Repainted Water District Elevated Tank. (See Water District Minutes)	Filed.

Irene J. Pendzick, "That concludes Reports."

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

APPLICATIONS AND PETITIONS

Petition-21 Residents of Ock-A-Bock Park, Aquebogue, for Water Extension. (See Water District Minutes)	Filed.
Enka Enterprises-Site Plan for Gas Station, Jamesport.	Filed.
James Stark-Site Plan for Warehouse, Mill Road, Rhd.	Filed.
Kenneth Hoffman-Site Plan for Dental Office, Wading River.	Filed.
Petition-14 Residents of Cedar Court, Laurel request review of flood situation in their area.	Filed.
Joseph Zinna-Revised Site Plan for Transmission Garage.	Filed.
Eugene Bailey (R. Celic)-Amends request for zone change from Res. C to PB.	Filed.
Edward Tuccio-Site Plan for Office Building, 547, East Main Street.	Filed.
Tuthills Funeral Home-Site Plan for addition to building.	Filed.

APPLICATIONS AND PETITIONS Continued

Thomas Yasso-Site Plan for Professional Office Building, Route 58.

Filed.

Irene Pendzick, "That concludes Applications and Petitions."

Supervisor Janoski, Thank you. We don't have any public hearings scheduled for this evening so we will just finish up the agenda and then go on to comments from the audience.

CORRESPONDENCE

Sherry Johnson, 9/12/84-Re: Lead Agent Status of Old River Road Application.

Filed.

Suffolk County Dept. of Planning, 9/6/84-Have reviewed application of Kimbrooke Enterprises and resolved to approve it, subject to the Site Plan, and 9/10/84- that application of William Dunkirk is a matter for local determination.

Filed.

H2M Corp., 9/17/84-Advising that DaSilva Co. was lowest bidder re: Tank. (See Water District Minutes)

Filed.

Irene Pendzick, "That concludes Correspondence."

Supervisor Janoski, "Under Unfinished Business we have:"

UNFINISHED BUSINESS

Old River Road Recreational Park-Change of Zone for Recreational Use. That is pending awaiting the D.E.C.

Robert Celic-Change of Zone and Special Permit for Nursery in Aquebogue. That has been changed and is being resubmitted.

Kimbrooke Enterprises-Special Permit for 190 Condominiums on Sound Avenue. There is a resolution calling a hearing on that this evening.

Riverhead Motors-Revised Site Plan for Market on Circle. That is the subject of a resolution this evening.

Directional Sign-County Seat Plaza. That is pending Town Board consideration.

Arthur Thurm-Site Plan for Oakland Ridge Mobile Home Park. That is pending before the Planning Board.

UNFINISHED BUSINESS Continued

Enka Enterprises-Special Permit for Gas Station on Route 25, Jamesport. That will be acted upon in a resolution this evening.

George Nunnara-Site Plan for storage of gas/welding supplies, West Main Street. That is still before the Planning Board.

Joseph Trocchio-Special Permit for temporary Mobile Home in Manorville. That is still pending the Town Board's consideration.

Sullivan & Dzialakiewicz-Change of Zone for Laundry on Mill Brook Lane. There is a public hearing being called on that tonight.

North Fork Sign Co.-Directional Sign in Wading River. That is being acted upon in a resolution this evening.

Joseph Zinna-Site Plan for Transmission Repair Shop on East Main Street. That is also being acted upon in a resolution this evening.

Thomas Yasso-Site Plan for Professional Office Building Route 58. That is still before the Town Board.

North Fork Plumbing Supplies-Site Plan for warehouse, 1414 West Main Street. That is still pending before the Town Board.

East Main Street Associates-Site Plan for Buffer Requirements. That is being acted upon in a resolution this evening.

Supervisor Janoski, That completes the agenda and at this time I will recognize anyone who wishes to address the Town Board on any subject. Steve.

TAPE RECORDER WAS INOPERATIVE AND REMARKS OF STEVE HAIZLIP, COUNCILMAN ARTALE AND WILLIAM KASPEROVICH ARE NOT VERBATUM.

Steve Haizlip, Calverton, I would like to welcome the Supervisor back to his position. It's exactly 11 months since resolution #634 was adopted regarding low cost power. I haven't heard anything yet. I recommend that we get Sawicki on it.

Councilman Artale, A number of us met with PASNY in New York City and we discussed several alternatives. One, being to buy L.I.L.C.O. and create our own company. Two, put on PASNY list and they advised us to put Riverhead on list. The contract with towns now served expires June of

PERSONAL APPEARANCES Continued

Councilman Artale, Continued

85. Three, Marcy-South Line, our representatives have co-operated with PASNY to get the line here. Riverhead was first town to support line.

Steve Haizlip, States that road at Edwards Avenue and Jericho Turnpike has been worked on and I thank all for improving it. Can we move down to River Road and Edwards Avenue for help there?

Supervisor Janoski, I will look into it. Thank you. Mr. Kasperovich.

William Kasperovich, Wading River, Statement submitted by William Kasperovich as read at meeting.

"Whereas, there was no descriptive matter whatsoever filed with the Town Clerk for public information. Only a copy of Public Notice of Hearing was in the Town Clerk's file.

Whereas, the Town Attorney did not describe to those present, all of the aspects to be considered prior to the Town Board's approval of a modified site plan.

Whereas, no member of the Town Board brought forth any clarification on the requests to the applicant, East Main Street Associates, prior to or during the Public Hearing.

Whereas, Allen Smith, representing the East Main Street Associates, a past Town Supervisor, and practicing attorney in the Town of Riverhead, fully cognitive of requirements for Public Hearings, did not contribute any constructive measures.

Whereas, A "marked up" (markings superimposed by hand) site plan titled "Proposed Office Complex for East Main Street Associates. Sheet 1 of 1, dated August 1984 (no date shown) prepared by John A. Barbieri, Glen Head, New York. Architect Registration NO. 9357 was presented to the public after the close of the Public Hearing and after a recess of the Town Board meeting.

Whereas, the major items of concern to the public were revealed by the above said "marked up" print.

Therefore, It is hereby declared and made Public Notice that the above said Public Hearing be made null and void, and that a new Public Hearing be held revealing all matters of concern to the public in a true and proper light."

(Above statement was submitted and notarized as a true and accurate statement made by William Kasperovich at Regular Town Board Meeting held September 18,1984.)

PERSONAL APPEARANCES Continued

Supervisor Janoski, Thank you. Anyone else? Yes.
Richard Spanburgh.

TAPE BEGAN TO OPERATE AND REMAINDER OF MEETING IS
VERBATUM.

Richard Spanburgh, Union Avenue, Aqb., "What change is proposed regarding the amendment to the Riverhead Town Code in resolution #618 Business PB District? What exactly is that?"

Supervisor Janoski, "The intent of the resolution is to amend the town code to allow a nursery school by special permit in areas zoned Business PB. I'm looking for the other words. Day care centers. That's what I am looking for."

Richard Spanburgh, "And is it as a resolution #618? Is that being passed on tonight?"

Supervisor Janoski, "Yes."

Richard Spanburgh, "That's being voted on to allow day care centers in areas designated PB?"

Supervisor Janoski, "That's right."

Richard Spanburgh, "Has there been a hearing to that effect?"

Supervisor Janoski, "Yes."

Richard Spanburgh, "I wasn't aware of that. But anyway, was there a hearing regarding the change of zone in that area described as east of 105 in Aquebogue?"

Supervisor Janoski, "There will be."

Richard Spanburgh, "Ok. That's not taking place tonight?"

Supervisor Janoski, "No. No. What the Board is doing this evening is referring the matter to the Riverhead Town Planning Board for their review and recommendation."

Richard Spanburgh, "But if this resolution #618 should pass tonight, would those areas in Aquebogue designated as east of 105 PB District be effected by this resolution?"

Supervisor Janoski, "If the final result of the action of the Town Board was a rezoning of that area to Business PB, yes."

PERSONAL APPEARANCES Continued

Richard Spanburgh, "So then we are already putting the cart before the horse by allowing.... If that resolution... I have no way of looking at these things, how the Town Board is going to vote. Nor do I ask what their votes going to be. But it just seems ridiculous to me that where it is possibly..... And I don't know. I am up here to speak about something. But I don't know until after it's done, what I am supposed to say because I don't know how the Board's going. But yet we are having a hearing regarding a rezoning of a vital area of this town that I have (it's) true involvement in. And yet it looks like prior to those hearing, we are allowing exceptions already. If we are allowing exceptions already...."

Supervisor Janoski, "I don't know if you're calling an exception what the Board (if it were passed this evening) would be doing is adding this allowed use to that particular zone by special permit of the Town Board. Bear in mind Richard, that the zoning in that area that is under consideration, a great deal of it is presently zoned Business B, Business C. Which allows for development of shopping centers, etc."

Richard Spanburgh, "Correct. I am well aware of that. That's why I am making these appearances down here to see what we can do to implement the plan to have more of an orderly growth for that area. I mean you read these amendments, these resolutions, I look at the Master Plan and what the Board can and can not do and yet it seems like you're knocking your head against the wall trying to figure out and anticipate this Board's plan of a PB use and why can't it be more restrictive in nature. We're having a hearing in the future and yet we're allowing PB to be considered day care centers. I mean isn't there a restriction and can not there be a resolution...."

Supervisor Janoski, "There will also be a.... Something, there's a number of things that you are forecasting to happen."

Richard Spanburgh, "It's in anticipation."

Supervisor Janoski, "There has to be also a public hearing on the application for the special permit use to establish a nursery school, day care center in the PB District. So that would be another public hearing also. What the Board has in mind with this particular corridor, recognizes that it is presently zoned B and C which is high intensity use of business property, as a transition area from Business to Residential property. And it seems to us, that maybe..... I can only speak for myself because I don't know how they're going to vote on that."

Richard Spanburgh, "That's true. I agree with you."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "..... that it would make a good transitional area. One of the restrictions in PB is that a structure can not be higher than 15 feet. Where in Residential it can be 35 feet and in Agricultural I think it can be even higher than that. So it seems like a less intense (nice) transitional kind of zoning into the Residential."

Richard Spanburgh, "By allowing in that area, day care centers and so forth when this resolution is approved."

Supervisor Janoski, "What I am trying to say is that it doesn't automatically allow that in that zoning. It takes a special permit of the Town Board which requires a public hearing input and a case to be made because each case in a special permit is different."

Richard Spanburgh, "Fine. I understand that. Welcome back again."

Supervisor Janoski, "Does anyone..... Yes, in the back."

Kelly McGraw, Oliver Street, Rhd., "Hi. My name is Kelly McGraw. I have a house on Oliver Street in Riverhead. I am here to ask about that enclosed mall they're planning on Route 58. I can't believe we can have a mall there. Where's the traffic going to go? I can't hardly get out of that block now. I live on Oliver Street on the fork. Northville Turnpike and Oliver Street. I can't believe you're building a mall up the block."

Supervisor Janoski, "Did I talk to you on the phone?"

Kelly McGraw, "Yes you did."

Supervisor Janoski, "As I told you then, the Town Board is not building a mall. As I told you then, the property (in the majority) is zoned Business B which allows for shopping center development. There is a small (very small) area that is zoned Residential on this parcel. As I told you, the developers could start the job without any permit of the Town Board."

Kelly McGraw, "Would a movie theatre?"

Supervisor Janoski, "Pardon."

Kelly McGraw, "Would a movie theatre?"

Supervisor Janoski, "Yes."

Kelly McGraw, "And how far down can they go on Oliver Street?"

PERSONAL APPEARANCES, Continued

Supervisor Janoski, "Well, what the... I am going to repeat to you everything I told you on the phone. The Town Board is working with the developers to accomplish a number of things. One, to make sure it's attractive. Secondly, to provide the best we can as far as a buffer area and we are trying to establish 50 feet with trees and plantings in order to screen and these things are all going to be discussed. There will be hearings. We do not have a formal application for this project yet. We have been working with the developers for months on the thing and it has changed quite a bit over that period of time. The question of traffic is a valid one but it is not one we can rule upon as a Town Board."

Kelly McGraw, "I can't understand why not because if they build it then it's too late. Then what do we do when we can't get through the circle?"

Councilman Prusinowski, "This is a proposal made by private developers to the Town Board. There's no formal application. There will be public hearings. It's not as simple as they would like to present it to the public. It involves variances and other legal remedies that they are seeking, not the Town Board."

Kelly McGraw, "According to the newspapers it sounds like their just about ready to break ground."

Councilman Prusinowski, "Well of course, because they have a paid professional marketing person who is going to put that information out there and the Town Board has not given them an opinion either way. As elected officials, they have the right to petition the Town Board to do what the area is zoned for. The area is zoned for that type of usage except for that 200 feet that the Supervisor has addressed. There are other issues surrounding it. For example, there is the D.E.C. that will be involved in this project. They need an Environmental Impact Statement. The Suffolk County Planning Commission will be involved in this because it fronts two County roads. So it's a long process of approvals that they all have to get and the public will be informed and will be participating in it. So when the public hearings are called and if you see the plan up there and you have objections to it, that is the time that you put your objections on the record. I will tell you that the Town Board, (and they can bear this out) we have been concerned about the residential neighborhood on Oliver Street. I see John shaking his head and the other guys. We had the meetings and we have been concerned about that. So we understand where you're coming from on that."

PERSONAL APPEARANCES Continued

Kelly McGraw, "Ok. I can't believe that they put money (a binder) on that property without knowing they had an in."

Councilman Prusinowski, "Well, a binder is only a down-payment subject to your approvals. You haven't purchased the property."

Kelly McGraw, "Ok. The people on that land were asked to move. They were renting those two homes."

Councilman Prusinowski, "But they have not closed on the property and I don't believe they'll close on it until they get their...."

Councilman Boschetti, "Mr. Chairman."

Supervisor Janoski, "Let me just say one thing. Basically what you're being told is the same thing I talked to you at length about on the phone. As a matter of fact, I called you back today (because you called today) but you weren't home yet from work. What the Town Board has been dealing with singly, is the architecture of the buildings proposed. That has been our only consideration. We seem to be moving towards something that's agreeable as far as the architect and layout of the buildings. We have not had an application. We have not considered the approval that they will need. They also have to go to the Zoning Board of Appeals. Mr. Boschetti."

Councilman Boschetti, "What you say has some merit to it. Traffic will be a problem. However, this is one of the inherited problems that you are mentioning now with proper zoning throughout the town. Now, where we have a zone Business B, we can not stop someone from putting in a shopping center because that's one of the allowed uses in Business B. The same way we could not stop someone from building a house in a residential zoned district. What we can do with the business is tell them what we would like to see it achieve. Namely, we recognize the houses around that property and that we would like to see them protected as much as possible. Therefore, we have insisted on a proper buffer. We have also insisted on such things as architecture so it seems to blend in. Enough plantings so it's not an eye sore, etc., etc. But one of the problems with not accomplishing proper zoning is that you may run into these problems once in a while. And what you're saying is absolutely correct. But we can not just summarily turn around and say to these people (who now have or are working on an application to be submitted) that they can not do it because we think traffic is a problem. The time to address it is before the application comes in, before anybody buys the property and then zone it properly to accommodate whatever traffic can be handled there. So again, your concern is valid but we really

PERSONAL APPEARANCES ContinuedCouncilman Boschetti, Continued

have no mechanism which to just turn down the application because of the one problem of traffic. It's zoned Business B. Therefore, what they are proposing (informally at this point) is proper."

Kelly McGraw, "Is it zoned for the movie theatre?"

Councilman Boschetti, "I think the movie theatre would be allowed in that area. Yes."

Kelly McGraw, "Ok. Thank you."

Councilman Boschetti, "You're welcome."

Supervisor Janoski, "Let me just say one thing. That was zoned in 1965. The zoning has existed for a number of decades. Is there anyone else wishing to be heard at this time? And let me add one more little other thing. That is the Town Board is looking to re-zone certain areas to a less intense use. But in this particular case, (as I told you on the phone) it would be inviting a law suit from a number of quarters to try to change the zone now to preclude the sale of the property or the use of their property for which it is presently zoned. Is there anyone else wishing to be heard? That being the case, let us move on to resolutions."

RESOLUTIONS

#583 AUTHORIZES OVERTIME COMPENSATION - WATER DISTRICT.

(See Water District Minutes)

#584 AWARDS BID FOR PORTABLE AIR COMPRESSOR, RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#585 AWARDS BID FOR REPAINTING OF ELEVATED WATER TANK, ROUTE 58, RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#586 AUTHORIZES TIME AND ONE HALF OVERTIME FOR SEWER DISTRICT EMPLOYEES.

(See Sewer District Minutes)

RESOLUTIONS Continued#587 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: CHANGE OF ZONE APPLICATION OF WALTER SULLIVAN AND THOMAS DZIALAKIEWICZ.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below public notice with regard to the change of zone application of William Sullivan and Thomas Dzialakiewicz.

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 2nd day of October, 1984, at 7:55 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the change of zone application of Walter Sullivan and Thomas Dzialakiewicz, to extend the Industrial B Use District to include a parcel situate on the northerly side of Mill Brook Lane being bounded on the north by an Industrial B Use District and properties of Fred Gallo and Robin and Olga Hargis, on the south and east by the Long Island Railroad and Mill Brook Lane and on the west by lands of Louise O'Neill and Hubert Jennings.

All persons wishing to offer testimony either for or against said application should appear at the above stated time and place and their testimony will be heard.

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

The resolution was thereupon duly declared adopted.

#588 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF SCOPING HEARING, RE: APPLICATION OF BROAD COVE, INC.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice:

PUBLIC NOTICE

PLEASE TAKE NOTICE that a scoping hearing will be held on the 9th day of October, 1984, at 8:00 p.m. at the Riverhead Town Hall, 200 Howell Avenue, to hear all interested persons with regard to the currently pending application of Broad Cove, Inc. regarding the construction of 500 condominium units at property commonly known as Board Cove, Hubbard Avenue, Riverhead, New York. This scoping meeting is for the purpose of determining the pertinent issues to be addressed in the completion of a Draft Environmental Impact Statement by the applicant and to aide the Town of Riverhead in determining whether this application should be approved or disapproved by the

RESOLUTIONS Continued

Riverhead Town Board.

and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Anthony Conforti, Esq., and Norman Felske.

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

The resolution was thereupon duly declared adopted.

#589 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF SCOPING HEARING, RE: APPLICATION OF KIMBROOKE ENTERPRISES, INC.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice:

PUBLIC NOTICE

PLEASE TAKE NOTICE that a scoping hearing will be held on the 9th day of October, 1984, at 7:00 p.m. at the Riverhead Town Hall, 200 Howell Avenue, to hear all interested persons with regard to the currently pending application of Kimbrooke Enterprises, Inc. for a special permit to construct multiple family dwellings in a Business A District. This scoping meeting is for the purpose of determining the pertinent issues to be addressed in the completion of a Draft Environmental Impact Statement by the applicant and to aide the Town of Riverhead in determining whether this application should be approved or disapproved by the Riverhead Town Board.

and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Kimbrooke Enterprises, Inc.

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

The resolution was thereupon duly declared adopted.

#590 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: SPECIAL PERMIT APPLICATION OF WILLIAM DUNKIRK, "WHOLESALE WAREHOUSE AND DISTRIBUTION BUSINESS".

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

RESOLUTIONS Continued

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to the special permit application of William Dunkirk to use property located on Mill Road as a wholesale warehouse and distribution business for meat and other food products.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 2nd day of October, 1984, at 7:45 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of William Dunkirk to use property located on the westerly side of Mill Road, Riverhead, New York, as a wholesale warehouse and distribution business for meat and other food products.

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

The resolution was thereupon duly declared adopted.

#591 AUTHORIZES SUPERVISOR TO EXECUTE DRAINAGE EASEMENT
RE: TRIO ASSOCIATES.

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

WHEREAS, pursuant to the Planning Board recommendation at the time when Trio Associates applied for a minor subdivision, one of the conditions of the granting of the subdivision was that the Town of Riverhead was to be allowed to drain onto a portion of said property, and

WHEREAS, Trio Associates has agreed to said drainage easement,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute a drainage easement with Trio Associates, permitting the Town of Riverhead to drain onto a portion of said property, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Trio Associates.

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

The resolution was thereupon duly declared adopted.

#592 AUTHORIZES TOWN ATTORNEY TO ATTEND MUNICIPAL LAW
SECTION MEETING.

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

RESOLUTIONS Continued

RESOLVED, that Richard A. Ehlers, be and is hereby authorized to attend the Municipal Law Section Meeting to be held at the Corning Inn, Corning, New York, from September 20, 1984 to September 23, 1984, and be it further

RESOLVED, that Richard A. Ehlers be and is hereby granted an advance of \$300 to attend said seminar and to cover the costs associated therewith, to be receipted upon his return, to be taken from Account No. A1420.400.

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

The resolution was thereupon duly declared adopted.

#593 AUTHORIZES ATTENDANCE AT SCHOOL.

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

WHEREAS, Burroughs has scheduled school for training in Computer Programming, this Town Board hereby authorizes Janice R. Gierer and Victoria Vourakis to attend the Computer Programming class scheduled for October 23, 1984 through November 1, 1984, and that all necessary expenses be paid for by the Town.

BE IT FURTHER RESOLVED, that an advance of six hundred dollars (\$600.00) is hereby authorized and will be fully accounted for upon their return.

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

The resolution was thereupon duly declared adopted.

#594 AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE RE: PURCHASE ORDER SYSTEM.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice in the September 20th issue of The News Review.

PUBLIC NOTICE TO ALL CONTRACTORS, BIDDERS AND SUPPLIERS OF MATERIALS TO THE TOWN OF RIVERHEAD.

PLEASE BE ADVISED that the Town of Riverhead utilizes a purchase order system which requires the execution of a purchase order as prepared by the Town of Riverhead Purchasing Department located at 200 Howell Avenue, Riverhead New York and countersigned by the Town Supervisor as Chief Fiscal Officer. Those providing goods, services, and/or materials are requested to follow this procedure when providing materials and/or services to the Town.

Thank you for your cooperation.

RESOLUTIONS Continued

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

#595 AUTHORIZES RECALL/COURT PAY FOR LIEUTENANTS AND SERGEANTS.

1. Alexander, F.	7-6-84	4 hrs.	
	7-25-84	4 hrs.	
	8-22-84	4.5 hrs.	
	8-27-84	5.25 hrs.	
		<u>17.75 hrs.</u>	\$ 451.58
2. Becht, J.	7-25-84	4 hrs.	
	8-2-84	4 hrs.	
		<u>8 hrs.</u>	203.53
3. Droskoski, W.	7-1-84	4 hrs.	
	7-6-84	8 hrs.	
	7-15-84	8 hrs.	
	7-23-84	8 hrs.	
	7-24-84	8 hrs.	
	8-25-84	4 hrs.	
	8-3-84	8 hrs.	
	8-4-84	8 hrs.	
	8-11-84	8 hrs.	
	8-15-84	4 hrs.	
	8-18-84	13 hrs.	
8-19-84	12 hrs.		
	<u>93 hrs.</u>	2,557.45	
4. Grattan, J.	8-1-84	6.83 hrs.	
	8-12-84	8 hrs.	
	8-18-84	11.67 hrs.	
	8-19-84	10.5 hrs.	
	8-25-84	5 hrs.	
	<u>42 hrs.</u>	1,078.80	
5. Grossman, A.	7-1-84	4 hrs.	
	7-25-84	4 hrs.	
	8-18-84	10 hrs.	
	8-22-84	6 hrs.	
	8-23-84	12 hrs.	
	8-29-84	6 hrs.	
	8-30-84	12 hrs.	
8-31-84	12 hrs.		
	<u>66 hrs.</u>	1,614.53	

RESOLUTIONS Continued

6. Mazzo, L.	7-26-84	8 hrs.	\$ 359.60
	8-27-84	6 hrs.	
		<u>14 hrs.</u>	

TOTAL	<u>\$6,265.49</u>
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The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#596 AUTHORIZES OVERTIME¹ PAY FOR LIEUTENANTS AND SERGEANTS.

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

BE IT RESOLVED, that the following Lieutenants and Sergeants be paid Overtime Pay from July 1, 1984 to August 31, 1984.

1. Alexander, F.	8-19-84	5 hrs.	\$ 127.21
2. Droskoski, W.	7-27-84	1.5 hrs.	41.25
3. Grattan, J.	7-7-84	4.75hrs.	532.98
	7-12-84	8 hrs.	
	8-2-84	8 hrs.	
		<u>20.75hrs.</u>	
4. Grossman, A.	8-19-84	8.25hrs.	<u>238.51</u>
	8-26-84	1.5 hrs.	
		<u>9.75hrs.</u>	
			\$939.95

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

The resolution was thereupon duly declared adopted.

#597 AUTHORIZES OVERTIME PAY FOR SERGEANTS.

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

BE IT RESOLVED, that the following Sergeants be paid Overtime Pay from July 1, 1984 to August 31, 1984 to be paid from Stop DWI funds.

RESOLUTIONS Continued

1. Grattan, J.	7-1-84	8 hrs.	
	7-28-84	8 hrs.	
	8-31-84	8 hrs.	
		<u>24 hrs.</u>	\$ 616.46
2. Grossman, A.	7-5-84	5.5 hrs.	
	7-7-84	6.5 hrs.	
	7-14-84	8 hrs.	
	8-10-84	9.5 hrs.	
		<u>29.5 hrs.</u>	721.65
3. Mazzo, L.	8-9-84	6 hrs.	
		TOTAL	<u>154.11</u> \$1,492.22

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

The resolution was thereupon duly declared adopted.

#598 AUTHORIZES RECALL/COURT PAY FOR POLICE OFFICERS.

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

BE IT RESOLVED, that the following Police Officers be paid Recall/Court Pay from July 1, 1984 to August 31, 1984.

1. Boden, R.	7-16-84	2 hrs.	
	7-18-84	3.5 hrs.	
		<u>5.5 hrs.</u>	\$ 91.60
2. Cheshire, D.	7-6-84	4 hrs.	86.67
3. Danowski, J.	8-20-84	2.5 hrs.	41.64
4. Dorfer, T.	7-5-84	8 hrs.	
	7-11-84	8 hrs.	
		<u>16 hrs.</u>	346.69
5. Dunleavy, J.	7-6-84	4 hrs.	
	7-21-84	4 hrs.	
	7-29-84	6.83hrs.	
	8-7-84	4 hrs.	
	8-21-84	4 hrs.	
	8-30-84	4 hrs.	
	<u>26.83hrs.</u>	604.61	

RESOLUTIONS Continued

6.	Erick, C.	7-23-84	2.5	hrs.	
		8-3-84	6.45	hrs.	
		8-4-84	4	hrs.	
		8-11-84	8	hrs.	
		8-30-84	8	hrs.	
			<u>28.95</u>	hrs.	\$ 423.11
7.	Fagan, D.	7-7-84	4	hrs.	
		7-28-84	4	hrs.	
		8-2-84	4	hrs.	
		8-22-84	5.5	hrs.	
			<u>17.5</u>	hrs.	
8.	Foote, F.	7-2-84	2	hrs.	
		7-23-84	2.5	hrs.	
		8-20-84	2.5	hrs.	
			<u>7</u>	hrs.	
9.	Green, D.	7-16-84	3	hrs.	65.00
10.	Haley, R.	7-22-84	8	hrs.	173.34
11.	Keller, B.	7-21-84	9.5	hrs.	
		7-26-84	7	hrs.	
			<u>16.5</u>	hrs.	
12.	Kurpetski, J.	8-25-84	4.5	hrs.	
		8-27-84	5.5	hrs.	
			<u>10</u>	hrs.	
13.	Lydon, J.	7-10-84	4	hrs.	66.62
14.	Lynch, T.	7-2-84	2	hrs.	
		7-23-84	2.5	hrs.	
		8-20-84	2.5	hrs.	
			<u>7</u>	hrs.	
15.	Mackie, F.	7-10-84	3.75	hrs.	70.42
16.	McDonald, O.	7-9-84	8	hrs.	
		7-16-84	3	hrs.	
		7-30-84	2	hrs.	
			<u>13</u>	hrs.	

9/18/84

RESOLUTIONS Continued

17.	Paasch, P.	8-28-84	2.08 hrs.	\$ 46.87
18.	Peeker, R.	8-22-84	8 hrs.	133.24
19.	Psaltis, J.	8-31-84	8 hrs.	173.34
20.	Romaniello, F.	7-2-84	2 hrs.	
		7-9-84	2 hrs.	
		7-20-84	4 hrs.	
		7-21-84	4 hrs.	
		7-25-84	4 hrs.	
		7-30-84	4 hrs.	
		8-2-84	8 hrs.	
		8-6-84	4 hrs.	
		8-15-84	2 hrs.	
		8-29-84	2 hrs.	
		8-30-84	4 hrs.	
			<u>40</u> hrs.	866.72
21.	Sadowski, E.	8-11-84	10 hrs.	227.51
22.	Swiatocha, J.	8-18-84	11 hrs.	
		8-22-84	12 hrs.	
		8-23-84	6 hrs.	
		8-24-84	4 hrs.	
		8-27-84	7 hrs.	
			<u>40</u> hrs.	866.72
23.	Troyan, P.	7-27-84	4 hrs.	
		7-29-84	4 hrs.	
		8-3-84	4 hrs.	
			<u>12</u> hrs.	260.02
24.	Weinand, D.	8-1-84	3 hrs.	
		8-21-84	7 hrs.	
		8-22-84	2 hrs.	
			<u>12</u> hrs.	260.02
25.	Witt, W.	8-27-84	5 hrs.	108.34
26.	Woods, K.	8-27-84	5.5 hrs.	119.17
27.	Yakaboski, D.	8-27-84	5 hrs.	<u>108.34</u>
			TOTAL	\$6,564.43

RESOLUTIONS Continued

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

#599 AUTHORIZES OVERTIME PAY FOR POLICE OFFICERS.

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

BE IT RESOLVED, that the following Police Officers be
paid Overtime Pay from July 1, 1984 to August 31, 1984.

1. Boden, R.	7-7-84	7	hrs.	
	7-24-84	5	hrs.	
		<u>12</u>	hrs.	\$ 199.85
2. Cheshire, D.	8-4-84	1.5	hrs.	32.50
3. Danowski, J.	7-4-84	8	hrs.	
	7-5-84	1	hrs.	
	8-14-84	5	hrs.	
	8-17-84	3.5	hrs.	
	8-25-84	8	hrs.	
		<u>25.5</u>	hrs.	424.69
4. Dorfer, T.	7-14-84	8	hrs.	
	8-10-84	8	hrs.	
		<u>16</u>	hrs.	346.69
5. Dunleavy, J.	7-13-84	1.5	hrs.	33.80
6. Erick, C.	7-7-84	8	hrs.	
	7-18-84	8	hrs.	
	7-27-84	6	hrs.	
		<u>22</u>	hrs.	321.54
7. Fagan, D.	8-1-84	2.5	hrs.	
	8-19-84	8	hrs.	
	8-23-84	1.5	hrs.	
	8-25-84	3.25	hrs.	
		<u>15.25</u>	hrs.	253.98
8. Foote, F.	7-1-84	1	hrs.	
	7-8-84	.75	hrs.	
	7-20-84	2.25	hrs.	
		<u>4</u>	hrs.	86.67

RESOLUTIONS Continued

9.	Gianni, V.	8-1-84	8 hrs.	\$ 173.34
10.	Green, D.	7-30-84	8 hrs.	173.34
11.	Haley, R.	7-27-84	2 hrs.	
		8-1-84	1 hrs.	
		8-2-84	4 hrs.	
		8-3-84	1 hrs.	
		8-29-84	1 hrs.	
			<u>9 hrs.</u>	195.01
12.	Keller, B.	7-24-84	3 hrs.	
		8-14-84	1 hrs.	
		8-16-84	1 hrs.	
		8-19-84	8 hrs.	
			<u>13 hrs.</u>	281.68
13.	Kurpetski, J.	7-23-84	1.75 hrs.	
		8-17-84	4 hrs.	
			<u>5.75 hrs.</u>	129.57
14.	Lydon, J.	7-11-84	1.5 hrs.	
		7-30-84	4.5 hrs.	
			<u>6 hrs.</u>	99.93
15.	Lynch, T.	7-22-84	2.5 hrs.	
		8-18-84	1.5 hrs.	
		8-22-84	8 hrs.	
		8-30-84	1 hrs.	
			<u>13 hrs.</u>	216.51
16.	Mackie, F.	7-17-84	8 hrs.	
		7-30-84	2 hrs.	
			<u>10 hrs.</u>	187.79
17.	McDonald, O.	7-16-84	8 hrs.	
		7-18-84	4.5 hrs.	
		8-7-84	8 hrs.	
			<u>20.5 hrs.</u>	444.19
18.	Michalski, V.	7-4-84	8 hrs.	173.34

RESOLUTIONS Continued

19.	Paasch, P.	8-4-84 8-27-84	2 hrs. 4 hrs.	\$ 135.21
20.	Peeker, R.	7-17-84 7-28-84 8-1-84 8-23-84	8 hrs. 1 hrs. 2.5 hrs. 1.5 hrs. <u>13 hrs.</u>	216.51
21.	Psaltis, J.	8-3-84 8-4-84 8-7-84 8-10-84 8-22-84 8-25-84	8 hrs. 5 hrs. .75hrs. 9.5 hrs. .75hrs. 8.75hrs. <u>32.75hrs.</u>	709.63
22.	Rodgers, F.	7-8-84	2.5 hrs.	54.17
23.	Romaniello, F.	7-8-84 7-10-84 7-11-84 7-30-84 8-5-84 8-6-84 8-26-84	3 hrs. 2 hrs. 1 hrs. 2 hrs. 2 hrs. 4 hrs. 2 hrs. <u>15 hrs.</u>	325.02
24.	Sadowski, E.	7-23-84	1 hrs.	22.75
25.	Swiatocha, J.	7-4-84	.67hrs.	14.52
26.	Weinand, D.	8-9-84	8 hrs.	173.34
27.	Witt, W.	7-30-84 8-19-84	4.5 hrs. 2 hrs. <u>6.5 hrs.</u>	140.84
28.	Woods, K.	7-12-84	1.75hrs.	37.92
29.	Yakaboski, D.	8-19-84	2 hrs.	43.34
			TOTAL	<u>\$5,647.67</u>

RESOLUTIONS Continued

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

The resolution was thereupon duly declared adopted.

#600 AUTHORIZES STRAIGHT TIME OVERTIME PAY FOR POLICE OFFICERS.

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

BE IT RESOLVED, that the following Police Officers be paid Straight Time Overtime Pay from July 1, 1984 to August 31, 1984.

1.	Boden, R.	8-19-84	6.5 hrs.	\$ 72.17
2.	Cheshire, D.	7-9-84	2.5 hrs.	
		8-25-84	1 hrs.	
			<u>3.5 hrs.</u>	50.56
3.	Danowski, J.	7-1-84	4 hrs.	
		7-6-84	4 hrs.	
		7-15-84	8 hrs.	
		8-16-84	4 hrs.	
		8-19-84	9.5 hrs.	
			<u>29.5 hrs.</u>	327.54
4.	Dorfer, T.	7-3-84	5 hrs.	
		7-10-84	8 hrs.	
		8-26-84	12 hrs.	
		8-27-84	12 hrs.	
			<u>37 hrs.</u>	534.48
5.	Dunleavy, J.	7-9-84	2.5 hrs.	
		7-12-84	3 hrs.	
		7-13-84	4.75 hrs.	
		7-18-84	3.5 hrs.	
		7-19-84	4 hrs.	
		7-20-84	4 hrs.	
		8-2-84	2.5 hrs.	
		8-17-84	2 hrs.	
		8-18-84	12.25 hrs.	
		8-19-84	11.30 hrs.	
			<u>49.80 hrs.</u>	748.15
6.	Green, D.	7-20-84	5 hrs.	72.23
7.	Haley, R.	8-19-84	9.5 hrs.	137.23

RESOLUTIONS Continued

8.	Kurpetski, J.	7-1-84	4	hrs.	
		7-6-84	8	hrs.	
		7-7-84	4.25	hrs.	
		7-25-84	4	hrs.	
		8-16-84	4	hrs.	
		8-18-84	10	hrs.	
		8-29-84	12	hrs.	
		<u>46.25</u>	hrs.	\$ 694.82	
9.	Loggia, J.	8-19-84	8	hrs.	88.82
10.	Lydon, J.	8-19-84	8	hrs.	88.82
11.	Moisa, W.	8-16-84	3	hrs.	
		8-25-84	12	hrs.	
		8-30-84	6	hrs.	
			<u>21</u>	hrs.	
12.	Romaniello, F.	7-6-84	4	hrs.	
		8-18-84	10	hrs.	
		8-19-84	6.5	hrs.	
			<u>20.5</u>	hrs.	
13.	Sadowski, E.	7-25-84	4	hrs.	
		8-2-84	3	hrs.	
		8-18-84	16.5	hrs.	
		8-19-84	14	hrs.	
		8-25-84	3	hrs.	
			<u>40.5</u>	hrs.	
14.	Swiatocha, J.	7-1-84	4	hrs.	
		7-6-84	8	hrs.	
		7-25-84	4	hrs.	
		8-11-84	6	hrs.	
		8-19-84	9.5	hrs.	
		8-38-84	4	hrs.	
			<u>35.5</u>	hrs.	
15.	Trojan, P.	7-1-84	8	hrs.	
		7-2-84	8	hrs.	
		7-9-84	8	hrs.	
		7-10-84	10	hrs.	
		7-16-84	8	hrs.	
		7-17-84	8	hrs.	
		7-22-84	8	hrs.	
		7-26-84	8	hrs.	
		7-27-84	8	hrs.	
		8-3-84	8	hrs.	
		8-4-84	8	hrs.	

RESOLUTIONS Continued

15.	Troyan, P.	8-9-84	8	hrs.	
		8-10-84	8	hrs.	
		8-16-84	8	hrs.	
		8-17-84	8	hrs.	
		8-23-84	8	hrs.	
		8-24-84	8	hrs.	
		8-30-84	8	hrs.	
		8-31-84	8	hrs.	
			154	hrs.	\$2,224.58
16.	Zaleski, J.	8-18-84	16	hrs.	
		8-31-84	6	hrs.	
			22	hrs.	
			TOTAL		
					\$7,095.91

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

#601 AUTHORIZES STRAIGHT TIME OVERTIME PAY FOR POLICE OFFICERS.

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

BE IT RESOLVED, that the following Police Officers be paid Straight Time Overtime Pay from July 1, 1984 to August 31, 1984 to be paid from Stop DWI Funds.

1.	Danowski, J.	7-20-84	8	hrs.	\$ 88.82
2.	Lydon, J.	7-8-84	5	hrs.	55.52
3.	Romaniello, F.	7-3-84	8	hrs.	
		8-18-84	8	hrs.	
			16	hrs.	231.12
			TOTAL		\$375.46

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

#602 AUTHORIZES RECALL/COURT PAY FOR DETECTIVES.

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

BE IT RESOLVED, that the following Detectives be paid recall/Court Pay from July 1, 1984 to August 31, 1984.

RESOLUTIONS Continued

1. Palmer, W.	8-7-84	4 hrs.	\$ 96.30
2. Robinson, DL	7-14-84	4 hrs.	110.00
3. Summerville, A.	7-27-84	4 hrs.	96.30
4. Underwood, R.	7-27-84	4 hrs.	
	8-3-84	4 hrs.	
	8-8-84	4 hrs.	
		<u>12 hrs.</u>	<u>319.01</u>
		TOTAL	\$621.61

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

The resolution was thereupon duly declared adopted.

#603 AUTHORIZES STANDBY PAY FOR DETECTIVES.

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

BE IT RESOLVED, that the following Detectives be paid Standby Pay from July 1, 1984 to August 31, 1984. (Less Recall days).

1. Cheshire, D.	8 Days X 2 hrs. = 16 hrs.	\$ 231.12
2. Dunleavy, J.	5 Days X 2 hrs. = 10 hrs.	150.23
3. Miller, D.	9 Days X 3 hrs. = 18 hrs.	260.02
4. Palmer, W.	9 Days X 2 hrs. = 18 hrs.	288.91
5. Robinson, D.	8 Days X 2 hrs. = 16 hrs.	293.33
6. Summerville, A.	9 Days X 2 hrs. = 18 hrs.	288.91
7. Underwood, R.	5 Days X 2 hrs. = 10 hrs.	<u>177.23</u>
	TOTAL	\$1,689.75

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

The resolution was thereupon duly declared adopted.

#604 AUTHORIZES OVERTIME PAY FOR CIVILIAN EMPLOYEES.

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

BE IT RESOLVED, that the following Civilian Employees be paid Overtime Pay from July 1, 1984 to August 31, 1984.

RESOLUTIONS Continued

1. Halliday, D.	7-16-84	2	hrs.	
	7-20-84	2	hrs.	
	7-27-84	1.5	hrs.	
	8-15-84	2	hrs.	
		<u>7.5</u>	hrs.	\$ 90.07
2. Hubbard, T.	7-1-84	2	hrs.	
	7-5-84	8	hrs.	
	7-6-84	3.5	hrs.	
	8-11-84	6	hrs.	
	8-18-84	6	hrs.	
	8-19-84	6	hrs.	
		<u>31.5</u>	hrs.	317.00
3. Quinonez, C.	7-1-84	3	hrs.	
	7-25-84	3	hrs.	
	8-18-84	9.5	hrs.	
	8-19-84	12.5	hrs.	
		<u>28</u>	hrs.	251.61
4. Ruskowski, F.	7-2-84	1	hrs.	
	7-3-84	1	hrs.	
	7-5-84	2	hrs.	
	7-6-84	1.5	hrs.	
	7-7-84	2	hrs.	
	7-16-84	1	hrs.	
	7-17-84	1	hrs.	
	7-18-84	1	hrs.	
	7-19-84	1.5	hrs.	
	7-30-84	5	hrs.	
	7-21-84	2	hrs.	
	7-23-84	2.5	hrs.	
	7-25-84	5.75	hrs.	
	7-26-84	1.5	hrs.	
	7-27-84	1.5	hrs.	
	7-31-84	1	hrs.	
	8-2-84	6	hrs.	
	8-3-84	8	hrs.	
	8-5-84	2	hrs.	
8-6-84	1	hrs.		
8-18-84	11	hrs.		
8-19-84	11	hrs.		
8-21-84	2	hrs.		
8-22-84	2	hrs.		
8-27-84	4	hrs.		
8-29-84	2	hrs.		
8-31-84	2	hrs.		
		<u>82.25</u>	hrs.	895.01

RESOLUTIONS Continued

5. Sargent, C.	7-5-84	4	hrs.	
	7-7-84	2	hrs.	
	7-17-84	2	hrs.	
	7-22-84	2	hrs.	
	7-23-84	1	hrs.	
	7-29-84	5	hrs.	
	7-30-84	2	hrs.	
	8-20-84	2	hrs.	
	8-21-84	4.5	hrs.	
	6-26-84	2	hrs.	
	8-29-84	1	hrs.	
	8-30-84	2.5	hrs.	
		<u>30</u>	hrs.	\$ 309.45
6. Terry, A.	7-13-84	2	hrs.	
	8-21-84	2	hrs.	
		<u>4</u>	hrs.	38.72
7. Wozniak, C.	7-1-84	4	hrs.	
	7-5-84	2	hrs.	
	7-6-84	4	hrs.	
	7-7-84	5	hrs.	
	8-18-84	10	hrs.	
	8-19-84	9.5	hrs.	
	<u>34.5</u>	hrs.	347.19	
8. Zlatniski, D.	7-6-84	7	hrs.	
	7-25-84	3	hrs.	
	8-18-84	9.25	hrs.	
	8-19-84	7.5	hrs.	
	<u>26.75</u>	hrs.	<u>240.37</u>	
	TOTAL		\$2,489.42	

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

The resolution was thereupon duly declared adopted.

#605 AUTHORIZES OVERTIME COMPENSATION FOR BUILDING DEPARTMENT EMPLOYEE.

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

RESOLVED, that the following employee of the Building Department be paid time and one-half overtime compensation.

JAMES DELUCCA 33 hrs. X \$19.4772 = \$642.75

RESOLUTIONS Continued

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

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

#606 AUTHORIZES OVERTIME COMPENSATION FOR MAINTENANCE EMPLOYEES.

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

RESOLVED, that the following employees of the Maintenance Department be paid time and one-half overtime compensation.

Edward Polecki 6.5 hrs. x \$10.8816 = \$ 70.73
Charles Brown 12.0 hrs. x \$12.1173 = 145.41
Lawyer Jackson 12.0 hrs. x \$12.1173 = 145.41

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

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

#607 TRANSFER OF FUNDS.

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

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

	<u>FROM</u>	<u>TO</u>
A1410.200 Town Clerk Equipment	2,408.00	
A7180.110 Recreation Lifeguards	3,350.00	
A1310.401 Finance Computer Supplies	360.00	
A3120.225 Police Misc. Equipment	130.00	
A9040.810 Worker's Comp - Police	12,500.00	
A9040.820 Worker's Comp - Other	10,000.00	
A1010.460 Litigation Appraisals & Rec.	3,000.00	
A1410.400 Town Clerk Contractual Expenses		2,408.00
A7020.401 Telephone Recreation		1,000.00
A7310.103 Swim Lessons Instructions		600.00
A7620.108 Softball Recreation		1,750.00
A1310.200 Finance Computer Equipment		360.00
A3120.410 Police Fire Ext. Refills		100.00

RESOLUTIONS Continued

A3120.450	Police Recording Tapes	TO 30.00
A5010.402	Transportation Adm. - Electric.	2,500.00
A1620.440	Shared Services Copier	20,000.00
A1010.430	Town Board Advertising	3,000.00

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

The resolution was thereupon duly declared adopted.

#608 APPOINTS NEIGHBORHOOD AIDE.

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

WHEREAS, due to the resignation of Ruth Walsh a vacancy presently exists in the position of part-time Neighborhood Aide with the Riverhead Teen Center, and

WHEREAS, the availability of said position was duly advertised, and

WHEREAS, all applicants for said position were duly interviewed.

NOW, THEREFORE, BE IT

RESOLVED, that EDWARD A. AMODEO be and is hereby appointed to the part-time position of Neighborhood Aide with the Riverhead Teen Center at the hourly rate of compensation of \$4.55 effective September 21, 1984.

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

The resolution was thereupon duly declared adopted.

#609 RESOLUTION REQUESTING THE DESIGNATION OF A SPEED LIMIT ON YOUNGS AVENUE.

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

WHEREAS, a request has been made by the residents of Youngs Avenue to have the speed limit on that road placed at 30 miles per hour, and

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board does hereby request the New York State Department of Transportation to make the necessary speed limit placement on Youngs Avenue at 30 miles per hour, along the entire length of Youngs Avenue, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to sign New York State TE 9a form, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Commissioner Cass, and the N.Y.S. Department of Transportation.

RESOLUTIONS Continued

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

The resolution was thereupon duly declared adopted.

#610 APPROVES SITE PLAN OF JOSEPH ZINNA.

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

WHEREAS, a site plan was submitted by Joseph Zinna for a building permit for the construction of a transmission repair shop to be located on the southwest corner of East Main Street and Hubbard Avenue, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan submitted as prepared by Young and Young Land Surveyors, dated February 14, 1984, and most recently updated September 5, 1984, and

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by Joseph Zinna for a building permit for the construction of a proposed transmission repair shop to be located on the southeast corner of East Main Street and Hubbard Avenue, Riverhead, New York, as prepared by Young and Young Land Surveyors, dated February 14, 1984, and most recently updated September 5, 1984, be and is hereby approved, subject to the following:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended.

2. That a covenant containing all the limitations and provisions 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.

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 entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.

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

6. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon two days written notice, enter upon the property for

RESOLUTIONS Continued

the purpose of removing rubbish and debris and clean the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

7. 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.

8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade. Specifically, the applicant shall maintain the parking field free from all potholes and with identifiable striping.

9. 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, and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Joseph Zinna and Henry Saxtein, Esq., and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION made the _____ day of _____, 1984, by Joseph Zinna, 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:

RESOLUTIONS Continued

That Declarant, for the purpose of carrying out the intentions above expressed does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter the 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:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended.

2. 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.

3. That the entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.

4. Trash receptacles of a decorative design shall be maintained at the entrance of the building.

5. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon two days written notice, enter upon the property for the purpose of removing rubbish and debris and cleaning the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

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. Specifically, the applicant shall maintain the parking field free from all potholes and with identifiable striping.

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.

IN WITNESS WHEREOF, the Declarant has hereunto set his hand and seal the day and year above written.

RESOLUTIONS Continued

 JOSEPH ZINNA

STATE OF NEW YORK)
) ss.:
 COUNTY OF SUFFOLK)

On this _____ day of _____, 1984 before me personally came Joseph Zinna, owner of certain real property located on the corner of Hubbard Avenue and East Main Street, Riverhead, New York the subject property of the declaration and covenant herein; that he did read the above declaration and covenant and understands its contents; that he did swear to me that he executed same.

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

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "I am going to declare a recess until 8:35."

MEETING WAS RECESSED AT 8:25 p.m.
 MEETING WAS RECONVENED AT 8:36 p.m.

Supervisor Janoski, "We will continue with the resolutions."

RESOLUTIONS

#611 LAYING OUT OF CERTAIN TOWN HIGHWAYS KNOWN AS FOUNDERS PATH AND LANDING LANE, IN THE TOWN OF RIVERHEAD, COUNTY OF SUFFOLK, AND STATE OF NEW YORK.

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

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk wherein said map was entitled, "Map of Fresh Pond Landing", and

WHEREAS, plans for the construction of various improvements to said roads known and designated as Founders Path and Landing Lane were submitted to the Planning Board of the Town of Riverhead, and

RESOLUTIONS Continued

WHEREAS, the Town Board of the Town of Riverhead did approve said performance bond as to form, sufficiency, manner of execution, and surety, and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Riverhead Town Planning Board, and

WHEREAS, the construction of said roads, drainage systems, and sumps have met with the approval of the Superintendent of Highways of the Town of Riverhead, and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof, and

WHEREAS, Special Search Street Dedication from Chicago Title Insurance Company has been filed with the Town Clerk of the Town of Riverhead together with a deed of dedication and release affecting said roads,

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead make an order laying out certain roads known as Founders Path and Landing Lane with proper drainage facilities, the said Town roads to consist of the land described in the deed of dedication dated September 4, 1984, and to extend as delineated therein, and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and hereby is directed to forthwith cause such deed of dedication to be recorded in the Office of the Clerk of the County Suffolk, and upon its return, to attach it hereto, and be it further

RESOLVED, that this resolution shall take effect immediately.

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

The resolution was thereupon duly declared adopted.

#612 AUTHORIZES ATTENDANCE OF JUSTICE AT NEW YORK STATE
MAGISTRATES' ASSN. CONFERENCE.

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

WHEREAS, the New York State Magistrates' Assn. is offering a Magistrates' Conference on October 7 through 10 at the Neverle Hotel in Upstate New York, and

WHEREAS, Town Justice Robert Leonard has expressed an interest in attending said conference.

NOW, THEREFORE, BE IT

RESOLVED, that Judge Leonard be and is hereby authorized to attend said conference of the New York State Magistrates' Assn. on October 7 through 10, and

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that an advance of \$290 be authorized to cover the cost of transportation, meals, and lodging. Said amount to be taken from Account No. A1110.406, Justice Travel Expenses, and to be fully receipted upon return.

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

The resolution was thereupon duly declared adopted.

#613 AUTHORIZES ATTENDANCE OF ASST. TO THE ASSESSORS AT MICRO COMPUTING COURSE.

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

WHEREAS, it is the goal of the Town of Riverhead to computerize the functions of all offices, and

WHEREAS, it is therefore necessary for the appropriate personnel to be trained to utilize the computer system, and

WHEREAS, BOCES is currently offering an Introduction to Micro Computing course.

NOW, THEREFORE, BE IT

RESOLVED, that Victoria Martin, Assistant to the Assessors, be and is hereby authorized to attend the Introduction to Micro Computing course offered by BOCES and that the registration fee of \$55 be taken from Account No. A1355.410, Assessment Education.

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

The resolution was thereupon duly declared adopted.

#614 AUTHORIZES THE SOLICITATION FOR BIDS FOR THE CONSTRUCTION OF CANOE RAMP ON PECONIC RIVER.

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

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the construction of a canoe ramp on the Peconic River, and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:00 a.m. on October 1, 1984 at Town Hall, 200 Howell Avenue, Riverhead, New York and to make a report of said bids to the Town Board at the next meeting following the opening of the bids.

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

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#615 AUTHORIZES THE SOLICITATION OF BIDS FOR #2 HOME HEATING FUEL.

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

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of #2 Home Heating Fuel Oil for use by All Town Installations, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:15 a.m. on October 1, 1984 at Town Hall, 200 Howell Avenue, Riverhead New York, and to make a report of the results of said bids to the Town Board at the next scheduled Town Board meeting following the opening of the bids.

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

The resolution was thereupon duly declared adopted.

#616 AUTHORIZED PAY INCREASE FOR HOME AIDE EMPLOYEE.

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

WHEREAS, the Suffolk County Office for the Aging has approved salary increases for Seniors Helping Seniors Program employees.

NOW, THEREFORE, BE IT

RESOLVED, that Home Aide employee DOROTHY MUELLER shall receive a pay increase from \$5.24/hr. to \$5.50/hr. to be paid by Suffolk County, effective October 1, 1984.

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

The resolution was thereupon duly declared adopted.

#617 AMENDS SECTION 101-32 OF THE RIVERHEAD TOWN CODE, "VEHICLES AND TRAFFIC, ENFORCEMENT, DUTIES".

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

WHEREAS, an amendment to Section 101-32 of the Riverhead Town Code has been proposed to this Town Board, and

WHEREAS, a public hearing was held on the 21st day of August, 1984, wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the following amendment be made to Section 101-32 of the Riverhead Town Code, "Vehicles and Traffic, Enforcement, Duties":

RESOLUTIONS Continued

101-32. Enforcement; duties.

A. Generally. It shall be the duties of the Meter Officer, Town Constable and Police Officers of the Town of Riverhead to enforce the provisions of this Article, under such procedure as may from time to time be prescribed by resolution of the Town Board and to issue summonses alleging such violation.

B. Violation reports. The Meter Officer, Town Constable and Police Officers shall report to the Town-Board Riverhead Justice Court all apparent violations of this Article, and such report shall include the registration plate number of the vehicle involved, the number or exact location of the parking meter involved, the date and time of the violation, and the exact nature of the offense, the name of the operator, if ascertainable, together with other pertinent facts.

*Underscore indicates addition

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

The resolution was thereupon duly declared adopted.

#618 AMENDS SECTION 108-112 OF THE RIVERHEAD TOWN CODE, BUSINESS PB DISTRICT.

Councilman Prusinowski offered the following resolution to be taken off the table which was seconded by Councilman Lombardi.

The vote, Boschetti, no, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon taken off the table.

WHEREAS, a public hearing was held on the 19th day of June, 1984, wherein all persons wishing to be heard on amending Section 108-112 of the Riverhead Town Code, allowing day care centers by special permit of the Town Board were heard,

NOW, THEREFORE, BE IT

RESOLVED, that Section 108-112 of the Riverhead Town Code, Business PB District, be and is hereby amended as follows:

108-112. Uses.

In the Business PB District (Professional Service Building), no building, structure or premises shall be used or arranged or designed to be used and no building

RESOLUTIONS Continued

or structure shall be hereafter erected, reconstructed or altered or occupied, unless otherwise provided in this chapter, for one (1) or more of the following special permit uses or accessory uses:

A. Special Permit uses. All special permit uses set forth herein shall be subject to the approval of the Town Board, pursuant to the definition of special permits in Section 108-3 of this chapter. Special Permit uses are as follows:

(w) Day Care Centers or Nursery Schools as defined by the Social Service Law.

*Underscore indicates addition.

Councilman Boschetti, "Before voting I have a short statement. This is another one of the zoning changes which would be somewhat pertinent to the question the lady raised before regarding zoning. Of course this isn't a zone change. It's an amending the zone to include Day Care Centers and Nursery Schools in a business office zone. My review of this application and of course what I am about to say is no reflection on those who may favor this. It shows absolutely no basis for the inclusion of a Nursery School or a Day Care Center in business office zone. For that reason I vote NO."

The vote, Boschetti, no, Artale, yes, Prusinowski, abstain, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#619 AUTHORIZES H2M TO PREPARE FEASIBILITY STUDY, RE: RILEY AVENUE SCHOOL.

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

WHEREAS, the quality of drinking water is and continues to be a concern of this Town Board, and

WHEREAS, this Town Board believes that the providing of public water by the Riverhead Water District through extensions of such district, is one feasible method of providing safe and sanitary water to the residents of Riverhead, and

WHEREAS, this Board desires to work in conjunction with the Riverhead Central School District to provide water to the Riley Avenue School, should such an extension of the Riverhead Water District be necessary,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized to contract with Holzmacher, McLendon and Murrell, P.C. for the purpose of conducting a study to determine how to best provide public water through an extension of the Riverhead Water District to serve Riley Avenue School, at a cost not to exceed \$900, and be it further

RESOLUTIONS Continued

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Superintendent Richard Suprina of the Riverhead Central School District; Superintendent Gary Pendzick of the Riverhead Water District; and Holzmacher, McLendon and Murrell, P.C.

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

The resolution was thereupon duly declared adopted.
(Also See Water District Minutes)

#620 REFERS PROPOSED ZONING CHANGE TO RIVERHEAD PLANNING BOARD, RE: HAMLET OF AQUEBOGUE.

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

WHEREAS, the Town Board of the Town of Riverhead has completed a comprehensive planning study of the Route 58 corridor, and

WHEREAS, this study made certain land use recommendations for property abutting both County Route 58 and State Route 25 in order to provide for more rational growth, and

WHEREAS, the Town Board of the Town of Riverhead has formulated a zoning policy to implement the recommendations of the Planning Study, and

WHEREAS, the Town Board is considering a change of zone to Business PB from the present Agriculture A, Business B, and Business C zoning for an area bounded to the west by County Road 105, bounded on the north and south by a line (drawn 500 feet on either side of State Route 25 and continu-)*
(ing to a point 528 feet east of Church Lane, Aquebogue,)*

(drawn 500 feet on south side of State Route 25 and 300 feet)
(north of Route 25 continuing to a point 528 feet east of)
(Church Lane, Aquebogue. Correction made by Councilman Artale)

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead submit this proposed zoning change to the Planning Board for their review, consideration, and recommendation to the Riverhead Town Board, and be it further

RESOLVED, that the Town Clerk be and is hereby directed to publish and post a copy of this resolution, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board. The Town Board respectfully requests the recommendation within 30 days.

Councilman Artale, "Mr. Supervisor, I would like to amend that resolution if I may. The reading of it (the feet) says 500 feet on either side of Route 25. That is wrong. It should be 500 feet south of Route 25 and 300 feet north of

RESOLUTIONS ContinuedCouncilman Artale, Continued

Route 25 if I'm not mistaken. Am I right Dick? 300 and 500."

Supervisor Janoski, "That is correct."

Councilman Artale offered the correction to amend the above resolution which was seconded by Councilman Boschetti.

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

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

#621 AUTHORIZES RIVERHEAD WATER DISTRICT TO CONTRACT SERVICES OF SOUTH FORK ASPHALT CORP.

(See Water District Minutes)

#622 AUTHORIZES RIVERHEAD HIGHWAY DEPARTMENT TO CONTRACT SERVICES OF SOUTH FORK ASPHALT CORP.

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

WHEREAS, South Fork Asphalt Corp. is the successful bidder of the Suffolk County Department of Public Works Annual Paving Bid Group #41,

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Highway Department is authorized to contract the services of South Fork Asphalt Corp. to perform necessary paving repairs to Linda Lane East, Riverhead, and

BE IT FURTHER RESOLVED, that said contract shall not exceed the amount of \$10,324.50.

BE IT FURTHER RESOLVED, that Supervisor Janoski be and is hereby authorized to execute said contract.

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

The resolution was thereupon duly declared adopted.

#623 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: ADOPTION OF LOCAL LAW REGARDING RETIREMENT INCENTIVE PROGRAM FOR TOWN OF RIVERHEAD EMPLOYEES.

RESOLUTIONS Continued

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

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to adopting a proposed local law establishing a retirement incentive program for Town of Riverhead employees.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 16th day of October, 1984, at 7:45 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the adoption of a local law implementing the State-Wide Retirement Incentive Program for Town of Riverhead employees.

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

The resolution was thereupon duly declared adopted.

#624 APPROVES SITE PLAN OF EAST MAIN STREET ASSOCIATES, EAST MAIN STREET, RIVERHEAD, NEW YORK.

Councilman Boschetti offered the following resolution to be taken off the table which was seconded by Councilman Artale.

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

The resolution was thereupon taken off the table.

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

WHEREAS, a site plan was submitted by East Main Street Associates for a building permit for the construction of a proposed office complex to be located on the north side of East Main Street, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan submitted as prepared by John A. Barbieri, Architect, dated August, 1984, Job No: 84-68, and

WHEREAS, a public hearing was held on the 4th day of September, 1984, wherein all persons wishing to be heard were heard regarding the amendment of the buffer requirements,

NOW, THEREFORE, THIS BOARD FINDS:

That it is in the best interest of the Town to preserve the Terry House commonly known as Eastlawn and that the preserving of the house minimizes available parking space for the proposed development. This Board further finds that it is an acceptable trade-off to reduce the buffer in width as

RESOLUTIONS Continued

shown on the site plan and that the additional shrubbery required by this resolution will provide an adequate buffer for this facility and its neighbors.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by East Main Street Associates for a building permit for the construction of a proposed office complex to be located on the north side of East Main Street, Riverhead, New York, as prepared by John A. Barbieri, Architect, dated August, 1984, be and is hereby approved, subject to the following:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended.

2. That a covenant containing all the limitations and provisions 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.

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 entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to, the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.

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

6. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon two days written notice, enter upon the property for the purpose of removing rubbish and debris and clean the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

7. 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.

RESOLUTIONS Continued

8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade. Specifically, the applicant shall maintain the parking field free from all potholes and with identifiable striping.

9. 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.

10. That plantings, fifteen (15) feet or higher, either white pine or equal, shall be placed along the boundaries of the premises as mandated on the site plan filed with the Town Clerk, and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to East Main Street Associates and the Building Department.

DECLARATION AND COVENANT

THIS DECLARATION made the _____ day of _____ 1984, by East Main Street Associates, with offices 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 does 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:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended.

RESOLUTIONS Continued

2. 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.

3. That the entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.

4. Trash receptacles of a decorative design shall be maintained at the entrance of the building.

5. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon two days written notice, enter upon the property for the purpose of removing rubbish and debris and cleaning the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

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. Specifically, the applicant shall maintain the parking field free from all pot-holes and with identifiable striping.

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.

9. That plantings, fifteen (15) feet or higher, either white pine or equal, shall be placed along the boundaries of the premises as mandated on the site plan filed with the Town Clerk, and be it further

IN WITNESS WHEREOF, the Declarant has hereunto set its hand and seal the day and year above written.

EAST MAIN STREET ASSOCIATES

BY: _____

RESOLUTIONS Continued

STATE OF NEW YORK)
) ss.:
 COUNTY OF SUFFOLK)

On this ____ day of _____, 1984 before me personally came _____, owner of certain real property located on East Main Street, Riverhead, New York the subject property of the declaration and covenant herein; that he did read the above declaration and covenant and understands its contents; that he did swear to me that he executed same.

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

#625 AUTHORIZES SUPERVISOR TO EXECUTE OPTION AGREEMENT,
RE: EASTLAWN.

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

WHEREAS, the Town Board has had negotiations with the owners of Eastlawn, commonly known as the Terry House, to assure its preservation, and

WHEREAS, it is proposed that an option be executed permitting the Town to obtain ownership of Eastlawn for Town purposes which would by necessity preserve Eastlawn as an historic structure which is determined to be in the best interest of the Town and the general development of the downtown area,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute the attached Option Agreement with East Main Street Associates.

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

#626 ESTABLISHES TOWN BOARD PETTY CASH ACCOUNT.

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

RESOLVED, that an impressed petty cash account in the amount of \$50 be established for the Town Board to be payable to Councilman Louis Boschetti.

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

RESOLUTIONS Continued#627 APPROVES SIGN PERMIT FOR GULL'S SHOPPING CENTER,
ROUTE 25A, WADING RIVER, NEW YORK.

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

WHEREAS, an application has been made by North Fork Sign Co., Inc., on information received from Guy Cricchio, landlord and owner of Gull's Meat Market, for a sign permit to erect a permanent, lighted, double-faced and independent construction sign at the shopping center located on Route 25A, Wading River, New York, and

WHEREAS, this application, with attachments, has been reviewed by this Town Board.

NOW, THEREFORE, BE IT

RESOLVED, in accordance with Section 108-56 of the Riverhead Town Code, this Town Board does hereby approve the said sign permit application subject to the following conditions:

1. All non-conforming signage must be removed from the business premises within 30 days from adoption of this resolution.

2. The sign which is approved must be completed in a continuous color scheme of no more than two colors.

BE IT FURTHER RESOLVED, this Town Board does direct the Building Inspector to issue a permit to the applicant to construct such sign at the Gull's Shopping Center located on Route 25A, Wading River, New York, and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to the Building Inspector, Guy Cricchio, and North Fork Sign Co., Inc.

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

The resolution was thereupon duly declared adopted.

#628 APPROVES SPECIAL PERMIT APPLICATION AND SITE PLAN OF
ENKA ENTERPRISES, INC.

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

WHEREAS, by application dated June 19, 1984, Enka Enterprises, Inc., through its attorney Paul S. Sibener, did apply to this Town Board for a special permit for the continued use of a gasoline service station located at the southeast corner of Washington Avenue and Route 25, Jamesport, New York, and

WHEREAS, this matter was referred to the Planning Board for their review and recommendation, and

WHEREAS, by letter dated July 23, 1984, the Planning Board did recommend to the Town Board that the special permit application be approved, and

RESOLUTIONS Continued

WHEREAS, the applicant, in accordance with Section 108-41 of the Riverhead Town Code did forward to this Town Board a list of the names and addresses of all assessed owners as shown on the Suffolk County Tax Assessment Roles of premises that lie within 1,000 feet of the subject premises, and

WHEREAS, Irene J. Pendzick, Town Clerk, by affidavit sworn to on the 8th day of August, 1984, did state that she mailed, by certified mail, return receipt requested, a copy of the Notice of Public Hearing, with attachments, to all property owners as provided by applicant's attorney, and

WHEREAS, a public hearing was held on the 7th day of August, 1984, and all those persons wishing to be heard were heard, and

WHEREAS, the applicant has also submitted a site plan for the Board's review and approval, wherein at the subject premises will be located a gasoline station and a retail sales store, and

WHEREAS, this site plan has been reviewed by this Town Board, and

WHEREAS, a request has been made by the applicant through his attorney, that the applicant be granted the right to commence business while the renovations shall be performed at the premises, and

WHEREAS, this Town Board has fully considered the request of the applicant to commence business while renovations shall be performed at the premises,

NOW, THEREFORE, BE IT

RESOLVED, that the special permit application of Enka Enterprises, Inc. to re-establish the use of a gasoline service station located at the intersection of Washington Avenue and Route 25, Jamesport, New York, be and is hereby approved, subject to the following conditions:

1. That the gasoline tanks meet with all applicable State, County, and Town regulations;
 2. The permit shall be upon the gasoline service station section being used for retail sale of motor fuels, lubricants and other motor vehicle supplies, including spark plugs, batteries, tires and other customary minor parts for the repair, servicing and upkeep of motor vehicles, not including body and fender work or motor vehicle repair; and upon their being no storage of dismantled vehicles on the premises;
 3. Subject to any and all restrictions and/or limitations as outlined in the Riverhead Town Code, Chapter 108,
 4. Subject to there being no outside storage of vehicles on the premises
- and be it further

RESOLVED, that the site plan submitted by Enka Enterprises, Inc., as prepared by Donack Associates, dated June 1984, for a building permit for a gasoline service station and retail sales store to be located at the corner of Wash-

RESOLUTIONS Continued

ington Avenue and Route 25, Jamesport, New York, be and is hereby approved, subject to the following:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended, subject to such grandfather conditions as the Code may provide to other property owners.
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded by Alan Cardinale owner of the property, 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 and no building permit shall be issued until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk.
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 entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to after seven days written notice, the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.
5. Trash receptacles of a decorative design shall be maintained at the entrance of the building.
6. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon seven days written notice, enter upon the property for the purpose of removing rubbish and debris and clean the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.
7. That parking for the handicapped required pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.
8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade. Specifically, the applicant shall maintain the parking field free from all pot-holes and with identifiable striping.

RESOLUTIONS Continued

9. That no commencement of business or occupancy shall be permitted at the premises until all of the site work as outlined in the site plan approved herewith shall be completed by the applicant and approved by the Town of Riverhead.

and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Enka Enterprises, Inc., Alan Cardinale, Paul S. Sibener, and the Riverhead Building Department.

DECLARATION AND COVENENT

THIS DECLARATION made the _____ day of _____, 1984, by Alan Cardinale, 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 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 does 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:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended, subject to such grandfather conditions as the Code may provide to other property owners.

2. 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.

RESOLUTIONS Continued

3. That the entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to after seven days written notice, the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.

4. Trash receptacles of a decorative design shall be maintained at the entrance of the building.

5. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon seven days written notice, enter upon the property for the purpose of removing rubbish and debris and clean the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

6. That parking for the handicapped required 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", adn 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. Specifically, the applicant shall maintain the parking field free from all potholes and with identifiable striping.

8. That no commencement of business or occupancy shall be permitted at the premises until all of the site work as outlined in the site plan approved herewith shall be completed by the applicant and approved by the Town of Riverhead.

IN WITNESS WHEREOF, the party has hereunto set his hand and seal the day and year above written.

Alan Cardinale

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this ____ day of September, 1984, before me personally came Alan Cardinale, residing at _____; that he did read the above declaration and covenant and understands its contents; that he is the owner of said property covered by this declaration and covenant; that he did swear to me that he executed same.

RESOLUTIONS Continued

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

#629 RESCINDS RESOLUTION APPROVING SITE PLAN OF RIVERHEAD MOTORS, INC. ADOPTED JANUARY 19, 1984 AND APPROVES REVISED SITE PLAN OF RIVERHEAD MOTORS, INC.

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

RESOLVED, that the resolution approving the site plan for Market on the Circle (Riverhead Motors) adopted January 19, 1984, be and is hereby rescinded, and be it further

RESOLVED, that the following resolution be and is hereby adopted:

WHEREAS, a site plan was submitted by Market on the Circle (Riverhead Motors) for a building permit for renovations to the existing structure burned out by a fire located on Route 58, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan submitted as prepared by Gordon Ahlers, Architect, dated December 25, 1983, and most recently dated May 28, 1984, with the overlay attached thereto,

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by Market on the Circle (Riverhead Motors) for a building permit for renovations to the existing structure burned out by a fire as prepared by Gordon Ahlers dated December 25, 1983, and most recently dated May 28, 1984, with the overlay attached thereto be and is hereby approved, subject to the following:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended, subject to such grandfather conditions as the Code may provide to other property owners.

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded by Riverhead Motors, owners of the property, 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 and building permit shall be issued until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk.

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.

RESOLUTIONS Continued

4. That the entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and order way free of litter and debris and is such maintenance is not adhered to after seven days written notice, the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.

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

6. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon seven days written notice, enter upon the property for the purpose of removing rubbish and debris and clean the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

7. That parking for the handicapped required 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.

8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade, to meet specifications by January 1, 1986. Specifically, the applicant shall maintain the parking field free from all potholes and with identifiable striping.

9. That the site improvements shall be completed within 90 days from the date of adopting of this resolution. In the event that the site improvements as required by this resolution are not completed within 90 days, the applicant herein shall cease his use of the premises immediately.

10. That the applicant must execute, record, and file a certified recorded copy as recorded by the Suffolk County Clerk with the Riverhead Town Clerk the attached covenant on or before September 28, 1984. In the event that all of these steps are not completed by September 28, 1984, the occupancy of the premises described in the attached covenant shall cease immediately and no occupancy of the premises shall be made by the applicant until this paragraph ten is fully complied with and all of the above mentioned requirements of this site plan are fully complied with.

and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Market on the Circle, Riverhead Motors, and the Riverhead Building Department.

RESOLUTIONS Continued

DECLARATION AND COVENANT

THIS DECLARATION made the _____ day of _____ 1984, by Riverhead Motors Inc., Leo Sternlicht, President with offices at _____ Declarant,

WHEREAS, Declarant, Riverhead Motors, Leo Sternlicht, President, 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 does 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:

1. Any and all restrictions and/or limitations as outlined in the Riverhead Town Code as it may from time to time be amended, subject to such grandfather conditions as the Code may provide to other property owners.
2. 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.
3. That the entire parking area and exterior area of all buildings shall be maintained on a daily basis in a neat and orderly way free of litter and debris and if such maintenance is not adhered to after seven days written notice, the Town Board may revoke the Certificate of Occupancy which may result from this site plan approval.
4. Trash receptacles of a decorative design shall be maintained at the entrance of the building.
5. That the property shall be maintained on a weekly basis by the owner of the property. In the event that the property is not maintained on a weekly basis, the Town may, upon seven days written notice, enter upon the property for the purpose of removing rubbish and debris and clean the property of noxious weeds, grasses and other growth, mow the property, trim the trees, and do all things necessary

RESOLUTIONS Continued

to restore the property to a neat appearance and the expenses thereof shall be borne by the owner of the facility upon presentation of a bill by the Town. In the event that such amount is not paid within ten (10) days of the presentation of such bill, the amount of the bill shall be added to the tax bill covering the property.

6. That parking for the handicapped required 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, to meet specifications by 1990. Specifically, the applicant shall maintain the parking field free from all potholes and with identifiable striping.

8. That the site improvements shall be completed within 90 days from the date of adopting of this resolution. In the event that the site improvements as required by this resolution are not completed within 90 days, the applicant hereing shall cease his use of the premises immediately.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year above written.

RIVERHEAD MOTORS, INC.

BY: _____

Performance of this covenant is personally guaranteed by Leo Sternlicht.

Leo Sternlicht

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

1

On this ____ day of September, 1984, before me personally came _____ of Riverhead Motors, Inc. a New York corporation with offices at _____; that he did read the above declaration and covenant and understands its contents; that he was authorized by said corporation to execute this declaration and covenant on behalf of said corporation; that he knows the seal of said corporation and has placed same thereto; that he did swear to me that he executed same.
