

Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Thursday, January 23, 1986, at 4:00 P.M.

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

WAIVER OF NOTICE AND CONSENT OF SPECIAL MEETING

We, the undersigned, being all members of the Town Board of the Town of Riverhead, Suffolk County and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York, at 4:00 P.M. on the 23rd day of January, 1986, and do consent to the holding of such meeting for the purpose of Consideration of the environmental determination of the sub-division application of Village Greens at Baiting Hollow, and any other matters that may come before the Board.

Dated: January 23, 1986

TOWN BOARD MEMBERS,  
TOWN OF RIVERHEAD, NEW YORK

Joseph F. Janoski  
Supervisor

John Lombardi  
Councilman

Victor J. Prusinowski  
Councilman

Louis Boschetti  
Councilman

Robert Pike  
Councilman

FILED.

RESOLUTIONS

#84 ADDING ADDITIONAL LANGUAGE TO RESOLUTION NO. 80 OF 1986.

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

WHEREAS, Town Board Resolution No. 80 of 1986 rescinded Resolution No. 524 of 1985, and

RESOLUTIONS Continued:

WHEREAS, it is desirable to add an additional paragraph to said Resolution No. 80 of 1986.

NOW, THEREFORE, BE IT

RESOLVED, that Resolution No. 80 be and hereby is amended to add the following:

"WHEREAS, the only Environmental Assessment Form prepared for said subdivision states that the total project acreage is 115 acres and that the total contiguous acres owned at the site are 115 acres, which acreage does not match and is substantially less than the area as shown on the survey prepared by Young and Young, licensed land surveyors dated November 11, 1985, in the amount of 189.1414 acres which is the acreage currently being applied for", and be it further

RESOLVED, that the paragraph reading:

"WHEREAS, said June 6, 1985 map has been abandoned by the applicant who has, in its place, substituted a larger schedule of development under the name of Map of "The Village Greens at Baiting Hollow" prepared by Young and Young bearing date of November 11, 1985", be deleted and be it further

RESOLVED, that the Town Clerk is to send a certified copy of this resolution by Registered Mail upon the applicant; L. Alan Birthwhittle, Esq. and the Riverhead Town Planning Board.

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#85 AUTHORIZING PLANTING OF TREES

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

WHEREAS, ANTHONY B. TOHILL, P.C., has requested permission to install two street trees at his own expense adjacent to subject premises; and

WHEREAS, Section 150 of the Highway Law permits the Town Superintendent of Highways to issue an order/permit for the installation of said street trees subject to approval of majority of members of this Town Board,

NOW THEREFORE, it is

RESOLVED that ANTHONY B. TOHILL, P.C., may at his own expense locate and plant street trees adjacent 12 First Street, Riverhead, New York, in accordance with the plans submitted by ANTHONY B. TOHILL on January 17, 1986, and now on file with the Town Clerk and be it further

RESOLVED that Charles Bloss, Superintendent of Highways, is authorized to issue an order/permit to implement this resolution.

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS Continued:#86 APPROVES LICENSE DRAIN-LAYER - SEWER DISTRICT

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

WHEREAS, Chesterfield Associates, Inc. has applied for authorization to be licensed as a drain-layer of the Riverhead Sewer District.

NOW, THEREFORE, BE IT

RESOLVED, that Chesterfield Associates, Inc. having set forth in its application the necessary qualifications, be licensed as a drain-layer of the Riverhead Sewer District, subject to the furnishing of necessary certificates of insurance, and Performance and Guarantee Bond in the amount of Five Thousand and 00/100 (\$5,000.00) Dollars, which Bond shall stay in full force and effect for at least one (1) year from the date of the last work done by Chesterfield Associates, Inc.

Certificates of	(Bodily Damage	-	\$3,000,000)
Insurance	(Property Damage	-	\$3,000,000)

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#87 APPROVES SITE PLAN OF GEORGE, GARY AND WAYNE FALTIN (COUNTY DUMP SALVAGE)

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

WHEREAS, a site plan and elevations were submitted by George, Gary and Wayne Faltin (County Dump Salvage) for retail operation at premises located at Doctors Path, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan most recently revised January 21, 1986, and elevations dated January 12, 1986 both as prepared by Gordon K. Ahlers, P.E., and

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by George, Gary and Wayne Faltin (County Dump Salvage) for retail operation at premises located at Doctors Path, Riverhead, New York, site plan most recently revised January 21, 1986, and elevations dated January 12, 1986, both as prepared by Gordon K. Ahlers, P.E. be and are hereby approved, subject to the following:

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

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County

RESOLUTIONS Continued:

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

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

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

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

8. Lighting be confined to subject parcel, etc.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Allen M. Smith, Esq., attorney for George, Gary and Wayne Faltin (County Dump Salvage) and the Riverhead Building Department.

## DECLARATION AND COVENANT

THIS DECLARATION made the \_\_\_\_\_ day of \_\_\_\_\_, 1986, by George, Gary and Wayne Faltin (County Dump Salvage) 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, consisting of 9.993 acres as surveyed by Harold T. Transchon, Jr., P.C., and

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

RESOLUTIONS Continued:

utees, successors, and assigns, to wit:

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

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

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

5. 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 there-to.

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

7. Lighting be confined to subject parcel, etc.

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

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GEORGE FALTIN

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GARY FALTIN

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WAYNE FALTIN

STATE OF NEW YORK )

ss.:

COUNTY OF SUFFOLK )

On this \_\_\_\_\_ day of \_\_\_\_\_ 1986, before me personally came GEORGE FALTIN, GARY FALTIN and WAYNE FALTIN owner of certain real property located at Doctors Path, Riverhead, New

RESOLUTIONS Continued:

York the subject property of the declaration and covenant herein; that he did read the above declaration and covenant and understands its content; that he did swear to me that he executed the same.

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Notary Public

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the meeting adjourned at 4:23 P.M.

IJP:bg



Irene J. Pendzick  
Town Clerk