

Minutes of the Town of Riverhead Board meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, October 4, 2016 at 2:00 p.m.

PRESENT

Sean Walter	Supervisor
James Wooten	Councilman
Jodi Giglio	Councilwoman
Timothy Hubbard	Councilman

ABSENT:

John Dunleavy	Councilman
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ALSO PRESENT:

Diane Wilhelm	Town Clerk
Robert Kozakiewicz	Town Attorney

The meeting was officially opened at 2:00 p.m. by Acting Supervisor Ava Occhiogrosso. Supervisor Walter introduced Ava adding she won the book reading contest held during the summer. Ava led the Pledge of Allegiance which was then followed by an Invocation by Reverend Dr. Sean B. Murray, First Congregational Church of Riverhead.

Supervisor Walter asked Acting Supervisor Ava to read the letter she submitted to the Town Board in which she discussed her concerns over the trash thrown everywhere but in the trash bin.

Acting Supervisor Ava read a Proclamation honoring Penny Brown, a bus driver for the Senior Center in the Town of Riverhead. While serving lunch at the "Senior Luau" Penny administered aid to a choking senior. Supervisor Walter proclaimed this day Penny Brown day and thanked her for the outstanding job she is doing at the Senior Center.

Acting Supervisor Walter invited the members of the American Diabetes Association to come forward. The Association thanked the Town for their help during their annual fundraiser bike ride which was held this past June.

Police Chief Hegermiller had the honor of swearing in Police Officers, Kaley Castantine, Michael G. Kitz and Eduardo Nava to the Riverhead Police Department. On behalf of the Town Board, Supervisor Walter congratulated and welcomed them to the Town of Riverhead.

Councilman Wooten made a motion that the minutes of the September 20, 2016 meeting and the minutes from the Special Town Board meeting of September 22 2016, be accepted. Motion was seconded by Councilwoman Giglio and carried.

CORRESPONDENCE

- Jamesport-South Jamesport Civic Association letter expressing concerns and suggestions as to traffic condition during the Columbus Day Holiday Weekend and End of Year Agri-tourism Events
- Peter Danowski, attorney for Farm Country Kitchen – letter seeking to gain approval for proposed Site Plan application providing parking for patrons

FIRE DISTRICTS

- Jamesport, Riverhead, Manorville and Wading River Fire Departments submitted their proposed 2017 budgets

REPORTS

- Sewer District Discharge Monitoring Report
- Riverhead IDA proposed 2017 budget

TOWN BUDGET

2017 Tentative Town Budget Delivered to the Town Board by the Town Clerk

COMMITTEE REPORTS

Councilwoman Giglio reported that the Landmarks Preservation Commission and the Architectural Review Board held a joint meeting to discuss the proposed development on McDermott Avenue and Main Street. She continued by saying the Architect for the project spoken with the Commission and the Review Board and will continue to work with the Town and those committees to construct a beautiful building on the site.

Councilman Wooten reminded everyone that this Sunday, October 9th is the 42nd Country Fair held in the Riverhead parking lot. He hopes everyone will attend the Fair which begins at 10:00 a.m.

PUBLIC HEARINGS

Acting Supervisor Ava: “I open up the public hearing which is the Consideration of a Local Law to Amend Chapter 289 “Vehicles, Traffic and Parking Regulations” of the Riverhead Town Code (289-2. Stop and Yield Intersections; Railroad Crossings; Parking Fields – Meetinghouse Creek Road, Peconic Bay Blvd.)

Supervisor Walter: “So, that hearing was scheduled for 2:05. It is 2:25 and we’ll open the public hearing and.”

Robert Kozakiewicz: “There are six new additions being proposed to the section described 289-10 of the Code. Basically it’s looking to designate no parking zones at the intersection that’s formed by Peconic Bay Blvd. and Meetinghouse Creek Road, both sides of the street, west and

east side of Meetinghouse Creek Road both south and north of the intersection with Peconic Bay Blvd. would be designated no parking zones if the Town Board chooses to adopt this change three hundred feet from the intersection. In addition, Peconic Bay Blvd. as indicted would have no parking on both sides of the street and that would be three hundred feet from the intersection with Meetinghouse Creek Road.”

Supervisor Walter: “Ok, does anybody else on the Town Board wish to say anything about this before we open it up to the public?”

Councilwoman Giglio: “We have concerns from the community members that came out to the Traffic Safety Committee meeting with myself, Councilman Dunleavy, the Town Engineer and the Highway Superintendent and we tried to come up with a solution that would work for everybody involved this is what was proposed and this is what came out of that meeting. Since that time, I’ve met with the owners of Bills who have some recommendations that I think they’re going to be proposing that might mitigate some of the problems and I think the public would be interested in hearing what they have to say. I think that it would really help solve a lot of problems and add more parking into the parking lot and still prohibit parking along street frontages that don’t belong to the property itself or have street frontage. So, Mr. Galasso would you like to?”

Alex Galasso: “Good afternoon Mr. Supervisor, Town Board members and so Ava, congratulations. Since this meeting that took place I met with our neighbors last Saturday and I’ve come up with a few things to try to mitigate this issue of parking across the street which would be on the east side of Meetinghouse Creek Road and Peconic Bay Blvd. So we had a long meeting, it was probably about forty-five minutes and I respect their issues that they have and traffic concerns and safety.

So I proposed and we spoke about putting up a, probably like a, either a permanent or a temporary fence on the property that the restaurant sits on so that we can make a defined entrance and exit by the sign that designates the restaurant and the purpose of that is I think when people are coming out of the parking lot they’re cutting across the parking lot and you have ongoing traffic heading south on Meetinghouse Creek Road and nobody really realizes who’s got the right-of-way there.

Secondly that intersection has always been a problem even without the overflow of the traffic there from the restaurant. You know you have people that are traveling south coming out of Huck-a-buck and there’s a stop sign there and then you have the other people that are traveling, I’m sorry, they’re traveling north out of Huck-a-buck, you have other people that are traveling south coming down Meetinghouse Tree Road that are making a left hand turn onto Peconic Bay Blvd. and everything that we’ve been taught is the person that’s heading straight has the right-of-way but they actually have a stop sign there. So that’s always been an issue there about who has the right-of-way there if you’re out of town. So we were chatting also about the possibility of putting up a stop sign on Meetinghouse Creek to make that left hand turn onto Peconic Bay Blvd. Our defined entrance and exit that we’re proposing would be directly across from Peconic Bay Blvd. so now you would have a four-way intersection with stop signs all the way around so that the traffic just slows down and everybody takes their time.

I would like not to see signs on our side of the road, ok, on the west side of Meetinghouse Creek Road in front of my property that we can use for parking. The biggest issue that I have with the three hundred feet is that it actually encroaches on my storefront that there’s been parking there

for I don't know probably what forty years now. So that is definitely a little bit of an issue as far as on the west side of Meetinghouse Creek Road.

The other thing I would like to see is we would propose to the neighbors, and Jodi and I had spoke about this and Geo when we had met, that we would like to try and do diagonal parking in the restaurant itself, forty-five degrees. We want to reconfigure the parking lot a little bit to make it a little more user friendly and obviously we can get more cars off the street. We definitely, I agree I don't want people parking on other neighbor's lawns. We don't condone that at all and we definitely do have to do a little bit better job policing that.

So, we would like to reconfigure the parking lot. I'm asking the town of we get that far that they give us a little bit of leniency. I don't want to have to do a full blown Site Plan to add twelve or fifteen more parking spaces. I'd like to see if we could do it deminimus so that we can get it past and push it through." Mr. Murphree?"

Jefferson Murphree: (Inaudible)

Supervisor Walter: "We like that, it's not a bad thing."

Councilman Wooten: "I think one of the, you said there were two things but I think the third advantage to putting a fence up is that you'd actually be creating parking stalls right along which is what you can't do right now."

Alex Galasso: "That's correct and we want to do something that's tasteful there. We're thinking of maybe a split rail, white fence. We don't want to put up a chain link fence. So we would like to do something tasteful there but at lease we'll be able to create more parking on the inside there of the property, for the property.

The other things that we have looked into, we have looked into valet parking so that we could utilize the spaces a little bit better and keep the cars off the streets and the last thing we had talked about, talked to Phil Jr. yesterday, is that we need t, you know, maybe have somebody who's out there policing it a little bit better so that people know where to park because a lot of times they're parking on the street and there's empty stalls within the restaurant parking.

So we want to do that and we're also trying to get some parking in front of my store which closes at five o'clock in the evening and I told Phil there's no reason why his employees and any overflow parking can park right in front of my store, I don't have a problem with that."

Supervisor Walter: "Can I ask you a question? The three hundred feet with the exception of the west side of Meetinghouse Creek Road, if we limited that to seventy-five feet does the three hundred feet work on the other points on that road?"

Councilwoman Giglio: "It's actually going to be a hundred and fifty feet from the designated egress so they will be able to park along the fence where the fence exists now and then when they put the split rail fence coming up to the designated way to get into the parking lot there wouldn't be any parking there to not obstruct sights."

Alex Galasso: "I agree with that. I would have to take some measurements off of that defined entrance and exit to make sure we can still park in front of the fence that's existing there."

Supervisor Walter: “So that’s the only, because that’s probably not really where the obstructions are coming out of the restaurant. It’s more coming out of, especially Peconic Bay Blvd. coming out from that direction or Huck-a-buck. Alright so if we adopted the rest it works we would have to go to rehear that one whether it’s three hundred or fifty feet on the west side of Meetinghouse, that’s what’s in question for you.”

Alex Galasso: “Correct.”

Supervisor Walter: “Ok, anything else Mr. Galasso?”

Alex Galasso: “I think that’s it.”

Supervisor Walter: “Does anybody else wish to be heard on this? Step up and give your name and affiliation or Hamlet for the record.”

Bob Haynal: “My name is Bob Haynal. I live on Pine Avenue which is just down Meetinghouse Creak Blvd. I don’t know if he said this but the speed limit going south as you go around the sharp turn by the railroad tracks, it says forty miles an hour and I noticed that Hubbard Avenue speed limits within the last week that changed them to thirty miles an hour. Now I know we’ve talked about this in the past. That speed limit sign which is forty as you go around that turn should be reduced to thirty miles an hour so as you go past the Lighthouse Marina and the restaurant is thirty, not forty. Forty is just too fast”

Supervisor Walter: “We don’t, unfortunately the State of New York has to approve all our speed changes. I don’t know, Chief have we ever put in for that one, the Meetinghouse Creek.”

Chief Hegermiller: (Inaudible)

Bob Haynal: “You changed Hubbard Avenue to thirty miles an hour.”

Supervisor Walter: “We don’t change it, the State of New York; we do not have the legal ability to set speed limits. The State of New York sets.”

Bob Haynal: “I’ll tell you right now, as you turn left by the restaurant and go east the speed limit is thirty, that’s the only forty mile an hour speed limit in that area.”

Supervisor Walter: “Mr. Haynal will you let me finish?”

Bob Haynal: “Go look at it. The way it is today is absolutely stupid.”

Councilwoman Giglio: “There is going to be a stop sign on Peconic Blvd.”

Supervisor Walter: “Jodi, can I finish? We don’t have the ability to set speed limits. We have to go to the State of New York and petition the State of New York and they do a traffic study or speed analysis and if they agree with us which I’m going to say Hubbard is one of the few ones they’ve agreed with us recently, if they agree with us they let us reduce them and it’s reduced upon

us putting the signs up. We don't have the legal ability to do it but we will, Chief can you add that to Traffic Safety because I don't disagree with you but we have to actually petition the State of New York for the speed limit. Councilman Dunleavy has been working for a long time. I think they've actually passed legislation to give us the ability, we're waiting for the Governor to sign it. I think they actually passed legislation last year to give the towns of the second class the ability to set speed limits but to my knowledge the Governor hasn't signed it. I would anticipate that he would sign it but right now we don't have that legal authority.

(Inaudible)

Supervisor Walter: "If you could state your name and affiliation for the record."

Tina Newman: "Hi, I'm Tina Newman. I live at 96 Pine Avenue in Huckabuck Park. So, how long of a process is that, if we go forward?"

Supervisor Walter: "Years."

Tina Newman: "Years, to get that changed?"

Supervisor Walter: "If we put it in and I don't even remember doing the Hubbard Avenue one. Chief, do you know how long that one took?"

Chief Hegermiller: (Inaudible)

Supervisor Walter: "We're talking years. Unless the Governor signs this new legislation which I don't know if he's signed it yet but there is legislation that may give us the ability to do it but now we don't have it."

Councilwoman Giglio: "And there is going to be a stop sign on Meetinghouse right before you make the left on to Peconic Bay Blvd. So there will be a stop sign there so there will be a four-way stop so people won't be able to just fly down Meetinghouse and make the left on Peconic. You're going to have to stop first."

Bob Haynal: (Inaudible)

Supervisor Walter: "Supervisor Ava is going to take her leave. Thank you very much and we hope you had a nice day."

Tina Newman: "Also I wanted to thank Mr. Galasso for meeting with the neighbors, we thought that was very productive and I know he met with Jodi and the engineer on site and it was really great because you know we just want to have a solution.

I just want to go back to, he wants to be able to utilize the area by the chain link fence. If we put those signs inclusive of three hundred feet that he's concerned about his storefront but would that be an issue because his storefront is straight in parking. I don't know if it's the same type of parking that is?"

Supervisor Walter: “Well, we wouldn’t want to put no parking three hundred feet because that could be an issue with the straight in parking so we want to make sure that that works.”

Tina Newman: “It would still be an issue? Ok, then that’s fine. We don’t have any issue with that. The other thing that we did talk about previous meetings at the Traffic Safety meeting was putting up tow away zone signs and we talked about the problematic issues with not having the right tower or the equipment to tow the new cars so can we discuss that a little bit, whether or not that’s an option besides no parking, tow away zones.”

Supervisor Walter: “We do no parking, we issue the tickets. If there’s an obstruction, we will send a wrecker to tow and we don’t like to do that because it’s a very expensive proposition for folks but if it’s an obstruction of the roadway we will tow it.”

Tina Newman: “Ok.”

Councilwoman Giglio: “But Councilman Dunleavy did say at the Traffic meeting you were at that the R tow trucks were damaging the cars when it was towing it so we would need a new wrecker in order to tow the cars and, so that’s what his problem would be.”

Tina Newman: “Could you use a private, can you contract a private?”

Supervisor Walter: “We tow the vehicles. If there is an obstruction; we will tow the vehicles.”

Tina Newman: “Ok. Will there be a sign saying?”

Supervisor Walter: “It’s not a tow away zone. A police officer makes the determination.”

Councilman Wooten: “(Inaudible) we don’t tow unless it’s a violation.”

Tina Newman: “The other thing we talked about was owing I guess westbound on Peconic Bay Blvd. towards the restaurant. The overhanging limbs, we think that’s problematic for sight and maybe we could do a little trimming over there so they can see the stop sign?”

Supervisor Walter: “Councilman Hubbard is the liaison. We’ll have him check with Superintendent Woodson. If they’re within our right-of-way he can trim them.”

Tina Newman: “Ok.”

Supervisor Walter: “So we’ll check to see if he can do that.”

Tina Newman: “Ok, thank so much.”

Supervisor Walter: “Anybody else wish to be heard on this this afternoon?”

Tina Newman: “Ok, I have a question from the peanut gallery over here. Will the parking signs will they have inclusivity, will they have arrows or something or?”

Supervisor Walter: “It will say no parking up to the three hundred foot point or seventy-five foot or wherever it is. It will say no parking for that entire length.”

Tina Newman: “So it’s denoted by an arrow?”

Supervisor Walter: “You should be able to understand it.”

Tina Newman: “Ok, alright.”

Supervisor Walter: “Ok, if no one else wishes to be heard I’ll close the public comment portion and leave it open for written comment until October 14th at 4:30 in the Town Clerk’s office.”

**Public Hearing Closed at 2:41 p.m.
Left Open for Written Comment until October 14, 2016, 4:30 p.m.**

Supervisor Walter: “Thank you folks. So Bob if we do adopt this that one section you’ll have to pull out so we can get a measurement so just make note because I think the rest of it probably works.

Aright the second public hearing was scheduled for 2:10. Is this the same, the Consideration of a Local law to Amend Chapter 289 “Vehicles, Traffic and Parking Regulations” of the Riverhead Town Code (289-10. Parking Prohibited – Meetinghouse Creek Road, Peconic Bay Blvd).

(Inaudible)

Supervisor Walter: “So it is a public hearing, it’s just not in our packet so I’m going to open up the Consideration of a Local Law to Amend Chapter 289 “Vehicles, Traffic and Parking Regulations” of the Riverhead Town Code (289-10. Parking Prohibited – Meetinghouse Creek Road, Peconic Bay Blvd). So that meeting is opened. Does anybody wish to speak on that meeting? Not seeing anyone what I’m going to do is incorporated the entire record from the 2:05 public hearing into the 2:10 public hearing because had I realized that they were exactly the same areas I would have opened them at the same time so we’ll incorporate the entire record from the first public hearing for the second and we’ll leave it open until October 14th at 4:30 in the Town Clerk’s office.”

**Public Hearing Closed at 2:41 p.m.
Left Open for Written Comment Until October 14, 2016, 4:30 p.m.**

Supervisor Walter: “The third public hearing is scheduled for 2:10. We have four public hearings and we’re going to open them all at the same time and this is the Consideration of a Local

Law, the first public hearing is scheduled for 2:10 and it's the Consideration of a Local Law to Amend Chapter 103, Entitled Town Officers and Employees of the Riverhead Town Code, Article V; Zoning Officer. We open that public hearing.

The second public hearing was scheduled for 2:10 and that's a Consideration of a Local Law to Amend Chapter 105 Entitled Boards, Commissions and Councils" of the Riverhead Town Code. We open that public hearing.

The third public hearing is scheduled for 2:10 and that's a Consideration of a Local Law to amend Chapter 219 Entitled "Coastal Erosion Hazard Areas" of the Riverhead Town Code. We open that public hearing.

The fourth public hearing was scheduled for 2:10 is a Consideration of a Local Law to Amend Chapter 301 Entitled "Zoning and Land Development" of the Riverhead Town Code, (Article I, Article XLIX, Article LVI – Building and Planning Administrator and Chief Building Inspector. We open all four of those public hearings at 2:46.

Those public hearings are somewhat ministerial in that we are changing, we no longer have a Planning Director and we are substituting a Planning Director for a Chief Building Inspector and in all four sections of the Code we are making the Town Building and Planning Administrator and the Chief Building Inspector the authority to render and make determinations with that pertains to either Chapter 301 which is the first public hearing. The same goes for Chapter 105 for accessory structures. The same would go for the third public hearing which would be the coastal code management permit and the same would be for the fourth public hearing zoning and planning administrator procedures for site plan review use permits, plan unit developments in the supplemental use regulations and the reason for this is that first of all we don't have a Planning Administrator anymore and we want to have two Planning Directors and Planning Administrator so we have a Planning Administrator and we have a Chief Building Inspector. We want them both to have the authority to make these determinations in case one person is out we have a secondary person who can make these determinations. It really is for the efficiency of government. Does anybody wish to be heard on these riveting public hearings? Not seeing anybody I'll close the public comment portion of those four hearings and leave them open for written comment until October 14th at 4:30 in the Riverhead Town Clerk's office."

**Public Hearings Closed at 2:41 p.m.
Left Open for Written Comment until October 14, 2016, 4:30 p.m.**

Supervisor Walter: "We are going to open the public hearing for 2:15. This is a Consideration of a Local Law to Amend the Community Preservation Fund Project Plan to Include a "Project Plan for Water Quality Improvement Projects". We open that public hearing at 2:49 and this is a, Bob do you want to brief this or do you want me to table?"

Robert Kozakiewicz: "This is being done in conjunction with the new legislation which is going to be on the ballot in November which is extending the time (inaudible). As part of that that legislation allowed for towns to utilize Community Preservation Funds for water quality improvement projects and this is being done in order to supplement our previous Community Preservation Fund Project Plan.

I think there are two things that are identified in this document. One is a, pursuant to town law 64-E a septic system rebate and incentive plan and the other is to provide for an agricultural environmental management program to assist those in the agricultural pursuits to likewise reduce their nitrogen and other emittance entering into the waterways. So I think that's it in a very general sense."

Supervisor Walter: "Anybody wish to be heard on this public hearing? Not seeing anybody, is this time sensitive? There's not a resolution in the packet to adopt this."

Councilwoman Giglio: "Once the CPF funds, once it passes then it has to be adopted."

Supervisor Walter: "Ok. I'm going to close the public comment portion and leave it open for written comment to October 14th, 4:30 on the Town Clerk's office. I thought this was time sensitive. I'm not going to close the public comment portion, I'm going to suspend the hearing for the moment while we open another public hearing and we will come back to a determination of this public hearing. I may not be able to leave it open until the 14th because I believe this is time sensitive. So we will come back to this hearing and close that public hearing out and we'll suspend that hearing for the moment."

Public Hearing Left Open

see continuation of public hearing at the end of the meeting minutes

Supervisor Walter: "Alright, we now have two public hearings scheduled for 2:20 and we're going to hear them simultaneously. It is now 2:51. The first is the Consideration of an Application for Site Plan Approval from J. Petrocelli Development Associations/Joseph Petrocelli to Convert an Existing Two-Story Building for Use as a Restaurant with Bar at 428 East Main Street, Riverhead (SCTM #600-129-3-13); we'll open that public hearing and the second public hearing scheduled for 2:25 and it is still 2:52. We'll open this and it is the Consideration of an Application for Special Permit from J. Petrocelli Development Associates/Joseph Petrocelli to Convert an Existing Two-Story Building for Use as a Restaurant with Bar at 428 East Mai Street, Riverhead (SCTM #600-129-3-13). Do we have the affidavits for publishing and posting, Mr. Russo?"

Eric Russo: "Yes Mr. Supervisor. There are affidavits of posting and mailing, one for the site plan for two hundred feet, one for the Special Permit for five hundred feet with the necessary affidavits, green card receipts and white receipts are also provided."

Supervisor Walter: "Alright, thank you Sir, please proceed."

Eric Russo: "Mr. Supervisor, members of the Board as you are aware my name is Eric J. Russo with the law firm Vanbrunt, Juzwiak & Russo with offices at 140 Main Street, Sayville, NY. I'm here today again representing J. Petrocelli Development Associates with general partnership at 100 Commack Street in Ronkonkoma, NY."

The applicant is seeking two things between the two public hearings. Special Permit pursuant to Riverhead Town Code, Section 301-141B for a hotel on the subject premises and in

addition Site Plan approval from the Town Board as it relates to the proposed project. What I would request that the Supervisor and the Board consider doing is that for purposes of this hearing incorporate the minutes and the testimony and documents that were provided to the Board on the hearings of August 16th as it related to the Special Permit for the hotel and the September 20th as it relates to the Site Plan application.”

Supervisor Walter: “We will absolutely do that. We will incorporate and documents as requested by Mr. Russo into this hearing.”

Eric Russo: “That being said what I want to point out just for the record is that the documents that you are incorporating are three. There is a traffic and parking study as prepared by Nelson & Pope dated September 2016 for 428 East Main Street known as the Preston House which is this document that I am showing you presently which was received by the Board, filed with the Town Clerk and also on file with the Planning Department.

In addition to that there was an expanded Environmental Assessment Form, EEAF again prepared by Nelson & Pope & Voorhees, 428 East Main Street, Preston House again dated September 20th which was provided to all of you which had all the relevant documents that you’re including in the record. The other document that was also provided was prepared by my office which is a photograph document binder for the Special Permit which was dated August 16th. It had all the relevant photographs and correspondence between the town, the applicant and addressed all of the Site Plan and Special Permit issues.

There was testimony at the two hearings by Mr. Voorhees who addressed all of the criterion that related to the Special Permit application under 301-141B and then at the subsequent hearing there was testimony that was provided by Mike Brusell from Nelson & Pope & Voorhees which addressed the Site Plan issues, the traffic as well as the parking issues and there was information provided also by Osmond Barry from the same firm.

That being said both gentlemen are here again today, both Mr. Bursell and Mr. Barry who can if there are questions of anyone regarding those issues will further amplify that. In addition, we have the project’s managing member, Joseph Petrocelli if you have further questions and we also have Doug Adams from Young & Young who prepared the Site Plan as had been reviewed by the Town Planning Department and the various related municipal agencies.

What I also just handed up to you is something I don’t know that the Board has had the opportunity to review. It is a comment letter that was provided to us approximately two and a half hours ago through the hardworking and diligent efforts of your Planning Department and Mr. Murphree as well as Karen Gluth were kind enough to try and get this out to you before the hearing. I just asked Ms. Wilhelm to circulate it to you. It’s a three-page letter dated October 3rd because we have fastidiously worked at trying to remediate and eliminate the comments that the staff had been putting forward and if you review the comments which our Engineering staff and Design team have looked at they are really deminimus in terms of what’s there. It’s more a cursory summary indicating a Special Permit needs to be granted by you as well as a Site Plan. SEQRA needs to be completed and the ZBA has had a hearing but cannot make its determination until SEQRA comes forward and indicating that we have addressed the comments of August the 15th which was a submission and that further review is required. There is input required from the Highway Department, some additional fees too and then the most important issues that we have to address I guess with you, as I told you previously the ARB has already reviewed it, Landmark Commission has already reviewed; they’ve made their recommendations. Our client has made a

submission to the Building Department yesterday with his preliminary plans for Mr. Hammond to commence a review in anticipation and hopefully an approval from this Board as to the major applications that have to go forward so that they understand the timeline of what they have to address or revise as to their plan.

There is one comment in here that relates to trees. According to our engineering team there are no overhead wires so as far as that issue is concerned they will pick another tree selection that would be acceptable to the town and to the planning staff but the other issue that comes up and has come up again for the second time relates to the New York State DOT and as Ms. Giglio is aware we met with the Traffic Safety Committee on September 22nd, 8:30 in the morning. It was a great meeting, it was a productive meeting and what wound up happening with everybody who was in attendance from the Highway Superintendent, the Chief of Police, Mr. Dunleavy, Ms. Giglio and myself and Brian DeLuca the outcome was although there were issues and needs that the town was trying to figure out the best solution, they concluded that the New York State DOT was the jurisdictional determination as to what could be set forth. Our study that we provided you with at the last hearing as to the Site Plan from Nelson, Pope & Voorhees recommended that we put in a traffic light. That's as deduced from the committee's recommendation that the Town would be up to the DOT and it would be the most severe or the most safe issue but there was a debate whether a traffic light was appropriate. There was discussion that there should be maybe one or two activators. Everybody recognized that the town wanted to eliminate the cost of crossing guards and budgetary constraints within the town the applicant is willing and is prepared to do whatever the ultimate recommendation is agreed upon by the joint efforts of the DOT and the Traffic Safety Committee of the town.

We've spoken with and the application of comments were supplied to the DOT as of September 27th. Through the efforts of the Supervisor's office, the Planning Department, my office and our engineering consultants, we've all called and spoken with the DOT and the response that we got is Mark Wolfgang who is reviewing it retired yesterday. The remaining staff who are there have gotten the plans and circulated it and we're waiting for them to come back with a recommendation which my phone call as of today, this morning was at best two to three weeks. That being said it is our position that all of the issues that have been raised by the town in the SEQRA process have been addressed by our design professionals through Young & Young, Nelson, Pope & Voorhees that the town has sufficient information that when Mr. Seeman completes his review, writes a recommendation which is what we're waiting for, you should be able to reach a SEQRA determination and in our opinion conclude what would be the best course of action for the development of the project based on that determination.

That being said, after conclusion of the hearing today I have nothing further unless you have questions of our consultants, I have nothing else to put forward to you. I would just like you to recall that once this Board makes its decision as to the SEQRA determination, the Zoning Board of Appeals then would have to make its decision as to the deminimus setback in the rear of the proposed hotel of three and a half feet which there is a memo Mr. Kozakiewicz has and I have viewed that says the Zoning Board has probably no issue in granting that relief and then we could move forward with SEQRA made, DBA made that this Board could direct and determine the outcome of this Special Permit as well as the Site Plan.

Towards that end I would respectfully request that the conclusion of the hearing today for the Boards consideration that you hold it open for a comment period and then put it over to October 18th for SEQRA and decisions as it relates to the SEQRA at which point it would have to go from

there back to the ZBA for approval and then from there back to you for final decisions on the Special Permit and the Site Plan.

That being said if you have any other questions of me I have nothing further to put forward at this time but everybody on my side would be happy to be here to respond to anything you have concerns about.”

Supervisor Walter: “Does anybody on the Town Board have any questions? Does the public have any questions?”

Laura Jens Smith: “Hi, Laura Jens Smith from Laural. I just have a question. I know when they had presented last time that as part of their report that they reported on their parking, the number of parking spaces that were needed in the hotel and the restaurant and I just wasn’t sure what that was so I was wondering if they could answer the number of parking because I believe the whole of their parking is within the parking district of downtown, is that correct? So I was just wondering how many spaces.”

Supervisor Walter: “I’m going to let you finish and then if there’s somebody else I’ll let them speak and then they can answer the question about the parking.”

Laura Jens Smith: “Ok.”

Christine Matarano: “Good afternoon Mr. Supervisor, Town Board. My name is Christine Matarano and I am with East Main Riverhead, LLC. We’re the owners of the office complex located at 518, 524 and 526 East Main Street more notably where the Social Security office has been. The property has been in my family for forty years. It was developed by my father a long time ago. I’ve managed it and been part owner for about thirty years now.

I’ve watched Riverhead through an economic downturn and become revitalized again by Mr. Petrocelli and his projects at that end of town, the aquarium and the hotel.

I ask the Town Board at this time to consider the impacts that these projects that you approve that do not have sufficient onsite parking when you relegate them to the parking district and I’m going to say Mrs. Smith pulls up with her children to go the aquarium, she’s going to look at the first parking lot that she see which is ours and over the last five, six years or so we’ve had significant cost impacts to us due to the use of our parking lot by hotel patrons and aquarium patrons. I object to, I don’t object to the plan that he has what I do object to is the parking problems that it’s going to create or additional parking problems that it puts on to my property.

In addition to that the impact of the traffic patterns over the last ten years, when you come down Second Street our parking lot has become the Ostrander Avenue bypass and I’m sure everyone in the room is aware that when you come down to avoid crossing guards and the backup that you have at the corner of Ostrander and Main Street most people will take the Second Street and cut through my property which means my property has essentially my parking lot which is a private parking lot for the use of my tenants has now become a roadway.

So again there’s an impact to me financially because my parking lot is not designed for that. So, I’m going to ask that you consider these things in this applicant, thank you.”

Councilwoman Giglio: “Do you have signs, I’m just curious, do you have signs in your parking lot that says Parking Lot, private parking lot. Violators will be towed?”

Christine Matarano: “Yes, one of the things we’ve had to do and I’ll call it growing pains over the last ten years or so because that’s they are and this stuff is all good for Riverhead but in order for us to tow cars legally out of our parking lot, If you go there you’ll see that we spent four thousand dollars on signs to protect us. I’ve had law suits from people that are not my tenants and are not my tenants visitors that I’ve had to pay out on. I’ve had property damage again. People, not my tenants, not my visitors so again I’m going to ask you to consider this in this application.”

Supervisor Walter: “One of the things that will help you is that either the traffic light or the crossing, elimination of the crossing guard and two of them in the cross walks is what’s happening is we’re closing up Ostrander to southbound traffic that’s forcing more people through your parking lot. That’s done for the safety of pedestrians. If we get either the traffic light or the illuminated crosswalk we won’t close Ostrander and that should alleviate some of the problems. I know there’s a problem there.”

Christine Matarano: “It’s a serious problem. Someone is going to get hurt, that’s what’s going to happen.”

Supervisor Walter: “That’s why we’ve done what we’ve done. The good part is all these projects is really increasing the value of everybody’s property so we’re cognizant of the fact that we are putting burdens, both benefits and the increased property values and burdens on everybody and we will do whatever we can to (inaudible) this problem.”

Christine Matarano: “I understand, thank you.”

Supervisor Walter: “Alright Mr. Russo do you have an answer on the parking question?”

Eric J. Russo: “The numbers that were provided to you at the last meeting was that there were a hundred and fifty-four parking spaces required and that there were three hundred sixty-one parking spaces throughout the district that would be able to accommodate the parking. That’s why we didn’t need to have a parking variance.”

Supervisor Walter: “Preston House is in the parking district?”

Eric Russo: “Preston House is in the parking district. That’s one of the applications that were scheduled. You haven’t determined it yet but that’s one of the applications that a decision would have to be forthcoming in order to proceed with the Site Plan and the Special Permit.”

Supervisor Walter: “The town is going to have to and the Board is aware of this, create parking on the north side and that is something the Board has been talking about and as the town has some additional capital to, some of the things that may happen next year I think you’re going to see some activity on the north side to create additional parking so thank you Sir. Anybody else have any other questions?”

Laura Jens Smith: “I just have a question for the Board; how do you determine it so, it’s my understanding that a hundred and thirty-four slots would be needed for the project itself and that three hundred were available in the parking district.”

Karin Gluth: “According to the Plan they submitted we requested that they put down the amount of stalls that would be required if they were in the parking district, if they were not in the parking district; that would be eighty-nine stalls if they were not in the parking district.”

Supervisor Walter: “Ok, so they need eighty-nine. They probably want a hundred and thirty-four.

Laura Jens Smith: (Inaudible)

Karin Gluth: “No, no. If you’re in the parking district you don’t have to provide onsite parking. So they did tell us how many stalls that would be required if they were not in the parking district.”

Supervisor Walter: “Eighty-nine.”

Laura Jens Smith: (Inaudible)

Supervisor Walter: “So the reality Ms. Smith is what we are going to wind up having to do, I said this a long time ago and everybody laughed at me, I said this would create a massive parking problem downtown, it’s not massive but it’s becoming a parking problem. We’re creating it and we’re probably going to create more of it when we do this project and so now the Board and myself have to think about what are the next steps to acquiring property to park and we are talking about that.”

Laura Jens Smith: “I guess that really was my question. You have eighty-nine spots that will be needed within the parking district for this project and then you have other McDermott Hotel which has a hundred and I believe eighteen plus employees which only is going to be providing sixty slots. You have Summer Wind, you have the Woolworth building, at some point you have all the restaurants downtown and really downtown I think you have a total of six hundred and thirty slots in all of downtown.”

Supervisor Walter: “Spots.”

Laura Jens Smith: “Spots within the parking district so at some point do you need to say ok before we’re coming up with a solution to the parking problem, we no longer have parking spots down there as you let these projects through and I’m just wondering how that’s going to be addressed.”

Supervisor Walter: “Stay tuned.”

Laura Jens Smith: “Ok, thank you.”

Supervisor Walter: “Thank you. Alright, does anybody else wish to be heard on this issue.”

Eric Russo: “Mr. Supervisor I’d just like to clarify because the information I gave you, that one fifty-four came as a result of Nelson, Pope & Voorhis review of the Institute of Transportation Engineers. What was related by Ms. Gluth is what is on our Site Plan as it relates to your code requirement.”

Supervisor Walter: “That’s a better one for you.”

Eric Russo: “I would agree and I also want to point out there are, I miss stated because I was looking at a photo, there were, I thought there were no overhead wires but regardless of that as I did state if they want different trees we’ll put whatever trees the town planning staff or the Town Board determines is appropriate, thank you.”

Supervisor Walter: “Alright, Mr. Petrocelli.”

Joseph Petrocelli: “Joseph Petrocelli of Petrocelli Development. Just so you’re aware too, in addition to be in the parking district has been helpful for us to build out but our development company has also provided forty-five spots in the parking district across from the hotel that belongs in the parking district. We also have seven and a half acres further down Ostrander that we provide shuttle service back and forth from our hotel and the aquarium as well which moves daily depending on the season and the occupancy. In addition to that we have right now in for approval an additional forty spots across from the East (inaudible) building as we know so we are providing in addition to as many spaces as we can out of part of us.”

Supervisor Walter: “You’re doing everything you can and we appreciate it and we have a question and we will find the solution to that question with no problem. Does the Board have any questions?”

Councilman Wooten: “I just have one. I noticed (inaudible) neighborhood you have two lots on either side of Ostrander but there’s another lot on the other side of Union. Is that yours as well? Ok, so you own that whole.”

Joseph Petrocelli: “No.”

Councilman Wooten: “East and West of Ostrander and then there’s one on the other side of Union that’s open but I don’t know who owns that, ok.”

Supervisor Walter: “Mr. Russo do you have anything further for us?”

Eric Russo: “No other than our request that if the hearings ready to be closed that if you put over until October 18th in order that SEQRA can continue and we can proceed with the other Zoning Board and then all the necessary decisions from this Board that relates to the Parking District, the Special Permit and the Site Plan.”

Supervisor Walter: “Ok, thank you Sir. I’m going to close the public comment portion and leave it open for written comment until October 14th 4:30 in the Town Clerk’s Office; thank you very much.”

**Public Hearings Closed at 3:18 p.m.
Left Open for Written Comment until October 14, 2016, 4:30 p.m.**

Supervisor Walter invited Matthew LaCombe to come forward to discuss the Merit Badge he is trying to earn. Matthew said he is working on citizenship in the community and that the Merit Badge is required for Eagle Scout. He continued by saying the Merit Badge is the highest award a person can earn in Scouting. Supervisor wished him the best of luck in his Eagle Scout.

COMMENT ON RESOLUTIONS

Supervisor Walter: “Alright, we’re going to take public comments on resolutions. Does anybody wish to comment on resolutions?”

Antoinette Carbone: “Resolution #764. Why, let me tell you why I’m asking why. There is the component of having to deal with garbage out on Sunday morning for those who have pickup on Monday. I wasn’t complaining so much for during the week. My feeling was that we’re a town who is now happily a destination and Middle Road as you know is heavily traffic. What an image on Sunday morning to see a line of garbage pails in our community, anywhere in the town. There’s no need for it that early.”

Supervisor Walter: “This twelve o’clock, you can’t put it out before 12:00 p.m.”

Antoinette Carbone: “Well this person would still be in violation. She like to put it out at 9:30, 10:30 so you’re not saving her from her habits.”

Supervisor Walter: “We weren’t trying to save anybody we were just trying to make it a little easier for the residents.”

Antoinette Carbone: “You were trying to make it easier for yourself Sir and for Mrs. D. You know, come on, in 2014 I filed a complaint about Middle Road between Ostrander up to Northville on the South side. They got notice, that trash stopped all those homes. Then I noticed this person in 2015 they started to put it out 10:30 in the morning. I notified you, I took pictures, I still got them in my camera and then you told me *well I do the same thing* and I said *hey you’re in violation of the town code*, alright? But the purpose is not to go after people because they’re putting their garbage out as much as much as to acknowledge there’s health hazards. We have litter along Roanoke and Middle Road that’s unbelievable because garbage is put out so early. We have wildlife in town. Sometimes they knock it over but not very often, the lids are pretty good. We have to contend with our highways. That happens too, I grant you, but there’s no need to put it out so early in the day because you’re getting a pickup the following day. There is no need. I’m nearly eighty and I can comply with the code in my community.”

Supervisor Walter: “You have a dumpster.”

Antoinette Carbone: “I don’t, I don’t have a dumpster. I put mine at the curb. I live on the second floor, I have to go down a whole flight, it’s exercise but I do object to it on visual pollution. We should be trying to make our town a beautiful town. Putting out garbage that early in the day on a Sunday, I’m not worried about the middle of the week as I am on Sunday and we’re inviting people to go to our vineyards, go to the aquarium, to go anywhere in Riverhead.; Suffolk Theater and what do they see; our streets are lined with garbage?”

Supervisor Walter: “This isn’t the public hearing. You know we’re just adopting a (inaudible).”

Antoinette Carbone: “Yeah and I can’t even understand why you even have to come up with this, why you’re even bothering to change it. I could understand if you said *Antoinette we don’t have enough code enforcement to do this*, which you don’t. You only have one a half people. I don’t know how you got half a person but that’s what they told me. Makes no sense. We’re changing a code because somebody knows somebody in high places. In spite of the fact it’s him.”

Supervisor Walter: “You have the ability to come back to the public hearing, thank you.”

Antoinette Carbone: “I will, I will. I just want people to know we should have a beautiful town to live in.”

Supervisor Walter: “I agree with you, thank you. Does anybody else wish to be heard on resolutions? Diane, let’s take up resolutions.”

RESOLUTIONS

Resolution #735

Councilman Wooten: “Authorizing the Removal of Fixed Asset Records from System, so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #736

Councilwoman Giglio: “2013 Millbrook Gables Playground Budget Adjustment, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio."

Councilwoman Giglio: "I spoke to the Chair of the Rec today he said he's in favor of these changes so yes."

Vote Continued: "Wooten, yes; Walter, yes. Resolution adopted."

Resolution #737

Councilman Hubbard: "2015 General Fund Budget Adjustment, so moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #738

Councilman Wooten: "2016 Skate Park Project at Stotzky Park Budget Adjustment so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #739

Councilwoman Giglio: "Riverhead Water District Capital Project Closure #30133, so moved."

Councilman Hubbard: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #740

Councilman Hubbard: "Capital Project Closure # 40104, so moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #741

Councilman Wooten: "Capital Project Closure #42054, so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #742

Councilwoman Giglio: "Basketball Court Project at South Jamesport Budget Adoption, so moved."

Councilman Hubbard: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #743

Councilman Hubbard: "Amends Resolution #253 Adopted on April 19, 2016 EPCAL Playground – Budget Amendment, so moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #744

Councilman Wooten: "Accepts the Highway Superintendent's Personnel Report and Request for Town Board Resolution to Effectuate Personnel Request (Thomas Vance), so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #745

Councilwoman Giglio: "Authorizes Publication of Help Wanted Advertisement for an Auto Mechanic II, so moved."

Councilman Hubbard: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #746

Councilman Hubbard: "Appoints a Cook, (Joanna Sawaya) so moved."

Councilman Wooten: "I second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #747

Councilman Wooten: "Appoints an Administrative Assistant (Emily Toth), so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #748

Councilwoman Giglio: "Accepts the Retirement of a Senior Account Clerk Typist (Joanne Krajewski), so moved."

Councilman Hubbard: "Seconded"

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #749

Councilman Hubbard: “Accepts the Resignation of a Network and Systems Technician (Martin Lynch), so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes, Walter, yes. Resolution adopted.”

Resolution #750

Councilman Wooten: “Authorizes the Town Clerk to Publish and Post a Notice of Public Hearing for a Special Permit for Country Wood Village (Gendot Associates, Inc.), so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #751

Councilwoman Giglio: “Authorizes the Town Clerk to Publish and Post Notice for a Public Hearing for a Special Permit for North Fork Auto Body, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #752

Councilman Hubbard: “Authorization to Publish Advertisement for Fertilizer and Lawn Chemicals, so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #753

Councilman Wooten: "Authorization to Publish Advertisement for Town Wide Printing, so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #754

Councilwoman Giglio: "Awards Bid for truck Parts, so moved."

Councilman Hubbard: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #755

Councilman Hubbard: "Ratifies the Appointment of a Call-in Assistant Recreation Leader to the Recreation Department (Melissa Muller), so moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #756

Councilman Wooten: "Appoints Call-in Recreation Aide to the Recreation Department (Joseph Ryan), so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #757

Councilwoman Giglio: “Appoints a Call0in Recreation Specialist to the Recreation Department (Jaclyn Zilnicki), so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #758

Councilman Hubbard: “Ratifies the Appointment of a Call-in Personnel to the Recreation Department, so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #759

Councilman Wooten: “Authorizes Town Clerk to Publish and Post Notice of Public Hearing to Consider the Adoption of the 2017 Preliminary Annual Budget for the Town of Riverhead, so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #760

Supervisor Walter: “760 is going to be a special Town Board meeting on a Thursday for unsafe structure because that could go long so the 18th, that’s Thursday Diane?”

Councilman Wooten: “The 17th.”

Councilwoman Giglio: “November 17th.”

Councilwoman Giglio: “Authorizes Town Clerk to Publish and Post a Public Notice for a Public Hearing Regarding an Alleged Unsafe Structure Located at 212 Trout Brook Lane,

Riverhead, Suffolk County, New York, SCTM #600-85-2-095.019 Pursuant to Chapter 217, Part 4 of the Riverhead Town Code, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #761

Councilman Hubbard: “Amends Resolution #683 of 2016 (29 Lewis Street Board Up Order), Resolution 684.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution is adopted.”

Resolution #762

Councilman Wooten: “Approves the Chapter 255 application of Costco Wholesale #785 (Retail Sale of Christmas Trees to Warehouse Members), so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #763

Councilwoman Giglio: “Approves the Chapter 255 Application of HTBAD Inc. (Happy Fest – Obstacle Course and Festival” – Saturday, October 15, 2016), so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, no. Resolution adopted.”

Resolution #764

Councilman Hubbard: “Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider Amendments to Chapter 273 Entitled “Solid Waste” of the Riverhead Town Code, so moved.”

Councilman Wooten: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #765

Councilman Wooten: “Authorizes Settlement with Harold Newman and with National Liability & Fire Insurance Co. for Property Damage to the Town of Riverhead Highway Street Sweeper, so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #766

Councilwoman Giglio: “Ratifies Issuance of a Letter by the Supervisor to the Suffolk County Department of Health Services Allowing the Use of Pine Barrens Credits Originated from Property Located in Riverhead (Farmingville Associates), so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes, Resolution adopted.”

Resolution #767

Councilman Hubbard: “Approves Chapter 255 Application of Railroad Museum of Long Island (Toy Train Play Days – October 8 and October 9, 2016), so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #768

Supervisor Walter: “Just a quick discussion on this. Barbara (Inaudible) talked to Jill and as many times we go through these resolutions and change the code we miss things and we can’t change it because it’s already been published but if you look at page two of Resolution 768 it says hospital landing site for reception and transfer of emergency and trauma patients, I want people to understand that means helicopter. It should have been helicopter landing site. I just read it quick; I just, you know, it’s moving the landing pad so I don’t think we can change it but that’s what I think the legislative intention to get adopted is and there was one typo that Bob will fix in the ultimate adoption. That’s C in the resolve but that’s not a big issue, hospital should be helicopter landing pad. I don’t know how we missed that but we did. Thank you Barbara. So if you could move that, we’ll leave it, it is what it is. Legislative intend means that we want the hospital to have a helicopter pad.”

Councilman Wooten: “Town Board Authorizes Town Clerk to Publish and Post Notice for the Town Board to Classify the Action as Type I Action Pursuant to SEQRA, Request Lead Agency Status, Consider an Amendment to the Comprehensive Plan and Zoning Map and to Change the Zoning Classification of Certain Parcels from Shopping Center (SC) to Hospital (H) Zoning Use District Along Roanoke Avenue, Riverhead, New York, so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #769

Councilwoman Giglio: “Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 301 Entitled “Zoning and Land Development” of the Riverhead Town Code, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “So just a quick discussion on this one too. I’m not sold on us doing this but we are probably going to do this because we want to get this cardiac catheterization (inaudible) but we probably, again Barbara, thank you. If you look at page three of this resolution, paragraph one, it talks about *site plans will be reviewed by the Town Board* but really the review, the legislative intent is, what the Planning Board had was review, approve and approve with modifications (inaudible) site plans so when we have the public hearing we’re going to specify that that review means because this has been published already and to try move this through so that we don’t lose our bid for the cardiac catheterization lab but that review should mean review, approve, approve with modifications or disapprove site plan so Barbara again, thank you. This one I really didn’t pay too much attention to. I’m not a big fan of this but the State of New York put us in this precarious situation where we’re competing to get this cardiac catheterization so if we can move that and we understand where that is.

Councilman Wooten: "I do, it says (inaudible) right?"

Supervisor Walter: "That's for the Planning Board. We need for us.

Councilman Wooten: "Ok, I see. (inaudible)

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #770

Councilman Hubbard: "Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 301 entitled "Zoning and Land Development" of the Riverhead Town Code, so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "This one, there was just one thing but I don't think we have to worry about it too much. This one when you look at the hospital, I don't think this matters too, too much but under the permitted uses it talks about *no building or land shall be used and no building shall be erected except for one or more of the specified uses*. It also should say *or special permit uses*. I don't know who we're going to fix that. We're going to understand what it is. That was a change in the eleventh hour to make, what the parking garage is special permit use? No, the height, it was the height because the elevator shaft. We can't change it. I'll put it on the record for the public hearing. It is in there, it would have been cleaner in that but I don't think that matters. What matters is that I have to take Barbara's notes and make sure at the public hearing that I incorporate them into the record because they're good comments."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted."

Resolution #771

Councilman Wooten: "Accepts Resignation of a Member from the Architectural Review Board (Richard Searles), so moved."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Hubbard, yes; Giglio."

Councilwoman Giglio: “It will be sad to see Rick go sitting on the Architectural Review Board for the last six years. He’s been there since its inception which is twenty-eight years and if you took a look at the way plans came in and what they looked like in the finished product after the design professionals on the Architectural Review Board get through looking at it you’d be amazed at what great work they do to make the applications better and esthetics for the Town so I thank him for his service and hopefully one of these evenings we’ll be presenting him with a Proclamation for twenty-eight years of service on the Architectural Review Board and I’m sorry to see him go, yes.”

Vote Continued: “Wooten.”

Councilman Wooten: “He did a nice (inaudible), yes.”

Vote Continued: “Walter, yes. Resolution adopted.”

Resolution #772

Councilwoman Giglio: “Appoints a Member to the Architectural Review Board (Kelly Shauger), so moved.”

Councilman Hubbard: “Seconded”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #773

Councilman Hubbard: “Amends Resolution #720 of 2016 (Approves the Chapter 255 Application of Sports Car Club America New York Region – Solo Driving Event), so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #702

Councilman Wooten: “Pays Bills, so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

Resolution #775

Supervisor Walter: “Can I get a motion? The Town Justice Court would like to apply for a Grant up to thirty thousand dollars to assist localities in the operation of their Justice Court to purchase equipment, furniture and supplies and they have to get this Grant application I think today so we don’t mind them applying for the Grant.”

Councilman Wooten: “This is Resolution 775?”

Supervisor Walter: “So, if we can take that off the floor.”

Councilman Wooten: “I make a motion we take Resolution 775 off the floor, so moved.

Councilwoman Giglio “Second.”

Supervisor Walter: “Moved and seconded to take it off the floor.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution 775 is taken off the floor.”

Councilman Wooten: “Approves the Submission of a Grant Application to the State of New York Unified Court System, so moved.”

Councilman Hubbard: “Seconded”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Walter, yes. Resolution adopted.”

PUBLIC HEARING

Supervisor Walter: “Alright, I’m going to reopen the public hearing for the Consideration of a Local Law to Amend the Preservation Fund Project Plan to Include a Project Plan for Water Quality Improvement Projects and we can leave this open for written comment and adopt it at the next Board meeting should the Board see fit. So I will close the public hearing for that and leave it open for public comment to October 14th, 4:30 in the Clerk’s office.”

**Public Hearings Closed at 3:40 p.m.
Left Open for Written Comment until October 14, 2016, 4:30 p.m.**

Supervisor Walter: “Is there anybody who wishes to address the Town Board on any issues. We ask that you limit your comments to five minutes. Not seeing anybody can I get a motion to adjourn?”

Councilman Wooten: “Seconded.”

Supervisor Walter: “All in favor, aye? Opposed? Abstentions? Town Board meeting is closed.”

Meeting Adjourned at 3:40 p.m.