

**Adopted**

9/2/97

TOWN OF RIVERHEAD

Resolution # 719

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST  
PUBLIC NOTICE RE: CHANGE OF MEETING**

COUNCILMAN PRUSINOWSKI offered the following resolution,

which was seconded by COUNCILMAN LULL:

**RESOLVED**, that the Town Clerk be and is hereby directed to publish the following public notice regarding the change of time of the next regularly scheduled Town Board meeting once in the September 10, 1997 issue of **The Suffolk County Life**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard(s) in Town Hall.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that the time for the next regularly scheduled meeting of the Town Board, to be held on September 16, 1997, at Town Hall, 200 Howell Avenue, Riverhead, New York, shall be at **2:00 P.M.** on that day.

Dated: Riverhead, New York  
September 2, 1997.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

# Adopted

9/2/97

## TOWN OF RIVERHEAD

Resolution # 720

### AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH SPRINT SPECTRUM, L.P.

COUNCILMAN LULL

offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI:

**WHEREAS**, Sprint Spectrum, L.P. has made application to the Town Board of the Town of Riverhead to consider leasing a portion of real property owned by the Riverhead Water District at Route 58, Riverhead, New York, under terms and conditions mutually agreed upon between the parties; and

**WHEREAS**, a public hearing was held on the 19th day of August, 1997, wherein all persons wishing to be heard regarding the subject of the proposed lease were heard.

**NOW, THEREFORE, BE IT RESOLVED**, that the Supervisor, on behalf of the Riverhead Water District, be and is hereby authorizes to enter into a lease agreement with Sprint Spectrum, L.P., under terms and conditions mutually agreed upon between the parties; and

**BE IT FURTHER RESOLVED**, that the Town Clerk shall forward certified copies of this resolution to Gary Pendzick, Superintendent; Pierre G. Lundberg, Esq.; Allen Smith, Esq.; Sprint Spectrum, L.P.; and the Accounting Department.

### THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

9/2/97

**Adonted**

TOWN OF RIVERHEAD  
Resolution #721  
AUTHORIZES SUPERVISOR TO EXECUTE EASEMENT AGREEMENTS  
RE: WADING RIVER HIGH PRESSURE ZONE

Adopted \_\_\_\_\_

COUNCILMAN KWASNA offered the following resolution which was seconded by COUNCILMAN WITTMIEIER,

RESOLVED, that the Supervisor be and is hereby authorized to execute any and all easement agreements necessary to effectuate the installation of water mains and appurtenances necessary to complete the Wading River High Pressure zone project.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

# Adopted

September 2, 1997

## TOWN OF RIVERHEAD

RESOLUTION # 722

### DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF ACTION CLARISSA ROESLER (CORWIN HOUSE) – SPECIAL PERMIT & SITE PLAN

COUNCILMAN WITTMEIER offered the following resolution, which was seconded by COUNCILMAN KWASNA:

**WHEREAS**, the Riverhead Town Board is in receipt of a special permit petition from Clarissa Roesler and Mary Louise Conti pursuant to Section 108-39 B(6) of the Town Code for operation of a bed & breakfast facility in an existing dwelling located on a .4 acre parcel zoned Business 'C' and known specifically as SCTM No. 0600-126-1-40, and

**WHEREAS**, a Full Environmental Assessment Form was, together with supporting documentation, submitted as part of the petition, and

**WHEREAS**, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional and in this case unnecessary, and

**WHEREAS**, the Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant effect upon the environment, now

#### **THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself to be the Lead Agency in the special permit application of Clarissa Roesler, and

#### **BE IT FURTHER**

**RESOLVED**, that the application be considered to be an Unlisted Action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement need not be prepared, and

#### **BE IT FURTHER**

**RESOLVED**, that this classification and determination be considered valid for any related site plan approval, and

**BE IT FURTHER**

**RESOLVED**, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department and the applicant or his agent and to forward the petition to the Riverhead Planning Board for their report and recommendation.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

# Adopted

September 2, 1997

## TOWN OF RIVERHEAD

Resolution # 723

### AMENDS SITE PLAN OF VINEYARD CATERERS (FENCE)

**COUNCILMAN PRUSINOWSKI**

\_\_\_\_\_ offered the following resolution, which was

seconded by **COUNCILMAN LULL** \_\_\_\_\_:

**WHEREAS**, by Resolution # 233 and 339, dated April 2, 1996, and May 7, 1996, respectively, the Riverhead Town Board did approve the site plan of David Riley, as agent for The Vineyard Caterers for elevation changes, addition of a deck, and attendant site improvements located at the north side of NYS Route 25, Aquebogue, New York, known and designated as Suffolk County Tax Map Number 0600-67-2-1, and

**WHEREAS**, David Riley, as agent for The Vineyard Caterers has requested that a modification of said site plan approval in regard to the construction of an eight (8) foot high decorative fence, and the installation of a pond be approved by the Riverhead Town Board, and

**WHEREAS**, the Planning Department has reviewed such modification and has recommended that the Town Board accept such modification, and

**WHEREAS**, this Town Board has reviewed the modification aforementioned, and

**WHEREAS**, the site plan amendment fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 97-7019 of the Office of the Supervisor of the Town of Riverhead;

### **NOW, THEREFORE BE IT**

**RESOLVED**, that the Town Board of the Town of Riverhead does amend the site plan approval of David Riley, as agent for The Vineyard Caterers to provide for the following:

the construction of an eight (8) foot high decorative fence, and the installation of a pond,  
and

### **BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to David Riley, as agent for The Vineyard Caterers, the Riverhead Planning Department, Building Department, Town Engineer, Assessors' Office, and Office of the Town Attorney.

# Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 724

**APPROVES SITE PLAN OF PGC ASSOCIATES (GOLF DAY &  
WOODWORKER'S WAREHOUSE)**

**COUNCILMAN LULL** offered the following resolution,  
which was seconded by **COUNCILMAN PRUSINOWSKI** :

**WHEREAS**, a site plan and elevations were submitted by Lou DelRosso, as agent for PGC Associates, for the installation of two (2) rollup doors in the rear building wall, located at Riverhead Plaza, Old Country Road (CR 58), Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-104-2-18 & 19; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last August 15, 1997, as prepared by Wagner Architecture & Design, 57 Rollstone Avenue, West Sayville NY 11796, and elevations dated last August 15, 1997, as prepared by Wagner Architecture & Design, 57 Rollstone Avenue, West Sayville NY 11796, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

**WHEREAS**, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Type II Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

**WHEREAS**, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 97- 23101 of the Office of the Supervisor of the Town of Riverhead; and;

**WHEREAS**, this Town Board has reviewed the site plan and elevations aforementioned.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Lou DelRosso, as agent for PGC Associates, for the installation of two (2) rollup doors in the rear building wall, located at Riverhead Plaza, Old Country Road (CR 58), Riverhead, New York, site

plan dated last August 15, 1997, as prepared by Wagner Architecture & Design, 57 Rollstone Avenue, West Sayville NY 11796, and elevations dated last August 15, 1997, as prepared by Wagner Architecture & Design, 57 Rollstone Avenue, West Sayville NY 11796, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead 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 Clerk and a 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's Office and filed with the Riverhead 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 pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. 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 stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, PGC Associates, LLC, c/o Philips International hereby authorizes and consents to the Town ;of Riverhead to

enter premises at Riverhead Plaza, Old Country Road (CR 58), Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and letter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
15. That this approval shall be subject to the removal of all sand and debris from the paved area at the rear of the affected building area, as delineated on the site plan approved herein and initialed by a majority of the Town Board, as well as an application of sealcoat of asphalt in said area;
16. That all parking stalls required for the uses affected by this approval shall be striped in accordance with Town Code requirements;
17. That the south and east building walls shall be painted with graffiti proof paint;
18. That the residential uses to the south and east shall be completely buffered from view with evergreen plantings and with the installation of plastic slats with an interlocking top mechanism in the existing chain link fence, as indicated on the site plan approved herein and initialed by a majority of the Town Board;
19. That all dumpsters and compactors shall be enclosed, as indicated on the site plan approved herein and initialed by a majority of the Town Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Lou DelRosso, as agent for PGC Associates, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

### THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1997, made by PGC Associates, LLC, c/o Philips International, residing at 417 5th Avenue, New York NY 10016, Declarant:

### WITNESSETH:

**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 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 and 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. That the provisions of the **Riverhead 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 pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. 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 stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, PGC Associates, LLC, c/o Philips International hereby authorizes and consents to the Town of Riverhead to enter premises at Riverhead Plaza, Old Country Road (CR 58), Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall pose a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarant has hereunto set his/her hand and seal the day and year above first written.

**PGC ASSOCIATES, LLC**

By: \_\_\_\_\_

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me personally came \_\_\_\_\_, to me known, and known to me to be one of the members of the firm of \_\_\_\_\_, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

\_\_\_\_\_  
NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me personally came \_\_\_\_\_ who, being sworn by me, did depose and say: that (s)he is the \_\_\_\_\_ of \_\_\_\_\_; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

\_\_\_\_\_  
NOTARY PUBLIC

# Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 725

**AMENDS SITE PLAN OF NORTHEAST CHRISTIAN BOOKSTORE**

**COUNCILMAN KWASNA**

\_\_\_\_\_ offered the following resolution,

which was seconded by **COUNCILMAN WITTMEIER** \_\_\_\_\_:

**WHEREAS**, by Resolution # 157, dated March 4, 1997, the Riverhead Town Board did approve the site plan of Douglas M. Noble, as agent for the Northeast Christian Bookstore for facade alterations to a building for retail use located at 67 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-128-2-76.2, and

**WHEREAS**, Douglas M. Noble, as agent for the Northeast Christian Bookstore has requested that a modification of said site plan approval in regard to changes in the materials of the front building elevation, as per a sketch dated in-house August 13, 1997, as prepared by Martin F. Sendlewski, AIA, 209 East Avenue, Riverhead be approved by the Riverhead Town Board, and

**WHEREAS**, the Planning Department has reviewed such modification and has recommended that the Town Board accept such modification, and

**WHEREAS**, this Town Board has reviewed the modification aforementioned, and

**WHEREAS**, the site plan amendment fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 97-23406 of the Office of the Supervisor of the Town of Riverhead;

**NOW, THEREFORE BE IT**

**RESOLVED**, that the Town Board of the Town of Riverhead does amend the site plan approval of Douglas M. Noble, as agent for the Northeast Christian Bookstore to provide for the following:

changes in the materials of the front building elevation, as per a sketch dated in-house August 13, 1997, as prepared by Martin F. Sendlewski, AIA, 209 East Avenue, Riverhead, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Douglas M. Noble, as agent for the Northeast Christian Bookstore, the Riverhead Planning Department, Building Department, Town Engineer, Assessors' Office, and Office of the Town Attorney.

### THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

# Adopted

9/2/97

## TOWN OF RIVERHEAD

Resolution # 726

### RELEASES PERFORMANCE BOND OF ST. JOHN THE BAPTIST CHURCH

COUNCILMAN WITTMEIER

offered the following resolution, was seconded by

COUNCILMAN KWASNA :

**WHEREAS**, St. John the Baptist Church has posted a performance bond in the sum of \$10,000.00 representing the 5% site plan bond pursuant to Section 108-133 I. of the Riverhead Town Code; and

**WHEREAS**, pursuant to memorandum dated August 25, 1997 from Sharon E. Klos, Building Permits Coordinator, said construction has been completed to the Building Department's satisfaction and Certificate of Occupancy #13613 has issued for said construction.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the release of said performance bond in the sum of Ten Thousand and 00/100 (\$10,000.00) Dollars; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to St. John the Baptist Church, N. Country Road, Wading River, New York, 11792; the Building Department; the Planning Department and the Accounting Department.

### THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

# Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 727

**AMENDS SITE PLAN OF KENNETH B. ZAHLER - COMMERCIAL BUILDING**

**COUNCILMAN PRUSINOWSKI** offered the following resolution,

which was seconded by **COUNCILMAN LULL** :

**WHEREAS**, by Resolutions # 305 and 503, dated May 7, 1991, and August 18, 1992, respectively, the Riverhead Town Board did approve the site plan of Kenneth B. Zahler for the construction of a 2525 square foot commercial building, and attendant site improvements, located at the south side of Route 58, east of Ostrander Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-104-2-2, and

**WHEREAS**, Kenneth B. Zahler has requested that a modification of said site plan approval in regard to the location of an above ground propane storage tank, for use only as a means of heating and food preparation, as per a site plan dated last August \_\_, 1997, as prepared by Joseph A. Ingegno, LS, PO Box 1930, Riverhead NY 11901 be approved by the Riverhead Town Board, and

**WHEREAS**, the Planning Department has reviewed such modification and has recommended that the Town Board accept such modification, and

**WHEREAS**, this Town Board has reviewed the modification aforementioned, and

**WHEREAS**, the site plan amendment fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 97-23207 of the Office of the Supervisor of the Town of Riverhead;

**NOW, THEREFORE BE IT**

**RESOLVED**, that the Town Board of the Town of Riverhead does amend the site plan approval of Kenneth B. Zahler to provide for the following:

the location of an above ground propane storage tank, for use only as a means of heating and food preparation, as per a site plan dated last August \_\_, 1997, as prepared by Joseph A. Ingegno, LS, PO Box 1930, Riverhead NY 11901, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kenneth B. Zahler, the Riverhead Planning Department, Building Department, Town Engineer, Assessors' Office, and Office of the Town Attorney.

### THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

9/2/97

## TOWN OF RIVERHEAD

Resolution # 728

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PROPOSED LOCAL LAW TO CONSIDER REPLACING THE EXISTING CHAPTER 101 OF THE RIVERHEAD TOWN CODE WITH A NEW CHAPTER 101 (VEHICLES AND TRAFFIC)**

**COUNCILMAN LULL**

offered the following resolution, was seconded by

**COUNCILMAN PRUSINOWSKI :**

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice once in the September 10th issue of the Suffolk County Life Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Police Department; the Building Department; the Planning Department; and the Towns of Brookhaven, Southold and Southampton.

## THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead, in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 16th day of September, 1997 at 2:10 o'clock p.m. to consider a proposed local law to delete and repeal the existing Chapter 101 (Vehicles and Traffic) replacing it with a new Chapter 101 of the Riverhead Town Code (Vehicles and Traffic).

A copy of the entire text of the proposed local law will be available for review at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, Monday through Friday, between the hours of 8:30 a.m and 4:30 p.m.

Dated: Riverhead, New York  
September 2, 1997

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD**

**BARBARA GRATTAN, Town Clerk**

# Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 729

**APPROVES SITE PLAN OF WEST MARINE (ROLLUP DOOR  
INSTALLATION)**

COUNCILMAN KWASNA offered the following resolution,

which was seconded by COUNCILMAN WITTMEIER :

**WHEREAS**, a site plan and elevations were submitted by Martin F. Sendlewski, as agent for West Marine, for the installation of a rollup door, located at East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-129-1-10; and

**WHEREAS**, the Planning Department has reviewed the site plan and elevations dated August 13, 1997, as prepared by Martin F. Sendlewski, AIA, 209 East Avenue, Riverhead NY 11901, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

**WHEREAS**, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Type II Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

**WHEREAS**, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 97-\_\_\_\_\_ of the Office of the Supervisor of the Town of Riverhead; and;

**WHEREAS**, this Town Board has reviewed the site plan and elevations aforementioned.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Martin F. Sendlewski, as agent for West Marine, for the installation of a rollup door, located at East Main Street, Riverhead, New York, site plan and elevations dated August 13, 1997, as prepared by Martin F. Sendlewski, AIA, 209 East Avenue, Riverhead NY 11901, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead 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 Clerk and a 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's Office and filed with the Riverhead 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 pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
7. That pursuant to Section 108-1331 of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
8. That this approval shall be subject to payment of the site plan review fee, prior to the issuance of a building permit; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Martin F. Sendlewski, as agent for West Marine, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

### THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1997, made by Ben Haco Management Association, Inc., residing at c/o Fredrick & Goglio, 500 Merrick Road, Rockville Centre NY 11570, Declarant:

### WITNESSETH:

**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 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 and 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. That the provisions of the **Riverhead 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 pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

- 4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
- 5. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
- 6. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall pose a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

Declarant has hereunto set his/her hand and seal the day and year above first written.

**BEN HACO MANAGEMENT ASSOCIATION, INC.**

By: \_\_\_\_\_

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me personally came \_\_\_\_\_ who, being sworn by me, did depose and say: that (s)he is the \_\_\_\_\_ of \_\_\_\_\_; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

\_\_\_\_\_

9/2/97

# Adopted

## TOWN OF RIVERHEAD

Resolution # 730

### REFERS OLIVER STREET, RIVERHEAD, CHANGE OF ZONE TO PLANNING BOARD

COUNCILMAN WITTMEIER offered the following resolution, was seconded by COUNCILMAN KWASNA :

**WHEREAS**, certain residents of Oliver Street, Riverhead, have submitted letters in support of the amendment of the of the Zoning Use District to the exclusion of the existing Residence C District; and

**WHEREAS**, the Town Board be and hereby determines that it is proper and fitting for said change of zone to be reviewed by the Planning Board.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead be and hereby refers the zone change for Oliver Street, Riverhead, to the Planning Board for its review and report; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Planning Department and the Planning Board.

### THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

9/2/97

1331

**Adopted**

TOWN OF RIVERHEAD

Resolution # 731

**REJECTS BIDS FOR SUFFOLK THEATER INTERIOR  
RENOVATIONS**

**COUNCILMAN PRUSINOWSKI** offered the following resolution, was seconded by

**COUNCILMAN LULL** :

**WHEREAS**, the Town Clerk was authorized to publish and post Notices to Bidders for Suffolk Theater interior renovations.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead wishes to reject any and all bids submitted for the above project; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to return all bid bonds submitted for the above project; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Office of the Town Engineer.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

# Adopted

SEPTEMBER 2, 1997

TOWN OF RIVERHEAD

RESOLUTION # 732

AUTHORIZATION TO PUBLISH BID  
STEEL TOE SAFETY SHOES & BOOTS

COUNCILMAN LULL OFFERED THE FOLLOWING RESOLUTION  
WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI :

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR STEEL TOE SAFETY SHOES & BOOTS FOR USE BY THE TOWN OF RIVERHEAD.

BE IT RESOLVED, THAT THE TOWN CLERK BE, AND HEREBY IS, AUTHORIZED TO FORWARD A COPY OF THIS RESOLUTION TO ALL DEPARTMENTS.

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

TOWN OF RIVERHEAD  
NOTICE TO BIDDERS

Sealed bids for the purchase of STEEL TOE SAFETY SHOES & BOOTS for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York 11901, until 11:00 p.m. on SEPTEMBER 24, 1997.

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

All bids are to be submitted in a sealed envelope bearing the designation BID FOR STEEL TOE SAFETY SHOES & BOOTS.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

# Adopted

September 2, 1997

## TOWN OF RIVERHEAD

Resolution # 733

### APPROVES SPECIAL PERMIT OF JAMES STAKEY – COMMERCIAL GREENHOUSE

**COUNCILMAN KWASNA**

\_\_\_\_\_ offered the following resolution which

was seconded by **COUNCILMAN WITTMEIER** \_\_\_\_\_

**WHEREAS**, the Town Board of the Town of Riverhead is in receipt of a special permit petition from James Stakey to allow the expansion of a nonconforming, agricultural use (greenhouse, commercial) upon real property located at West Lane, Aquebogue, New York such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-45-1-10.2 & 0600-45-1-11.4, and

**WHEREAS**, the Riverhead Town Board by resolution #618 of 1997 deemed said petition to be a Unlisted action pursuant to 6NYCRR Part 617.5(c)(9), and

**WHEREAS**, the petition was referred to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the approval of the petition, and

**WHEREAS**, a public hearing on the petition was not held since less than ten percent (10%) of the property would be affected by the proposed improvements, and

**WHEREAS**, the Town Board has carefully considered the merits of the petition, the SEQR record created to date, the report of the Planning Department, the report of the Planning Board, as well as all other relevant planning, zoning, and environmental information, now

### **THEREFORE, BE IT**

**RESOLVED**, that in the matter of the special permit petition, the Riverhead Town Board hereby makes the following findings:

**FIRST:** That the premises are currently categorized as a nonconforming agricultural land use within the Residence A Zoning Use District;

**SECOND:** That the use is considered to be an expansion of a nonconforming agricultural use;

**THIRD:** That the real property is suitable for the location of such use within the community;

FOURTH: That the plot area is sufficient, appropriate and adequate for the use and reasonable expected expansion thereof;

FIFTH" That the proposed use is located in such a manner as not to impact upon the enjoyment of neighboring real property, and

**BE IT FURTHER**

**RESOLVED**, that based upon its findings, the Riverhead Town Board approves the special permit petition of James Stakey to allow the construction of 13,000 square feet of commercial greenhouses upon the subject real property; and

**BE IT FURTHER**

**RESOLVED**, that the special permit is hereby conditioned by a restriction upon the sake of goods at retail as a function of the special permit use, and

**BE IT FURTHER**

**RESOLVED**, that certified copies of this resolution be forwarded to the Building Department, Planning Department and Charles R. Cuddy, Esq. agent for the applicant.

**THE VOTE**

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

September 2, 1997

# Adopted

TOWN OF RIVERHEAD

Resolution # 734

**APPOINTS ACCOUNT CLERK TYPIST**

**IN THE ACCOUNTING DEPARTMENT**

COUNCILMAN WITTMEIER

offered the following resolution ,

which was seconded by

COUNCILMAN KWASNA

**WHEREAS**, due to the resignation of Nadia Chiaramonte, the position of Account Clerk Typist exists in the Accounting Office; and

**WHEREAS**, the Suffolk County Civil Service Department has notified the Town of Riverhead that Account Clerk Typist List #97A-254 has been exhausted, and thereby the Department has approved a provisional appointment; and

**WHEREAS**, the position was duly posted and advertised and, subsequent to interviews, a recommendation was made to the Town Board Personnel Committee.

**NOW, THEREFORE, BE IT RESOLVED**, effective September 15, 1997 the Town Board hereby appoints Trisha Green, provisionally, to the position of Account Clerk Typist on Step P, Group 9 of the Clerical & Supervisory Salary Structure of the CSEA Contract; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Trisha Green and the Office of Accounting.

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

# Adopted

September 2, 1997

## TOWN OF RIVERHEAD

Resolution # 735

**AUTHORIZES THE ESTABLISHMENT OF A PETTY CASH ACCOUNT**  
**FOR THE DOG POUND**

**COUNCILMAN PRUSINOWSKI** offered the following resolution ,  
 which was seconded by **COUNCILMAN LULL**

**BE IT, RESOLVED**, the Town Board hereby authorizes the establishment of a petty cash account for the Town of Riverhead Dog Pound in the amount of \$50 (fifty dollars); and

**BE IT, FURTHER, RESOLVED**, that said petty cash account is assigned to DCO I, David Halliday; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Chief Grattan, DCO I David Halliday at the Dog Pound and the Office of Accounting.

## THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon  
duly adopted.

Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 736

POLICE ATHLETIC LEAGUE

BUDGET ADJUSTMENTS

COUNCILMAN LULL offered the following resolution ,  
which was seconded by COUNCILMAN PRUSINOWSKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustments:

004.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$1,510.
004.031200.540000	PAL PROGRAMS	TO:	\$1,000.
004.076250.543607	BASEBALL UMPIRES		510.

**THE VOTE**

- Wittmeier      Aye     Nay
- Kwasna        Aye     Nay
- Lull            Aye     Nay
- Prusinowski    Aye     Nay
- Stark           Aye     Nay

The Resolution was thereupon duly adopted.

September 2, 1997

**Adopted**

TOWN OF RIVERHEAD

Resolution # 737**HIGHWAY DEPARTMENT****BUDGET ADJUSTMENT****COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution ,  
 which was seconded by **COUNCILMAN PRUSINOWSKI**

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

111.051400.547504	GARBAGE EXPENSE	<b>FROM:</b>	\$20,000.
111.051400.541306	DRAINAGE	<b>TO:</b>	\$20,000.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

September 2, 1997

# Adopted

TOWN OF RIVERHEAD

Resolution # 738

**WENDELKEN WATER EXT #50**

**CAPITAL PROJECT**

**BUDGET ADOPTION**

**COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution ,  
which was seconded by **COUNCILMAN PRUSINOWSKI** \_\_\_\_\_

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget:

06.092705.421050.60019      DEVELOPER FEES      **FROM:** \$2,000.

406.083200.543501.60019      ENGINEERING EXPENSES      **TO:** \$2,000.

## THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

September 2, 1997

# Adopted

TOWN OF RIVERHEAD

Resolution # 739

**MANORVILLE WATER EXT #51**

**CAPITAL PROJECT**

**BUDGET ADOPTION**

**COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution ,

which was seconded by **COUNCILMAN PRUSINOWSKI**  
\_\_\_\_\_

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget:

**FROM:**

106.092705.421050.60023

SUFFOLK COUNTY WATER AUTHORITY \$2,000.

**TO:**

406.083200.543501.60023

ENGINEERING EXPENSES \$2,000.

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

# Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 740

**SEWER HOOK-UP FEE RESERVE**

**CAPITAL PROJECT**

**BUDGET ADOPTION**

**COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution ,

which was seconded by **COUNCILMAN PRUSINOWSKI** \_\_\_\_\_

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget:

406.092705.421050.60050      DEVELOPER FEES      **FROM:**  
\$100,000.

406.081300.543504.6005      ENGINEERING EXPENSE      **TO:**  
\$100,000.

## THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

September 2, 1997

**Adopted**

TOWN OF RIVERHEAD

Resolution # 741**CORWIN BENJAMIN HOUSES INTERIOR RENOVATIONS****CAPITAL PROJECT****BUDGET ADJUSTMENT****COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution ,  
**COUNCILMAN PRUSINOWSKI**  
 which was seconded by \_\_\_\_\_

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.099500.485500.40036    TRANS FROM COMM DEV BLOCK GRANT    **FROM:** \$9,000.

406.075200.523011.40036    INTERIOR RENOVATIONS    **TO:** \$9,000.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

# Adopted

September 2, 1997

TOWN OF RIVERHEAD

Resolution # 742

GENERAL FUND

BUDGET ADJUSTMENTS

COUNCILMAN LULL

\_\_\_\_\_ offered the following resolution ,

which was seconded by COUNCILMAN PRUSINOWSKI

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustments:

		<b>FROM:</b>	
001.031200.524223	POLICE, TELEPHOTO EQUIPMENT		\$ 1,200.
001.090100.581500	NYS RETIREMENT, NON-POLICE RETIREMENT		11,000.

		<b>TO:</b>	
001.014200.543400	TOWN ATTORNEY, EDUCATION EXPENSE		\$ 1,000.
001.031200.524501	POLICE, PRISONER SHIELDS		1,200.
001.075200.540000	HISTORICAL PROPERTIES, CONTRACTUAL EXP		10,000.

## THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

September 2, 1997

# Adopted

## TOWN OF RIVERHEAD

Resolution # 743

### AUTHORIZES PLANNING BOARD TO PREPARE A COMPREHENSIVE MASTER PLAN FOR THE TOWN OF RIVERHEAD

COUNCILMAN PRUSINOWSKI offered the following resolution which  
was seconded by COUNCILMAN LULL

**WHEREAS**, the Town Board of the Town of Riverhead desires to revise the Comprehensive Master Plan of the Town of Riverhead, and

**WHEREAS**, a draft request for proposals and qualifications in order to effect such Master Plan revision has been prepared by the Planning Department, and

**WHEREAS**, the Riverhead Town Board desires that the Riverhead Planning Board be the appropriate authority for the development of such comprehensive plan, now

#### **THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board, pursuant to Section 272-a of the Town Law hereby directs the Riverhead Planning Board to prepare a comprehensive revision of the Master Plan of the Town of Riverhead (McCrosky-Reuter, 1973), and

#### **BE IT FURTHER**

**RESOLVED**, that the Town Board hereby directs the Town Planning Director to assist the Planning Board in the preparation of such plan, and

#### **BE IT FURTHER**

**RESOLVED**, that upon the execution of a contract by this Town Board to employ those experts necessary for the completion of such plan, the Town Board shall provide the Planning Board those monetary resources required for the completion of the Master Plan document, and

#### **BE IT FURTHER**

**RESOLVED**, that upon completion of the Comprehensive Master Plan to the satisfaction of the Planning Board, the Planning Board shall recommend by resolution, the proposed plan together with any caveats contained therein to this Town Board by resolution, and

**BE IT FURTHER**

**RESOLVED**, that certified copies of this resolution be forwarded to the Town of Riverhead Planning Board, Riverhead Planning Department and Riverhead Town Attorney.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

RESOLUTION # 744 ABSTRACT #39-97 AUGUST 27, 1997 (TBM 9/2/97)

**COUNCILMAN PRUSINOWSKI**

offered the following Resolution which was seconded by

**COUNCILMAN WITTMEIER**

FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 449,081.23	\$ 449,081.23
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ -	\$ 102.00	\$ 102.00
TEEN CENTER	005	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ -	\$ 10,163.66	\$ 10,163.66
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 16.70	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 1,417.61	\$ 1,417.61
HIGHWAY	111	\$ -	\$ 47,467.93	\$ 47,467.93
WATER	112	\$ -	\$ 29,774.43	\$ 29,774.43
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
SEWER	114	\$ -	\$ 16,041.91	\$ 16,041.91
REFUSE & GARBAGE COLLECTION	116	\$ -	\$ 139,161.04	\$ 139,161.04
STREET LIGHTING	116	\$ -	\$ 6,168.69	\$ 6,168.69
PUBLIC PARKING	117	\$ -	\$ 2,364.63	\$ 2,364.63
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 205.32	\$ 205.32
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ -	\$ 2,600.93	\$ 2,600.93
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ -	\$ -	\$ -
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ 2,702.38	\$ 2,702.38
RESIDENTIAL REHAB	179	\$ -	\$ 1,805.00	\$ 1,805.00
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 868.31	\$ 868.31
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ -	\$ -
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMP'S	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,626.46	\$ 1,626.46
SENIORS HELPING SENIORS	463	\$ -	\$ 1,668.05	\$ 1,668.05
EISEP	454	\$ -	\$ 694.88	\$ 694.88
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ -	\$ -
MUNICIPAL GARAGE	626	\$ -	\$ 3,249.28	\$ 3,249.28
TRUST & AGENCY	736	\$ -	\$ 473,036.41	\$ 473,036.41
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 11,669.42	\$ 11,669.42
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
<b>TOTALS</b>		\$ -	\$ 1,201,744.96	\$ 1,201,744.96

TOWN CLERK

RESOLUTION # 744 ABSTRACT #38-97 AUGUST 21, 1997 (FBM 9/2/97)**COUNCILMAN PRUSINOWSKI**

introduced the following Resolution which was seconded by

**COUNCILMAN WITTEMEIER**

FUND NAME		CD-8/18/97	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 3,850,000.00	\$ 19,700.64	\$ 3,869,700.64
PARKING METER	002	\$ 14,000.00	\$ -	\$ 14,000.00
AMBULANCE	003	\$ 22,000.00	\$ -	\$ 22,000.00
POLICE ATHLETIC LEAGUE	004	\$ 9,000.00	\$ 13.62	\$ 9,013.62
TEEN CENTER	005	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ -	\$ 822.20	\$ 822.20
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
HIGHWAY	111	\$ 600,000.00	\$ 637.44	\$ 600,637.44
WATER	112	\$ 1,200,000.00	\$ 11,591.50	\$ 1,211,591.50
REPAIR & MAINTENANCE	113	\$ 300,000.00	\$ -	\$ 300,000.00
SEWER	114	\$ 200,000.00	\$ 5,336.01	\$ 205,336.01
REFUSE & GARBAGE COLLECTION	115	\$ 340,000.00	\$ 317.73	\$ 340,317.73
STREET LIGHTING	116	\$ 300,000.00	\$ -	\$ 300,000.00
PUBLIC PARKING	117	\$ 85,000.00	\$ -	\$ 85,000.00
BUSINESS IMPROVEMENT DISTRICT	118	\$ 27,000.00	\$ 1,200.00	\$ 28,200.00
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ 30,000.00	\$ 13,742.21	\$ 43,742.21
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 125,000.00	\$ 1,473.70	\$ 126,473.70
UNEMPLOYMENT INSURANCE FUND	176	\$ 4,000.00	\$ -	\$ 4,000.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 8,722.30	\$ 8,722.30
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 7,000.00	\$ -	\$ 7,000.00
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ 600,000.00	\$ -	\$ 600,000.00
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ 35,000.00	\$ -	\$ 35,000.00
COMM DEVEL AGENCY CAP PROJECT	406	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 110,000.00	\$ 3,608.21	\$ 113,608.21
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ 8,000.00	\$ -	\$ 8,000.00
SENIORS HELPING SENIORS	453	\$ -	\$ 21.11	\$ 21.11
EISEP	454	\$ -	\$ 113.88	\$ 113.88
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 140,000.00	\$ 3,904.50	\$ 143,904.50
MUNICIPAL GARAGE	626	\$ 50,000.00	\$ 17,066.65	\$ 67,066.65
TRUST & AGENCY	735	\$ -	\$ 600.00	\$ 600.00
SPECIAL TRUST	736	\$ 300,000.00	\$ -	\$ 300,000.00
COMMUNITY DEVELOPMENT AGENCY	916	\$ -	\$ 45,164.44	\$ 45,164.44
JOINT SCAVENGER WASTE	918	\$ -	\$ 2,263.50	\$ 2,263.50
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
<b>TOTALS</b>		<b>\$ 8,356,000.00</b>	<b>\$ 136,299.74</b>	<b>\$ 8,492,299.74</b>

# Adopted

9/2/97

## TOWN OF RIVERHEAD

Resolution # 745

**AUTHORIZES THE ATTENDANCE OF SEWER PERSONNEL AT COURSES**

**COUNCILMAN PRUSINOWSKI**

offered the following resolution, was seconded by

**COUNCILMAN LULL** :

**WHEREAS**, Michael Reichel, Sewer Superintendent, has requested that Warren Alexander and Joseph Quigley, Sewer District employees, be authorized to attend a course entitled, "Waste Water Operations Treatment" offered by the Suffolk Community College, Ammerman Campus, to be held from October 6, 1997 to December 15, 1997 at a cost of \$380.00 plus \$75.00 for books per student; and

**WHEREAS**, Michael Reichel, Sewer Superintendent, has requested that William Nungesser be authorized to attend a course entitled, "Basic Waste Water Treatment Laboratory" offered by the Suffolk Community College, Ammerman Campus, to be held from October 1, 1997 to December 17, 1997 at a cost of \$185.00 plus \$75.00 for books per student.

**NOW THEREFORE BE IT RESOLVED**, that Sewer District employees Warren Alexander, Joseph Quigley and William Nungesser be and are hereby authorized to attend the aforementioned courses on the dates and at the costs above mentioned (to be paid in advance via purchase order and voucher); and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Michael Reichel, Sewer Superintendent the Accounting Department.

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

**The Resolution was thereupon duly adopted.**

9/2/97

## TOWN OF RIVERHEAD

Resolution # 746

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE DEMOLITION OF BUILDINGS OWNED BY SOMARGA, LLC PURSUANT TO CHAPTER 54 OF THE CODE OF THE TOWN OF RIVERHEAD ENTITLED, "UNSAFE BUILDINGS AND COLLAPSED STRUCTURES"**

**COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution, was seconded by

**COUNCILMAN PRUSINOWSKI**  
\_\_\_\_\_

**RESOLVED**, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider an demolition of certain buildings purportedly owned by Somarga, LLC, located at South Jamesport Avenue, South Jamesport, New York, further described as Suffolk County Tax Map #0600-90-1-34 and 0600-91-1-2; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Somarga, LLC, 115 Atlantic Avenue, Ste P 1, Hempstead, New York, 11550; the Building Department and the Assessor's Office.

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held on the 7th day of October, 1997 at 7:05 p.m. at Jamesport Community Center, South Jamesport Avenue, South Jamesport, New York to hear all interested persons to consider whether the owner of real property purportedly owned by Somarga, LLC, located at South Jamesport Avenue, South Jamesport, New York, known and designated as Suffolk County Tax Map #0600-90-1-34 and 0600-91-1-2, should secure the buildings situate on said property so that the health, safety and welfare of the residents of the Town of Riverhead shall not be endangered or, if the buildings are found to be in an unsafe condition, as described pursuant to Chapter 54 of the Code of the Town of Riverhead entitled, "Unsafe Buildings and Collapsed Structures", to be repaired and secured or demolished and removed.

Dated: Riverhead, New York  
September 2, 1997

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

**THE VOTE**

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

**The Resolution was thereupon  
duly adopted.**

**Adopted**

9/2/97

TOWN OF RIVERHEAD

Resolution # 747

**ADOPTS LOCAL LAW TO AMEND THE 1997 RETIREMENT INCENTIVE PROGRAM**

**COUNCILMAN LULL**

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to consider the adoption of a Retirement Incentive Program for the Town of Riverhead once in the Suffolk County Liffe, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

**WHEREAS**, a public hearing was held on the 2nd day of September, 1997 at 7:25pm at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

**NOW, THEREFORE BE IT RESOLVED**, that a local law adopting a Retirement Incentive Program for the Town of Riverhead be and is hereby adopted as specified in the attached notice of adoption; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the Suffolk County Life and to post same on the signboard at Town Hall; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Accounting Department.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

**The Resolution was thereupon duly adopted.**

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law amending a Retirement Incentive Program for the Town of Riverhead at its regular meeting held on September 2, 1997 as follows:

**Local Law to Amend the 1997 Retirement Incentive Program**

A LOCAL LAW electing a retirement incentive program as authorized by Chapter 41, Laws of 1997 for the eligible employees of the Town of Riverhead.

BE IT ENACTED by the Town Board of the Town of Riverhead as follows:

- §1. The Town of Riverhead hereby elects to provide all of its eligible employees with a retirement incentive program authorized by Chapter 41, Laws of 1997.
- §2. The commencement date of the retirement incentive program shall be November 1, 1997.
- §3. The open period during which eligible employees may retire and receive the additional retirement benefit, shall ~~be not less than 30 and no more than 60 days in length~~ commence on November 1, 1997 and terminate on December 31, 1997.
- §4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid as one lump sum, or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employee's Retirement System, and it shall be paid by the Town of Riverhead for each employee who receives the retirement benefits payable under this local law.
- §5. This act shall take effect immediately.

Dated: Riverhead, New York  
September 2, 1997

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

\*Overstrike represents deletion(s)

\*Underscore represents addition(s)

# Adopted

9/2/97

## TOWN OF RIVERHEAD

Resolution # 748

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST REQUEST FOR PROPOSALS FOR THE DEVELOPMENT, CONSTRUCTION AND OPERATION OF AN AQUARIUM OR SIMILAR ECONOMIC GROWTH GENERATOR**

**COUNCILMAN LULL**

The following resolution was offered by \_\_\_\_\_ and was seconded by **COUNCILMAN PRUSINOWSKI**.

**WHEREAS**, the Town of Riverhead desires to have developed, constructed and operated an aquarium or similar economic growth generator to be located on a 3.2 acre parcel presently owned by the Riverhead Community Development Agency and located on East Main Street.

**THEREFORE, BE IT RESOLVED**, that the Town Clerk is hereby authorized to publish the attached public notice in the September 10, 1997 edition of the Suffolk County Life.

**BE IT FURTHER RESOLVED**, that the Town Clerk shall provide a certified copy of this resolution to Andrea Lohneiss, Community Development Director.

### THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD****PUBLIC NOTICE**

The Riverhead Town Board is requesting proposals for the development, construction and operation of an aquarium or similar economic growth generator on a 3.2 acre site in downtown Riverhead. Interested parties may obtain the Request for Proposals at the office of the Town Clerk, 200 Howell Avenue, Riverhead, New York 11901 or by calling (516) 727-3200 Ext. 260 on or after September 10, 1997.

**BY ORDER OF THE TOWN BOARD  
TOWN OF RIVERHEAD, SUFFOLK  
COUNTY, NEW YORK**

**BARBARA GRATTAN, TOWN CLERK  
TOWN OF RIVERHEAD  
RIVERHEAD, NY 11901**

**Dated September 2, 1997**