

**Adopted**

7/17/97

TOWN OF RIVERHEAD

Resolution # 517

APPROVES APPLICATION OF L.I. ANTIQUE POWER ASSOCIATION, INC.

COUNCILMAN PRUSINOWSKI offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, L.I. Antique Power Association, Inc. has submitted an application for the purpose of conducting an antique tractor pull, and display of antique tractors, engines, trucks and farm equipment to be held at the premises of the Long Island Cauliflower Association, northwest corner of Mill Road and County Road 58, Riverhead, on July 12, 1997 and July 13, 1997, between the hours of 9:00 a.m. and 6:00 p.m.; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of L.I. Antique Power Association, Inc. for the purpose of conducting an antique tractor pull, and display of antique tractors, engines, trucks and farm equipment to be held at the premises of the Long Island Cauliflower Association, northwest corner of Mill Road and County Road 58, Riverhead, on July 12, 1997 and July 13, 1997, between the hours of 9:00 a.m. and 6:00 p.m., be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to L.I. Antique Power Association, Inc., 3637 Sound Avenue, Riverhead, New York, 11901 and the Riverhead Police 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**

TOWN OF RIVERHEAD

Resolution # 518

**ADOPTS AN MENDMENT TO CHAPTER 48 ENTITLED, "BEACHES AND RECREATION CENTER" OF THE RIVERHEAD TOWN CODE**

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

**COUNCILMAN PRUSINOWSKI** :

WHEREAS, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider an amendment to Chapter 48 entitled, "Beaches and Recreation Center" of the Riverhead Town Code once in the Suffolk County Life, 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 18th day of March, 1997 at 2:15 o'clock p.m. 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 an amendment to Chapter 48 "Beaches and Recreation Center", of the Riverhead Town Code 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 Recreation Department; the Town Attorney's Office 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.**

TOWN OF RIVERHEAD  
NOTICE OF ADOPTION

940

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted an amendment to Chapter 48 entitled, "Beaches and Recreation Center" of the Riverhead Town Code as follows:

~~§~~ 48-13. Parking and parking permits.

A. ~~(9)~~ Parking area at Stotzky Park.

~~(2)~~ ~~(10)~~ Parking area at Wading River Community Park.

~~(10)~~ ~~(11)~~ Parking area at boat launching facility, Peconic Bay Boulevard, South Jamesport.

B. Permits. The Recreation Department is hereby authorized to issue a parking permit for use at any public bathing beach or recreation center. Parking permits for parking vehicles in the designated parking areas shall be issued as follows:

~~(2)~~ Senior Citizen/Handicapped resident permit.

ID Permit - The Recreation Department shall issue ID permits to Senior Citizens or Handicapped residents who do not drive and need someone else to take them to the beach. These cards will grant access to any vehicle as long as the person is a passenger in the car. The card should be left in plain site when the people leave the vehicle. In order to obtain access to recreation facilities, the Senior Citizen or Handicapped Resident must produce picture ID to the attendant.

~~(1)~~ ~~(2)~~ Nonresident parking permit.

(a) A nonresident parking permit shall be issued by the Riverhead Recreation Department to all persons who do not qualify as residents as defined in §48-13B(1)(a) hereof.

(b) The fee for the issuance of a nonresident parking permit shall be seventy-five dollars (\$75.) annually or ten dollars (\$10.) daily.

(c) Daily nonresident parking permits may be issued for the parking of vehicles at all town beaches to any person by the attendant on duty at such parking areas.

Dated: Riverhead, New York  
June 17, 1997

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

\* Underscore represents addition(s)

\*\* Overstrike represents deletion(s)

## TOWN OF RIVERHEAD

**Adopted**RESOLUTION # 519AWARDS BID FOR STREET LIGHTING AND TRAFFIC SIGNAL MAINTENANCE  
REPAIR PARTS

Adopted: June 17, 1997

COUNCILMAN KWASNA offered the following resolution which  
was seconded by COUNCILMAN WITTMER.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for Street Lighting and Traffic Signal Maintenance Repair Parts; and

WHEREAS, eight (8) bids were received, opened and read aloud on the 18th day of April, 1997, the date, time and place given in the Notice to Bidders.

NOW, THEREFORE, BE IT RESOLVED, that the above bid be awarded as follows. Said bid award is not to be considered a purchase of the Item # until such time as the issuance of an official purchase order of the Town of Riverhead.

1. Captree Electric - Item # 20, 43, 54, 55, 56
2. GE Supply - Item # 34, 35, 44, 45, 50, 51, 52, 53, 64, 65, 66
3. Kelly & Hayes Electric Supply - Item # 1, 2, 3, 4, 8, 10, 14, 24, 37, 40, 49, 57, 58, 59, 60, 63, 65
4. Revco Electrical Supply, Inc. - Item # 19, 38, 39, 41, 61, 62, 63, 67
5. Schwing Electrical Supply - Item # 2, 5, 6, 7, 9, 11, 12, 13, 15, 17, 18, 19, 21, 25, 26, 27, 30, 31, 32, 33, 36, 46, 47, 48, 68, 69, 70
6. Traffic Systems, Inc. - Item # 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91
7. Whitestone Lighting - Item # 16, 22, 23, 29

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy to each of the vendors listed above, Ken Testa and the Office of Accounting.

**Adopted**

TOWN OF RIVERHEAD

Resolution # 520

**ACCEPTS S.C.N.B. LETTER OF CREDIT OF ASHLEY HOMES**

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

**COUNCILMAN KWASNA**

WHEREAS, the Riverhead Planning Board, by resolution dated June 6, 1997, approved the subdivision map entitled, "Map of Ashley Homes", subject to the posting of a performance bond in the amount of One Hundred Thirty Seven Thousand and 00/100 (\$137,000.00) Dollars, covering the costs of improvements as required by said resolution; and

WHEREAS, S.C.N.B. Irrevocable Letter of Credit No. 970521 has been forwarded to the Office of the Town Attorney, who has reviewed same as to form to satisfy the bond requirement.

NOW THEREFORE BE IT RESOLVED, that pursuant to the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the S.C.N.B. Irrevocable Letter of Credit No. 970521 in the amount of One Hundred Thirty Seven Thousand and 00/100 (\$137,000.00) Dollars of Ashley Homes, assuring the completion of the improvements in the subdivision known as "Map of Ashley Homes", covering the improvements directed by the Planning Board, said Letter of Credit to expire in one year (June 16, 1998); and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Ashley Builders Corp., P.O. Box 429, Shoreham, New York, 11786; Charlene Cambria, Senior Auditor, the Planning Department; the Building Department and the Town Attorney's Office.

**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.**

Nay  
Nay  
Nay  
Nay  
Nay  
thereupon

6/17/97

**Adopted**

TOWN OF RIVERHEAD

Resolution # 521

AMENDS APPLICATION OF AMERICAN DIABETES ASSOCIATION (TOUR DE CURE)

COUNCILMAN PRUSINOWSKI offered the following resolution, was seconded by

~~COUNCILMAN LULL~~

WHEREAS, by Resolution #480 of 1997, the Town Board of the Town of Riverhead approved the application of the American Diabetes Association; and

WHEREAS, by letter dated June 9, 1997, a copy of which is annexed hereto, the American Diabetes Association has requested that the application be amended to allow for the tent to be erected in the park west of Peconic Avenue in lieu of the municipal parking lot.

NOW THEREFORE BE IT RESOLVED, that the application by the American Diabetes Association to amend their application be and is hereby approved; and be it further

RESOLVED, that all other terms and conditions of Resolution #480 of 1997 remain in full force and effect; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the American Diabetes Association, 149 Madison Avenue, New York, New York, 10016 and 150 Motor Parkway, Ste. LL40, Hauppauge, New York, 11788; the Accounting Department; the Engineering Department and the Riverhead Police 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.

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 522

AUTHORIZES EMPLOYEE ATTENDANCE AT SCHOOL

ADOPTED: JUNE 17, 1997

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

WHEREAS, the International Municipal Signal Association will be holding the annual traffic signal certification school from July 25, 1997 to August 1, 1997 in St. Petersburg Beach, Florida; and

WHEREAS, it is the recommendation of Ken Testa that two employees be sent to traffic signal certification school.

NOW, THEREFORE, BE IT RESOLVED, that two employees be sent to the above school and that all related expenses will be fully receipted upon their return and thereafter reimbursed by the Office of Accounting; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Ken Testa 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.

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 522

AUTHORIZES EMPLOYEE ATTENDANCE AT SCHOOL

ADOPTED: JUNE 17, 1997

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

WHEREAS, the International Municipal Signal Association will be holding the annual traffic signal certification school from July 25, 1997 to August 1, 1997 in St. Petersburg Beach, Florida; and

WHEREAS, it is the recommendation of Ken Testa that two employees be sent to traffic signal certification school.

NOW, THEREFORE, BE IT RESOLVED, that two employees be sent to the above school and that all related expenses will be fully receipted upon their return and thereafter reimbursed by the Office of Accounting; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Ken Testa 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

6/17/97

TOWN OF RIVERHEAD

Resolution # 523

APPOINTS A SUMMER PROGRAM LEADER  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

Offered the following

resolution, which was seconded  
by **COUNCILMAN WITTMER**

RESOLVED, that Cynthia Hynds is hereby appointed to serve as a Summer Program Leader effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$10.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

## 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**

6/17/97

TOWN OF RIVERHEAD

Resolution # 524

APPOINTS A SUMMER RECREATION AIDE  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

Offered the following

resolution, which was seconded

by **COUNCILMAN WITTMER**

RESOLVED, that Nicole Montalbano is hereby appointed to serve as a Summer Recreation Aide effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$6.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

**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

6/17/97

TOWN OF RIVERHEAD

Resolution # 525

APPOINTS A SUMMER RECREATION AIDE  
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN KWASNA Offered the following

resolution, which was seconded

by \_\_\_\_\_:

**COUNCILMAN WITTMER**

RESOLVED, that Jessica Du Pree is hereby appointed to serve as a Summer Recreation Aide effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$7.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department 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**

6/17/97

TOWN OF RIVERHEAD

Resolution # 526

APPOINTS A SUMMER RECREATION AIDE  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

Offered the following

resolution, which was seconded

by **COUNCILMAN WITTMER**

RESOLVED, that Rebecca Berezny is hereby appointed to serve as a Summer Recreation Aide effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$6.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department 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

6/17/97

TOWN OF RIVERHEAD

Resolution # 527

APPOINTS A WATER SAFETY INSTRUCTOR  
TO THE RIVERHEAD RECREATION DEPARTMENT

~~COUNCILMAN KWASNA~~ Offered the following

resolution, which was seconded

by ~~COUNCILMAN WITTMER~~

RESOLVED, that Debora Hennenlotter is hereby appointed to serve as a Water Safety Instructor effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$9.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. Current Certification;
2. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

## THE VOTE

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

The Resolution was thereupon duly adopted.

**Adopted**

6/17/97

TOWN OF RIVERHEAD

Resolution # 528

APPOINTS A LIFEGUARD  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

Offered the following

resolution, which was seconded

by **COUNCILMAN WITTMER**

RESOLVED, that Paul Lackovic is hereby appointed to serve as a Lifeguard effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$8.50 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. Current Suffolk County Lifeguard Certification;
2. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department 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

6/17/97

TOWN OF RIVERHEAD

Resolution # 529

APPOINTS A FILL-IN LIFEGUARD  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**)

Offered the following

resolution, which was seconded

by **COUNCILMAN WITTMIEIER**

RESOLVED, that Ashley Sikora is hereby appointed to serve as a Fill-In Lifeguard effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$7.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. Current Suffolk County Lifeguard Certification;
2. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

## THE VOTE

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

The Resolution was thereupon duly adopted.

# Adopted

6/17/97

TOWN OF RIVERHEAD

Resolution # 530

APPOINTS A FILL-IN LIFEGUARD  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

Offered the following

resolution, which was seconded

by **COUNCILMAN WITTMER**

RESOLVED, that Catherine Byrne is hereby appointed to serve as a Fill-In Lifeguard effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$7.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. Current Suffolk County Lifeguard Certification;
2. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department 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

6/17/97

TOWN OF RIVERHEAD

Resolution # 531

APPOINTS A FILL-IN LIFEGUARD  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

Offered the following

resolution, which was seconded

by **COUNCILMAN WITTMER**

RESOLVED, that Hank Schandel is hereby appointed to serve as a Fill-In Lifeguard effective June 17, 1997 to and including September 1, 1997 to be paid biweekly at the rate of \$7.00 per hour and to serve at the pleasure of the Town Board.

BE IT FURTHER, RESOLVED, this position is subject to the following condition (s):

1. Current Suffolk County Lifeguard Certification;
2. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department 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

June 17, 1997

## TOWN OF RIVERHEAD

Resolution # 532

### APPROVES SITE PLAN OF NICOLIA'S LTD.

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

**WHEREAS**, a site plan and elevations were submitted by Peter S. Danowski, Jr., as agent for Nicolia's Ltd., for the construction of a 5250 square foot building for office and display purposes, and attendant site improvements, located at the east side of Kroemer Avenue, approximately 1000 feet north of NYS Route 25, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-119-1-29; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last May 30, 1997, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, NY 11901, and elevations dated March 18, 1997, as prepared by Island Structures, Inc., 325 Sunrise Highway, West Islip NY 11795, 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) Unlisted 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 Peter S. Danowski, Jr., as agent for Nicolia's Ltd., for the construction of a 5250 square foot building for office and display purposes, and attendant site improvements, located at the east side of Kroemer Avenue, approximately 1000 feet north of NYS Route 25, Riverhead, New

York, site plan dated last May 30, 1997, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, and elevations dated March 18, 1997, as prepared by Island Structures, Inc., 325 Sunrise Highway, West Islip NY 11795, 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 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, Roberto L. Nicolia hereby authorizes and consents to the Town of Riverhead to enter premises at the east side of Kroemer Avenue, approximately 1000 feet north of NYS Route 25, 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 letter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
10. That all 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 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.
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;
14. That the Town Board approves the paving surface and fence location as shown on the site plan approved herein and initialed by a majority of the Town Board, on the condition that the owner agrees to maintain said paving surface by letter of agreement with the Superintendent of Highways; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., as agent for Nicolia's, Ltd., the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1997, made by Roberto L. Nicolìa, residing at 644 Muncy Avenue, Lindenhurst NY 11757, 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. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
6. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
7. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Roberto L. Nicolia hereby authorizes and consents to the Town of Riverhead to enter premises at the east side of Kroemer Avenue, approximately 1000 feet north of NYS Route 25, Riverhead, New York, to enforce said handicapped parking regulations;
8. 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;
9. That all utilities shall be constructed underground;
10. 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;
11. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
12. 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.

---

Roberto L. Nicolia

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me personally came Roberto L. Nicolia, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at the east side of Kroemer Avenue, approximately 1000 feet north of NYS Route 25, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

---

NOTARY PUBLIC

### 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**<sup>960</sup>

TOWN OF RIVERHEAD

RESOLUTION # 533

AUTHORIZES TOWN CLERK TO RE-POST AND RE-PUBLISH NOTICE TO BIDDERS  
FOR  
BENJAMIN HOUSE HEATING & AIR CONDITIONING SYSTEM

ADOPTED: JUNE 17, 1997

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

BE IT RESOLVED, that Resolution #504, adopted June 3, 1997,  
was advertised with the incorrect bid opening date.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be and  
is hereby authorized to re-post and re-publish the attached  
corrected Notice to Bidders for the Benjamin House Heating and  
Air Conditioning System in the June 18, 1997, issue of the  
official Town newspaper; and

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

**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 TO BIDDERS

Sealed proposals for BENJAMIN HOUSE, HEATING AND AIR CONDITIONING SYSTEM INSTALLATION, 141 East Main Street, Riverhead, New York will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 am prevailing time on July 2, 1997, at which time and place they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained, on or about June 23, 1997, at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

A deposit of \$50.00 will be required for each copy of the Contract Documents.

Each proposal must be submitted on the form provided and must be accompanied by a bid surety as stated in the Instructions to Bidders.

The Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD  
BARBARA A. GRATAN, TOWN CLERK  
RIVERHEAD, NEW YORK

DATED: JUNE 17, 1997

TOWN OF RIVERHEAD

962  
**Adopted**

Resolution # 534

**AUTHORIZES THE FRIENDS OF GREG BUCHOLZ TO ERECT A  
MEMORIAL PLAQUE AT REEVES BEACH**

The following resolution was offered by COUNCILMAN LULL

and was seconded by COUNCILMAN PRUSINOWSKI

WHEREAS, the Friends of Greg Bucholz have requested that a memorial plaque be erected at Reeves Beach honoring his contributions to the community; and

WHEREAS, the project that Mr. Bucholz completed at Reeves Beach has been a source of great enjoyment and recreation to the residents of the Town of Riverhead; and

WHEREAS, the memorial being planned consists of a 12"x14" bronze plaque mounted on a granite base, commemorating Mr. Bucholz's memory and his dedication and commitment to our community, as well as incorporating landscaping, to be placed near the existing gazebo;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead gives its full support and authorization for said monument to be erected at Reeves Beach in memory of Mr. Greg Bucholz.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to The Friends of Greg Bucholz, c/o Ken Testa.

**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**

## TOWN OF RIVERHEAD

Resolution # 535**AUTHORIZES THE RENAMING OF OF WARSAW DRIVE , RIVERHEAD TO  
COMMERCE AVENUE, RIVERHEAD****COUNCILMAN KWASNA** offered the following resolution, was seconded by**COUNCILMAN WITTMEIER**

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the renaming of Warsaw Drive, Riverhead to Commerce Avenue, Riverhead; and

**WHEREAS**, a public hearing was held on the 6th day of November, 1996 at 7:25 o'clock p.m. 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 the Town Board of the Town of Riverhead do hereby authorize the renaming of Warsaw Drive, Riverhead to Commerce Avenue, Riverhead 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 Highway Department; the Assessor's Office and the Police 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 the  
renaming of Warsaw Drive, Riverhead to Commerce Avenue, Riverhead at its regular meeting  
held on June 17, 1997.

Dated: Riverhead, New York  
June 17, 1997

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

**BARBARA GRATTAN, Town Clerk**

June 17, 1997

**Adopted**

965

TOWN OF RIVERHEAD

Resolution # 536

**APPROVES SITE PLAN OF POND VIEW CONDOMINIUMS**

**COUNCILMAN WITTMEIER**

\_\_\_\_\_ offered the following resolution,  
which was seconded by **~~COUNCILMAN KWASNA~~** \_\_\_\_\_.

**WHEREAS**, a site plan and elevations were submitted by James Eckel, for the construction of a 230 unit retirement condominium community, with clubhouse and attendant site improvements, located at the north side of Middle Road, 929.56 feet east of Nadel Drive, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-82-4-226.5 & 229.1; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last February 14, 1997, as prepared by Vollmuth & Brush, 200 Blue Point Avenue, Blue Point NY 11715, and elevations dated undated and dated in-house June 17, 1997, as prepared by Frederick Ercolino, R.A., 1706-02 C.R. 39, Southampton NY 11968, 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 I 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 James Eckel, for the construction of a 230 unit retirement condominium community, with clubhouse and attendant site improvements, located at the north side of Middle Road, 929.56 feet east of

Nadel Drive, Riverhead, New York, site plan dated last February 14, 1997, as prepared by Vollmuth & Brush, 200 Blue Point Avenue, Blue Point NY 11715, and elevations dated undated and dated in-house June 17, 1997, as prepared by Frederick Ercolino, R.A., 1706-02 C.R. 39, Southampton NY 11968, 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 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, Christopher & Reynolds Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side of Middle Road, 929.56 feet east of Nadel Drive, 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 letter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. 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.
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;
14. That this approval shall be subject to any and all requirements imposed by the Superintendent of Highways, including but not limited to left turn (deceleration) lanes, drainage, curbing, sidewalk, and asphalt improvements;
15. That curbing shall be provided along all internal roadways and asphalt areas; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James Eckel, Peter S. Danowski, Jr., Esq., the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

## THE VOTE

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

The Resolution was thereupon  
adopted.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1997, made by Christopher & Reynolds Corp., residing at 403 Ellison Avenue, Westbury NY 11590, 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, Christopher & Reynolds Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side of Middle Road, 929.56 feet east of Nadel Drive, 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 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.

**CHRISTOPHER & REYNOLDS CORP.**

\_\_\_\_\_

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**

6/17/97

**TOWN OF RIVERHEAD**Resolution # 537**APPROVES SPECIAL PERMIT OF COREY D. HALLOCK/HALLOCK CONVEYOR****COUNCILMAN PRUSINOWSKI**

offered the following resolution,

**COUNCILMAN LULL**

which was seconded by \_\_\_\_\_:

**WHEREAS**, the Riverhead Town Board is in receipt of a special permit petition from Corey D. Hallock (Hallock Conveyor) for the construction of a 3,500 square foot structure as an expansion of a non-conforming industrial use on real property located at Northville Turnpike, Riverhead, such real property more particularly described as Suffolk County Tax Number 0600-65-5-5; and

**WHEREAS**, the Town Board has declared itself to be the lead agency in this matter and has determined the action to be Type II pursuant to **6 NYCRR Part 617.13(d)(3)**; and

**WHEREAS**, the Town Board has referred the application to the Riverhead Planning Board for its report and recommendation, such Planning Board recommending approval of the petition without conditions; and

**WHEREAS**, the town has carefully considered the merits of the petition, the SEQRA 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 of Corey D. Hallock, the Riverhead Town Board finds the following:

- FIRST:** That the subject premises lies within the Agriculture A Zoning Use District;
- SECOND:** That the site is presently being used as a metal fabrication factory and is considered to be a pre-existing, non-confirming use;
- THIRD:** That the lot area is sufficient, appropriate and adequate for the proposed use and the reasonably anticipated operation thereof;

FOURTH: That the use will not prevent or substantially impair the reasonable and orderly development or use of other properties in the general vicinity;

FIFTH: That the health, safety, welfare, comfort, convenience or order of the town will not be adversely affected by the authorized use; and

**BE IT FURTHER RESOLVED**, that based upon its findings, the Town Board hereby approves the special permit of Corey D. Hallock (Hallock Conveyor) to expand a pre-existing, non-conforming land use, subject to any applicable restrictions, requirements and/or limitations as expressed in the **Code of the Town of Riverhead**, Chapter 108, or by any other government agency; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Corey D. Hallock, Hallock Conveyor, Northville Turnpike, Riverhead, New York, 11901; the Planning Department and the Riverhead Planning Board.

## 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.

June 17, 1997

**Adopted**

## TOWN OF RIVERHEAD

Resolution # 538PROMOTES PART-TIME CLERK TO  
PART-TIME CLERK TYPIST**COUNCILMAN LULL**

offered the following resolution ,

which was seconded by **COUNCILMAN PRUSINOWSKI**

**NOW, THEREFORE, BE IT RESOLVED**, the Town Board hereby promotes Constance Stelzer to the position of Part-Time Clerk Typist at an hourly rate of pay of \$10.1724; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Justice Ehlers and Saxtein, Constance Stelzer and the Office of Accounting.

**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.

June 17, 1997

TOWN OF RIVERHEAD

Adopted

Resolution # 539

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE TO HOLD A PUBLIC HEARING FOR LOCAL LAW ENFORCEMENT BLOCK GRANT

COUNCILMAN KWASNA

offered the following resolution

which was seconded by COUNCILMAN WITTMEIER

WHEREAS, by resolution 96-952 the Town Board established a Local Law Enforcement Block Grant Committee based upon the requirements as set forth by the United States Department of Justice; and

WHEREAS, the grantor requires that the Town of Riverhead hold a public hearing on the proposed use of grant funds.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Public Notice in the June 25, 1997 issue of Suffolk County Life;

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.

**PUBLIC HEARING**

PLEASE BE ADVISED, that a Public Hearing will be held on the 1<sup>st</sup> day of July, 1997, at 7:15 p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY, at which time all individuals wishing to discuss the proposed use of funds for Local Law Enforcement will be heard.

BY ORDER OF:  
THE RIVERHEAD TOWN BOARD  
BARBARA GRATTAN, TOWN CLERK

word/res/pblspst.doc\jk

June 17, 1997

**Adopted**

TOWN OF RIVERHEAD

Resolution # 540

AUTHORIZES THE SUBMISSION OF GRANT APPLICATION

FOR S.T.O.P. VIOLENCE AGAINST WOMEN ACT PROJECTS

COUNCILMAN WITTMEIER offered the following resolution ,

which was seconded by COUNCILMAN KWASNA

**WHEREAS**, grant funding is available from the New York State Division of Criminal Justice Services for S.T.O.P. Violence Against Women Programs; and

**WHEREAS**, the Town Board wholeheartedly supports the Riverhead Police Departments efforts to continue to enhance their current program.

**NOW, THEREFORE, BE IT, RESOLVED**, that the Town Board hereby authorizes the submission of a grant application for the NYSDCJS S.T.O.P Violence Against Women Act Projects; and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Police Department and the Office of Accounting.

**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.

June 17, 1997

**Adopted**

TOWN OF RIVERHEAD

Resolution # 541

POLICE ATHLETIC LEAGUE

BUDGET ADJUSTMENT

COUNCILMAN PRUSINOWSKI offered the following resolution ,

which was seconded by COUNCILMAN LULL

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

		<b>FROM:</b>	
00000.390599	APPROPRIATED FUND BALANCE		\$4,250.
		<b>TO:</b>	
04.031200.542400	FOOTBALL UNIFORMS		\$4,000.
04.076250.542323	BASEBALL/SOFTBALL SUPPLIES		250.

**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

# TOWN OF RIVERHEAD

Resolution # 542

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING TO OVERLAY THE DESTINATION COMMERCIAL PLANNED DEVELOPMENT ZONING USE DISTRICT.

**COUNCILMAN LULL**

offered the following

resolution which was seconded by **COUNCILMAN PRUSINOWSKI**.

WHEREAS, the Riverhead Town Board is in receipt of a petition from Riverhead Centre LLC to overlay the provisions of the Destination Commercial Planned Development Overlay District (PDD) under Article XXXVII of the Town Code upon approximately 51 acres of real property located at the northeast corner of Old Country Road (C.R. 58) and Mill Road, currently zoned Industrial "A", Agricultural "A", Residence "C" and Business "B" and more particularly known as SCTM parcels 0600-101-2-P/O 4, P/O 5, P/O 6.1, 6.3, 9.1, 9.2, 9.3 10 & 11; and

WHEREAS, by resolution #233 of 1997, the Riverhead Town Board adopted a final Environmental Impact Statement relating to this petition and

WHEREAS, by resolution #508 the Riverhead Town Board adopted the Findings Statement on the change of zone petition of Riverhead Center, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation, such Planning Board recommending approval of the petition, now

THEREFORE, BE IT

RESOLVED that the town Board hereby authorizes the Town Clerk to publish and post the attached notice of public hearing.

## 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 a public hearing will be held before the Town Board of the Town of Riverhead, said hearing to be held at the Wading River Baptist Church, Wading River-Manorville Road, Wading River, New York, on the 15th day of July, 1997, at 7:10 p.m. o'clock to hear all interested parties to consider the change of zone petition of Riverhead Centre, LLC., to provide for the Destination Commercial Planned Development Zoning Use District in connection with the existing zoning use district on real property located at Route 58, Riverhead, Suffolk County, New York, particularly described as SCTM #0600-101-2-P/o 4, P/o 5, P/o 6.1, 6.3, 9.1, 9.2, 9.3, 10 and 11.

Dated: Riverhead, New York  
June 17, 1997.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

**Adopted**

**TOWN OF RIVERHEAD**

**Resolution # 543**

**RESCINDS RESOLUTION #516**

**COUNCILMAN KWASNA** offered the following resolution,

which was seconded by **COUNCILMAN WITTMER**:

**RESOLVED**, that the Town Board of the Town of Riverhead hereby rescinds Resolution #516 adopted June 3, 1997.

**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.

6/3/97

# Adopted

## TOWN OF RIVERHEAD

Resolution # 516

### APPOINTS TEMPORARY LEGISLATIVE SECRETARY TO THE TOWN BOARD

**COUNCILMAN LULL**

offered the following resolution,

which was seconded by **COUNCILMAN PRUSINOWSKI**:

**WHEREAS**, due to a maternity leave by Kimberly Lucas, Legislative Secretary to the Town Board, there exists a vacancy.

**NOW, THEREFORE, BE IT RESOLVED**, that Allyson Stelzer be and is hereby appointed to fill the vacancy of Legislative Secretary at \$11.00 per hour effective June 16, 1997, through October 31, 1997; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Allyson Steltzer 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
STAR'S	<b>Aye</b>	Nay

Resolution was thereupon duly adopted.

6/17/97

## TOWN OF RIVERHEAD

**Adopted**Resolution # 544APPOINTS 30 DAY TEMPORARY EMPLOYEE TO THE TOWN BOARD**COUNCILMAN WITTMEIER**

offered the following resolution,

which was seconded by **COUNCILMAN KWASNA**:

**WHEREAS**, Kimberly Lucas, Legislative Secretary to the Town Board, has been authorized a 30-day vacation period prior to her maternity leave which commences on July 7, 1997, when a vacancy will exist; and

**NOW, THEREFORE, BE IT RESOLVED**, that Allyson Stelzer be and is hereby appointed as a 30-Day Temporary Employee at \$11.00 per hour, said appointment to be effective retroactively June 16, 1997, for a period of 30 days; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Allyson Stelzer and the Accounting Department.

**THE VOTE**Wittmeier      **Aye**      NayKwasna          **Aye**      NayLull              **Aye**      NayPrusinowski    **Aye**      NayStark            **Aye**      Nay

The Resolution was thereupon  
duly adopted.

**Adopted**

TOWN OF RIVERHEAD

Resolution # 545

**RELEASES PARK, PLAYGROUND AND RECREATION FEES BOND OF MEADOWCREST (SECTION I)**

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

**COUNCILMAN LULL**

**WHEREAS**, the Riverhead Planning Board had granted final plat approval for the realty subdivision known as Meadowcrest, Section 1, Wading River, New York by resolutions dated May 3, 1994 and June 13, 1994; and

**WHEREAS**, Meadowcrest posted Bond # SU1743346 from Utica Mutual Insurance Company in the amount of \$82,000.00 representing park, playground, and recreational fees.

**WHEREAS**, by letter dated June 16, 1997 from Charles R. Cuddy, Esq., attorney for Meadowcrest, a request was made to release said bond as all fees have been paid and said payment has been confirmed by the Planning Department.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead be and hereby authorizes Bond #SU1743346 from Utica Mutual Insurance Company in the amount of \$82,000.00 be returned to Meadowcrest, or its agent; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq., attorney for Meadowcrest, 445 Griffing Avenue, P.O. Box 1547, Riverhead, New York, 11901; the Planning Department; Charlene Cambria, Senior Auditor, the Building Department and the Town Attorney's Office.

**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.**

6/17/96

## TOWN OF RIVERHEAD

**Adopted**Resolution # 546APPROVES APPLICATION OF JAMESPORT FIRE DEPARTMENT TO HOLD A  
BAZAAR, CARNIVAL, PARADE & FIREWORKS**COUNCILMAN LULL**

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

**COUNCILMAN PRUSINOWSKI**

which was seconded by \_\_\_\_\_ :

WHEREAS, Jamesport Fire Department submitted an application for the purpose of conducting a bazaar, carnival, parade & fireworks to be held on the grounds of the Jamesport Community Center, S. Jamesport Avenue, Jamesport, New York, on Sunday, July 13, 1997 through Sunday, July 20, 1997; and

WHEREAS, a request has been made to exempt this event from Chapter 46 of the Riverhead Town Code regarding the consumption of alcoholic beverages; and

WHEREAS, certificates of insurance have been received naming the Town of Riverhead as Additional Insured; and

WHEREAS, an Application for Fireworks Permit has been received;

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Jamesport Fire Department for the purpose of conducting a bazaar, carnival, parade & fireworks to be held on the grounds of the Jamesport Community Center, S. Jamesport Avenue, Jamesport, New York, on July 13, 1997 through July 20, 1997 be and is hereby approved; and be it further

RESOLVED, that the Town Board hereby exempts this event from the provisions of Chapter 46 of the Riverhead Town Code regarding the consumption of alcoholic beverages; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Jamesport Fire Department, P.O. Box 78, Manor Lane, Jamesport, New York, 11947 and the Riverhead Police Department.

June 17, 1997

**Adopted**

## TOWN OF RIVERHEAD

Resolution # 547APPROVES SPECIAL PERMIT OF ALJ CORPORATIONCOUNCILMAN KWASNA

offered the following

resolution which was seconded by COUNCILMAN WITTMEIER

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Louis Lubrano in behalf of the ALJ Corporation to obtain a special permit to erect a single family residential use or uses located at Route 25, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcels Nos. 0600-124-4-17 and 0600-124-4-18 (hereinafter designated SCTM #), and

WHEREAS, the Riverhead Town Board has declared itself to be the lead Agency in this matter and has determined the petition to be an Unlisted Action without a significant impact upon the environment, and

WHEREAS, a Notice of Non-Significance has been published as required by NYCRR Part 617, and

WHEREAS, the matter has been referred to the Riverhead Planning Board pursuant to the Riverhead Zoning Ordinance; such Planning Board recommending the denial of the special permit petition based upon the Findings of the Planning Board as enumerated and described in a resolution of the Board dated March 10, 1997, and

WHEREAS, the Town Board has held a public hearing on the instant action as required by the Riverhead Zoning Code, and

WHEREAS, this petition has been referred to the Suffolk County Planning Commissions, and

WHEREAS, the Suffolk County Planning Commission, by letter dated June 9, 1997, has advised that it considers the application to be a matter of local determination, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the record of the public hearing held upon the matter, 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 of ALJ Corporation, the Riverhead Town Board hereby makes the following findings:

1. The subject premises lies within the Business D Zoning Use District;
2. Section 108-67.1 of the Code of the Town of Riverhead provides that substandard lots held in common ownership shall merge to form one lot.
3. SCTM # 600-124-4-17 is 43.0 feet wide and 80.00 feet deep. The purported lot contains 3,440± square feet. The two story frame dwelling shown thereon encroaches

the west lot line.

4. SCTM # 600-124-4-18 is a purported flag lot with a total lot area of 7,700 square feet. The dwelling shown thereon is less than 10 feet from the west property line.

5. The parcels above-referenced were merged into a single lot held in common ownership by Petitioner's predecessor in title Anne E. Pugsley from January 5, 1949 to February 16, 1982 when title passed to the County of Suffolk for tax liens. These parcels were merged for zoning purposes on the effective date of the Zoning Code of the Town of Riverhead (1965) well prior to the enactment of the Suffolk County Tax Map (1969). Merger of title was further confirmed by the County of Suffolk in transferring both parcels into Petitioners immediate predecessor LL My Way Inc. and Highway Holding Corp. (January 11, 1996 recorded March 7, 1996 in Liber 11765 cp. 239).

6. By reason of the merger of the tax lot maps the Petitioner on taking title to this property acquired a single merged lot with two non-conforming residential dwelling units thereon.

7. The Petitioner acquired this property for a purchase price of \$60,000.00.

8. Residential uses are not permitted uses in the Business D District (Code Section 108-42 et seq.). Residential uses are special permitted uses pursuant to

Section 108-42(B) of the Town Code.

9. Special Permitted uses must comply with the provisions of Section 108-3 Special Permit.

10. That the property lies within the Recreational River Area of the Peconic River WSSR regulated area; such regulations requiring a minimum lot area of 87,020 square feet;

11. The merged lot contains a total lot area of 11,140± square feet or less than one-quarter acre. The minimum permitted residential building lot in the Town of Riverhead is 20,000 square feet.

12. Residential structures by special permit should maintain the minimum area requirements called out for residential zones in the Town of Riverhead to wit:  
Residence C. The proposed use of two residences on the merged lot will not comply with side and front yard requirements or minimum lot width requirements set forth for Residence C dwellings.

13. The Town Board specifically finds that Petitioner operated or allowed the operation of the premises and both structures thereon as rooming houses prior to February 2, 1997.

14. On February 2, 1997 the northerly residence was substantially damaged by fire. A resident (roomer) died on the rear porch of the dwelling which had been made into a sleeping area. That structure was insured against loss by

fire.

15. The merged parcel is too small for two residential uses in that:

a. It impairs the orderly use of neighboring properties;

b. The hazards, etc. associated with granting the application in toto are too great;

c. Granting the application in toto would be contrary to the health safety and welfare of the community; and

d. Granting two residential uses on the merged parcel would be contrary to the intent of the Zoning Code.

16. The Town Board further finds that granting the applicant a Special Permit to own and operate one residence on the merged lot will not deprive the applicant of a substantial property right.

NOW THEREFORE BE IT

RESOLVED that the Riverhead Town Board hereby grants the Special Permit petition of ALJ Corporation to the extent that it may maintain and operate the southerly residential dwelling unit on the merged parcel subject to the following conditions:

1. The fire damaged northerly structure shall be removed and the property restored prior to the occupancy of the southerly dwelling unit.

2. The petitioner shall comply with the site plan

review conditions contained in the Zoning Code of the Town of Riverhead.

3. The residential dwelling unit hereby permitted shall be occupied by a single family as defined in the Zoning Code. This condition shall be a continuing condition of this Special Permit. In the event that this condition is violated the Town of Riverhead may revoke this Special Permit on notice to the petitioner or its successor in title; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to A.L.J. Corp., 31 Dock Road, Remsenberg, New York, 11960; Allen M. Smith, Esq., 737 Roanoke Avenue, P.O. Box 1240, Riverhead, New York, 11901; the Planning Department; the Planning Board; and the Building 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

## TOWN OF RIVERHEAD

Resolution # 548

### AWARDS BID FOR 40 YARD AND 30 YARD ROLL-OFF CONTAINERS

COUNCILMAN WITTMEIER offered the following resolution, was seconded by

COUNCILMAN KWASNA:

WHEREAS, the Town Clerk was authorized to publish and post Notice to Bidders for the sale of (6) 40 Yard and (8) 30 Yard Roll-Off Containers from the Sanitation Department; and

WHEREAS, bids were received, opened and read aloud on May 2, 1997, at 1:00 p.m., the time and place given in Notice; and

WHEREAS, three (3) bids were received.

NOW THEREFORE BE IT RESOLVED, that the bid for the sale of (6) 40 Yard and (8) 30 Yard Roll-Off Containers from the Sanitation Department be awarded to Crown Sanitation, Inc. in the amount of \$16,400.00 for (8) 30 Yard Roll-Off Containers and in the amount of \$7,500.00 for (6) 40 Yard Roll-Off Containers; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to return any and all bid bonds received in connection with the above; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Crown Sanitation, P.O. Box 974, 865 Youngs Avenue, Riverhead, New York, 11901; Purchasing Department and John Reeve, Sanitation Supervisor.

### 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.

COUNCILMAN KWASNA  
COUNCILMAN WITTMEIER

offered the following Resolution which was recorded by

Adopted

RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

SPECIAL CHECKRUN DUE TO SCHOOL/TOWN TAXES	ACCOUNTS	CD-5/30/97	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$0.00	\$381,211.66	\$381,211.66
PARKING METER	002	\$0.00	\$0.00	\$0.00
AMBULANCE FUND	003	\$0.00	\$0.00	\$0.00
POLICE ATHLETIC LEAGUE	004	\$0.00	\$0.00	\$0.00
TEEN CENTER	005	\$0.00	\$0.00	\$0.00
RECREATION PROGRAM	006	\$0.00	\$336.71	\$336.71
SENIOR NUTRITION SITE COUNCIL	007	\$0.00	\$0.00	\$0.00
D.A.R.E. PROGRAM FUND	008	\$0.00	\$0.00	\$0.00
CHILD CARE BUILDING FUND	009	\$0.00	\$0.00	\$0.00
SENIOR CITIZEN DAYCARE CENTER	027	\$0.00	\$1,489.48	\$1,489.48
HIGHWAY	111	\$0.00	\$50,938.27	\$50,938.27
WATER	112	\$0.00	\$31,660.85	\$31,660.85
REPAIR & MAINTENANCE	113	\$0.00	\$0.00	\$0.00
SEWER	114	\$0.00	\$13,163.38	\$13,163.38
REFUSE & GARBAGE COLLECTION	115	\$0.00	\$3,644.29	\$3,644.29
STREET LIGHTING	116	\$0.00	\$7,624.95	\$7,624.95
PUBLIC PARKING	117	\$0.00	\$3,548.15	\$3,548.15
BUSINESS IMPROVEMENT DISTRICT	118	\$0.00	\$4,356.31	\$4,356.31
TOR URBAN DEV CORP TRUST ACCT	119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND	173	\$0.00	\$2,068.38	\$2,068.38
HOSPITALIZATION SELF INSURANCE	174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND	175	\$0.00	\$0.00	\$0.00
UNEMPLOYMENT INSURANCE FUND	176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM	177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM	178	\$0.00	\$2,702.38	\$2,702.38
RESIDENTIAL REHAB	179	\$0.00	\$0.00	\$0.00
DISCRETIONARY/SMALL CITIES	180	\$0.00	\$0.00	\$0.00
COBG CONSORTIUM ACCOUNT	181	\$0.00	\$632.82	\$632.82
URBAN DEVEL CORP WORKING	182	\$0.00	\$0.00	\$0.00
RESTORE	184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT	381	\$0.00	\$0.00	\$0.00
SEWER DISTRICT DEBT	382	\$0.00	\$0.00	\$0.00
WATER DEBT	383	\$0.00	\$174.37	\$174.37
GENERAL FUND DEBT SERVICE	384	\$0.00	\$393.63	\$393.63
SCAVENGER WASTE DISTRICT DEBT	385	\$0.00	\$0.00	\$0.00
COMM DEVEL AGENCY CAP PROJECT	405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS	406	\$0.00	\$48,883.81	\$48,883.81
EIGHT HUNDRED SERIES	408	\$0.00	\$0.00	\$0.00
WATER IMPROVEMENT CAP. PROJECT	409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS	441	\$0.00	\$0.00	\$0.00
CRIPS	451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES	452	\$0.00	\$1,626.46	\$1,626.46
SENIORS HELPING SENIORS	453	\$0.00	\$1,731.00	\$1,731.00
BISEP	454	\$0.00	\$656.39	\$656.39
SCAVENGER WASTE CAP PROJECT	470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND	625	\$0.00	\$1,701.25	\$1,701.25
MUNICIPAL GARAGE	626	\$0.00	\$3,244.60	\$3,244.60
TRUST & AGENCY	735	\$0.00	\$450,952.70	\$450,952.70
SPECIAL TRUST	736	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY	915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE	918	\$0.00	\$9,193.65	\$9,193.65
CENTRAL CLEARING ACCOUNT	999	\$0.00	\$0.00	\$0.00
TOTALS		\$0.00	\$1,021,935.49	\$1,021,935.49

COUNCILMAN KWASNA  
COUNCILMAN WITTMEIER

offered the following Resolution which was seconded by

**Adopted**

RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

SPECIAL CHECKRUN DUE TO SCHOOL/TOWN TAXES	ACCOUNT'S	CD-6/9/97	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$2,000,000.00	\$2,298.50	\$2,002,298.50
PARKING METER	002	\$0.00	\$0.00	\$0.00
AMBULANCE FUND	003	\$0.00	\$0.00	\$0.00
POLICE ATHLETIC LEAGUE	004	\$0.00	\$0.00	\$0.00
TEEN CENTER	005	\$0.00	\$0.00	\$0.00
RECREATION PROGRAM	006	\$0.00	\$0.00	\$0.00
SENIOR NUTRITION SITE COUNCIL	007	\$0.00	\$0.00	\$0.00
D.A.R.E. PROGRAM FUND	008	\$0.00	\$0.00	\$0.00
CHILD CARE BUILDING FUND	009	\$0.00	\$0.00	\$0.00
SENIOR CITIZEN DAYCARE CENTER	027	\$0.00	\$0.00	\$0.00
HIGHWAY	111	\$425,000.00	\$0.00	\$425,000.00
WATER	112	\$220,000.00	\$0.00	\$220,000.00
REPAIR & MAINTENANCE	113	\$0.00	\$0.00	\$0.00
SEWER	114	\$115,000.00	\$0.00	\$115,000.00
REFUSE & GARBAGE COLLECTION	115	\$300,000.00	\$0.00	\$300,000.00
STREET LIGHTING	116	\$85,000.00	\$0.00	\$85,000.00
PUBLIC PARKING	117	\$42,000.00	\$0.00	\$42,000.00
BUSINESS IMPROVEMENT DISTRICT	118	\$16,000.00	\$0.00	\$16,000.00
TOR URBAN DEV CORP TRUST ACCT	119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND	173	\$0.00	\$0.00	\$0.00
HOSPITALIZATION SELF INSURANCE	174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND	175	\$0.00	\$0.00	\$0.00
UNEMPLOYMENT INSURANCE FUND	176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM	177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM	178	\$0.00	\$0.00	\$0.00
RESIDENTIAL REHAB	179	\$0.00	\$0.00	\$0.00
DISCRETIONARY/SMALL CITIES	180	\$0.00	\$0.00	\$0.00
COBG CONSORTIUM ACCOUNT	181	\$0.00	\$0.00	\$0.00
URBAN DEVEL CORP WORKING	182	\$0.00	\$0.00	\$0.00
RESTORE	184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT	381	\$0.00	\$0.00	\$0.00
SEWER DISTRICT DEBT	382	\$0.00	\$0.00	\$0.00
WATER DEBT	383	\$0.00	\$0.00	\$0.00
GENERAL FUND DEBT SERVICE	384	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE DISTRICT DEBT	385	\$30,000.00	\$0.00	\$30,000.00
COMM DEVEL AGENCY CAP PROJECT	405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS	406	\$0.00	\$239,948.10	\$239,948.10
EIGHT HUNDRED SERIES	408	\$0.00	\$0.00	\$0.00
WATER IMPROVEMENT CAP. PROJECT	409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS	441	\$0.00	\$0.00	\$0.00
CHIPS	451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES	452	\$0.00	\$0.00	\$0.00
SENIORS HELPING SENIORS	453	\$0.00	\$0.00	\$0.00
EISEP	454	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE CAP PROJECT	470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND	625	\$0.00	\$0.00	\$0.00
MUNICIPAL GARAGE	626	\$0.00	\$0.00	\$0.00
TRUST & AGENCY	735	\$0.00	\$8,770,000.00	\$8,770,000.00
SPECIAL TRUST	736	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY	915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE	918	\$0.00	\$0.00	\$0.00
CENTRAL CLEARING ACCOUNT	999	\$0.00	\$0.00	\$0.00
TOTALS		\$3,233,000.00	\$9,012,246.60	\$12,245,246.60

JUNE 17, 1997

**Adopted**

TOWN OF RIVERHEAD  
RESOLUTION # 550

AUTHORIZATION TO PUBLISH RE-BID FOR FOOD

COUNCILMAN KWASNA \_\_\_\_\_ OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN WITTMEIR.

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF FOOD (REBID) 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 FOOD (REBID) 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 a.m. on JULY 9TH, 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 FOOD (REBID).

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

Barbara Grattan, Town Clerk

**Adopted**

6/17/97

TOWN OF RIVERHEAD

Resolution # 552

**AUTHORIZES HOME RULE REQUEST REGARDING STATE SENATE BILL 4637**

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

**COUNCILMAN PRUSINOWSKI :**

**WHEREAS**, the New York State Constitution requires that certain bills receive a Home Rule request before the New York State Legislature can act upon them; and

**WHEREAS**, Senator Kenneth P. Lavallo has introduced Senate Bill No. 4637 entitled, "AN ACT authorizing the creation of a greenway and riverside park in the Town of Riverhead, Suffolk County", which Bill requires a Home Rule Request from the Town of Riverhead; and

**WHEREAS**, the Town Board of the Town of Riverhead be and hereby determines that such Home Rule Request is in the best interests of the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead be and hereby requests that Senate Bill No. 4637 be passed; and be it further

**RESOLVED** that the Town Supervisor and Town Clerk are hereby authorized to execute and forward the necessary Home Rule Request.

**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.