

8/20/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 627

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

COUNCILMAN PRUSINOWSKI offered the following resolution, was seconded by

COUNCILMAN LULL :

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the demolition of certain buildings owned by Melvina and Monette Graham located at 38 Lewis Street, Riverhead, New York, further described as Suffolk County Tax Map #0600-105-2-81; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Melvina and Monette Graham, P.O. Box 1551, Greensboro, N.C., 27402-1551 and the Riverhead Building Department.

## THE VOTE

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

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 3rd day of September, 1996 at 7:20 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider whether the owner of real property owned by Melvina and Monette Graham located at 38 Lewis Street, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-105-2-81, 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  
August 20, 1996

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

**BARBARA GRATTAN, Town Clerk**

# Adopted

1099

8/20/96

## TOWN OF RIVERHEAD

Resolution # 628

### APPROVES SITE PLAN OF 865 YOUNGS AVENUE CORP. (D/B/A CROWN SANITATION) - BUILDING ADDITION

COUNCILMAN LULL offered the following resolution, which was seconded by

COUNCILMAN PRUSINOWSKI

**WHEREAS**, a site plan and elevations were submitted by Gordon K. Ahlers, P.E., as agent for 865 Youngs Avenue Corp. (d/b/a Crown Sanitation), for the construction of a 7500 square foot building addition to the existing storage and maintenance garage, located at 865 Youngs Avenue, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-80-2-14; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last March 26, 1996, as prepared by Gordon K. Ahlers, P.E., Box 6, 188 Manor Lane, Jamesport NY 11947, and elevations dated March 26, 1996, as prepared by Gordon K. Ahlers, P.E., Box 6, 188 Manor Lane, Jamesport NY 11947, 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 initialled 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 96-15802 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 Gordon K. Ahlers, P.E., as agent for 865 Youngs Avenue Corp. (d/b/a Crown Sanitation), for the construction of a 7500 square foot building addition to the existing storage and maintenance garage, located at 865 Youngs Avenue, Calverton, New York, site plan dated last March 26, 1996, as prepared by Gordon K. Ahlers, P.E., Box 6, 188 Manor Lane, Jamesport NY 11947, and elevations dated March 26, 1996, as prepared by Gordon K. Ahlers, P.E., Box 6, 188 Manor Lane, Jamesport NY 11947, 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 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;

4. 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. 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, Crown Sanitation hereby authorizes and consents to the Town of Riverhead to enter premises at 865 Youngs Avenue, Calverton, 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. 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 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 vinyl siding shall be repaired where necessary; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Gordon K. Ahlers, P.E., as agent for Crown Sanitation, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

## THE VOTE

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

The Resolution was thereupon  
duly adopted.

## DECLARATION AND COVENANTS

THIS DECLARATION, made the \_\_\_\_\_ day of \_\_\_\_\_, 1996 made by 865 Youngs Avenue Corp., residing at 865 Youngs Avenue, Calverton NY 11933, 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. 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;

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 new utilities shall be constructed underground;

10. 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 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.

865 YOUNGS AVENUE CORP.

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

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

On the \_\_\_\_\_ day of \_\_\_\_\_, 1996, 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

AUGUST 14, 1996

# Adopted

1104

TOWN OF RIVERHEAD  
RESOLUTION # 629

AUTHORIZATION TO PUBLISH BID

COUNCILMAN KWASNA

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN WITTMEIER

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF WOOD WINDOW SHUTTERS 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 WOOD WINDOW SHUTTERS 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 September 3, 1996

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 WOOD WINDOW SHUTTERS.

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

Barbara Grattan, Town Clerk

# Adopted

8/20/96

## TOWN OF RIVERHEAD

Resolution # 630

### EXTENDS SPECIAL PERMIT OF SPLISH SPLASH AT ADVENTURE ISLAND, INC.

COUNCILMAN WITTMEIER offered the following resolution, was seconded by

COUNCILMAN KWASNA :

**WHEREAS**, by resolution #646, the Town Board approved an amendment to the special permit approval to provide for the construction of a new parking lot with attendant drainage, curbing and structures, located at the south side of Splish Splash Drive, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-118-1-2.1; and

**WHEREAS**, said resolution did not specify the duration of said approval of that amendment; and

**WHEREAS**, Allen M. Smith, Esq. as attorney for Splish Splash at Adventure Island, Inc. has requested that resolution number 646 be granted an extension in accordance with the applicable provisions of Chapter 108 of the Code of the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board be and hereby approves a one year extension of resolution number 646; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Allen M. Smith, Esq., as attorney for Splish Splash at Adventure Island, Inc., Holzmacher, McLendon & Murrell, P.C., the Riverhead Planning Department, the Riverhead Building Department and 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

8/20/96

## TOWN OF RIVERHEAD

Resolution # 631

### APPROVES APPLICATION OF RIVERHEAD FIRE DEPARTMENT TO HOLD A TOURNAMENT

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by

COUNCILMAN LULL:

WHEREAS, the Riverhead Fire Department submitted an application for the purpose of conducting a tournament to be held at Fields 1 and 2 at Stotzky Park, on Sunday, September 8, 1996, having a rain date of Sunday, September 29, 1996, between the hours of 8 a.m. to dusk; 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, a certificate of insurance has been received naming the Town of Riverhead as Additional Insured, which certificate indicates that coverage expires on September 9, 1996; and

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 the Riverhead Fire Department for the purpose of conducting a tournament to be held at Fields 1 and 2 at Stotzky Park, on Sunday, September 8, 1996, having a rain date of Sunday, September 29, 1996, between the hours of 8 a.m. to dusk be and is hereby approved; and be it further

RESOLVED, that in the event the rain date of Sunday, September 29, 1996 is required, the Riverhead Fire Department shall provide a certificate of insurance showing coverage for that day; 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 Riverhead Fire Department, 24 East 2nd Street, Riverhead, New York, 11901 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.

# Adopted

8/20/96

## TOWN OF RIVERHEAD

Resolution # 632

### RATIFIES RESOLUTION #523 WHICH ADOPTED LOCAL LAW ENTITLED, "NUISANCE ABATEMENT"

#### COUNCILMAN LULL

offered the following resolution, was seconded by

#### COUNCILMAN PRUSINOWSKI :

**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 addition of Chapter 82 entitled, "Nuisance Abatement: to the Riverhead Town Code; and

**WHEREAS**, a public hearing was held on the 18th day of June, 1996 at 2:05 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; and

**WHEREAS**, the hearing was left open for the receipt of any written comment until the close of business on July 5, 1996; and

**WHEREAS**, on July 2, 1996, the Town Board passed resolution #523, which adopted the local law entitled, "Nuisance Abatement" although the comment period had not expired; and

**WHEREAS**, the Town Board wishes to ratify resolution #523 as there was no written comment received after the public hearing on June 18, 1996.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board hereby ratifies resolution #523 adopted on July 2, 1996 and adopts local law entitled, "Nuisance Abatement"; 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 Board and 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.

# Adopted

TOWN OF RIVERHEAD

RESOLUTION # 633

AWARDS BID FOR STREET LIGHTS  
FOR  
PULASKI STREET

ADOPTED: August 20, 1996

**COUNCILMAN KWASNA** offered the following resolution which was seconded by **COUNCILMAN WITTMEIER**

WHEREAS, on June 14, 1996, two (2) sealed bids were received by the Town Clerk of the Town of Riverhead for the purchase of street lights for Pulaski Street, Riverhead; and

WHEREAS, said bids have been reviewed and a recommendation has been made for award.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the purchase for street lights to be installed on Pulaski Street, Riverhead be and is hereby awarded to Schwing Electrical Supply, 1328 E. Main Street, Riverhead, New York, in the amount of \$3,263.00 per fixture for a total of \$6,526.00; and

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

## 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.

August 20, 1996

# Adopted

**TOWN OF RIVERHEAD**  
**Resolution #634**  
**AMENDS SITE PLAN OF DOLLAR STORAGE**

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

**WHEREAS**, by Resolution # 81, dated January 16, 1996, the Riverhead Town Board did approve the site plan of Steven Civardi, as agent for Dollar Storage, for the construction of a 135,800 square foot mini storage facility, consisting of five (5) two-story buildings of varying sizes, and attendant site improvements, located at the north side of River Road, 786 feet east of the Long Island Railroad, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-118-1-5 & 6, and

**WHEREAS**, Steven Civardi, as agent for Dollar Storage has requested that a modification of said site plan approval in regard to the construction of five (5) one-story buildings, as per elevation drawings dated last June 5, 1996, as prepared by Gordon L. Todd, Associates, 2116 Bustard Road, Lansdale PA 19446, 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 96-22110 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 Steven Civardi, as agent for Dollar Storage to provide for the following:

the construction of five (5) one-story buildings, as per elevation drawings dated last June 5, 1996 (Sheets A-5 and A-6), as prepared by Gordon L. Todd, Associates, 2116 Bustard Road, Lansdale PA 19446, and

**BE IT FURTHER**

**RESOLVED**, that all conditions of Resolution #81 of 1996 shall remain in full force and effect as if fully set forth herein; and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Steven Civardi, as agent for Dollar Storage, the Riverhead Planning Department, Building Department, Town Engineer, Assessors' Office, and Office of the Town Attorney.

# Adopted

8/20/96

## TOWN OF RIVERHEAD

Resolution #635

**APPROVES SITE PLAN OF B. ARTHUR THURM/THURM'S MOBILE HOME ESTATES - ADDITION TO RECREATION BUILDING**

**COUNCILMAN FRUSINOWSKI** offered the following resolution, which was seconded by

**COUNCILMAN LULL** :

**WHEREAS**, a site plan and elevations were submitted by B. Arthur Thurm for the construction of a 180 square foot building addition to the existing recreation center, located at 703 Fresh Pond Avenue, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-59-1-8.3; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last November 29, 1995, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated last \_\_\_\_\_, 1996, as prepared by Donald A. Denis, AIA, P.O. Box 565, Main Road, Aquebogue NY 11931, 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 initialled 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 96-\_\_\_\_ 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 B. Arthur Thurm, for the construction of a 180 square foot building addition to the existing recreation center, located at 703 Fresh Pond Avenue, Calverton, New York, site plan dated last November 29, 1995, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated last \_\_\_\_\_, 1996, as prepared by Donald A. Denis, AIA, P.O. Box 565, Main Road, Aquebogue NY 11931, 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;

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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 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;

4. 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 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, B. Arthur Thurm hereby authorizes and consents to the Town of Riverhead to enter premises at 703 Fresh Pond Avenue, Calverton, New York, to enforce said handicapped parking regulations;

7. 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;

8. 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 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; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to B. Arthur Thurm, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1996 made by B. Arthur Thurm, residing at 703 Fresh Pond Avenue, Unit 200, Calverton NY 11933, 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. 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 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;

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. 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 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.

\_\_\_\_\_  
B. Arthur Thurm

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1995 before me personally came B. Arthur Thurm, 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 703 Fresh Pond Avenue, Calverton, 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	<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.

**Adopted**

8/20/96

TOWN OF RIVERHEAD

Resolution #636

Authorizes Submission of Grant Application to the New York State Office of Parks, Recreation and Historic Preservation

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI :

**WHEREAS**, the Town of Riverhead Community Development is preparing an application to the New York State Office of Parks, Recreation and Historic Preservation for a grant under the Environmental Protection Fund, Parks Recreation and Historic Preservation Law section 3.09 (B), for a park project at Grangebél Park, a site located within the territorial jurisdiction of this Town Board;

**WHEREAS**, the Town Board desires to improve parks and recreation facilities for the benefit of all its residents and is committed to providing the required matching funds for this grant program;

**WHEREAS**, this grant application would complement funds from two Local Waterfront Revitalization grants from the New York State Department of State;

**THEREFORE, BE IT RESOLVED** that the Town Board hereby authorizes Community Development Director Andrea Lohneiss to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1994, in an amount not to exceed \$100,000.

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

**THE VOTE**

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

The Resolution was thereupon duly adopted.

8/20/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 637

**ADOPTS THE AMENDMENT OF SECTION 108-131 OF THE ZONING ORDINANCE REGARDING SITE PLAN APPLICATION/FEES**

**COUNCILMAN KWASNA**

offered the following resolution, which 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 amendment of Section 108-131 of the Zoning Ordinance of the Riverhead Town Code; and

**WHEREAS**, a public hearing was held on the 6th day of August, 1996, at 7:20 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 amendment of Section 108-131 of the Zoning Ordinance 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 Suffolk County Planning Commission the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton and the L.I. Pine Barrens Review Commission; the Planning Department and the Building 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.

TOWN OF RIVERHEAD  
NOTICE OF ADOPTION

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted the following amendment to the **Riverhead Town Code** at its regular meeting held on August 20, 1996:

**108-131. Application Procedure; fees.**

(3) For each application for site plan approval submitted to the Planning Department under the provisions of this Chapter, the filing fee shall be one hundred dollars (\$100.), plus five cents (\$0.05) per square foot of site improvements and/or altered area. The fee to review an application to amend a previously approved site plan shall be ~~fifty dollars (\$50.)~~ the greater of ten percent of the original site plan review fee or two hundred fifty dollars (\$250.).

(4) Revisions to a site plan or to elevations which significantly change the character or appearance of the project or which occur after the issuance of a certificate of occupancy shall require resubmission of ~~an amended site plan~~ a new site plan and shall be changed accordingly.

Dated: Riverhead, New York  
August 20, 1996

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

\*overstrike represents deletion(s)

\*\*underscore represents addition(s)

# Adopted

8/20/96

TOWN OF RIVERHEAD

Resolution # 638

APPOINTS A FILL-IN BEACH ATTENDANT  
TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Jennifer Parkinson is hereby appointed to serve as a Fill-In Beach Attendant effective August 20, 1996 to and including December 31, 1996, to be paid biweekly at the rate of \$6.00 per hour and to serve at the pleasure of the Town 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.

# Adopted

8/20/96

TOWN OF RIVERHEAD

Resolution # 639

APPOINTS A FILL-IN LIFEGUARD  
TO THE RIVERHEAD RECREATION DEPARTMENT  
**COUNCILMAN WITTMER**

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

RESOLVED, that Jeff Marks is hereby appointed to serve as a Fill-In Lifeguard effective August 15, 1996 to and including December 31, 1996, to be paid biweekly at the rate of \$7.00 per hour and to serve at the pleasure of the Town 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.

# Adopted

8/20/96

TOWN OF RIVERHEAD  
Resolution # 640  
Adopted August 20, 1996

AUTHORIZING EXECUTION OF LOCAL WATERFRONT REVITALIZATION PROGRAM  
CONTRACT

COUNCILMAN LULL offered the following

resolution which was seconded by COUNCILMAN PRUSINOWSKI.

WHEREAS, the Town of Riverhead has been awarded funds for the Local Waterfront Revitalization Program from the New York Department of State under the Environmental Protection Fund, specifically for the surveying, mapping and preliminary design of improvements at Grangebél Park; and

WHEREAS, the Department of State has authorized a sub-contract between the Town of Riverhead and Young and Young for the performance of certain professional services in the amount of \$28,500; and

THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract with Young and Young.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Andrea Lohneiss, Community Development Director; Ken Testa, Town Engineer, and Young & Young Land Surveyors.

## 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

8/20/96

TOWN OF RIVERHEAD

Resolution # 641

DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF ACTION SHADY  
LADY BED & BREAKFAST - SPECIAL PERMIT & SITE PLAN

COUNCILMAN 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 Bobbi Zorn, as authorized agent for Frank Barker, principal of Jamesport Colony Co., Inc. pursuant to Section 108-110.1 B(6) of the Town Code for restoration of a dwelling for use as a bed & breakfast on a 22 acre parcel zoned Agriculture A and Business CR and known specifically as SCTM No. 0600-68-1-29.2, and

**WHEREAS**, an Environmental Assessment form was submitted as part of the petition, and

**WHEREAS**, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommended 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 Shady Lady Bed & Breakfast, 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 approval subject to SEQR, and

**BE IT FURTHER**

**RESOLVED**, that the Riverhead Planning Department be directed to publish and post those notices as required by 6NYCRR 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	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

# Adopted

8/20/96

## TOWN OF RIVERHEAD

Resolution # 642

### APPROVES SITE PLAN OF CARLTON H. SEAY - RECONSTRUCT MULTIFAMILY RESIDENCE

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

**WHEREAS**, a site plan and elevations were submitted by Carlton H. Seay for the reconstruction of a multifamily residence, consisting of two apartments, which had been destroyed by fire, located at 711 Harrison Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-102-3-31; and

**WHEREAS**, the Planning Department has reviewed the site plan dated undated and dated in-house May 10, 1995, as prepared by John L. Gray, P.C., 7603 Georgia Ave. NW, Washington DC 20012, and elevations dated undated and dated in-house May 10, 1995, as prepared by John L. Gray, P.C., 7603 Georgia Ave. NW, Washington DC 20012, 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 initialled 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 ----- 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 Carlton H. Seay, for the reconstruction of a multifamily residence, consisting of two apartments, which had been destroyed by fire, located at 711 Harrison Avenue, Riverhead, New York, site plan dated undated and dated in-house May 10, 1995, as prepared by John L. Gray, P.C., 7603 Georgia Ave. NW, Washington DC 20012, and elevations dated undated and dated in-house May 10, 1995, as prepared by John L. Gray, P.C., 7603 Georgia Ave. NW, Washington DC 20012, 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. 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 all new utilities shall be constructed underground;

7. 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 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 the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

9. 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; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Carlton H. Seay, 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 \_\_\_\_\_, 1995 made by Carlton H. Seay, residing at 711 Harison Avenue, Riverhead NY 11901, 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. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

3. 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;

4. 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;

5. That all new utilities shall be constructed underground;

6. 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 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;

7. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

8. 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.

---

Carlton H. Seay

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1995 before me personally came Carlton H. Seay, 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 711 Harrison Avenue, 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

# Adopted

1127

August 20, 1996

TOWN OF RIVERHEAD

Resolution # 643

## AUTHORIZES PUBLICATION OF NOTICE

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

**WHEREAS**, the Riverhead Town Board has utilized an extensive insurance program for the protection of property, assets, liabilities and employees of the Town of Riverhead; and

**WHEREAS**, the Riverhead Town Board wishes to solicit proposals for a two(2) year extensive insurance program in order to maximize benefits and cost effectiveness to the Town of Riverhead.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Clerk is hereby authorized to publish the attached legal notice in the Suffolk Life on August 21, 1996; and

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

## 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.

**PUBLIC NOTICE**

The Town of Riverhead is soliciting proposals for a two(2) year extensive insurance program for the protection of property, assets, liability and employees of the Town of Riverhead

To obtain a copy of the Request for Proposal (RFP) contact:

Financial Administrator  
Town of Riverhead  
200 Howell Avenue  
Riverhead, New York 11901  
(51) 727-3200, ext 235

# Adopted

8/20/96

## TOWN OF RIVERHEAD

Resolution # 644

### APPROVES APPLICATION OF HELEN MCKAY'S GREENHOUSES AND FLOWER FARM

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

**WHEREAS**, Helen McKay of Helen McKay's Greenhouses and Flower Farm has submitted an application for the purpose of conducting hay rides to be held at Union Avenue, Aquebogue, New York, to be held on September 1, 1996 through November 1, 1996, between the hours of 11:00 a.m. to 6:00 p.m.; and

**WHEREAS**, a certificate of insurance has been received naming the Town of Riverhead as Additional Insured; and

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

**NOW THEREFORE BE IT RESOLVED**, that the approval of the application of Helen McKay of Helen McKay's Greenhouses and Flower Farm for the purpose of conducting hay rides to be held at Union Avenue, Aquebogue, New York, to be held on September 1, 1996 through November 1, 1996, between the hours of 11:00 a.m. to 6:00 p.m., be and is hereby approved; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Helen McKay's Greenhouses and Flower Farm, P.O. Box 524, Union Avenue, Aquebogue, New York, 11931 and the Riverhead Police 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.

**Adopted**

8/20/96

TOWN OF RIVERHEAD

Resolution # 645

APPROVES APPLICATION OF DOREEN AND JOSEPH COBIS

COUNCILMAN KWASNA offered the following resolution, which was seconded by

COUNCILMAN WITTMEIER

WHEREAS, Doreen and Joseph Cobis have submitted an application for the purpose of conducting a block party for the residents, friends and family of Prospect Place, to be held at Prospect Place, Riverhead, New York, to be held on August 24, 1996, having a rain date of August 25, 1996, between the hours of 11:00 a.m. to 10:00 p.m.; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as Additional Insured; and

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

NOW THEREFORE BE IT RESOLVED, that the approval of the application of Doreen and Joseph Cobis for the purpose of conducting a block party for the residents, friends and family of Prospect Place, to be held at Prospect Place, Riverhead, New York, to be held on August 24, 1996, having a rain date of August 25, 1996, between the hours of 11:00 a.m. to 10:00 p.m., be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Doreen and Joseph Cobis, 37 Prospect Place, 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 adopted.

August 20, 1996

# Adopted

## TOWN OF RIVERHEAD

Resolution # 646

### AMENDS SITE PLAN OF BOMEL RIVERHEAD CORP. - FACADE ALTERATION

COUNCILMAN WITTMEIER offered the following

resolution, which was seconded by COUNCILMAN KWASNA:

WHEREAS, by Resolution # 623, dated September 19, 1995, the Riverhead Town Board did approve the site plan of William H. Immel, as agent for Bomel Riverhead Corp., for the renovation of building facades located at 114-126 West Main Street (two buildings at the northwest corner of West Main Street and Griffing Avenue), Riverhead located at 114-126 West Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-128-3-45, and

WHEREAS, William H. Immel, as agent for Bomel Riverhead Corp. has requested that a modification of said site plan approval in regard to the window configuration as shown on an elevation dated last July 22, 1996, as prepared by Gary Pedersen, R.A., 310 Delaware Avenue, Bay Shore NY 11708, and the retention of the existing access doors on the one-story building 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 96-23304 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 William H. Immel, as agent for Bomel Riverhead Corp. to provide for the following:

the window configuration as shown on an elevation dated last July 22, 1996, as prepared by Gary Pedersen, R.A., 310 Delaware Avenue, Bay Shore NY 11708, and the retention of the existing access doors on the one-story building, and

#### BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to William H. Immel, as agent for Bomel Riverhead Corp., the Riverhead Planning Department, Building Department, Town Engineer, Supervisor's 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.

# Adopted

1132

8/20/96

## TOWN OF RIVERHEAD

Resolution # 647

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

COUNCILMAN PRUSINOWSKI offered the following resolution, was seconded by

COUNCILMAN LULL :

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the demolition of certain buildings owned by Lloyd Seymour located at 34 Oak Street, Riverhead, New York, further described as Suffolk County Tax Map #0600-65-1-15; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Lloyd Seymour, c/o Marianne Fitzgerald, 223 Flanders Road, Apt. #20, Riverhead, New York, 11901 and the Riverhead Building 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.

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 3rd day of September, 1996 at 7:25 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider whether the owner of real property owned by Lloyd Seymour located at 34 Oak Street, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-65-1-15, 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  
August 20, 1996

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

**BARBARA GRATTAN, Town Clerk**

**Adopted**

8/20/96

**TOWN OF RIVERHEAD**

**Resolution # 648**

**RATIFIES ATTENDANCE OF REPRESENTATIVE AT CONFERENCE**

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

**WHEREAS**, the NYCOM Main Street Conference was held at West Point from August 13, 1996 through August 15, 1996; and

**WHEREAS**, a representative of the Riverhead Business Improvement District had expressed an interest in attending said conference.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby ratifies the attendance of a representative of the Riverhead Business Improvement District to attend the NYCOM Main Street Conference; and

**BE IT FURTHER RESOLVED**, that expenses shall not exceed \$1,000.00, which shall be receipted upon return from the conference; and

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

**THE VOTE**

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

The Resolution was thereupon duly adopted.

August 20, 1996

# Adopted

1135

TOWN OF RIVERHEAD

Resolution # 649

**APPOINTS PART-TIME CLERK TYPIST**

**IN THE OFFICE OF THE TOWN CLERK**

**COUNCILMAN KWASNA**

offered the following resolution ,

which was seconded by

**COUNCILMAN WITTMEIER**

**BE IT RESOLVED**, the Town Board hereby appoints Melissa White to the position of Part-Time Clerk Typist in the Office of the Town Clerk at an hourly rate of pay of \$ 9.4049; and

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

## 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.

AUGUST 20, 1996

# Adopted

1136

TOWN OF RIVERHEAD

Resolution # 650

## APPOINTS 90 DAY LABORER

### TO THE BUILDINGS & GROUNDS DEPARTMENT

COUNCILMAN WITTMEIER

offered the following resolution ,

which was seconded by

COUNCILMAN KWASNA

**WHEREAS**, there is a need for temporary assistance in the Buildings & Grounds Department; and

**WHEREAS**, applications were received, and pursuant to interview recommendations were forwarded to the Personnel Committee.

**NOW, THEREFORE, BE IT RESOLVED**, effective August 21, 1996, the Town Board hereby authorizes the appointment of Jason Hubbard to the position of 90 Day Laborer in the Buildings & Grounds Department at an hourly rate of pay of \$7.80; and

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

## 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.

# Adopted

8/20/96

TOWN OF RIVERHEAD

RESOLUTION # 651.

## AUTHORIZES ATTENDANCE OF ASSESSORS AT SEMINAR

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

WHEREAS, on September 24 through September 27, 1996, the Annual Meeting and Seminar on Assessment Administration is being held in Monticello, New York, and

WHEREAS, 2 members of the Board of Assessors have expressed an interest and desire in attending said seminar.

NOW, THEREFORE, BE IT RESOLVED, that the assessors are hereby authorized to attend said Seminar, and

BE IT FURTHER RESOLVED, that the use of the Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that each assessor shall be reimbursed for costs of registration, tuition, deposit, travel, lodging and meals, not to exceed a total of \$600.00 each, and

BE IT FURTHER RESOLVED, that said expenses are to be fully receipted upon their return, and

BE IT FURTHER RESOLVED, that expenses incurred for tuition, travel, lodging and meals are subject to reimbursement by the State of New York to the Town of Riverhead upon completion of said conference.

### THE VOTE

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

The Resolution was thereupon duly adopted.

8/20/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 652

AUTHORIZES PUBLICATION OF PUBLIC NOTICE FOR AMENDMENT TO THE ZONING ORDINANCE

**COUNCILMAN LULL**

offered the following

resolution, which was seconded by **COUNCILMAN PRUSINOWSKI** :

**WHEREAS**, the Zoning Ordinance of the Town of Riverhead provides for restaurants as a permitted use within the Industrial A Zoning Use District, and

**WHEREAS**, restaurant use may present environmental impacts with regard to motor vehicle traffic and wastewater which could affect other properties within the vicinity, and

**WHEREAS**, the Town Board of the Town of Riverhead desires to assure that the development of lands within the Industrial A Zoning Use District are developed in a manner consistent with the Master Plan of the Town of Riverhead and which will not impair the orderly use of properties within the Industrial A Zoning Use District, now

**THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk be authorized to publish the following notice in the official newspaper of the Town of Riverhead.

## 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  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 17th day of September, 1996 at 2:15 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested parties to consider the amendment to Chapter 108 "Zoning" of the Riverhead Town Code as follows:

§108-45. Uses.

A. Permitted uses.

~~§108-45A(17). Restaurant, except that a drive in restaurant shall be permitted only by special permit of the Town Board.~~

B. Special exception and special permit uses. Except where Town Board approval is required herein for a special exception or special permit use, such use shall be subject to approval by the Board of Appeals pursuant to §108-75 108-76 and 108-77 of this chapter.

§108-45B(4). ~~(Reserved)~~ Restaurant.

Dated: Riverhead, New York  
August 20, 1996

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

\* Underscore represents addition(s)

\*\* Overstrike represents deletion(s)

8/20/96

# Adopted

TOWN OF RIVERHEAD

Resolution #653

RESOLUTION AUTHORIZING THE ISSUANCE OF \$160,000 SERIAL BONDS TO PAY THE COST OF THE PURCHASE AND INSTALLATION OF A COMPUTER SYSTEM AT THE TOWN HALL.

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Jamesport Community Center, Jamesport, in said Town, on August 20, 1996, at 7:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Stark, and upon roll being called, the following were

**PRESENT:**

JAMES R. STARK, Supervisor  
Victor Prusinowski, Councilman  
James Lull, Councilman  
Mark Kwasna, Councilman  
Otto Wittmeier, Councilman

**ABSENT:**

The following resolution was offered by COUNCILMAN KVASNA, who moved its adoption, seconded by COUNCILMAN WITTMEIER to wit:

BOND RESOLUTION DATED AUGUST 20, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$160,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE AND INSTALLATION OF A COMPUTER SYSTEM AT THE TOWN HALL.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the purchase and installation of a computer system at the Town Hall, in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$160,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$160,000, and that the plan for the financing thereof is by the issuance of the \$160,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is five

years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for

mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in The Suffolk County Life the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

<u>Supervisor Stark</u>	VOTING	_____
<u>Councilman Prusinowski</u>	VOTING	_____
<u>Councilman Lull</u>	VOTING	_____
<u>Councilman Kwasna</u>	VOTING	_____
<u>Councilman Wittmeier</u>	VOTING	_____

The resolution was thereupon declared duly adopted.

\* \* \* \*

### THE VOTE

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

The Resolution was thereupon duly adopted.

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

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on August 20, 1996, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice \_\_\_\_\_

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on August \_\_\_\_\_, 1996.

\_\_\_\_\_  
Town Clerk

(CORPORATE  
SEAL)

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on August 20, 1996, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Riverhead, New York  
August 20th, 1996.

---

Town Clerk

BOND RESOLUTION DATED AUGUST 20, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$160,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE AND INSTALLATION OF A COMPUTER SYSTEM AT THE TOWN HALL.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the purchase and installation of a computer system at the Town Hall, in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$160,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$160,000, and that the plan for the financing thereof is by the issuance of the \$160,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is five

years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for

mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in The Suffolk County Life, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

# Adopted

August 20, 1996

## TOWN OF RIVERHEAD

Resolution # 654

### GENERAL FUND

### BUDGET ADJUSTMENTS

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

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

		<b>FROM:</b>	
000000.390599	APPROPRIATED FUND BALANCE	\$ 90,000.	
		<b>TO:</b>	
001.010100.543301	TOWN BOARD, APPRAISALS & RECORDINGS	\$ 50,000.	
001.080200.543950	PLANNING, CONSULTANT EXPENSE	40,000.	

### 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.

August 20, 1996

# Adopted

TOWN OF RIVERHEAD

Resolution # 655

HIGHWAY DEPARTMENT

BUDGET ADJUSTMENT

**COUNCILMAN WITTMEIER**

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

**COUNCILMAN KWASNA**

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

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

11.051300.524000  
11.051400.541205

EQUIPMENT PURCHASE  
TREE TRIMING

**FROM:**  
\$ 25,000.  
800.

111.051300.541400  
111.051400.549000

EQUIPMENT REPAIR  
MISCELLANEOUS

**TO:**  
\$ 25,000.  
800.

## 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

7 Resolution was thereupon duly adopted.

# Adopted

1157

August 20, 1996

TOWN OF RIVERHEAD

Resolution # 656

## HALLOCKVILLE ISTEA 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:	
019400.492510.40073	NYS DEPT. OF TRANSPORTATION ISTEA	\$	71,680.
019400.485500.40073	TRANSFER FROM CDBG		17,920.
		TO:	
406.019400.541162.40073	HISTORICAL RESTORATION CONSTR	\$	83,600.
406.019400.543650.40073	PROFESSIONAL SERVICES		6,000.

## 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.

# Adopted

August 20, 1996

TOWN OF RIVERHEAD

Resolution # 657

**LINCOLN STREET DRAINAGE IMPROVEMENTS**

**CAPITAL PROJECT**

**BUDGET ADOPTION**

**COUNCILMAN KWASNA**

offered the following resolution ,

which was seconded by

**COUNCILMAN WITTMEIER**

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

	<b>FROM:</b>	
1.095731.494200.40072	SERIAL BOND PROCEEDS	\$ 60,000.
		<b>TO:</b>
406.085400.523008.40072	CONSTRUCTION EXPENSE	\$ 52,000.
406.085400.543502.40072	ENGINEERING EXPENSE	8,000.

## THE VOTE

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

The Resolution was thereupon duly adopted.

# Adopted

August 20, 1996

## TOWN OF RIVERHEAD

Resolution # 658

### APPOINTS POLICE OFFICERS TO THE POLICE DEPARTMENT

COUNCILMAN WITTMEIER offered the following resolution ,  
COUNCILMAN KWASNA

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

**RESOLVED**, the following individuals be and are hereby appointed to the position of Police Officer with the Town of Riverhead:

Michael W. Mowdy  
Michael J. Lojko  
Richard Anderson

**BE IT FURTHER RESOLVED**, that the above named individuals be and are hereby placed on a leave of absence until the commencement of the next scheduled recruit police officer training session of the Suffolk County Police Academy; and

**BE IT FURTHER RESOLVED**, that all the above appointments are contingent upon the successful completion of the testing required by the Suffolk County Department of Civil Service; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the above named individuals, Police Chief Joseph Grattan 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**

**COUNCILMAN LULL**

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

ferred the following Resolution which was seconded by

ACCOUNTS	*CD - NONE*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN 001	\$0.00	\$551,170.27	\$551,170.27
PARKING METER 002	\$0.00	\$0.00	\$0.00
AMBULANCE FUND 003	\$0.00	\$0.00	\$0.00
POLICE ATHLETIC LEAGUE 004	\$0.00	\$689.08	\$689.08
TEEN CENTER 005	\$0.00	\$75.00	\$75.00
RECREATION PROGRAM 006	\$0.00	\$4,483.84	\$4,483.84
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	\$1,153.00	\$1,153.00
SENIOR CITIZEN DAYCARE CENTER 027	\$0.00	\$49.70	\$49.70
HIGHWAY 111	\$0.00	\$36,402.06	\$36,402.06
WATER 112	\$0.00	\$454,473.91	\$454,473.91
REPAIR & MAINTENANCE 113	\$0.00	\$0.00	\$0.00
SEWER 114	\$0.00	\$4,666.32	\$4,666.32
REFUSE & GARBAGE COLLECTION 115	\$0.00	\$63,289.02	\$63,289.02
STREET LIGHTING 116	\$0.00	\$3,457.79	\$3,457.79
PUBLIC PARKING 117	\$0.00	\$725.78	\$725.78
BUSINESS IMPROVEMENT DISTRICT 118	\$0.00	\$1,706.88	\$1,706.88
TOR URBAN DEV CORP TRUST ACCT 119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND 173	\$0.00	\$31,618.04	\$31,618.04
HOSPITALIZATION SELF INSURANCE 174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND 175	\$0.00	\$565.00	\$565.00
UNEMPLOYMENT INSURANCE FUND 176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM 177	\$0.00	\$30,334.94	\$30,334.94
REVOLVING LOAN PROGRAM 178	\$0.00	\$0.00	\$0.00
RESIDENTIAL REHAB 179	\$0.00	\$345.00	\$345.00
DISCRETIONARY/SMALL CITIES 180	\$0.00	\$0.00	\$0.00
COBG CONSORTIUM ACCOUNT 181	\$0.00	\$75,158.40	\$75,158.40
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	\$282.06	\$282.06
GENERAL FUND DEBT SERVICE 384	\$0.00	\$355.94	\$355.94
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	\$27,557.07	\$27,557.07
EIGHT HUNDRED SERIES 408	\$0.00	\$344.93	\$344.93
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	\$68.51	\$68.51
EITSP 454	\$0.00	\$70.68	\$70.68
SCAVENGER WASTE CAP PROJECT 470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND 625	\$0.00	\$2,494.61	\$2,494.61
MUNICIPAL GARAGE 626	\$0.00	\$43.81	\$43.81
TRUST & AGENCY 735	\$0.00	\$0.00	\$0.00
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	\$5,399.58	\$5,399.58
CENTRAL CLEARING ACCOUNT 999	\$0.00	\$0.00	\$0.00
<b>TOTALS</b>	<b>\$0.00</b>	<b>\$1,296,981.22</b>	<b>\$1,296,981.22</b>

offered the following Resolution which was seconded by

**COUNCILMAN LULL**

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

ACCOUNTS	*CD - 8/15/96*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN 001	\$4,600,000.00	\$525,778.04	\$5,125,778.04
PARKING METER 002	\$29,000.00	\$43.93	\$29,043.93
AMBULANCE FUND 003	\$33,000.00	\$0.00	\$33,000.00
POLICE ATHLETIC LEAGUE 004	\$2,500.00	\$0.00	\$2,500.00
TEEN CENTER 005	\$0.00	\$0.00	\$0.00
RECREATION PROGRAM 006	\$0.00	\$10,422.87	\$10,422.87
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	\$500.55	\$500.55
HIGHWAY 111	\$350,000.00	\$78,529.55	\$428,529.55
WATER 112	\$1,070,000.00	\$495,128.40	\$1,565,128.40
REPAIR & MAINTENANCE 113	\$30,000.00	\$0.00	\$30,000.00
SEWER 114	\$195,000.00	\$62,144.06	\$257,144.06
REFUSE & GARBAGE COLLECTION 115	\$0.00	\$39,423.08	\$39,423.08
STREET LIGHTING 116	\$300,000.00	\$28,986.40	\$328,986.40
PUBLIC PARKING 117	\$125,000.00	\$4,929.48	\$129,929.48
BUSINESS IMPROVEMENT DISTRICT 118	\$0.00	\$14,437.27	\$14,437.27
TOR URBAN DEV CORP TRUST ACCT 119	\$0.00	\$14,011.59	\$14,011.59
WORKER'S COMPENSATION FUND 173	\$85,000.00	\$3,893.88	\$88,893.88
HOSPITALIZATION SELF INSURANCE 174	\$10,000.00	\$0.00	\$10,000.00
RISK RETENTION FUND 175	\$60,000.00	\$2,654.00	\$62,654.00
UNEMPLOYMENT INSURANCE FUND 176	\$1,500.00	\$3.35	\$1,503.35
MAIN STREET REHAB PROGRAM 177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM 178	\$0.00	\$4,298.26	\$4,298.26
RESIDENTIAL REHAB 179	\$0.00	\$3,528.00	\$3,528.00
DISCRETIONARY/SMALL CITIES 180	\$0.00	\$0.00	\$0.00
COBG CONSORTIUM ACCOUNT 181	\$0.00	\$9,641.78	\$9,641.78
URBAN DEVEL CORP WORKING 182	\$0.00	\$0.00	\$0.00
RESTORE 184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT 381	\$1,000.00	\$0.00	\$1,000.00
SEWER DISTRICT DEBT 382	\$0.00	\$0.00	\$0.00
WATER DEBT 383	\$0.00	\$324,593.00	\$324,593.00
GENERAL FUND DEBT SERVICE 384	\$0.00	\$302,484.32	\$302,484.32
SCAVENGER WASTE DISTRICT DEBT 385	\$82,000.00	\$0.00	\$82,000.00
COMM DEVEL AGENCY CAP PROJECT 405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$0.00	\$122,152.11	\$122,152.11
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	\$12,000.00	\$1,905.69	\$13,905.69
SENIORS HELPING SENIORS 453	\$0.00	\$1,392.48	\$1,392.48
EISEP 454	\$0.00	\$602.39	\$602.39
SCAVENGER WASTE CAP PROJECT 470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND 625	\$70,000.00	\$6,481.13	\$76,481.13
MUNICIPAL GARAGE 626	\$50,000.00	\$7,746.07	\$57,746.07
TRUST & AGENCY 735	\$0.00	\$525,740.48	\$525,740.48
SPECIAL TRUST 736	\$20,000.00	\$0.00	\$20,000.00
COMMUNITY DEVELOPMENT AGENCY 915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE 918	\$0.00	\$18,871.15	\$18,871.15
CENTRAL CLEARING ACCOUNT 999	\$0.00	\$0.00	\$0.00
<b>TOTALS</b>	<b>\$7,126,000.00</b>	<b>\$2,610,323.31</b>	<b>\$9,736,323.31</b>

Resolution was thereupon adopted.

8/20/96

## TOWN OF RIVERHEAD

Resolution # 660ADOPTS EXTENSION OF THE RIVERHEAD PUBLIC PARKING DISTRICT**COUNCILMAN LULL**

offered the following resolution, was seconded by

**COUNCILMAN FRUSINOWSKI**

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the extension of the Riverhead Public Parking District to include property of Clifford P. Downs at East Avenue, Riverhead, New York, further described as Suffolk County Tax Map No. 0600-129-1-4; and

WHEREAS, a public hearing was held on the 6th day of August, 1996 at 7:10 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 extension of the Riverhead Public Parking District be and is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Board be and hereby determines in accordance with Town Law Section 194(1) the following:

- (a) the petition for extension was properly signed or proved as required by law;
- (b) that all the property and property owners within the proposed extension are benefited;
- (c) that all property and property owners benefited are within the parking district and proposed extension; and
- (d) it is in the public interest to grant said extension;

and be it further

RESOLVED, that the extension shall be established at no cost to the Town; and be it further

RESOLVED, that said extension shall be identified as the "Clifford P. Downs, East Avenue Extension" of the Riverhead Public Parking District No. 1; and be it further

Nay  
Aye  
Resolution was thereupon

**RESOLVED**, that adoption of this extension is subject to Martin F. Sendlewski filing with the Town Clerk, a map depicting said parcel to be included in Riverhead Public Parking District No. 1; 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 Martin F. Sendlewski, A.I.A., 43 Southfield Road, Calverton, New York, 11931; State of New York Office of the State Comptroller, Albany, New York, 12236; Planning Board; the Building Department; the Assessor's Office; and the Town Attorney's Office.

### 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  
NOTICE OF ADOPTION**

1164

**PLEASE TAKE NOTICE** that the Town Board of the Town of Riverhead adopted the extension of the Riverhead Public Parking District to include property of Clifford P. Downs at East Avenue, Riverhead, further described as Suffolk County Tax Map #0600-129-1-4, at its regular meeting held on August 20, 1996.

Dated: Riverhead, New York  
August 20, 1996

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

**THE VOTE**

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

The Resolution was thereupon  
duly adopted.

# Adopted

8/20/96

TOWN OF RIVERHEAD

Resolution # 661

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING FOR AMENDMENT TO THE ZONING ORDINANCE

COUNCILMAN PRUSINOWSKI

offered the following

COUNCILMAN LULL

resolution, which was seconded by \_\_\_\_\_ :

**WHEREAS**, the Master Plan of the Town of Riverhead established certain areas within the Town for the sale of goods and services, and

**WHEREAS**, since the establishment of the initial Master Plan there have been a number of amendments to the Zoning Ordinance providing for more discreet kinds of commercial land use, and

**WHEREAS**, recent trends have established the commercially zoned areas of the Town to be considered as either tourist oriented or destination retail of a regional nature supported by permanent structures with long term leases to tenants, and

**WHEREAS**, the Town has further established discount retail uses as an accessory within a particular zoning use district, and

**WHEREAS**, that in order to maintain a consistent land use policy with regard to the commercial development of the Town of Riverhead, the Town Board desires to limit discount retail to those operations which are considered to be of a permanent or accessory nature, now

**THEREFORE, BE IT**

**RESOLVED**, that in order to affect this policy the Town Board 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 HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of September, 1996 at 2:20 p.m., o'clock at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider amending Chapter 108 of the Zoning Ordinance as follows: The inclusion of "Flea Market" as a prohibited use within the Business A, Business B, Business C, Business CR, Business D, Business E, and Business G Zoning Use Districts.

DATED: Riverhead, New York  
August 20, 1996

By Order of the Town Board of the  
Town of Riverhead

Barbara Grattan, Town Clerk

8/20/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 662

APPROVES APPLICATION OF TANGER OUTLET CENTERS INC.

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

WHEREAS, Tanger Outlet Centers Inc. has submitted an application for the purpose of conducting a tent sale to be held on August 30, 1996 through September 2, 1996 at 1770 West Main Street, Riverhead, New York between the hours of 10:00 a.m. to 9:00 p.m.; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as Additional Insured; and

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

NOW THEREFORE BE IT RESOLVED, that the application submitted by Tanger Outlet Centers Inc. for the purpose of conducting a tent sale to be held on August 30, 1996 through September 2, 1996 at 1770 West Main Street, Riverhead, New York between the hours of 10:00 a.m. to 9:00 p.m., be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Tanger Outlet Centers Inc., Tanger Drive , Suite 200, 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.