Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 307

DECLARES MAY "OLDER AMERICAN'S MONTH"

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

WHEREAS, it is proper and fitting that the Town of Riverhead honor those individuals who are 60 years of age or older which represent more than 25% of the population of the Town of Riverhead; and

WHEREAS, these citizens are an integral, intrinsic and invaluable segment of our society wherein they contribute wisdom, experience, service and economic benefit to this community; and

WHEREAS, it is in the sense that we distinguish our older citizens as senior citizens as those who have had many years to learn, to teach and to share with their fellow citizens this knowledge of their "Golden Years".

NOW, THEREFORE, BE IT RESOLVED, that I, James R. Stark, as Supervisor of the Town of Riverhead, do hereby proclaim the month of May, 1996 to be Older American's Month in the Town of Riverhead and urge my fellow citizens to join me in honoring these special citizens for their many contributions to our community.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution #308

ADOPTS THE AMENDMENT OF SECTION 108-56 P. OF THE ZONING ORDINANCE REGARDING OFF PREMISES DIRECTIONAL SIGNS

COUNCILMAN KWASNA offered the following resolution, which 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 the amendment of Section 108-56 P. of the Zoning Ordinance of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 2nd day of April, 1996, at 7:25 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that the amendment of Section 108-56 P. 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	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	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 May 7, 1996:

P. Off-Premises Directional Signs

1. One (1) standardized off-premises directional sign, in accordance with the further provisions of this subsection, may be allowed per applicant, based upon the necessity for said off-premises directional sign as shown by the applicant. Upon showing of undue hardship, the Town Board may allow one (1) additional directional sign, but under no circumstances shall more than one (1) additional sign be allowed, nor shall nay two (2) signs bearing the same information face the same lane of traffic;

2. Off-premises directional signs shall be twelve (12) inches in height and forty-eight (48) inches in width. They shall be constructed of 3/4" exterior-grade plywood with black paint on all edges and on the reverse side. The face of the sign shall consist of white reflective Helvetica Medium lettering on Ronan Dark Blue (a/k/a Riverhead Town Blue) background with a three-quarter inch (3/4") white non-reflective border set one inch (1") within the edges of the sign. Commercial logos may be displayed in he customary colors;

3. A maximum of two (2) lines of copy shall be permitted. Where two (2) lines are used, one (1) line shall be four inches (4") in height and one line shall be two and one-half inches (2 1/2") in height. A white arrow, either vertical or diagonal and pointing in the general direction to be followed, shall display distances therein, stated to the nearest mile. Where the stated distance would be less than one mile, it shall be omitted. Arrows pointing to the right of vertical shall be on the right side of the sign, and arrows pointing left of vertical shall be on the left side of the sign, as appropriate. Businesses to the left shall appear above businesses to the right. Where more than one (1) business lies in the same direction, those closer shall appear above those more distant;

4. Posts shall be 4" x 4" CCA lumber, painted white, with pointed tops. Two posts shall support each sign installation. Said posts shall be eight (8) feet in height from the average grade of the ground surrounding the sign. The initial advertiser shall provide and maintain said posts, and may enter into an agreement with subsequent advertisers for continued maintenance;

5. A maximum of three (3) business signs shall be permitted on each sign installation. The top of the uppermost sign shall be set six inches (6") below the top of the posts. Signs shall be spaced three inches (3") apart;

6. There shall be no exclusive right to any location. An advertiser shall not prohibit subsequent advertisers which have obtained necessary approvals;

7. Where more than one (1) sign installation is permitted within close proximity, said installations shall be no closer than two hundred feet (200') apart;

8. Off-premises directional signs shall be located as follows, and shall be subject to the prior approval, in writing, of the New York State Department of Transportation, the Suffolk County Department of Public Works, the Riverhead Superintendent of Highways, or the owner of private property, as applicable:

   - Where there is no curb or sidewalk: six feet (6') from the outside shoulder of the highway, but not less than eight feet (8') from the pavement to the near edge of the sign;

   - Where there is a curb but no sidewalk: four feet (4') from the curb to the near edge of the sign;

   - Where there is a curb and sidewalk: two feet (2') from the inside edge of the sidewalk to the near edge of the sign;

   - The sign shall face the flow of traffic nearest it;

   - Not less than two hundred feet (200') approaching and two hundred feet (200') beyond a traffic control sign or device, railroad grade crossing, or public highway intersection with a federal, state, or county route;

   - Not less than one hundred feet (100') approaching and one hundred feet (100') beyond Town highway intersections.

9. In its deliberation of the permit, public safety, including but not limited to visibility of and by motorists as well as pedestrians relative to the proposed sign location, shall be a primary consideration;

10. An annual renewal fee of fifty dollars ($50) shall be required as a condition of the permit. Said fee shall constitute a guarantee on the part of the applicant that the sign shall be maintained in good repair;

11. The Town may establish in any Zoning Use District, special public information centers, wherein directional signs may be located.

Dated: Riverhead, New York
May 7, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Overstrike represents deletion(s)
** Underscore represents addition(s)

May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 309

AUTHORIZES THE ATTENDANCE OF

FINANCIAL ADMINISTRATOR AT SEMINAR

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

WHEREAS, Cornell University Department of City and Regional Planning is offering a Summer Institute for Public Financial Administrators in Ithaca, New York; and

WHEREAS, John Hansen, Financial Administrator has requested the Board authorize attendance at said conference Monday, June 24th through Wednesday June 26th; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of John Hansen, Financial Administrator at said conference and reimbursement of related expenses with proper documentation; and

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 310

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 55 SL TYPE III ($.92/S.Y.) BE AND IS HEREBY AWARDED to T.H. GANNON & SONS, INC. P.O. BOX 505, MIDDLE ISLAND, N.Y. 11953, and

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to T.H. Gannon & Sons, Inc. and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION #311

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 51 ACF (59.75/TON) 50 T/MIN. and ITEM 51 FZ (74.95/TON) 0 TO 50 TON BE AND IS HEREBY AWARDED to SYPHER & REEVES ASPHALT PAVING CORP., 950 WEST MAIN STREET, RIVERHEAD, N.Y. 11901, and—

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sypher & Reeves Asphalt Paving Corp. and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 312

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 55 SL TYPE II (.89/S.Y.) BE AND IS HEREBY AWARDED to PAUL CORAZZINI JR. & SONS INC., 3120 ALBERTSON LANE, GREENPORT, N.Y. 11944, and

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Paul Corazzini Jr. & Sons and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 313

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 51 ACFS (38.00/TON), ITEM 51 FZS (37.00/TON) and ITEM 51 SAS (36.50/TON) BE AND IS HEREBY AWARDED to SUFFOLK ASPHALT SUPPLY, INC., 100 ROGERS AVE., WESTHAMPTON, N.Y. 11977,

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Suffolk Asphalt Supply, Inc. and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION #314

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 45 SA (47.15/TON) 650 T/MIN. and ITEM 51 ACF (51.75/TON) 650 T/MIN. BE AND IS HEREBY AWARDED to DeLALIO COAL & STONE CO. dba SOUTH FORK ASPHALT, 224A NORTH MAIN STREET, SOUTHAMPTON, N.Y. 11968, and

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to DeLalio Coal & Stone Co. and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Abs
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 315

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 45 SAS (37.00/TON), ITEM 51 ACFS (37.00/TON), ITEM 51 FZS (36.50/TON), ITEM 51SAS (37.00/TON), ITEM 51 W (38.00/TON) and ITEM 51 WC (76.00/TON) BE AND IS HEREBY AWARDED to PRIMA ASPHALT CONCRETE, INC., FURROWS ROAD, HOLTSVILLE, N.Y. 11742,

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Prima Asphalt Concrete, Inc. and the Riverhead Highway Department.

THE VOTE

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

The Resolution was thereupon duly adopted.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Abs
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION #316

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 45 SA (46.95/TON) 1000 T/MIN., ITEM 45 SAS (37.50/TON), ITEM 51 ACF (51.10/TON) 1000 T/MIN., ITEM 51FZ (50.49/TON) 650 T/MIN., ITEM 51 FZ (49.99/TON) 1000 T/MIN., ITEM 51 FZT (51.49/TON) 650 T/MIN. and ITEM 51 FZT (50.99/TON) 1000 T/MIN. BE AND IS HEREBY AWARDED to JOHN T. MONTECALVO, INC., 48 RAILROAD AVENUE, CENTER MORICHES, N.Y. 11934

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to John T. Montecalvo Inc. and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION #317

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 45 SA (58.00/TON) 50 T/MIN., ITEM 45 SA (48.00/TON) 350 T/MIN., ITEM 51 ACF (49.75/TON) 350 T/MIN., ITEM 51FZ (56.90/TON) 50 T/MIN., ITEM 51 FZ (48.20/TON) 350 T/MIN., ITEM 51 FZT (58.00/TON) 50 T/MIN. ND ITEM 51 FZT (49.25/TON) 350 T/MIN., ITEM 410.01S (.915/S.Y.) and ITEM 410-3.01 (.915/S.Y.) BE AND IS HEREBY AWARDED to CORAZZINI ASPHALT, INC., P.O. BOX 1281, CUTCHOGUE, N.Y. 11935,

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Corazzini Asphalt Inc. and the Riverhead Highway Department.

5/7/96 **Adopted**

TOWN OF RIVERHEAD

RESOLUTION #318

ADOPTED MAY 7, 1996

AWARDS BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS

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

WHEREAS, the Town Clerk was authorized to advertise for bids for the furnishing and placing of asphalt concrete and bituminous materials, for the use of the Riverhead Highway Department, and

WHEREAS, on the 24th of April, all bids were received, opened and read aloud, and

WHEREAS, thirteen bids were received, and

NOW, THEREFORE BE IT RESOLVED, that the bid to Furnish and Place Asphalt Concrete and Bituminous Materials, ITEM 71 RA (1.10/LB.) BE AND IS HEREBY AWARDED to PAVETEC INDUSTRIES, INC., 242 RABRO DRIVE, HAUPPAUGE, N.Y. 11788, and

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Pavetec Industries, Inc. and the Riverhead Highway Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 319

ADOPTS AMENDMENTS TO CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF RIVERHEAD - ARTICLES XXXV AND XXXVI - PINE BARRENS OVERLAY DISTRICT

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

WHEREAS, on June 28, 1995, the Riverhead Town Board did ratify the Central Pine Barrens Comprehensive Land Use Plan pursuant to Article 57 of the New York State Environmental Conservation Law, and

WHEREAS, the Central Pine Barrens Joint Planning and Policy Commission did adopt such plan, and

WHEREAS, Section 57-0121(9) of Article 57 of the New York State Environmental Conservation Law requires that upon the ratification and adoption of said plan the Town Boards of the Towns of Brookhaven, Riverhead and Southampton adopt those zoning regulations necessary to implement the plan, and

WHEREAS, on October 3, 1995 the Riverhead Town Board did hold a public hearing on those zoning amendments necessary to implement the plan, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the proposed zoning amendments, the SEQRA record created to date, the report of the Suffolk County Planning Commission, the report of the Riverhead Planning Board, the record of the relevant public hearing as well as all other pertinent planning, zoning, and environmental information, now

THEREFORE, BE IT

RESOLVED, that the Town Board on its own motion, hereby adopts the attached amendments to the Town of Riverhead Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that the adopted amendments shall be filed in the Office of the Town Clerk, and

BE IT FURTHER

RESOLVED, that such amendments shall take effect immediately, and

BE IT FURTHER

RESOLVED, that the Town Clerk is authorized to publish the text of the amendments in the official newspaper of the Town of Riverhead.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

ARTICLE XXXV
PINE BARRENS OVERLAY DISTRICT

108-175 Findings and Purpose:

The Town Board finds that the Central Pine Barrens are a unique ecosystem of particular value to the Town and the region and that the natural resource should be protected.

It is the purpose of this Article to provide consistency with the goals of the Central Pine Barrens Comprehensive Land Use Plan adopted by the Town Board on June 28, 1995 pursuant to the provisions of Article 57 of the New York State Environmental Conservation Law, as follows:

(1) To protect, preserve and enhance the functional integrity of the pine barrens ecosystem and the significant natural resources thereof.

(2) To protect the quality of surface water and groundwater.

(3) To discourage piecemeal and scattered development.

(4) To promote active and passive recreational and environmental educational uses that are consistent with the Land Use Plan.

(5) To accommodate development in a manner consistent with the long term integrity of the pine barrens ecosystem and to ensure that the pattern of development is efficient and orderly.

The particular objectives for land use with respect to the Central Pine Barrens Core Preservation Area include:

(1) Preserving the pine barrens in their natural state thereby ensuring the continuation of the unique and significant ecologic, hydrogeologic, and other resources representative of such environments.

(2) Promoting compatible agricultural, horticultural and open space recreational uses within the framework of maintaining a pine barrens environment and minimizing the impact of such activities thereon.

(3) Prohibiting or redirecting new construction or development.

(4) Accommodating specific pine barrens management practices such as prescribed burning, necessary

to maintain the special ecology of the preservation area.

(5) Protecting and preserving the quality of surface and groundwaters.

The particular objectives for land use with respect to the Central Pine Barrens Compatible Growth Area include:

(1) Preserve and maintain the essential character of the existing pine barrens environment, including plant and animal species indigenous thereto and habitats thereof.

(2) Protect the quality of surface and groundwaters.

(3) Discourage piecemeal and scattered development.

(4) Encourage appropriate patterns or compatible residential, commercial, agricultural and industrial development in order to accommodate regional growth influences in an orderly way while protecting the pine barrens environment from the individual and cumulative adverse impacts thereof.

(5) Accommodate a portion of the development redirected from the Core Preservation Area.

(6) Allow appropriate growth consistent with stated natural resource goals.

108-176 Applicability

The provisions of this Article shall apply to those lands in the Town located within the boundaries of the "Central Pine Barrens Area" as defined in Section 57-0107(10) of the New York State Environmental Conservation Law as same may be amended from time to time.

108-177 Definitions

The terms and words used in this Article shall be ascribed the meaning and uses generally attributable to them in the other sections of this Chapter unless otherwise specifically interpreted or defined. As used in this Chapter, the following terms shall have the meanings as indicated:

CENTRAL PINE BARRENS AREA - The area of the Town defined in Section 57-0107(10) of the New York State Environmental Conservation Law as same may be amended from time to time.

COMPATIBLE GROWTH AREA - The area of the Town within the Pine Barrens Area, but outside the Core Preservation Area, as defined in 57-0107(12) of the New York State Environmental Conservation Law, as same may be amended from time to time.

CORE PRESERVATION AREA - The area of the Town within the Central Pine Barrens Area which contains the largest intact areas of undeveloped pine barrens as defined in 57-0107(11) of the New York State Conservation Law, as same may be amended from time to time.

DEVELOPMENT - The performance of any building activity or mining operation, the making of any material changes in the use or intensity of use of any structure or land, and the creation or termination of rights of access or riparian rights, as defined in 57-0107(13) of the New York State Environmental Conservation Law, as same may be amended from time to time.

DEVELOPMENT RIGHT - The legal interest and rights permitted to a lot, parcel or area of land under this Chapter respecting permissible use, area, density, bulk or height improvements executed thereon.

PINE BARRENS CREDIT - A development right allocated for lands within the Central Pine Barrens area.

PINE BARRENS CREDIT CERTIFICATE - An instrument issued on the behalf of the Central Pine Barrens Joint Planning and Policy Commission which indicates the number of Pine Barrens Credits associated with a particular parcel of land and which attests that development rights have been severed from such real property by the recording of a conservation easement and that such rights are available for sale or use.

PLAN - The Central Pine Barrens Comprehensive Land Use Plan ratified by the Town Board on June 28, 1995 and adopted by the Central Pine Barrens Joint Planning and Policy Commission, pursuant to the provisions of Article 57 of the New York State Environmental Conservation Law.

RECEIVING DISTRICT - One or more designated districts to which development rights or Pine Barrens Credits generated from one or more Sending Areas may be transferred, and in which increased development is permitted to occur, as set forth in Article XXXVI of this Chapter, by reason of such transfer.

SENDING AREA - One or more designated areas of land in the Core Preservation Area for which development rights or Pine Barrens Credits are allocated for use in one or more Receiving Districts.

TRANSFER OF DEVELOPMENT RIGHTS - The process by which development rights or Pine Barrens Credits are transferred from a lot or parcel located in any Sending Area to another lot or parcel located in one or more receiving districts.

108-178 Development Within the Core Preservation Area

A. Development within the Core Preservation Area shall be prohibited unless a hardship exemption is issued by the Central Pine Barrens Joint Planning and Policy Commission pursuant to Section 57-0121 of the New York State Environmental Conservation Law. Land uses which do not constitute development may be permitted provided that the use complies with all other applicable provisions of this Chapter.

B. Notwithstanding the provisions of the aforementioned subsection A, any legally existing, expanded or new activity involving agricultural or horticultural production may be permitted in the Core Preservation Area, provided that the agricultural or horticultural production does not involve the material alteration of native vegetation and that the land use complies with all other applicable provisions of this Chapter. The erection of accessory agricultural or horticultural buildings or structures required for agricultural or horticultural production may be permitted provided that said buildings or structures comply with all other applicable provisions of this Chapter. Uses, buildings or structures that require the material alteration of native vegetation shall be prohibited as provided in subsection A of this Section.

C. A land use in the Core Preservation Area that lawfully exists at the effective date of this article or any amendment thereto may be continued in its present form except that the aforementioned regulations A and B shall apply to any change, alteration, expansion, restoration or modification to said land use constituting development as defined herein.

108-179 Development Within the Compatible Growth Area

A. Development within the Compatible Growth Area shall comply with the following standards:

(1) All development subject to the provisions of Article 6 of the Suffolk County Sanitary Code shall meet the applicable requirements of the Suffolk County Department of Health.

(2) As determined by the State of New York or the County of Suffolk, any new public or private sewage treatment plant discharge shall be outside

of the Core Preservation Area and shall be located north of the groundwater divide, as defined by the Suffolk County Department of Health Services, as site conditions permit.

(3) All development shall comply with the provisions of Article 7 and 12 of the Suffolk Sanitary Code.

(4) All development involving significant discharges to groundwater and located proximate to public water supply wells shall require measures to mitigate impacts upon water quality as required under Article 17 of the New York State Environmental Conservation Law. The Suffolk County Department of Health Services' guidelines for private wells should be used for private wellhead protection.

(5) Development proposals for sites containing or abutting freshwater wetlands shall be separated by a non-disturbance buffer area which shall be in accordance with Article 24 of the New York State Environmental Conservation Law, the Wild, Scenic and Recreational Rivers Act (the Rivers Act) and Chapter 107 of the Code of the Town of Riverhead, whichever is most restrictive. Distances shall be measured horizontally from the wetland edge as mapped by the New York State Department of Environmental Conservation, field delineation, or local ordinance. Stricter buffer areas may be established for wetlands as appropriate. Buffer areas shall be delineated on development plans with conditions imposed to assure the preservation of the freshwater wetland resource. Said conditions shall be set forth in a declaration of covenants, conservation easement or similar instrument.

(6) Development proposals for sites within the regulated area of the New York Wild, Scenic and Recreational Rivers Act shall conform to the standards of the Act. Variances from the Act shall meet all requirements imposed by the State of New York in order to be deemed to have met the requirements of this standard. Additional relief from the Town of Riverhead Zoning Board of Appeals shall not be required.

(7) All stormwater generated by development shall be recharged on site unless surplus capacity exists in an off site drainage system. In the review of development plans, the Town Board shall encourage the use of natural recharge areas or drainage system design which result in minimal disturbance

of native vegetation with the use of natural swales and depressions as an alternative to excavated recharge basins where feasible. Development plans should include the use of ponds only if such ponds are designed to retain stormwater and are not merely constructed for aesthetic purposes. Adequate measures should be employed to control soil erosion and stormwater runoff during construction, as per guidelines promulgated by the New York State Department of Environmental Conservation.

(8) The proposed disturbance to natural vegetation, combined with previously disturbed areas, shall conform to the following clearance standards:

Zoning Use District	Maximum Site Clearance
Residence A Use District	53%
Agriculture A Use District	53%
Industrial A Use District	65%
Business CR Use District	65%

The applicable clearance percentage shall be calculated over the area of the entire parcel including but not limited to public highways, roadways, building sites, parking areas, drainage structures and recharge areas. Development plans shall delineate the existing naturally vegetated areas, shall calculate those portions of the site that are already cleared due to previous activities, and shall contain calculations for the amount of disturbance of native vegetation and indicate the clearing limits thereof.

To the extent that a portion of a site includes Core property, and for the purpose of calculating the clearing limits, the site shall be construed to be the combined Core and CGA portions. However, the Core portion may not be cleared without a hardship exemption.

(9) Land subdivision maps and site plans shall be designed to encourage the preservation of large unbroken blocks that provide for contiguous open spaces to be established when adjacent parcels are developed. Applications for subdivision and site plan shall contain calculations for clearing, and these limits shall become part of the filed map or approved drawings. Nonnative vegetation species to be avoided are contained in Figure 5-2 of the Plan.

(10) Development projects shall place no more than fifteen percent (15%) of the entire site in

fertilizer dependent vegetation. Development designs shall consider native planting suggestions made part of the Plan.

(11) Development which will have a significant negative impact upon a habitat essential to those species identified on the New York State maintained lists as rare, threatened or of special concern, or upon the communities classified by the New York State Natural Heritage Program as G1, G2 or G3 or as S1, S2 or S3 or upon any federal listed endangered or threatened species, appropriate mitigation measures, as determined by the State, County, or local government agency, shall be imposed to protect such species.

(12) Development projects shall minimize disturbance of the natural grade and/or natural vegetation where slopes exceed ten percent (10%). Construction in areas with slopes exceeding ten percent (10%) may be approved if the site design incorporates adequate soil stabilization and erosion control measures so as to mitigate negative environmental impacts. Where applicable, non-disturbance buffers shall be placed on those portions of the site where slopes exceed ten percent (10%). Development plans shall include a slope analysis depicting existing slopes in the ranges of 0-10%, 11-15% and 15% or greater. Erosion and sediment control plans and details of retaining walls and erosion control structures shall be required for construction in areas where slopes exceed fifteen percent (15%) and for roads and driveways traversing slopes of ten percent (10%).

(13) In order to provide for orderly development and the efficient provision of infrastructure, applications for development projects depicting either open space or reserve areas shall specify the conditions of ownership and the use of such lands, and such conditions shall be set forth in the deed of dedication, declaration of covenants, conservation easement or similar instrument.

(14) Where applicable, the use of a planned residential development or use of cluster design pursuant to Article XIX of this Chapter shall be encouraged to preserve open space. Further the use of planned industrial park development pursuant to the provisions of Article XX of this Chapter shall be encouraged to preserve open spaces.

(15) Any existing, expanded or new activity involving agricultural production or horticulture shall comply with "best management practices" as set forth in the Plan as may be amended from time to time.

(16) Development plans shall indicate established recreational and educational trails and trail corridors, active recreational sites, scenic corridors, roads, vistas, and viewpoints, sites of historical or cultural significance, including historic districts, sites on the State or National Registers of Historic Places, and historic structures listed on the State or National Registers of Historic Places, or recognized by local law or statute, sensitive archeological sites as identified by the New York State Historic Preservation Officer or the New York State Museum, within five hundred (500) feet of the proposed development, and shall provide adequate measures to protect such natural resources. The use of existing natural buffers or the restoration of degraded buffer areas, the use of signs or other man made structures, consistent in style and scale with the community character, or other similar measures shall be taken to protect roadside areas as well as scenic and recreational resources.

(17) All commercial or industrial development shall comply with the applicable provisions of the Suffolk County Sanitary Code and all other applicable federal, state or local laws.

B. A land use within the Compatible Growth Area that lawfully exists at the time of the effective date of this article or any amendment thereto may be continued in its present form except that the aforementioned standards shall apply to any change, structural alteration, expansion, restoration or modification to said land use constituting development as defined herein.

C. Those economic development activities to occur upon those lands within the 2900 acre tract of the Calverton Naval Weapons Industrial Reserve Plant as contemplated by Public Law 103-c337 (Suffolk County Tax Map parcels 0600-135-1-2, 0600-135-1-6, and 0600-135-1-7), the Plan and its attending Generic Environmental Impact Statement shall not constitute development as defined by Section 57-0107 (13)(i) of the New York State Environmental Conservation Law and by this Article.

108-180 Transfer of Development Rights, Pine Barrens Credit Program

A. It is the purpose of the Pine Barrens Credit program to provide for the preservation of land within the Core Preservation Area while maintaining the value of those lands by providing for the transfer of Pine Barrens Credits. Development rights shall be transferable from the Core Preservation Area to approved receiving sites outside the Core Preservation Area pursuant to Chapter 95A of the Town Code, and the transfer of development rights standards of Article 6 of the Suffolk County Sanitary Code. Additionally, a landowner must obtain a Pine Barrens Credit Certificate from the Pine Barrens Credit Clearinghouse (the "Clearinghouse") as set forth in the Plan, which Pine Barrens Credit may be sold or used in accordance with the procedures set forth in this Chapter.

B. General Regulations:

1. Pine Barrens Credits, or fractions thereof, shall be allocated for each parcel of land established as a separate tax lot as of the effective date of this Chapter.

2. Pine Barrens Credits shall be allocated for each single family dwelling permitted on a parcel of land based upon the development yield established by multiplying the gross lot area (acres) of the parcel by the following development yield factor; such factor predicated upon that Zoning Use District in existence upon the adoption of the Plan in June, 1995. A fractional allocation of a Pine Barrens Credit shall be rounded to the nearest one hundredth of a Pine Barrens Credit.

Zoning Use District	Minimum Lot Area	Development yield factor
Natural Resources Protection	160,000 sq. ft.	0.20
Residence C	20,000 sq. ft.	1.60

3. One nonresidential pine barrens credit shall be allocated for each acre of gross lot area of real property within the Open Space Conservation Zoning Use District and the Defense Institutional District. A fractional allocation of a Pine Barrens Credit shall be rounded to the nearest one hundredth of a Pine Barrens Credit.

4. Notwithstanding the aforementioned provisions, the Planning Board, upon the written request of the

land owner, and subject to prior approval by the Commission, may elect to increase the allocation of Pine Barrens Credits for a parcel of land if it can be demonstrated to the satisfaction of the Planning Board that the potential development yield of the property, pursuant to Article XX, Section 108-95c is greater than the yield set forth herein.

5. No Pine Barrens Credit shall be allocated for property owned or held by a public agency, municipal corporation or governmental subdivision, including property held by reason of tax default. Real property owned or held by the Riverhead Community Development Agency established to implement those economic development activities contemplated by Public Law 103-c337 shall retain Pine Barrens Credits for allocation.

6. No Pine Barrens Credit shall be allocated for property for which the development rights have previously been used or acquired, nor for lands which are encumbered by easement, covenant or other deed restriction for the purpose of land protection, preservation or conservation.

7. No Pine Barrens Credits may be transferred into the Core Preservation Area. Pine Barrens Credits originating in the Core Preservation Area may be transferred out of the Central Pine Barrens Area pursuant to the establishment of receiving areas. Pine Barrens Credits shall not originate from lands within the Compatible Growth Area.

ARTICLE XXXVI
INDUSTRIAL RECEIVING DISTRICT

108-181 Findings and Purpose

A. It is the purpose of this article to establish the Industrial Receiving District in order to establish receiving sites for both Pine Barrens Credits and other identified development credits which may be transferred pursuant to the procedure set forth herein, Chapter 95A of the Town Code and Section 261-a of the Town Law of the State of New York.

B. It is the further intent of this Article to set forth the procedure upon which the Town Board may establish an Industrial Receiving District; such District to be established on a floating zone basis with the necessary controls and provisions necessary to accomplish the aforementioned purpose.

C. It is the purpose of the Industrial Receiving District legislation to provide for more desirable development and more efficient use of real property than is achievable under existing zoning and environmental regulation consistent with the recommendations of the Central Pine Barrens Comprehensive Land Use Plan and the Town of Riverhead Master Plan.

D. The Riverhead Town Board and the Riverhead Planning Board are hereby authorized to increase the intensity of lands proposed for development and are further authorized to consider and approve the transfer of Pine Barrens Credits under this section.

108-182 Definitions

The terms and words used in this article shall be ascribed the meaning and uses generally attributable to them in the other sections of this Chapter unless otherwise interpreted or defined.

108-183 Procedure

The Town Board may amend the Zoning Use District Map of the Town to provide for an Industrial Receiving District upon its own motion or upon the petition of a property owner pursuant to the provisions of this Article, Chapter 95-A of the Town Code and Article 16 of Town Law of the State of New York. The procedure for the establishment of an Industrial Receiving District shall be in accordance with the procedure for zoning amendment pursuant to Article XVIII of this Chapter.

108-184 Criteria for Establishing an Industrial Receiving District

A. An industrial Receiving District may be authorized where the Town Board finds that the receiving area contains adequate transportation, water supply, waste disposal and fire protection and that there will be no significant environmentally damaging consequences due to increased development intensity, pursuant to Section 261-a of the Town Law of the State of New York.

B. An Industrial Receiving District shall be established in accordance with the recommendations of either the Central Pine Barrens Comprehensive Land Use Plan or the Master Plan of the Town of Riverhead and amendments thereto.

C. A Generic Environmental Impact Statement pursuant to Article 8 of the New York State Environmental Conservation Law shall be prepared prior to the establishment of such District.

D. The Industrial Receiving District shall be created consistent with a comprehensive plan pursuant to Section 263 of the Town Law of New York State.

E. Where the transfer of development rights affects two (2) of more school districts, the sending area shall not unreasonably transfer the tax burden among the taxpayers of the receiving district.

F. The report and recommendation of the Planning Board.

108-185 Development Standards

Upon the establishment of an Industrial Receiving District by the Town Board, a property owner may apply to the Planning Board for approval in accordance with the applicable provisions of the Zoning Ordinance. The transfer or redemption of Pine Barrens Credits shall allow the property owner to increase the "as of right" building intensity without further zoning approvals. Development of an Industrial Receiving District shall be in accordance with the following standards:

A. No land clearing, construction or development shall occur on any real property within the Industrial Receiving District prior to the approval of a site plan approved by the Planning Board in accordance with this Article and pursuant to Section 108-100 of this Chapter,

B. Approval of the site plan shall be conditioned upon the maximum allowable sanitary discharge

level acceptable to the Suffolk County Department of Health Services pursuant to Article 6 of the Suffolk County Sanitary Code.

C. Approval of the site plan shall be conditioned upon the landowner providing the necessary legal instruments (i.e. conservation easement, deed, covenants, and title certification) to affect the redemption of Pine Barrens Credits.

D. The maximum allowable sanitary discharge at the site upon the use of Pine Barrens Credits may not exceed that discharge provided by Article 6 of the Suffolk County Sanitary Code.

E. Public water must be provided to the development site within the Industrial Receiving District and, where applicable, public water shall be available down gradient of the development project in the Receiving District.

F. All principal and accessory uses provided as permitted or special permit uses in the underlying industrial zoning use district shall be permitted in the industrial receiving area. There shall be no residence or dwelling as a principal use within the Industrial Receiving District.

108-186 Industrial Receiving District Classification

The area described shall be the Industrial Receiving District in accordance with the recommendations of the Central Pine Barrens Comprehensive Land Use Plan.

BEGINNING on the south side of Middle Country Road (known as State Road 25) in the Hamlet of Calverton at a point located at the southeast corner of the intersection of Edwards Ave. and Middle Country Rd.

RUNNING THENCE in a easterly direction on the south side of Middle Country to a point located at the easterly property line of 0600-117-2-11.

RUNNING THENCE in a southeast direction along the property line south of Splish Splash Drive, continue running southeast along property to a point located at the northeast corner of Parcel 0600-118-1-3.1.1

RUNNING THENCE in a southerly direction along property line approx. 1,405′ to the southeast corner of parcel 0600-118-1-3.1 at this point proceed southwest along the north side of the Long Island Expressway property line to a point located at the southwest corner of the parcel 0600-138-1-23.1. Continue running in a southwest direction along the north property line of the Long Island Railroad to a point located at the southwest corner of parcel 0600-137-1-8 intersecting Edwards Avenue.

RUNNING THENCE in a northerly direction along the east side of Edwards Avenue to a point approx. 3,100′.

RUNNING THENCE in a westerly direction crossing over Edwards Ave. following the south property line of parcel 0600-117-1-8.4 for approx. 2,695′, continue in a westerly direction along the south property line of parcel 0600-116-2-7.4 for approx. 1,687′ to a paper street known as Peconic Ave.

RUNNING THENCE cross over Peconic Ave. and to the southeast corner of parcel 0600-116-1-7.1.

RUNNING THENCE in a westerly direction along property line 1,721′, then north on said property line for approx. 500′ then east on property line approx. 266′ then north along property line approx. 1,656′.

RUNNING THENCE in a westerly direction along property line approx. 1,629′ (southern property lines of parcels 0600-116-1-1, 2, 3.1).

RUNNING THENCE in a northerly direction approx. 504′. At this point.

RUNNING THENCE west 325′ to a point.

RUNNING THENCE north approx. 1,958′ to a point south side of Middle Country Road.

RUNNING THENCE in a easterly direction on the south side of Middle Country Road to the point of BEGINNING.

DATED: September 27, 1995
September 29, 1995
October 3, 1995
April 30, 1996

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 320

APPOINTS A SCOREKEEPER
TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, That Keesha Smith is hereby appointed to serve as a Scorekeeper effective May 6, 1996 to and including December 30, 1996, to be paid biweekly at the rate of $12.00 per game and to serve at the pleasure of the Town Board.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 321

APPOINTS FILL-IN SCOREKEEPERS
TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, That Joe Miller & Penny Carter are here by appointed to serve as Fill-In Scorekeepers effective May 6, 1996 to and including December 30, 1996, to be paid biweekly at the rate of $12.00 per game and to serve at the pleasure of the Town Board.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/07/96

TOWN OF RIVERHEAD

Resolution # 322

APPOINTS A PARK ATTENDANT TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, That William Sanders is hereby appointed to serve as a Park Attendant effective April 20, 1996 to and including December 1, 1996, to be paid biweekly at the rate of $5.00 per hour and to serve at the pleasure of the Town Board.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	~~Nay~~
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 323

APPOINTS A SCOREKEEPER
TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, Lourdes Kelly is hereby appointed to serve as a Scorekeeper effective May 6, 1996 to and including December 30, 1996, to be paid biweekly at the rate of $12.00 per game and to serve at the pleasure of the Town Board.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

05/07/96

TOWN OF RIVERHEAD

RESOLUTION # 324
Adopted May 7, 1996

APPOINTS TEMPORARY CLERKS TO THE TAX RECEIVER'S OFFICE

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

WHEREAS, this Town Board recognizes the need to provide additional clerical personnel to the office of the Receiver of Taxes to assist in the processing of tax money.

NOW, THEREFORE, BE IT RESOLVED, that Allyson M. Stelzer and Richard A. Park be and are hereby appointed as temporary clerks at an hourly rate of compensation of $7.80 effective May 20, 1996 through June 21, 1996; and

BE IT FURTHER RESOLVED that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Allyson Stelzer, 48 Linda Lane West, Riverhead, New York; Richard A. Park, P.O. Box 162, Church Lane, Aquebogue, New York; Diane M. Stuke, Receiver of Taxes; and the Office of Accounting.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 325

APPROVES SITE PLAN OF SYLVESTER SABBATINO - INDUSTRIAL BUILDING

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

WHEREAS, a site plan and elevations were submitted by Sylvester Sabbatino for the construction of a 9800 square foot building for industrial use, and attendant site improvements, located at the northeast corner of Columbus Avenue and Parkway Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-125-1-10; and

WHEREAS, the Planning Department has reviewed the site plan dated last October 23, 1995, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated in-house May 1, 1996, as prepared by Butler Manufacturing Co., Kansas City MO, 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 19011 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 Sylvester Sabbatino, for the construction of a 9800 square foot building for industrial use, and attendant site improvements, located at the northeast corner of Columbus Avenue and Parkway Street, Riverhead, New York, site plan dated last October 23, 1995, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated in-house May 1, 1996, as prepared by Butler Manufacturing Co., Kansas City MO, 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, Sylvester Sabbatino hereby authorizes and consents to the Town of Riverhead to enter premises at the northeast corner of Columbus Avenue and Parkway Street, Riverhead, New York, to enforce said handicapped parking regulations;

9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

10. That all utilities shall be constructed underground;

11. 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 ponding area shall be maintained on a regular basis to provide an acceptable percolation surface at the bottom of said area to preclude the accumulation of silt, vegetation, or the infestation by insects or other nuisances;

15. That this approval is subject to the necessary relief of the Zoning Board of Appeals for the eight foot (8') high fence indicated on the site plan approved herein and initialled by a majority of the Town Board;

16. That this approval is subject to the provision of eight foot to ten foot (8' - 10') high white pine (Pinus Strobus), and that the buffer planting along the east property line be staggered in layout and extended south as necessary to provide an effective visual screen of the site improvements to the adjacent residential uses; and be it further

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

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1996 made by Sylvester Sabbatino, residing at 40 Arlen Court, 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. 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 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;

13. That the ponding area shall be maintained on a regular basis to provide an acceptable percolation surface at the bottom of said area to preclude the accumulation of silt, vegetation, or the infestation by insects or other nuisances;

14. That this approval is subject to the provision of eight foot to ten foot (8' - 10') high white pine (Pinus Strobus), and that the buffer planting along the east property line be staggered in layout and extended south as necessary to provide an effective visual screen of the site improvements to the adjacent residential uses.

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

_____
Sylvester Sabbatino

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

On the _____ day of _____, 1995 before me personally came Sylvester Sabbatino, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at the northeast corner of Columbus Avenue and Parkway Street, Riverhead, New York, the subject property of this

Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 326

APPROVES APPLICATION OF RIVERHEAD POLISH INDEPENDENT CLUB

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

WHEREAS, the Riverhead Polish Independent Club has submitted an application for the purpose of conducting the Polish Town Fair and Fesival to be held on Saturday, August 17, 1996 and Sunday, August 18, 1996 between the hours of 10:00 a.m. and 6:00 p.m. for the Street Fair; and the hours of 3:00 p.m. and 12:00 a.m. for the festival under the tent on Saturday, August 17, 1996; and

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

WHEREAS, certificate of insurance has been received naming the Town of as Additional Insured.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Polish Independent Club for the purpose of conducting the Polish Town Fair and Festival be and is hereby approved for the above dates and times; and be it further

RESOLVED, that the request to exempt this event from Chapter 46 of the Riverhead Town Code regarding the consumption of alcoholic beverages during said hours is hereby granted; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forward a certified copy of this resolution to the Riverhead Polish Independent Club, Box 972, Riverhead, New York; and the Riverhead Police Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 327

AUTHORIZES THE EXECUTION OF AN AGREEMENT WITH IVY ACRES, INC.

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

WHEREAS, the Town is desirous of maintaining the Main Street area of Riverhead in order to promote the area and help stimulate the economy for the benefit of the Township of Riverhead and its citizens; and

WHEREAS, Ivy Acres, Inc., in consideration of other good and valuable consideration paid by the Town, will undertake to provide plant material and maintenance to enhance the image of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute the agreement between the Town of Riverhead and Ivy Acres, Inc.; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Ivy Acres, Inc., Edwards Avenue, Baiting Hollow, New York, 11933; the Town Attorney; Kenneth Testa, P.E. and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 328

APPROVES SITE PLAN OF MAIN ROAD ASSOCIATES (MOTORWORKS)

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

WHEREAS, a site plan and elevations were submitted by James V. DeLucca, as agent for Main Road Associates for facade alterations, and attendant site improvements, located at the northeast corner of NYS Route 25 and Kroemer Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-119-2-4.1; and

WHEREAS, the Planning Department has reviewed the site plan dated last May 1, 1996, as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, and elevations dated last January 8, 1996, as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) 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 96-4406 of the Office of the Supervisor of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by James V. DeLucca, as agent for Main Road Associates, for facade alterations, and attendant site improvements, located at the northeast corner of NYS Route 25 and Kroemer Avenue, Riverhead, New York, site plan dated last May 1, 1996, as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, and elevations dated last January 8, 1996, as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan 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, Main Road Associates hereby authorizes and consents to the Town of Riverhead to enter premises at the northeast corner of NYS Route 25 and Kroemer Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

10. That all new utilities shall be constructed underground;

11. 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 thirteen (13) black pine along the east side of the front property line shall be supplemented to include thirteen (13) Norway Spruce, six to eight feet in height, as indicated on the site plan approved herein and initialled by a majority of the Town Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James V. DeLucca, as agent for Main Road Associates, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1996 made by Main Road Associates, residing at Main Road, 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.

MAIN ROAD ASSOCIATES

By: _____

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

On this _____ day of _____, 1995, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

_____
NOTARY PUBLIC

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

On the _____ day of _____, 1995, 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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 329

CREATES INDUSTRIAL RECEIVING DISTRICT NO. 1

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

WHEREAS, the Town Board of the Town of Riverhead by Resolution No. 319 of 1996 has adopted certain amendments to the Zoning Ordinance in order to implement the Central Pine Barrens Comprehensive Land Use Plan (the "Plan") as required by Article 57 of the New York State Environmental Conservation Law, and

WHEREAS, the "Plan" includes the creation of a development rights transfer program in order to provide compensation to the owners of land to remain undeveloped, and

WHEREAS, in the ratification of the "Plan" the Riverhead Town Board has endorsed the intra-town transfer of Pine Barrens Credits from the Core Protection Area (sending area) to certain industrial lands in Calverton (receiving area), and

WHEREAS, by resolution # 319 of 1996 the Town Board amended the Zoning Ordinance of the Town of Riverhead to provide a mechanism for the creation of an industrial receiving district to accept transferred development rights, and

WHEREAS, the development of the credit transfer program made part of the "Plan" proceeded in such a manner as to satisfy the requirements of Section 261-a of the Town Law with respect to the creation of a transfer of development rights ordinance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, pursuant to the findings of the Central Pine Barrens Comprehensive Management Plan, Section 261-a of the Town Law, Article XXXV of the Riverhead Zoning Ordinance and Chapter 95A of the Riverhead Town Code hereby creates Industrial Receiving District No. 1 as follows:

108-186 Industrial Receiving District Classification

The area described shall be the Industrial Receiving District in accordance with the recommendations of the Central Pine Barrens Comprehensive Land Use Plan.

BEGINNING on the south side of Middle Country Road (known as State Road 25) in the Hamlet of Calverton at a point located at the southeast corner of the intersection of Edwards Ave. and Middle Country Rd.

RUNNING THENCE in a easterly direction on the south side of Middle Country to a point located at the easterly property line of 0600-117-2-11.

RUNNING THENCE in a southeast direction along the property line south of Splish Splash Drive, continue running southeast along property to a point located at the northeast corner of Parcel 0600-118-1-3.1.1

RUNNING THENCE in a southerly direction along property line approx. 1,405′ to the southeast corner of parcel 0600-118-1-3.1 at this point proceed southwest along the north side of the Long Island Expressway property line to a point located at the southwest corner of the parcel 0600-138-1-23.1. Continue running in a southwest direction along the north property line of the Long Island Railroad to a point located at the southwest corner of parcel 0600-137-1-8 intersecting Edwards Avenue.

RUNNING THENCE in a northerly direction along the east side of Edwards Avenue to a point approx. 3,100′.

RUNNING THENCE in a westerly direction crossing over Edwards Ave. following the south property line of parcel 0600-117-1-8.4 for approx. 2,695′, continue in a westerly direction along the south property line of parcel 0600-116-2-7.4 for approx. 1,687′ to a paper street known as Peconic Ave.

RUNNING THENCE cross over Peconic Ave. and to the southeast corner of parcel 0600-116-1-7.1.

RUNNING THENCE in a westerly direction along property line 1,721′, then north on said property line for approx. 500′ then east on property line approx. 266′ then north along property line approx. 1,656′.

RUNNING THENCE in a westerly direction along property line approx. 1,629′ (southern property lines of parcels 0600-116-1-1, 2, 3.1).

RUNNING THENCE in a northerly direction approx. 504′. At this point.

RUNNING THENCE west 325′ to a point.

RUNNING THENCE north approx. 1,958′ to a point south side of Middle Country Road.

RUNNING THENCE in a easterly direction on the south side of Middle Country Road to the point of BEGINNING.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution #330

RATIFIES THE ATTENDANCE OF THE SUPERVISOR AND EXECUTIVE ASSISTANT TO ADDRESS SENATORS IN ALBANY

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

RESOLVED, that the Town Board of the Town of Riverhead hereby ratifies the attendance of the Supervisor and Executive Assistant at Albany for the purpose of addressing various Senators; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorized the advance of $150.00 to the Executive Assistant, all other expenses to be receipted upon return of the Supervisor and the Executive Assistant; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Supervisor's Office and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

MAY 7, 1996

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 331

AUTHORIZATION TO PUBLISH BID

COUNCILMAN LULL OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI :

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR HOMOGENIZED MILK FOR USE IN THE NUTRITION CENTER IN 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	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed bids for the purchase of HOMOGENIZED MILK 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 Monday, May 20, 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 BIDS FOR HOMOGENIZED MILK - 1996.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
Barbara Grattan, Town Clerk

Adopted

MAY 7, 1996

TOWN OF RIVERHEAD

RESOLUTION# 332

AUTHORIZATION TO PUBLISH BID

COUNCILMAN LULL OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE PARTS 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	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

TOWN OF RIVERHEAD
NOTICE TO BIDDERS (REBID)

Sealed bids for the purchase of STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE PARTS 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 11:10 a.m. on May 20, 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 BIDS FOR STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE PARTS .

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 333

APPROVES SITE PLAN OF LITTLE BAY REALTY - FACADE ALTERATION

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

WHEREAS, a site plan and elevations were submitted by Belinda Bender for the alteration of a storefront in an existing shopping center, located at NYS Route 25A at Wading River Manor Road, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-74-1-65.1; and

WHEREAS, the Planning Department has reviewed the elevations dated March 29, 1996, as prepared by Architecture East, P.O. Box 1805, Rocky Point, NY 11778, 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 elevations 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 elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the elevations submitted by Belinda Bender, for the alteration of a storefront in an existing shopping center, located at NYS Route 25A at Wading River Manor Road, Wading River, New York, elevations dated March 29, 1996, as prepared by Architecture East, P.O. Box 1805, Rocky Point, NY 11778, 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 as well as those of Section 108-110.7 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 receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, **"No Parking, Handicap Only"**, and the universal symbol affixed thereto. Further, by execution and filing of this document, Belinda Bender hereby authorizes and consents to the Town of Riverhead to enter premises at NYS Route 25A at Wading River Manor Road, Wading River, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That all new utilities shall be constructed underground;

12. 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;

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

14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was **thereupon** duly adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1995 made by Belinda Bender, residing at _____, Shoreham NY 11786, 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 as well as those of Section 108-110.7 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 receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

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

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;

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

_____
Belinda Bender

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

On the _____ day of _____, 1995 before me personally came Belinda Bender, 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 NYS Route 25A at Wading River Manor Road, Wading River, 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

MAY 7, 1996

AWARDS BID FOR MARVIN WOOD REPLACEMENT WINDOW SASHES

RESOLUTION # 334

COUNCILMAN LULL **OFFERED THE FOLLOWING RESOLUTION, WHICH WAS SECONDED BY** COUNCILMAN PRUSINOWSKI.

WHEREAS, the Town Clerk was authorized to publish and post a Notice To Bidders for **MARVIN WOOD REPLACEMENT WINDOW SASHES;** and

WHEREAS, bids were received, opened and read aloud on the 15th day of April 1996 at 11:00 a.m. at Town Hall, 200 Howell Avenue Riverhead, New York 11901, the date, time and place given in the Notice To Bidders.

NOW, THEREFORE, BE IT RESOLVED, that the bid for **MARVIN WOOD REPLACEMENT WINDOW SASHES** be, and hereby is, awarded to **RIVERHEAD BUILDING SUPPLY CORP.,** and, be it further

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

RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a certified copy of this Resolution to **RIVERHEAD BUILDING SUPPLY CORP.,** the Town Engineer and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 335

DECLARES LEAD AGENCY IN THE MATTER OF THE CHANGE OF ZONE PETITION OF ALVIN BENJAMIN

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

WHEREAS, the Riverhead Town Board is in receipt of a petition from Alvin Benjamin to provide for the Retirement Community Overlay Zoning Use District to the exclusion of the existing Residence C Zoning Use District on real property located to the east of the terminus of Nadel Drive, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-82-2-4.7, and

WHEREAS, the Riverhead Planning Department has coordinated review of the subject petition with all involved agencies pursuant to Article 8 of the Environmental Conservation Law, and

WHEREAS, no agency has indicated a desire to assume lead agency status, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby declares itself to be the lead agency in the instant change of zone petition, and

BE IT FURTHER

RESOLVED, that the Town Clerk forward the petition to the Planning Board for its report and recommendation, and

BE IT FURTHER

RESOLVED, that prior to a determination of significance by this Board that the applicant submit information relative to project need and traffic impacts on Middle Road at a level to be determined by the Planning Director, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to Allen M. Smith, Esq., as agent for the applicant.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~	Absent
Kwasna	Aye	Nay	
Lull	Aye	Nay	
Prusinowski	Aye	Nay	
Stark	Aye	Nay	

The Resolution was thereupon duly adopted.

ay 7, 1996

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 336

EXTENDS CONTRACT FOR GRAINGER BID

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

WHEREAS, the Purchasing Department has requested the contract with W.W. Grainger , Inc. to provide Percent Off Industrial and Commercial Equipment and Supplies be extended for a e year period to April 30, 1997, in accordance with paragraph "CONTRACT PERIOD" on page 5 of bid agreement between the Town of Riverhead and W.W. Grainger, which was originally awarded der Resolution #263 which the Town Board adopted on April 18, 1995; and

WHEREAS, W.W. Grainger Co., Inc. has agreed to extend the Percent Off Industrial and mmercial Equipment and Supplies for an additional year; and

WHEREAS, the Town Board has reviewed said request.

NOW, THEREFORE, BE IT RESOLVED, that the contract for Percent Off Industrial and mmercial Equipment and Supplies be, and hereby is, extended to April 30, 1997; and

BE IT FURTHER RESOLVED, that the Town Clerk be, and hereby is, directed to ward a certified copy of this resolution to W.W. Grainger Co., Inc., and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

Resolution # 337

Authorizing Advertisement of Requests for Proposals

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI:

WHEREAS, the Town of Riverhead Community Development Agency is anticipated to take conveyance of the former Naval Weapons Industrial Reserve Plant at Calverton on or about January 1, 1997; and

WHEREAS, marketing efforts to effectively reuse the 2,900 acre site have been ongoing and will intensify in the upcoming months; and

WHEREAS, the CDA has obtained federal funding for the development of marketing tools to include a brochure and video; and

WHEREAS, the CDA has prepared a Requests for Proposals (RFP) as required by the U.S. Office of Economic Adjustment to solicit proposals for development of marketing tools;

THEREFORE, BE IT RESOLVED that the Town Board authorizes the advertisement of said RFP in Suffolk Life Newspapers on May 15, 1996 and in the May 20 issue of the New York State Contract Reporter. There is no cost to advertise in the Contract Reporter, a publication of the New York State Department of Economic Development.

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Production of a Marketing Brochure and Video for the Calverton Enterprise Park

The Town of Riverhead Community Development Agency (CDA) is seeking proposals from selected qualified firms for the design/production of a marketing brochure and video in connection with the redevelopment of the former Naval Weapons Industrial Reserve Plant at Calverton, located in Riverhead, Long Island, NY. The CDA is in the process of formulating a comprehensive marketing strategy and campaign for redevelopment of the site. The design/production of a quality brochure and video is an integral part of this effort, providing excellent mediums to project the vast potential of the 2,900 acre Calverton site to prospective tenants.

Firm qualification and cost proposals must be received by May 30, 1996. Copies of the detailed RFP can be obtained by contacting the CDA office:

Ms. Andrea Lohneiss, Director
Town of Riverhead Community Development Agency
Riverhead Town Hall
200 Howell Avenue
Riverhead, NY 11901
(516) 727-3200 x236.

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 338

RATIFIES PUBLICATION OF NOTICE TO BIDDERS
JOHN DEERE F935 MOWER

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

BE IT RESOLVED, that the Town Board hereby ratifies the publication of the Notice to Bidders for the John Deere F935 which appeared in the April 24, 1996 issue of the official Town newspaper; and

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 339

APPROVES SITE PLAN OF THE VINEYARD CATERERS - PHASE I

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

WHEREAS, a site plan was submitted by David Riley, as agent for the Vineyard Caterers, for the addition of a deck to an existing restaurant and catering facility, and attendant site improvements, located at the north side of NYS Route 25, Aquebogue, New York, known and designated as Suffolk County Tax Map Number 0600-67-21; and

WHEREAS, the Planning Department has reviewed the site plan dated last last April 15, 1996, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, 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 96-12407 of the Office of the Supervisor of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by David Riley, as agent for the Vineyard Caterers, for the addition of a deck to an existing restaurant and catering facility, and attendant site improvements, located at the north side of NYS Route 25, Aquebogue, New York, site plan dated last last April 15, 1996, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, be and is 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, Anthippi, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side of NYS Route 25, Aquebogue, New York, to enforce said handicapped parking regulations;

9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

10. That all utilities shall be constructed underground;

11. 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 planting plan and schedule shall be amended as indicated on the site plan approved herein and initialled by a majority of the Town Board, and that a revised planting plan and schedule indicating these changes shall be provided for approval by the Planning Department prior to the issuance of a building permit;

15. That this approval shall be subject to all requirements of the Town Engineer in regard to the location of drainage rings, and that a revised site plan indicating the locations of same shall be provided prior to the issuance of a building permit;

16. That a detail drawing, including cross section, for the buffer planting area along the west property line shall be provided, which shall indicate compliance with Chapter 63, Grading, of the Riverhead Town Code, prior to the issuance of a building permit;

17. That this approval does not include the "new display sign" indicated at the southwest corner of the parcel;

18. That this approval is subject to the submission and approval of the color and material samples by the Architectural Review Board; and be it further

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1996,made by Anthippi, Inc., residing at P.O. Box 2277, Main Road, Aquebogue NY 11931, 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 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.

ANTHIPPI, INC.

By: _____

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

On the _____ day of _____, 1995, before me personally came _____, who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

_____
NOTARY PUBLIC

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 340

ADOPTS AMENDMENT TO RIVERHEAD TOWN CODE - CHAPTER 58-4 DOGS.

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 an amendment to Chapter 58 Dogs. of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 7th day of May, 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 an amendment to Chapter 58 Dogs. 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 Dog Control Officer and Councilman James Lull.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	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 May 7, 1996:

§58-4. Redemption of impounded dogs.

58-4A. Unidentified dogs. Each dog which is not identified, whether or not licensed, shall be held for a period of ten (10) days from the day seized. During ~~which time the dog may~~ the first five (5) days the dog may be redeemed by its owner, provided that such owner produces proof that the dog has been licensed and has been identified pursuant to the provisions of Article 7 of the New York State Agriculture and Markets Law, as well as paying any fees imposed by this chapter, including the redemption fees imposed by the Agriculture and Markets Law, §■118. After a period of five (5) days, such unidentified dog shall be available for adoption.

Dated: Riverhead, New York
May 7, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Underline represents additions(s)
** Underscore represents deletion(s)

MAY 7, 1996

Adopted

AWARDS BID FOR JOHN DEERE F935

RESOLUTION # 341

COUNCILMAN KWASNA **OFFERED THE FOLLOWING RESOLUTION, WHICH WAS SECONDED BY** COUNCILMAN LULL.

WHEREAS, the Town Clerk was authorized to publish and post a Notice To Bidders **for JOHN DEERE F935;** and

WHEREAS, bids were received, opened and read aloud on the 6th day of May, 1996, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, the date, time and place given in the Notice To Bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for **JOHN DEERE F935** be, and hereby is, awarded to **LONG ISLAND CONSUMER AG. INC.**

RESOLVED, that the Town Board hereby directs the Town Clerk to return any and all bid bonds received in connection with the above.

RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a certified copy of this resolution to **LONG ISLAND CONSUMER AG. INC.,** Engineering Dept. and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 342

AUTHORIZES THE RETENTION OF SMITH, FINKELSTEIN, LUNDBERG, ISLER & YAKABOSKI, ESQS. IN CONNECTION WITH COMDEMNATION PROCEEDINGS AT EDWARDS AND RILEY AVENUE, CALVERTON

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

WHEREAS, flooding has been experienced at the intersection of Edwards Avenue and Riley Avenue, Calverton; and

WHEREAS, negotiations to acquire the premises from the owner(s) have been unsuccessful; and

WHEREAS, by resolution #489 adopted July 18, 1995, pursuant to Eminent Domain Procedure Law, Article 2, a public hearing was held on the 15th day of August, 1995 at 7:15 o'clock p.m. at Jamesport Community Center, S. Jamesport Avenue, Jamesport, New York, to hear all interested persons as to the condemnation by the Town of Riverhead of premises bounded on the west by Edwards Avenue; on the southeast by Riley Avenue; and on the north by subdivision known as Karlin Farms and by lands of the Town of Riverhead. Property to be acquired is reputedly owned by Daniel G. Donohue and by LILCO and is to be used by the Town of Riverhead as a recharge basin and associated drainage improvements.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the retention of Smith, Finkelstein, Lundberg, Isler & Yakaboski, Esqs. to proceed with condemnation proceedings for purposes of acquisition of property located at the intersection of Edwards and Riley Avenue, Calverton; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a Retainer Agreement with Smith, Finkelstein, Lundberg, Isler & Yakaboski, Esqs., which agreement shall set forth the hourly rate of compensation and which shall be on file with the Town Clerk; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Smith, Finkelstein, Lundberg, Isler & Yakaboski, Esqs., P.O. Box 389, 456 Griffing Avenue, Riverhead, New York, 11901; the Town Attorney and Kenneth Testa, P.E.

May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 343

APPOINTS SENIOR CITIZEN AIDE

TO THE NUTRITION CENTER/SENIORS PROGRAMS

COUNCILMAN LULL OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

WHEREAS, the position of Senior Citizen Aide currently exists in the Nutrition Center/Seniors Programs; and

WHEREAS, the position was duly posted within the Town of Riverhead Departments.

NOW, THEREFORE BE IT RESOLVED, the Town Board hereby appoints Debra Schwarz to the position of Recreation Aid on Step P, Group 2 of the Clerical and Supervisory Salary Schedule at an annual salary of $17,653.97; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Debra Schwarz, the Deputy Supervisor, the Nutrition Center and the Office of Accounting.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

c:\...\hire.wpd\lk

Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 344

APPOINTS SUMMER INTERNS
TO THE ACCOUNTING DEPARTMENT

COUNCILMAN KWASNA OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN LULL

WHEREAS, it is beneficial to the Town to hire interns to work cooperatively with individual Departments; and

WHEREAS, it is the desire of the Accounting Department to have interns appointed to work during the summer months to complete various annual projects.

NOW, THEREFORE, BE IT RESOLVED, that Lauren Swotkewicz and Tanya Diem be, and are hereby appointed to serve at the pleasure of the Town Board at the hourly rate of $7.80 effective May 13, 1996 through August 30, 1996; and

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 345

AUTHORIZES EXTENSION OF AGREEMENT BETWEEN RIVERHEAD BID AND GARY JACQUEMIN

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

WHEREAS, by letter dated April 20, 1996, the Riverhead BID requested the Town Board's approval of the extension of the contract between Riverhead BID and Gary Jacquemin; and

WHEREAS, the Town Board has carefully considered that written request.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby approves the request of Riverhead BID and authorizes the Supervisor to execute the letter agreement dated January 17, 1996; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Business Improvement District, P.O. Box 291, Riverhead, New York, 11901; Gary Zacquemin, A.I.A., 21 East Second Street, Riverhead, New York, 11901; Town Supervisor and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 346

APPROVES APPLICATION OF PARACO GAS CORP.

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

WHEREAS, Paraco Gas Corp. has submitted an application for the purpose of conducting an Open House, to be held at 44 Kroemer Avenue, Riverhead, New York on May 16, 1996 between the hours of 10:00 a.m. to 4:00 p.m.; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the application of Paraco Gas Corp. for the purpose of conducting an Open House, to be held at 44 Kroemer Avenue, Riverhead, New York on May 16, 1996 between the hours of 10:00 a.m. and 4:00 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 Paraco Gas Corp., 44 Kroemer Avenue, Riverhead, New York, 11901 and the Riverhead Police Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

Resolution # 347

AMENDS AND CORRECTS EXTENSION OF RIVERHEAD PARKING DISTRICT NO. 1

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

WHEREAS, by petition dated April 12, 1990, the Peconic River Yacht Club, Reginald H. Tuthill Funeral Home, Inc. and Riverhead Building Supply Corp. applied to the Town Board of the Town of Riverhead to extend the Riverhead Public Parking District No. 1 to include their respective properties; and

WHEREAS, a public hearing was held on June 19, 1990, pursuant to Town Law Section 193; and

WHEREAS, by resolution number 510, adopted on August 7, 1990, the Town Board approved the extension as described on the aforesaid map; and

WHEREAS, said map had incorrectly included Suffolk County Tax Map #0600-129-3-9; and

WHEREAS, the owners of said tax map parcel, Suffolk County Tax Map #0600-129-3-9, have informed the Town of its erroneous inclusion; and

WHEREAS, the Town Board desires to correct and amend the resolution to rectify said error.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby amends resolution number 510, adopted on August 7, 1990, to excluded Suffolk County Tax Map #0600-129-3-9; and be it further

RESOLVED, that the Town Board's resolution which approved the extension is otherwise unchanged; and be it further

RESOLVED, that Young & Young Land Surveyors are hereby directed to prepare a revised map for the Riverhead Public Parking District for the Riverhead Public Parking District No. 1 in accordance with this resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Allen M. Smith, Esq., the attorney for the petitioners, 737 Roanoke Avenue, P.O. Box 1240, Riverhead, New York, 11901; the Riverhead Parking District; the Assessors Office; the Accounting Department and the Town Attorney's Office.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Abse
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 348

AUTHORIZES THE ATTENDANCE OF POLICE OFFICER

AT ANNUAL D.A.R.E. OFFICERS CONFERENCE

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

WHEREAS, the 9th Annual D.A.R.E. Officers Conference is to be held in St. Louis Missouri between August 3 and 10, 1996; and

WHEREAS, the Chief of Police has requested the attendance of an Officer at said conference.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of the Officer at the 9th Annual D.A.R.E. Officers Conference with accommodations and reimbursement of related expenses, with proper documentation, not to exceed $1,300; and

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon

MAY 7, 1996

Adopted

TOWN OF RIVERHEAD

RESOLUTION# 349

AUTHORIZATION TO PUBLISH BID

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

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF WOOD CHIPS 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	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon

ks

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed bids for the purchase of WOOD CHIPS 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 May 23, 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 BIDS FOR WOOD CHIPS.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

5/7/96

Adopted

TOWN OF RIVERHEAD

RESOLUTION NO. 350

APPOINTS SUBREGISTRAR OF VITAL STATISTICS

ADOPTED:

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

RESOLVED, that at the request and recommendation of Barbara Grattan, Registrar of Vital Statistics, Donna Zaweski shall be appointed as Subregistrar of Vital Statistics to be effective immediately through December 31, 1997, at the annual compensation of $225.00 per year.

BE IT FURTHER RESOLVED, that the Subregistrar of Vital Statistics is hereby directed to file the Oath of Office with the Suffolk County Clerk pursuant to Section 4123 of Public Health Law; and

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 351

APPOINTS PART TIME POLICE OFFICER
TO THE RIVERHEAD POLICE DEPARTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

WHEREAS, the Town Board of the Town of Riverhead appointed Part-Time Police Officers to the Riverhead Police Department on September 5, 1995 per resolution #95-604; and

WHEREAS, Susan Campbell has successfully completed all interviews and graduated from the Suffolk County Police Academy on April 26, 1996.

NOW, THEREFORE BE IT RESOLVED, effective immediately, the Town Board hereby appoints Susan Campbell to the position of Part-Time Police Officer at an hourly rate of $10.50; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Susan Campbell, Police Chief Joseph Grattan and the Office of Accounting.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon

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May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 352

APPOINTS SCHOOL CROSSING GUARD

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

WHEREAS, due to the unfortunate and untimely passing of Hugh Farrel, Jr. a vacancy exists in the position of School Crossing Guard; and

WHEREAS, an advertisement was placed in Suffolk County Life and interested candidates submitted applications; and

WHEREAS, said applications have been reviewed and a recommendation has been made to the Town Board to consider James Shallow for the position of School Crossing Guard.

NOW, THEREFORE BE IT RESOLVED, effective immediately, the Town Board hereby appoints James Shallow to the position of School Crossing Guard at an hourly rate of pay of $8.25; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to James Shallow, the Chief of Police 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.

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May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 353

APPOINTS PART-TIME SENIOR CITIZEN DAY CARE MANAGER

TO THE NUTRITION CENTER/SENIORS PROGRAMS

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

WHEREAS, the Part-Time position of Senior Citizen Day Care Manager currently exists in the Nutrition Center/Seniors Programs; and

WHEREAS, the position was duly posted within the Town of Riverhead Departments.

NOW, THEREFORE BE IT RESOLVED, the Town Board hereby appoints Martha Sullivan to the position of Part-Time Senior Citizen Day Care Manager on at an hourly salary of $14.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Martha Sullivan, the Deputy Supervisor, the Nutrition Center and the Office of Accounting.

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THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 354

APPOINTS RECREATION AIDE

TO THE RECREATION DEPARTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

WHEREAS, the position of Recreation Aide currently exists in the Recreation Department; and

WHEREAS, the position was duly posted within the Town of Riverhead Departments.

NOW, THEREFORE BE IT RESOLVED, the Town Board hereby appoints Doris Strange to the position of Recreation Aide on Step 12, Group 2 of the Clerical and Supervisory Salary Schedule at an annual salary of $23,772.97; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Doris Strange, the Deputy Supervisor, the Recreation Department and the Office of Accounting.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 355

1996 GRANGEBEL PARK IMPROVEMENTS

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN LULL OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

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

		FROM:
408.071100.481900.90004	SPECIAL TRUST TRANSFER	$14,250.
408.071100.492404.90004	NEW YORK STATE... LOCAL WATERFRONT REVITAL. PROGRAM	14,250.

		TO:
408.071100.543900.90004	CONSULTANT SERVICES	$28,500.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 356

'96 AMBULANCE ACQUISITION

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN KWASNA OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN LULL

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

		FROM:
406.095710.494200.40029	PROCEEDS FROM BOND SALE	$1,000.

		TO:
406.045400.524100.40029	AMBULANCE	$1,000.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 357

CORWIN-BENJAMIN HOUSES ACQUISITION

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

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

		FROM:
406.075200.485500.40030	TRANSFER FROM CONSORTIUM	$15,000.
406.075200.492510.40030	NYS DEPT. OF TRANSPORTATION	56,000.

		TO:
406.075200.523011.40030	BUILDING IMPROVEMENT	$71,000.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 358

SOUTH JAMESPORT BOAT RAMP IMPROVEMENTS

CAPITOL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

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

		FROM:
408.072300.481900.60025	SPECIAL TRUST TRANSFER	$10,000.
		TO:
408.072300.523007.60025	PARKING FIELD IMPROVEMENTS	$10,000.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 359

GENERAL FUND
BUDGET ADJUSTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN KWASNA

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

		FROM:
001.011100.542101	TOWN JUSTICE, DOCKETS	$ 100.
001.013100.549000	FINANCE, MISCELLANEOUS SUPPLIES	150.
001.019500.547100	TAXES ON TOWN PROPERTY	10,000.
001.031200.524227	POLICE, EMERGENCY LIGHTS	2,000.
001.035100.512100	DOG WARDEN, OVERTIME	1,000.
001.067720.524000	PROJECT FOR AGING, EQUIPMENT	500.
001.090400.583100	WORKER' S COMPENSATION, POLICE	30,000.
001.031200.542405	POLICE, UNIFORM REPLACEMENT	4,500.
001.090400.583500	WORKER'S COMPENSATION, NON-UNIFORM	21,060.

		TO:
001.011100.542802	TOWN JUSTICE, SUPPLEMENTAL LAW BOOKS	$ 100.
001.013100.543405	FINANCE, TRAVEL EXPENSE	150.
001.013100.541409	FINANCE, MAINTENANCE CONTRACT	15,000.
001.013100.524000	FINANCE, EQUIPMENT	12,000.
001.031200.522100	POLICE, BUILDING FOR PROPERTY	1,000.
001.031200.524230	POLICE, BODY WIRE EQUIPMENT	10.
001.031200.542502	POLICE, EVIDENCE STORAGE MATERIALS	50.
001.035100.541150	DOG WARDEN, BUILDING REPAIRS	1,000.
001.067720.541400	PROGRAMS FOR AGING, EQUIPMENT REPAIRS	500.
001.031200.542408	POLICE, BULLET PROOF VESTS	4,500.
001.075200.540000	HISTORICAL PROJECT, CONTRACTUAL EXPENSE	35,000.

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Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 360

APPROVES FIREWORKS APPLICATION OF RIVERHEAD RACEWAY

COUNCILMAN PRUSINOWSKI offered the following resolution, was seconded by

COUNCILMAN KWASNA :

WHEREAS, Riverhead Raceway submitted an application, application number 360, for the purposes of conducting a fireworks display to be held at Riverhead Raceway, Route 58, Riverhead, New York, on July 6, 1996 (Rain date July 7, 1996); and

WHEREAS, a certificate of insurance required by section 90-13 of the Code of the Town of Riverhead naming the Town of Riverhead as an additional insured has been received; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the application of Riverhead Raceway to conduct a fireworks display at Riverhead Raceway, Route 58, Riverhead, New York, on July 6, 1996 (Rain date July 7, 1996); and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Riverhead Police Department, Riverhead Fire Department, Riverhead Raceway, P.O. Box 148, Lindenhurst, New York 11757, and to Zambelli Internationale Fireworks Mfg. Co., Inc., P.O. Box 1463, New Castle, Pa 16103-1463.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

May 7, 1996

TOWN OF RIVERHEAD

Resolution # 361

AUTHORIZES THE FORMATION OF AN AGRICULTURAL ADVISORY BOARD AND APPOINTS MEMBERS TO THE BOARD

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

WHEREAS, it is the intent of the Town of Riverhead to preserve the rural character of its agricultural community; and

WHEREAS, the Town Board of the Town of Riverhead is desirous of forming an Agricultural Advisory Board to assist the Town Board in dealing with the concerns and issues of the agricultural community.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby form the Agricultural Advisory Board; and

BE IT FURTHER RESOLVED, that the following be appointed as members to said board:

Lyle C. Wells
Lou Caracciolo, Jr.
Henry Talmage
Doug Corwin
Jacob Rottkamp
Phil Schmitt III

BE IT FURTHER RESOLVED, that Councilman Victor Prusinowski and Councilman Otto Wittmeier be and are hereby designated as the Town Board liaisons to the Agricultural Advisory Board; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of these resolutions to each of the above-named board members and councilmen.

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution #_362__

APPROVES APPLICATION OF PROJECT CALVERTON, INC.

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN LULL:

WHEREAS, Project Calverton, Inc. submitted an application for the purposes of conducting an automobile exhibit to be held at Peconic River Parking Lot, Riverhead, New York, on June 2, 1996 between the hours of noon to 5:00 pm; and

WHEREAS, a certificate of insurance required by section 90-13 of the Code of the Town of Riverhead naming the Town of Riverhead as an additional insured has been received; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the application of Project Calverton, Inc. for the purposes of conducting an automobile exhibit to be held at Peconic River Parking Lot, Riverhead, New York, on June 2, 1996 between the hours of noon to 5:00 pm; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Riverhead Police Department, and Project Calverton, Inc., 12 West Main Street, Riverhead, New York 11901.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

RESOLUTION # 363 ABSTRACT #16-96 APRIL 18, 1996 (TBM 5/7/96)

COUNCILMAN FRUSINOWSKI offered the following Resolution which was seconded by

COUNCILMAN LULL.

RESOLVED, that the [illegible] be and is hereby authorized to pay the following:

**********ACCOUNTS**********		*CD - 4/15/96*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN	001	$6,300,000.00	$127,855.32	$6,427,855.32
PARKING METER	002	$29,000.00	$0.00	$29,000.00
AMBULANCE FUND	003	$38,000.00	$5,000.00	$43,000.00
POLICE ATHLETIC LEAGUE	004	$0.00	$0.00	$0.00
TEEN CENTER	005	$0.00	$0.00	$0.00
RECREATION PROGRAM	006	$0.00	$2,726.00	$2,726.00
SENIOR NUTRITION SITE COUNCIL	007	$0.00	$0.00	$0.00
D.A.R.E. PROGRAM FUND	008	$0.00	$0.00	$0.00
CHILD CARE BUILDING FUND	009	$0.00	$0.00	$0.00
HIGHWAY	111	$600,000.00	$209,723.14	$809,723.14
WATER	112	$1,200,000.00	$54,790.37	$1,254,790.37
REPAIR & MAINTENANCE	113	$95,000.00	$0.00	$95,000.00
SEWER	114	$315,000.00	$31,374.00	$346,374.00
REFUSE & GARBAGE COLLECTION	115	$0.00	$46,625.32	$46,625.32
STREET LIGHTING	116	$380,000.00	$36,573.12	$416,573.12
PUBLIC PARKING	117	$135,000.00	$4,630.19	$139,630.19
BUSINESS IMPROVEMENTS DISTRICT	118	$20,000.00	$0.00	$20,000.00
TOR URBAN DEV CORP TRUST ACCT	119	$0.00	$0.00	$0.00
WORKER'S COMPENSATION FUND	173	$0.00	$58.54	$58.54
HOSPITALIZATION SELF INSURANCE	174	$0.00	$0.00	$0.00
RISK RETENTION FUND	175	$100,000.00	$4,177.95	$104,177.95
UNEMPLOYMENT INSURANCE FUND	176	$1,000.00	$0.00	$1,000.00
MAIN STREET REHAB PROGRAM	177	$0.00	$0.00	$0.00
REVOLVING LOAN PROGRAM	178	$0.00	$0.00	$0.00
RESIDENTIAL REHAB	179	$0.00	$238.00	$238.00
DISCRETIONARY/SMALL CITIES	180	$0.00	$0.00	$0.00
CDBG CONSORTIUM ACCOUNT	181	$0.00	$0.00	$0.00
URBAN DEVEL CORP WORKING	182	$0.00	$0.00	$0.00
RESTORE	184	$0.00	$0.00	$0.00
PUBLIC PARKING DEBT	381	$29,000.00	$0.00	$29,000.00
SEWER DISTRICT DEBT	382	$0.00	$0.00	$0.00
WATER DEBT	383	$25,000.00	$0.00	$25,000.00
GENERAL FUND DEBT SERVICE	384	$0.00	$0.00	$0.00
SCAVENGER WASTE DISTRICT DEBT	385	$25,000.00	$0.00	$25,000.00
COMM DEVEL AGENCY CAP PROJECT	405	$0.00	$0.00	$0.00
TOWN HALL CAPITAL PROJECTS	406	$45,000.00	$32,938.27	$77,938.27
EIGHT HUNDRED SERIES	408	$0.00	$8,185.00	$8,185.00
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	$25,000.00	$1,154.21	$26,154.21
SENIORS HELPING SENIORS	453	$0.00	$129.56	$129.56
EISEP	454	$0.00	$117.03	$117.03
SCAVENGER WASTE CAP PROJECT	470	$0.00	$0.00	$0.00
MUNICIPAL FUEL FUND	625	$60,000.00	$4,856.16	$64,856.16
MUNICIPAL GARAGE	626	$33,000.00	$8,069.72	$41,069.72
TRUST & AGENCY	735	$0.00	$16,117.71	$16,117.71
SPECIAL TRUST	736	$35,000.00	$0.00	$35,000.00
COMMUNITY DEVELOPMENT AGENCY	915	$0.00	$0.00	$0.00
JOINT SCAVENGER WASTE	918	$0.00	$18,706.20	$18,706.20
PAYROLL CLEARING ACCOUNT	998	$0.00	$0.00	$0.00
CENTRAL CLEARING ACCOUNT	999	$0.00	$0.00	$0.00

363

COUNCILMAN PRUSINOWSKI

RESOLUTION NO. [illegible] APRIL 25, 1996 (TEM 5/7/96)

Adopted

offered the following Resolution which was seconded by

COUNCILMAN LULL

RESOLVED, [illegible] is hereby authorized to pay the following:

ACCOUNTS		CD - NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	$0.00	$600,415.41	$600,415.41
PARKING METER	002	$0.00	$0.00	$0.00
AMBULANCE FUND	003	$0.00	$5,665.10	$5,665.10
POLICE ATHLETIC LEAGUE	004	$0.00	$0.00	$0.00
TEEN CENTER	005	$0.00	$0.00	$0.00
RECREATION PROGRAM	006	$0.00	$3,573.37	$3,573.37
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
HIGHWAY	111	$0.00	$91,696.34	$91,696.34
WATER	112	$0.00	$47,413.64	$47,413.64
REPAIR & MAINTENANCE	113	$0.00	$0.00	$0.00
SEWER	114	$0.00	$48,056.56	$48,056.56
REFUSE & GARBAGE COLLECTION	115	$0.00	$10,144.68	$10,144.68
STREET LIGHTING	116	$0.00	$4,506.14	$4,506.14
PUBLIC PARKING	117	$0.00	$2,159.95	$2,159.95
BUSINESS IMPROVEMENTS DISTRICT	118	$0.00	$0.00	$0.00
TOR URBAN DEV CORP TRUST ACCT	119	$0.00	$0.00	$0.00
WORKER'S COMPENSATION FUND	173	$0.00	$2,222.84	$2,222.84
HOSPITALIZATION SELF INSURANCE	174	$0.00	$0.00	$0.00
RISK RETENTION FUND	175	$0.00	$633.22	$633.22
UNEMPLOYMENT INSURANCE FUND	176	$0.00	$0.00	$0.00
MAIN STREET REHAB PROGRAM	177	$0.00	$0.00	$0.00
REVOLVING LOAN PROGRAM	178	$0.00	$4,298.26	$4,298.26
RESIDENTIAL REHAB	179	$0.00	$3,837.00	$3,837.00
DISCRETIONARY/SMALL CITIES	180	$0.00	$0.00	$0.00
CDBG CONSORTIUM ACCOUNT	181	$0.00	$11,113.60	$11,113.60
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	$71,373.75	$71,373.75
GENERAL FUND DEBT SERVICE	384	$0.00	$140,673.75	$140,673.75
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	$16,414.73	$16,414.73
EIGHT HUNDRED SERIES	408	$0.00	$0.00	$0.00
WATER IMPROVEMENT CAP. PROJECT	409	$0.00	$0.00	$0.00
NUTRITION CAPITAL IMPROVEMENTS	441	$0.00	$0.00	$0.00
CHIPS	451	$0.00	$0.00	$0.00
YOUTH SERVICES	452	$0.00	$1,445.50	$1,445.50
SENIORS HELPING SENIORS	453	$0.00	$1,334.74	$1,334.74
EISEP	454	$0.00	$626.27	$626.27
SCAVENGER WASTE CAP PROJECT	470	$0.00	$0.00	$0.00
MUNICIPAL FUEL FUND	625	$0.00	$4,694.33	$4,694.33
MUNICIPAL GARAGE	626	$0.00	$11,454.81	$11,454.81
TRUST & AGENCY	735	$0.00	$1,108,703.08	$1,108,703.08
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	$27,366.52	$27,366.52
PAYROLL CLEARING ACCOUNT	998	$0.00	$0.00	$0.00
CENTRAL CLEARING ACCOUNT	999	$0.00	$0.00	$0.00
TOTALS		$0.00	$2,220,423.59	$2,220,423.59

RESOLUTION # 363 ABSTRACT #18-96 MAY 2, 1996 (TBM 5/7/96)

COUNCILMAN PRUSINOWSKI moved the following Resolution which was seconded by COUNCILMAN LULL.

Adopted

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

**********ACCOUNTS**********		*CD - 4/30/96*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN	001	$0.00	$231,445.25	$231,445.25
PARKING METER	002	$20,000.00	$16,800.00	$36,800.00
AMBULANCE FUND	003	$5,000.00	$618.00	$5,618.00
POLICE ATHLETIC LEAGUE	004	$0.00	$0.00	$0.00
TEEN CENTER	005	$0.00	$197.54	$197.54
RECREATION PROGRAM	006	$0.00	$1,145.75	$1,145.75
SENIOR NUTRITION SITE COUNCIL	007	$0.00	$100.00	$100.00
D.A.R.E. PROGRAM FUND	008	$0.00	$0.00	$0.00
CHILD CARE BUILDING FUND	009	$0.00	$0.00	$0.00
HIGHWAY	111	$50,000.00	$1,350.94	$51,350.94
WATER	112	$175,000.00	$89,767.00	$264,767.00
REPAIR & MAINTENANCE	113	$290,000.00	$0.00	$290,000.00
SEWER	114	$0.00	$11,286.62	$11,286.62
REFUSE & GARBAGE COLLECTION	115	$0.00	$113,046.96	$113,046.96
STREET LIGHTING	116	$75,000.00	$168.20	$75,168.20
PUBLIC PARKING	117	$35,000.00	$500.12	$35,500.12
BUSINESS IMPROVEMENTS DISTRICT	118	$85,000.00	$18,341.97	$103,341.97
TOR URBAN DEV CORP TRUST ACCT	119	$0.00	$13,056.71	$13,056.71
WORKER'S COMPENSATION FUND	173	$75,000.00	$40,501.45	$115,501.45
HOSPITALIZATION SELF INSURANCE	174	$0.00	$0.00	$0.00
RISK RETENTION FUND	175	$25,000.00	$3,653.20	$28,653.20
UNEMPLOYMENT INSURANCE FUND	176	$20,000.00	$0.00	$20,000.00
MAIN STREET REHAB PROGRAM	177	$0.00	$0.00	$0.00
REVOLVING LOAN PROGRAM	178	$0.00	$0.00	$0.00
RESIDENTIAL REHAB	179	$0.00	$0.00	$0.00
DISCRETIONARY/SMALL CITIES	180	$0.00	$0.00	$0.00
CDBG CONSORTIUM ACCOUNT	181	$0.00	$60.00	$60.00
URBAN DEVEL CORP WORKING	182	$0.00	$0.00	$0.00
RESTORE	184	$0.00	$0.00	$0.00
PUBLIC PARKING DEBT	381	$0.00	$0.00	$0.00
SEWER DISTRICT DEBT	382	$5,000.00	$0.00	$5,000.00
WATER DEBT	383	$90,000.00	$0.00	$90,000.00
GENERAL FUND DEBT SERVICE	384	$20,000.00	$46,002.00	$66,002.00
SCAVENGER WASTE DISTRICT DEBT	385	$46,000.00	$0.00	$46,000.00
COMM DEVEL AGENCY CAP PROJECT	405	$0.00	$0.00	$0.00
TOWN HALL CAPITAL PROJECTS	406	$100,000.00	$48,528.50	$148,528.50
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	$18,000.00	$0.00	$18,000.00
SENIORS HELPING SENIORS	453	$0.00	$0.00	$0.00
EISEP	454	$0.00	$0.00	$0.00
SCAVENGER WASTE CAP PROJECT	470	$0.00	$0.00	$0.00
MUNICIPAL FUEL FUND	625	$235,000.00	$0.00	$235,000.00
MUNICIPAL GARAGE	626	$11,000.00	$6,340.01	$17,340.01
TRUST & AGENCY	735	$0.00	$229,616.26	$229,616.26
SPECIAL TRUST	736	$174,000.00	$0.00	$174,000.00
COMMUNITY DEVELOPMENT AGENCY	915	$0.00	$24,437.00	$24,437.00
JOINT SCAVENGER WASTE	918	$0.00	$3,442.51	$3,442.51
PAYROLL CLEARING ACCOUNT	998	$0.00	$0.00	$0.00
CENTRAL CLEARING ACCOUNT	999	$0.00	$0.00	$0.00
**********TOTALS**********		$1,554,000.00	$900,405.39	$2,454,405.39

Adopted

5/7/96

TOWN OF RIVERHEAD

Resolution # 364

APPROVES SPECIAL PERMIT PETITION OF RIVERHEAD BUILDING SUPPLY CORPORATION

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from the Riverhead Building Supply Corporation for the construction of a lumberyard on real property located on the west side of Pulaski Street, Riverhead, New York; such real property more particularly described as SCTM No. 0600-125-2-3.3 & 3.4, and

WHEREAS, the Town Board has declared itself to be the lead agency in the matter and has declared the action to be Unlisted without a significant impact upon the environment and that an Environmental Impact Statement need not be prepared, and

WHEREAS, the Town Board did refer the petition to the Planning Board for its report and recommendation with such Planning Board recommending that the Town Board approve the petition with certain conditions, and

WHEREAS, a public hearing was held on April 16, 1996 in order to gain the views of interested parties on the merits of the petition, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the public hearing record, the relevant permit issued by the New York State Department of Environmental Conservation, as well as all other relevant planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of the Riverhead Building Supply Corporation the Town Board makes the following findings:

FIRST: The site is particularly suitable for the location of a lumberyard due to the preponderance of industrial use in the general vicinity;

SECOND: That the plot area is sufficient, appropriate, and adequate for the proposed use and the reasonably expected expansion thereof;

THIRD: That access facilities are adequate for estimated traffic from public streets;

FOURTH: That off-street parking and truck loading spaces are provided in the number required by the Zoning Ordinance for the anticipated number of occupants, both employees and patrons;

FIFTH: That adequate buffer yards, landscaping and screening where necessary to protect adjacent properties and land uses will be provided;

SIXTH: That adequate provisions will be made for the collection and disposal of stormwater runoff and sanitary waste;

SEVENTH: That existing municipal services and facilities are adequate to provide for the needs of the proposed use;

EIGHTH: That adequate provisions have been made for the collection and disposal of solid wastes, and

BE IT FURTHER

RESOLVED, that based upon its findings the Town Board determines that:

FIRST: The use will not prevent or substantially impair the orderly use or orderly development of other properties in the vicinity;

SECOND: The health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by the use;

THIRD: The use will be in harmony with and promote the general purposes and intent of the Riverhead Master Plan and Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that based upon its findings and determinations, the Riverhead Town Board hereby approves the special permit petition of the Riverhead Building Supply for a lumber yard use subject to the following conditions:

FIRST: That prior to the issuance of a building permit all special conditions and site plan requirements of the permit issued by the New York

State Department of Environmental Conservation (WSRR and Article 24) Permit Number 1-4730-00539/00001) be met;

SECOND: That the material proposed for the wearing course of storage areas be approved by the town engineer prior to site plan approval pursuant to Section 108-128 of the Zoning Ordinance;

THIRD: That prior to the issuance of a building permit, permits pursuant to Article 6, 7, and 12 of the Suffolk County Sanitary Code be secured; and

BE IT FURTHER

RESOLVED, that a certified copy be forwarded to Allen M. Smith, Esq. as agent for the applicant.

THE VOTE

Wittmeier	~~**Aye**~~	~~**Nay**~~ Absent
Kwasna	**Aye**	**Nay**
Lull	**Aye**	**Nay**
Prusinowski	**Aye**	**Nay**
Stark	**Aye**	**Nay**

The Resolution was thereupon duly adopted.

5/7/96

TOWN OF RIVERHEAD

Adopted

Resolution # 365

AUTHORIZES THE EXECUTION OF A STIPULATION OF SETTLEMENT BETWEEN C.S.E.A. AND THE TOWN OF RIVERHEAD

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

WHEREAS, the Town Board and Riverhead Town Employees have agreed upon terms settling grievance filed by said employees.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the execution of the Stipulation of Settlement with Riverhead Town Employees; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to James Divan, C.S.E.A. President; the Town Attorney and the Accounting Department.

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

5/7/96

Adopted

TOWN OF RIVERHEAD

Resolution # 366

STATES DESIRE TO ACQUIRE PROPERTIES FROM SUFFOLK COUNTY

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN PRUSINOWSKI :

WHEREAS, in the subdivisions known as Eastgate Country Estates, Manors at Baiting Hollow and White Spruce Acres, certain roads and drainage improvements are completed in accordance with Town specifications; and

WHEREAS, despite their improved condition, said roads and drainage have not been dedicated to the Town; and

WHEREAS, recharge basins and one road in these subdivisions are now owned by the County of Suffolk due to non-payment of taxes on said parcels; and

WHEREAS, Charles Bloss, Highway Superintendent for the Town of Riverhead, has stated he would consent to an order laying out highways in these subdivisions upon the condition that Town of Riverhead also acquire the recharge basins; and

WHEREAS, the County of Suffolk requires a resolution which sets forth the Town of Riverhead's desire to acquire said parcels.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby agrees that it would be in the Town's best interest to acquire said parcels in order for the road and drainage improvements to be part of the Town road and drainage system; and be it further

RESOLVED, that the Town Board hereby requests that the County of Suffolk consider conveyance of the following tax parcels: 0600-46-1-36.16; 0600-79-1-15.24; 0600-79-1-15.25; 0600-79-1-15.36; 0600-79-1-15.36; 0600-95-2-1.12 and 0600-96-1-1.34; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Charles Bloss, Highway Superintendent; Agnes Miele, Department of Law - Division of Real Estate, Bldg. 158, North County Complex, Veterans Memorial Highway, Hauppauge, New York, 11788; and to the Town Attorney.

May 7, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 367

APPOINTS TEMPORARY PART-TIME RECORDS MANAGEMENT CLERK

TO THE OFFICE OF THE TOWN CLERK

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN LULL

WHEREAS, the Town Clerk received a grant from NYS SARA to address the management of Town records; and

WHEREAS, the Town Clerk is in need of temporary assistance to complete the grant requirements.

NOW, THEREFORE BE IT RESOLVED, Melissa White is hereby appointed to the temporary position of Part-Time Records Management Clerk at the hourly rate of $9.43, effective May 13, 1996 and terminating August 30, 1996; and

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

THE VOTE

Wittmeier	~~Aye~~	~~Nay~~ Absent
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

c:\...\hire.wpd\lk