

Town of Riverhead Resolution # 203

Declares Lead Agency and Determines Significance of Action
Extension 44 of the Riverhead Water District (South Wading River)

Councilperson Prusinowski offered the following resolution, which was seconded by Councilperson Civiletti:

WHEREAS, at a regular meeting of the Town Board held at Town Hall, 200 Howell Avenue, Riverhead on February 5, 1991, the Town Board as the Water District Authority did consider the establishment of a proposed extension to the Water District to be known as Extension 44, and

WHEREAS, the Town Board did by passage of Resolution #79 of February 5, 1991, make certain determinations to allow the calling of the required public hearing in this matter, and

WHEREAS, among those determinations was the classification of the project as an Unlisted Action pursuant to the State Environmental Quality Review Act (SEQRA), and

WHEREAS, the project's location in a duly designated Critical Environmental Area causes its normally Unlisted status to be elevated to Type I pursuant to 617.12(b)(12), which class of action mandates coordinated SEQR review and agreement on a Lead Agency to determine significance, and

WHEREAS, it is the desire of the Town Board to correct this procedural error, and

WHEREAS, coordinated SEQR review was initiated on March 7, 1991, with the New York State Department of Environmental Conservation and the State Comptroller's Office, those agencies being the others identified as involved as defined in 617.2(t), and

WHEREAS, the State Comptroller has, in written form, declined the Lead Agency role, and

WHEREAS, the New York State Department of Environmental Conservation Region One Water Unit has verbally expressed its declination of that role as well, and

WHEREAS, the Riverhead Planning Department, by preparation and evaluation of a Full Environmental Assessment Form for the action, has recommended that it will not have a significant effect upon the environment;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declare itself to be the Lead Agency in the matter of the proposed Extension 44 to the Water District, and

BE IT FURTHER

RESOLVED, that the extension be considered to be a Type I Action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Riverhead Planning Department be directed to publish and post those notices as required by 617.10(a)(2), and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department and the Riverhead Water District to the attention of Gary Pendzick.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

The Riverhead Water District is the below described area of approximately 2.1 square miles) by installation of required mains, valves, and service lines. The District intends to acquire and replace all existing infrastructure of the Southwood Water Company, who currently serves part of the area and has specific material cost analysis of the project to cover that strategy and also if the acquisition fails.

Location: Generally, those lands lying between New York State Route 25A to the north, Colverton National Cemetery to the east, New York State Route 25 on the south, and the Southwood Town line on the west and as more fully shown on Exhibit 'C,' by S. McLendon, P.E., dated September, 1988.

Reasons Supporting This Document:

The action as defined in §17.2(b) and §17.3(x) was considered by the Department of Environmental Management and supporting documentation. No potentially large and important impacts were discovered. All impacts which are reasonably be expected to result from the action when compared to the criteria of §17.11 revealed no significant adverse effects. Therefore, it is deemed the preparation of an Environmental Impact Statement is not warranted.

For Further Information, contact:

Town of Riverhead Planning Department
200 Bowell Avenue
Riverhead, NY 11901
(516) 727-3300

State Environmental Quality Review
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

April 2, 1991

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Riverhead Town Board, as Lead Agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action - Extension #44 to the Riverhead Water District (South Wading River)

SEQR Status - Type I

Conditioned Negative Declaration: No

Description of Action: Applicant proposes to extend the services of the Riverhead Water District to the below described area of approximately 1,350 acres (2.1 square miles) by installation of required mains, hydrants, valves, and service lines. The District intends to acquire and utilize all existing infrastructure of the Shorewood Water Company, who currently serves part of the area and has specific material cost analysis of the project to cover that strategy and also if the acquisition fails.

Location: Generally, those lands lying between New York State Route 25A on the north, Calverton National Cemetery to the east, New York State Route 25 on the south, and the Brookhaven Town line on the west and as specifically shown on Exhibit 'C,' by S. McLendon, P.E., dated September, 1990.

Reasons Supporting This Document:

The action as defined in 617.2(b) and 617.3(k) was considered by evaluation of the Environmental Assessment Form and supporting documentation. No potentially large and important impacts were discovered. All impacts which can reasonably be expected to result from this action when compared to the criteria of 617.11 revealed no indications of environmental effect sufficient to cause the preparation of an Environmental Impact Statement.

For further information, contact:

Town of Riverhead Planning Department
200 Howell Avenue
Riverhead, NY 11901
(516) 727-3200

Date _____

No. 204

COUNCILPERSON Prusinowski offered the following resolution which was seconded by COUNCILPERSON Civiletti.

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget for PECONIC RIVER BOAT RAMP CAPITAL PROJECT.

BUDGET ADOPTION
PECONIC RIVER BOAT RAMP
CAPITAL PROJECT

406.072300.481900.60020 Transfer from Special Trust-Parks & Recreation 30,000.00

406.072300.541200.60020	Construction	23,000.00
406.072300.543505.60020	Engineering	5,000.00
406.072300.547900.60020	Contingency	2,000.00

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

AWARDS FOR THE OFFICE SUPPLY...
FOR USE BY ALL TOWN DEPARTMENTS

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Prusinowski.

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for office supplies, Date _____ for use by all Town departments; and

WHEREAS, bids were received, opened and read aloud on the 14th day of March, 1991, at 11:20 a.m. at Town Hall, 749 South Street, New York, the date, time and place given in the notice to bidders.

No. 205

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Civiletti.

RESOLVED, that the bid for office supplies, furniture and equipment for use by all Town departments be and is hereby

RESOLVED, that the Supervisor be and hereby is, authorized to adjust the established Budget for GENERAL FUND.

BUDGET ADJUSTMENT

001.031200.546303	Police, gasoline	200.00
001.011100.542100	Justice, Miscelaneous	400.00
001.019900.547900	Spec.Items,contingency	2,600.00
001.031200.549000	Police,Misc.	200.00
001.011100.542101	Justice,docket	200.00
001.011100.524000	Justice,equipment	200.00
001.016200.524000	Shared Service, equipment	2,600.00

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 is hereby authorized to forward a certified copy of this resolution to Central Office Supply, Patchogue Stationery, Millers, Inc. and a regular copy of this resolution to all Town departments.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

206

AWARDS BID FOR OFFICE SUPPLIES, FURNITURE AND EQUIPMENT
FOR USE BY ALL TOWN DEPARTMENTS

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Prusinowski:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for office supplies, furniture and equipment for use by all Town departments; and

WHEREAS, bids were received, opened and read aloud on the 7th day of March, 1991, at 11:20 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for office supplies, furniture and equipment for use by all Town departments be and is hereby awarded as follows:

<u>ITEM(S)</u>	<u>AWARDED TO:</u>
Category "A" (Office Supplies)	Central Office Supply 371 Chentral Avenue Bohemia, NY 11716
Category "B" (Furniture)	Patchogue Stationery 90 East Main Street Patchogue, NY 11772
Category "C" (Electric/Electronics)	McCabes, Inc. 221 East Main Street Riverhead, NY 11901

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 is hereby authorized to forward a certified copy of this resolution to Central Office Supply, Patchogue Stationery, McCabes, Inc. and a regular copy of this resolution to all Town departments.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

207 AUTHORIZES TOWN CLERK TO PUBLISH NOTICE TO BIDDERS

Councilperson _____ offered the following resolution which was seconded by Councilperson _____.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the April 3, 1991 issue of Suffolk County Life; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Monique Gablenz.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
TERRY J. FENLICK, Town Clerk

4/2/91

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed bids for the purchase of 1991 PICK-UP TRUCK for use by
the BUILDINGS AND GROUNDS DEPARTMENT 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 April 22 1991.

Bid packets, including specifications, may be obtained at the Town Clerk
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 excep-
tions to the specifications must be listed on a separate sheet of paper,
bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attache
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
BUILDINGS AND GROUNDS DEPT.
1991 PICK-UP TRUCK

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
Irene J. Pendick, Town Clerk

208 RESOLUTION AUTHORIZING PUBLICATION OF FIRST FLOODPLAIN
NOTICE

COUNCILPERSON Prusinowski offered the following resolution which was seconded by COUNCILPERSON Civiletti.

WHEREAS, the Town of Riverhead utilized Community Development funds to acquire property on Peconic Avenue and to remove an existing structure from the site; and

WHEREAS, the Town proposes site improvements for Peconic Avenue and Grangebél Park to include lighting, walkways, fencing, sidewalks, curbing and bulkheading; and

WHEREAS, the site of the project is located in a 100 - year floodplain; and

WHEREAS, the National Environmental Policy Act and Executive Order 11988 on Floodplain Management require compliance by the Grantee for any activity undertaken with federal funds that is located in a foodplain; and

WHEREAS, such compliance includes the publication of two floodplain notices prior to proceeding with proposed demolition activities.

THEREFORE, BE IT RESOLVED, that Town Board of the Town of Riverhead authorize the Town Clerk to publish the attached Floodplain Notice in the Suffolk County Life on April 3, 1991.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to provide a certified copy of this resolution to Andrea Lohneiss, Community Development Director.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

PUBLIC NOTICE

The Town of Riverhead is proposing site improvements on property known as Grangebél Park and located in a 100 - year floodplain on the west side of Peconic Avenue, south of Main Street, Riverhead, New York. The project will revitalize the area and improve accessibility to and utilization of the public park facility. This notice is published to comply with the procedures relating to the National Environmental Policy Act and with Section 2 (a)(4) of Executive Order 11988 - Floodplain Management.

The Town of Riverhead seeks relevant facts from the public bearing on the environmental "significance" of the proposed action as that term is used in Section 102 (2)(c) of the National Environmental Policy Act, 42 U.S.C. 4332 (2)(c). All information submitted before the close of business on April 18, 1991 will be considered by the Town in making its environmental assessment and will become part of the environmental clearance record. Information submitted will be available to the public, however, none of the submitted material will be returned. The public may submit relevant facts to: Community Development Department, Town of Riverhead, 200 Howell Avenue, Riverhead, New York 11901. Pursuant to Executive Order 11988, the Town will evaluate practicable alternatives, assess the impacts of the proposed action and identify measures to mitigate adverse impacts.

The public is hereby afforded the opportunity for early review of this proposal. Prior to taking any action, the Town of Riverhead will prepare and circulate a notice containing an explanation of why the action is proposed to be located in the floodplain.

Town of Riverhead Resolution # 209Two by Four Restaurant - Special Permit

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Prusinowski:

WHEREAS, the Riverhead Town Board is in receipt of a petition for a Special Permit for a 36 square foot off-premises directional sign to be located on a 6 acre parcel owned by Vincent L. Finn, Sr. and known by Suffolk County Tax Map Number 0600-58-2-13.1 from Doris Thurber, and

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

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered a Type II Action pursuant to 6 NYCRR Part 617.13(d)(8), and

WHEREAS, pursuant to 6 NYCRR Part 617.3(j) and 617.5(a)(1), agency responsibilities for SEQR end with this designation and no determination of significance is required;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board considers the Special Permit application of the Two by Four Restaurant to be Type II pursuant to the New York State Environmental Conservation Law, and

BE IT FURTHER

RESOLVED, that pursuant to Section 108-3 of the Riverhead Zoning Ordinance, the Town Board hereby waives the requirement for public hearing, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their recommendation, and

BE IT FURTHER

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

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

210 APPOINTS HOME AIDE

Councilperson Prusinowski offered the following resolution which was seconded by Councilperson Civiletti.

RESOLVED, that Kathryn McMahon be and is hereby appointed to the position of EISEPE Aide with the Town of Riverhead at the hourly rate of compensation of \$6.13 effective March 21, 1991; and

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

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

3/26/91

211 Appoints Youth Recreation Instructor to Riverhead Recreation Department

Councilman Prusinowski Offered the following resolution seconded by Councilwoman Civiletti.

RSOLVED, that Olga Turner is hereby appointed to serve as Youth Recreation Instructor effective April 1, 1991, to and including December 31, 1991, to be paid biweekly at the rate of \$25.00 per session and to serve at the pleasure of the Town Board.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

212

RESOLUTION AND CONSENT APPROVING THE DEDICATION OF HIGHWAYS KNOWN AS PALANE NORTH, PALANE SOUTH and PALANE EAST

At a regular meeting of the Town Board of the Town of Riverhead, in the County of Suffolk, State of New York, held at 200 Howell Avenue, Riverhead, New York, on the 2nd day of April, 1991.

P R E S E N T:

- HON. Joseph F. Janoski, Supervisor
- Denise Civiletti, Councilwoman
- Victor Prusinowski, Councilman
- James R. Stark, Councilman

-----X

In the Matter of the Dedication of Certain Highways in the Town of Riverhead, County of Suffolk and State of New York, Known as

RESOLUTION and CONSENT

PALANE NORTH, PALANE SOUTH and PALANE EAST

-----X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk, known as "Marlwood at Baiting Hollow Section 2"; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as Palane North, Palane South and Palane East were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve a performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

WHEREAS, the construction of the said roads and other improvements have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

WHEREAS, a special search street dedication from Peconic Abstract, Inc., under title number PAC-1239, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads and/or other improvements.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain roads known as Palane North, Palane South and Palane East, the said Town roads to consist of the land described in the deed of dedication dated March 25, 1991, and to extend same as delineated therein; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deed of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

RESOLVED, that this resolution shall take effect immediately; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to S. Gordon, President, Estates at Baiting Hollow, Inc. the Superintendent of Highways and the Riverhead Planning Board.

Dated: Riverhead, New York
April 2, 1991.

TOWN BOARD OF THE TOWN OF RIVERHEAD

JOSEPH F. JANOSKI

DENISE CIVILETTI

VICTOR PRUSINOWSKI

JAMES R. STARK

Councilman Prusinowski offered the above resolution which was seconded by Councilwoman Civiletti

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

213

RELEASES PERFORMANCE BOND AND ACCEPTS MAINTENANCE BOND
FOR ROADS RE: MARLWOOD AT BAITING HOLLOW SECTION 2

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, Estates at Baiting Hollow, Inc., posted a bond in the amount of \$250,000.00 for the construction of roads, drainage facilities and other street improvements; and

WHEREAS, said roads, drainage facilities and other street improvements have been completed and dedicated to the Town of Riverhead; and

WHEREAS, a maintenance bond in the amount of \$15,000.00 has been posted by Southfork Asphalt Corporation and reviewed by the Town Attorney, who has accepted same as to form.

NOW, THEREFORE, BE IT

RESOLVED, that the performance bond in the amount of \$250,000.00 posted to cover the cost of construction of roads, drainage facilities and other street improvements be and is hereby released and the maintenance bond of Southfork Asphalt Corporation in the amount of \$15,000.00 be and is hereby accepted; and be it futher

RESOLVED, that the Town Clerk be authorized to release the performance bond in the amount of \$250,000.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to S. Gordon, President, Estates at Baiting Hollow, Inc.; Southfork Asphalt Corporation; Louis K. McLean Associates, P.C.; the Riverhead Planning Board; and the Riverhead Highway Department.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

214

AWARDS BID FOR FOOD PRODUCTS FOR USE BY THE NUTRITION CENTER

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for food products for use by the Nutrition Center; and

WHEREAS, bids were received, opened and read aloud on the 7th day of March, 1991, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for food products for use by the Nutrition Center be and is hereby awarded to as follows:

<u>SUPPLIER</u>	<u>ITEM NUMBER(S)</u>
Landmark Food Corp.	2, 3, 4, 5, 6, 7, 10, 11, 14, 17, 18, 20, 21, 22, 27, 28, 33, 34, 35, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 58, 59, 60, 61, 62, 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 75, 80, 81, 90, 94, 95, 96, 99, 100 & 101
Prime Cut Wholesale, Inc.	8, 9, 12, 13, 15, 16, 19, 23, 24, 25, 26, 29, 30, 31, 32, 36, 41, 43, 46, 48, 49, 64, 66, 82, 83, 84, 85, 86, 87, 88, 89, 91, 93 & 96
Arshamomaque Dairy	1

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 is hereby authorized to forward a certified copy of this resolution to Landmark Food Corp., Prime Cut Wholesale, Inc., Arshamomaque Dairy the Nutrition Center.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

215

ADOPTS AMENDMENTS TO ARTICLE XX OF THE RIVERHEAD TOWN CODE ENTITLED "SUBDIVISION REGULATIONS"

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an amendment to Section 108-97B(14)(c) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 19th day of March, 1991, at 7:40 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board has issued its negative declaration regarding the amendment to the Riverhead Town Code and that this amendment will not have a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that an amendment to Section 108-97B(14)(c) of the Riverhead Town Code be and is hereby adopted as follows:

108-97. Major subdivision.

B. General requirements. The subdivider shall observe the following general requirements and principles of land subdivision.

(14) Park and playground sites.

(c) Where the Planning Board deems it to be in the best interest to require the developer to deposit a cash payment or where the developer proposes to make a deposit of cash, the amount to be paid shall be at the rate of two thousand dollars (\$2,000.) per each lot in the subdivision effective immediately. In lieu of a cash payment, the developer may post a bond or letter of credit equal to the total fee as required herein. The term of such bond or letter of credit shall extend for a period of two (2) years and six (6) months. After two (2) years from the date of issuance of the bond or letter of credit, the balance of the fee covering all the lots shall be due. The Town Board may extend the due date upon proof that the bond or letter of credit remains in full force and

effect. The Clerk of the Planning Board shall maintain a log of the expiration dates of all such bonds. Where such cash or letter of credit is deposited, the fee of two thousand dollars (\$2,000.) shall be paid to the Town of Riverhead prior to the issuance of each certificate of occupancy by the Building Inspector.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution 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 Planning Board and the Building Department.

Dated: Riverhead, New York
April 2, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

41-2 The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

216

ADOPTS AMENDMENTS TO CHAPTER 41 OF THE RIVERHEAD TOWN CODE ENTITLED "TRAFFIC VIOLATIONS BUREAU"

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider amendments to various sections of Chapter 41 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 19th day of March, 1991, at 7:45 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board has issued its negative declaration regarding the amendment to the Riverhead Town Code and that this amendment will not have a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that amendments to various sections of Chapter 41 of the Riverhead Town Code be and are hereby adopted as follows:

41-1. Bureau established; purpose.

For the purpose of assisting the Town Justices of the Peace of the Town of Riverhead in the disposition of offenses in relation to traffic violations pursuant to the provisions of Article 14-B, Sections 370, 371 and 372 of the General Municipal Law authorized, there is hereby established a Traffic Regulations Bureau.

41-2. Person in charge; hours.

The Court Clerk shall be in charge of the Traffic Violations Bureau, and the said Bureau shall be open between ~~9:00 a.m. and 4:00 p.m.~~ 8:30 a.m. and 4:30 p.m.

41-6. Duties of Bureau.

- D. In the event that an person fails to comply with a notice as provided in this chapter or fails to make appearance pursuant to a summons directing an appearance in the Traffic Violations Bureau as provided by this chapter, the Traffic Violations Bureau shall forthwith have a complaint entered against such person and secure and issue a Criminal Summons or a warrant

for his arrest. The Traffic Violations Bureau shall not accept any fines for such person, but shall consider every such person entirely under the jurisdiction of the court.

F. The Traffic Violations Bureau shall perform such other or additional duties and keep such other and additional records as shall be prescribed by the Town Justices of the Peace of the Town of Riverhead.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution 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 Riverhead Police Department, Riverhead Town Justices and Clerks and the Town Attorney's Office.

Dated: Riverhead, New York
April 2, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

In the event that any vehicle, occupant or person having charge of private property or other person responsible for such parked vehicle is found guilty of a violation of this chapter, such person shall be given a reasonable period of time to either remove the vehicle or bring it into compliance with this Chapter. If such a vehicle is not either removed or brought into compliance with this Chapter within a reasonable time, the Town Justice of the Peace of the Town of Riverhead may issue an order directing the removal of said motor vehicle by the Riverhead Town Police, or by a person engaged in the towing business within the Town.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Police Department and/or the Village Inspector of the Town of Riverhead.

and be it further

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

217ADOPTS AMENDMENTS TO CHAPTER 100 OF THE RIVERHEAD TOWN CODE ENTITLED "VEHICLES, JUNKED & ABANDONED"

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider amendments to various sections of Chapter 100 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 19th day of March, 1991, at 7:50 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board has issued its negative declaration regarding the amendment to the Riverhead Town Code and that this amendment will not have a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that amendments to various sections of Chapter 100 of the Riverhead Town Code be and are hereby adopted as follows:

100-5. Time period for compliance; removal of vehicle upon noncompliance.

In the event that an owner, occupant or person having charge of private property or other person responsible for such junked vehicle is found guilty of a violations of this chapter, such person shall be given a reasonable period of time to either remove the vehicle or bring it into compliance with this Chapter. If such a vehicle is not either removed or brought into compliance with this chapter within a reasonable time, the Town Justice of the Peace of the Town of Riverhead may issue an order directing the removal of said motor vehicle by the Riverhead Town Police, or by a person engaged in the towing business within the Town of Riverhead.

100-9. Enforcement.

The provisions of this chapter shall be enforced by the Police Department and/or the Ordinance Inspector of the Town of Riverhead.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution 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 Riverhead Police Department and Ordinance Inspector.

Dated: Riverhead, New York
April 2, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Resolved, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Police Department and the Town Attorney's Office.

Dated: Riverhead, New York
April 2, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

218ADOPTS AMENDMENTS TO CHAPTER 101 OF THE RIVERHEAD TOWN CODE ENTITLED "VEHICLES & TRAFFIC"

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider amendments to various sections of Chapter 101 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 19th day of March, 1991, at 7:55 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board has issued its negative declaration regarding the amendment to the Riverhead Town Code and that this amendment will not have a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that amendments to various sections of Chapter 101 of the Riverhead Town Code be and are hereby adopted, which amendments are available at the Town Clerk's Office during normal business hours Monday through Friday 8:30 a.m. to 4:30 p.m.; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution 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 Riverhead Police Department and the Town Attorney's Office.

Dated: Riverhead, New York
April 2, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

ARTICLE I
Definitions

101-1. Definitions.

- B. Other definitions. The following words and phrases, which are not defined by Article 1 of the Vehicle and Traffic Law, shall have the meanings respectively ascribed to them in this section for the purpose of this chapter:

HOLIDAYS -- New Year's Day, Martin Luther King's Birthday, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving Day and Christmas Day.

ARTICLE III
Traffic Regulations

101-3. Stop and yield intersections; railroad crossings.

- A. Stop intersections. The following intersections are designated as stop intersections, and stop signs shall be erected at such intersections as follows:

Intersection	Stop Sign on	Entrance From
Church Lane	Premenade <u>Promenade</u> Drive	North
Country Road No. 58	Ostrander Avenue	North and South
County Road No. 58	Pulaski Street <u>Mill Road</u>	South <u>East</u>
<u>County Road No. 58</u>	<u>Eastbound Ramp of Pulaski Street on to the Eastbound Lane of County Road No. 58</u>	<u>South</u>
County Road No. 58	Twomey Avenue	North
Depot Lane <u>South Jamesport Avenue</u>	4th Street	East and west
Depot Lane <u>South Jamesport Avenue</u>	Front Street	East and west
Depot Lane <u>South Jamesport Avenue</u>	North Railroad Avenue	West
Depot Lane <u>South Jamesport Avenue</u>	Peconic Bay Boulevard	East
Depot Lane <u>South Jamesport Avenue</u>	2nd Street	East and west

Intersection	Stop Sign on	Entrance From
Depot Lane <u>South Jamesport Avenue</u>	6th Street	West
Depot Lane <u>South Jamesport Avenue</u>	South Railroad Avenue	West
Depot Lane <u>South Jamesport Avenue</u>	3rd Street	East and west
East Avenue	1st Street <u>Parking Field</u>	West
<u>Mill Road</u>	<u>Pulaski Street</u>	<u>East and West</u>
Northville Turnpike	Newton Avenue	South
Osborne Avenue	Court Street	East and west
Osborne Avenue	Harrison Avenue	North
Osborne Avenue	Pulaski Street	East and west
Pulaski Street	Parkway Street	North
Roanoke Avenue	1st Street <u>Parking Field</u>	East
<u>Riverside Drive</u>	<u>North Corwell Avenue</u>	<u>North</u>
Signal Siegal Avenue	Charles Street	West
Signal Siegal Avenue	Lewis Street	West
Sound Avenue	Union Avenue	South
<u>Union Avenue</u>	<u>Cross River Drive</u>	<u>South</u>
<u>Sound Avenue</u>	<u>Cross River Drive</u>	<u>South</u>

B. Yield intersections. The following intersections are designated as yield intersections, and yield signs shall be erected at entrances to such intersections as follows:

Intersection	Yield Sign on	Entrance From
Church Lane	Phillips and <u>Lane</u>	North

C. Railroad crossing. ~~All motor vehicles approaching railroad crossings that intersect with public highways and that are not protected by gates and/or signal devices shall make a full stop.~~ Where a stop sign is erected at a railroad grade crossing, all motor vehicles shall stop within fifty (50) feet but not less than fifteen (15) feet from such railroad tracks before traversing such crossing.

101-4. One-way streets.

The streets or portion thereof listed below are hereby designated as one-way streets, and traffic shall travel on such only in the direction indicated:

Street	Direction	Limits
Driveways at Roanoke	North	
Shopping Plaza leading to and from Route 58	(entrance only)	

101-7. Turns.

The following turns in the designated areas are hereby defined:

Sign	Location
Right Turn Only	West Exit off roadway leading from Roanoke Avenue Shopping Plaza to County Road No. 58

ARTICLE IV
Traffic Control Signals

101-9. Installation and maintenance.

Pursuant to authority granted by Section 1660 of the Vehicle and Traffic Law, traffic control signals shall be installed, maintained and operated at the following intersections and other locations:

Intersections

~~Route No.~~ County Road No. 58 (Old Country Road) and Osborne Avenue
~~Route No.~~ County Road No. 58 (Old Country Road) and Northville Turnpike
~~Route No.~~ County Road No. 58 (Old Country Road) and Ostrander Avenue

ARTICLE V
Parking, Standing and Stopping

101-10. Parking prohibited.

Street	Side	Location
Roanoke Avenue	Both	From its intersection with 2nd Avenue <u>Sound Avenue</u> to a point 175 feet south of its terminus on the Long Island Sound
Railroad Street	North	To a point 70 feet West of <u>its intersection with Roanoke Avenue</u>
Pier Avenue	Both	From its intersection with Sound Avenue to its terminum on Long Island Sound.

Street	Side	Location
Sound Shore Road	Both	From its intersection with Pier Avenue to its intersection with Penny's Landing Road.
2nd Sound Road	Both	Between North Country Road and Creek Road.
Old Country Road	Both	Between the point where said County Route 58 intersects with New York State Route 25 at its westerly terminus and a point where County Route 58 intersects with New York State Route 25 at its easterly terminus.
Roanoke Avenue	East	From the railroad right-of-way south 60 feet.
Peconic Avenue	West	Along curbs immediately adjacent to Burns Park.
Peconic Avenue	West	Along the curb immediately adjacent to the Riverhead Savings Bank for a distance of 20 feet north of the curb cut to Riverhead Savings Bank.

101-10.1. ~~Parking, standing and stopping prohibited except for emergency and police vehicles.~~

The parking, standing or stopping of vehicles is hereby prohibited, ~~except for emergency and police vehicles,~~ in certain locations as follows:

Street/Area	Side	Location
Roanoke Shopping Plaza (A&P) Tax Map No. 108-3-18		Along the roadways that enter and exit from the Plaza to <u>Route County Road No. 58</u>
Roanoke Shopping Plaza (A&P) Tax Map No. 108-3-18		Northwest corner of <u>Route County Route No. 58</u> and Roanoke Avenue
<u>Lewis Street</u>	<u>North</u>	From a point 167 feet from its <u>intersection with Melene Avenue 140 feet along the northerly side</u>
<u>Hulse Landing Road, Wading River, New York</u>		<u>The parking area of the Wading River Fire Department substation located on Hulse Landing Road, Wading River, New York</u>

~~101-10.2. Parking standing or stopping prohibited except for volunteer firemen.~~

~~The parking, standing or stopping of vehicles is hereby prohibited, except for those owned and/or operated by volunteer firemen, in certain locations as follows:~~

Street/Area	Side	Location
Hulse Landing Road, Wading River, New York		The parking area of the Wad- ing River Fire Department sub-station located on Hulse Landing Road, Wading River, New York
Lewis Street		From a point 167 feet from its intersection with Melene Avenue 140 feet along the northerly side

101-11. No parking certain hours.

Parking is hereby prohibited during the hours designated upon the following described streets or portions thereof on school days:

Street	Side	Hours	Location
Osborne Avenue	East	7:30 a.m. to	From a point 275 feet north of Pulaski Street to a point 375 feet North of Pulaski Street From its intersection with Pulaski Street north to a point 375 feet from said intersection
South Jamesport Avenue	East	7:30 a.m. to 3:30 p.m.	Along the Jamesport School property

101-12. No parking certain hours; roads leading to water.

Parking is hereby prohibited during the hours designated upon any street or portion thereof as follows:

Street	Side	Hours	Location
South Jamesport Avenue (in the Hamlet of South Jamesport	Both	6:00 a.m. to 10:00 p.m.	Beginning at the Front Street intersection and thence southerly to South Jamesport Avenue's southerly terminus

101-14. Parking prohibited except for buses.

- A. The parking of vehicles except buses is hereby prohibited between the hours of 8:00 a.m. and 5:00 p.m., except on Sundays and holidays, in the following locations:

Street	Side	Location
Roanoke Avenue	East	Commencing 117 feet north of East Main Street (Route 25) and thence northerly to a point 182 feet therefrom
Peconic Avenue	West	Beginning at a point 225 feet south of the intersection of Main Street (Route 25) and Peconic Avenue (Route 24) and thence 46 feet south therefrom

ARTICLE VI
Removal and Storage of Vehicles

101-22. Procedure, storage and charges.

- A. Any vehicle in violation of this chapter, while parked in violation of this chapter or abandoned within the Town of Riverhead and upon which a summons for violation of this chapter has been affixed, shall, upon direction of a peace or police officer, be removed from the point of violation by the Riverhead Police Department or by a person engaged in the towing business within the Town of Riverhead. The owner or owners of such vehicles shall be required to pay the Town of Riverhead a fee for said towing removal. The owner or owners of such vehicle shall also be required to pay a reasonable storage charge for every day after such removal. Said fees and charges shall be established annually by resolution of the Town Board.

ARTICLE VII
Parking Meters

101-29. Parking meter regulations.

- D. Collections. In respect to the collection of fees deposited in meters, it shall be the duty of the ~~Police Department~~ Parking Meter Officer to make regular collection of such fees and deposit the same as required by law, giving receipts for such deposits to the Supervisor.

219 AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE
RE: APPLICATION OF P.G.C. ASSOCIATES (RIVERHEAD FIRESTONE)

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, P.G.C. Associates made an application to the Town Board for a special permit to construct a 1,900 square foot addition to an existing auto service center located at Route 58, Riverhead, New York, known and designated as SCTM #0600-104-2-17 and located within the Business "B" Zoning Use District; and

WHEREAS, this matter was referred to the Planning Board for its review and recommendation; and

WHEREAS, the Town Board has declared itself lead agency with regard to said application; and

WHEREAS, the application has been declared to be an Unlisted action pursuant to the State Environmental Quality Review Act with no significant impact upon the environment.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to P.G.C. Associates, the Riverhead Planning Department and the Riverhead Building Department.

TOWN OF RIVERHEAD
 PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of May 1991, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of P.G.C. Associates (Riverhead Firestone) for the addition of a 1,900 square foot addition to an existing auto service center located within the Business "B" Zoning Use District at Route 58, Riverhead, New York, known and designated as SCTM #0600-104-2-17.

Dated: Riverhead, New York
 April 2, 1991

BY ORDER OF THE TOWN BOARD
 OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

APPROVES SITE PLAN OF GOLD'S GYM AT RIVERHEAD

Councilperson Prusinowski offered the following resolution, which was seconded by Councilperson Civiletti :

WHEREAS, a site plan and elevations were submitted by Jeffrey Rimland for a building addition and facade renovations to accommodate a multi-recreational facility located at 75 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-128-6-77; and

WHEREAS, the Planning Department has reviewed the site plan dated April 1, 1991, as prepared by James DeLuca of Raymond F. Fellman, Architect, 570 Broadway, Amityville, NY 11701, and elevations dated April 1, 1991, as prepared by James DeLuca of Raymond F. Fellman, Architect, 570 Broadway, Amityville, NY 11701, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

WHEREAS, a copy of the site plan has been marked and 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, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Jeffrey Rimland, for a building addition and facade renovations to accommodate a multi-recreational facility, located at 75 East Main Street, Riverhead, New York, site plan dated April 1, 1991, as prepared by James DeLuca of Raymond F. Fellman, Architect, 570 Broadway, Amityville, NY 11701, and elevations dated April 1, 1991, as prepared by James DeLuca of Raymond F. Fellman, Architect, 570 Broadway, Amityville, NY 11701, 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 agrees to abide by same;

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

7. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Judy Hodgkiss as agent for Jeffrey Rimland, James DeLuca/Raymond F. Fellman, Architect, the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

The Declarant is the owner of certain real property located in the Town of Riverhead, Suffolk County, New York, and more particularly bounded and described as set forth in SCHROEDER'S DEED, as provided by Declarant; and

in consideration of the granting of said site plan by the Town Board of the Town of Riverhead, and the owner and prospective owners of said parcel, that the rights to be imposed on said parcel, and the Town Board be required to accept said Declaration in the Suffolk County

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

located in the Town of Riverhead, Suffolk County, New York, and more particularly bounded and described as set forth in SCHROEDER'S DEED, as provided by Declarant; and

IN WITNESS WHEREOF, the Declarant has hereunto set its hand and seal this 2nd day of April, 1991.

The Declarant, for the purpose of carrying out the intentions herein expressed, does hereby make known, admit, publish, warrant 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 set forth 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 signs 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 signs shall be coordinated in appearance and design with the provisions of Section 103-36 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 103-15.7 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;

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1991, made by MAVIN REALTY ENTERPRISES, residing at 1719D North Ocean Avenue, Medford, New York, 11901, Declarant.

W I T N E S S E T H:

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 agrees to abide by same;

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

6. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

JUDY HODGKISS
Agent for Jeffrey Rimland

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

On the _____ day of _____, 1991, before me personally came Judy Hodgkiss, 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 75 East Main 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

221 APPROVES APPLICATION OF EAST END ARTS COUNCIL FOR JAZZ FESTIVAL

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

WHEREAS, East End Arts Council submitted an application to hold a jazz festival at Riverhead Municipal Parking Lot (adjacent to the Peconic River), Riverhead, New York, on June 29, 1991; and

WHEREAS, the applicant has requested it be exempt from Chapter 46, "Consumption of Alcohol"; and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the application of East End Arts Council to hold of holding a jazz festival at Riverhead Municipal Parking Lot adjacent to the Peconic River, New York, on June 29, 1991 be and is hereby approved; and be it further;

RESOLVED, that the applicant be and is hereby exempt from the provisions of Chapter 46 of the Code of the Town of Riverhead for the date of June 29, 1991; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this application to East End Arts Council and the Riverhead Police Department.

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

222 ADOPTS LOCAL LAW ESTABLISHING THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, the Town Clerk was authorized to publish and post a public notice pursuant to Section 980-a of General Municipal Law to hear all interested persons to consider a local law establishing the Riverhead Business Improvement District; and

WHEREAS, a public hearing was held on the 27th day of February, 1991, at 7:00 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, except as otherwise provided in Section 980-a of General Municipal Law, all real property within the boundaries of the proposed district will benefit from the establishment of the district; and

WHEREAS, all the real property benefited is included within the limits of the proposed district; and

WHEREAS, the establishment of the district is in the public interest.

NOW, THEREFORE, BE IT ENACTED by the Town Board of the Town of Riverhead that a local law be adopted establishing the Riverhead Business Improvement District in accordance with New York State Laws and pursuant to Article 19-A of the General Municipal Law of the State of New York as annexed hereto; and

BE IT FURTHER ENACTED, that such local law shall become effective immediately upon its review and approval by the State Comptroller in accordance with Section 980-g of General Municipal Law; and be it

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Downtown Planning Associates, Inc. and

The vote, Stark, absent, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

shall be and is hereby established in the Town of Riverhead, the Town Board having found that the establishment of the district is in the public interest, that all notices, mailing and hearing requirements have been complied with, that all properties within the district will benefit from the establishment and that all properties benefitted are included within the boundaries of the district. The included properties defining the district are as follows:

DISTRICT 0600

=====

SECTION	BLOCK	LOT	STATUS
=====	=====	=====	=====
127	02	34.0	
	04	29.0	EXEMPT
		30.0	
		32.1	
		32.2	
		33.0	EXEMPT
	05	22.0	EXEMPT
		23.0	
		24.1	
		25.1	
		26.0	
	07	14.0	EXEMPT
		15.0	
		16.0	
		17.0	
		20.1	
128	03	1.0	
		3.0	
		4.0	
		5.0	
		6.0	
		7.0	
		8.0	
		9.0	
		10.0	
		11.0	EXEMPT
		12.1	
		12.2	
		12.3	
		13.0	
		14.0	EXEMPT
		15.0	EXEMPT
		17.1	
		18.0	
		19.0	
		20.0	
		21.0	
		22.0	EXEMPT
		23.0	EXEMPT
		24.0	EXEMPT
		25.0	EXEMPT
		26.0	EXEMPT
		27.0	
		28.0	EXEMPT
		29.0	EXEMPT
		30.0	

SECTION	BLOCK	LOT	STATUS
=====	=====	=====	=====
128	03	31.0	
		32.0	
		33.0	
		34.0	EXEMPT
		35.0	EXEMPT
		36.0	EXEMPT
		37.0	
		38	
		39.0	
		40.0	
		41.0	
		42.0	
		43.0	
		44.0	
		45.0	
		47.0	
		48.0	
		49.0	
		50.0	
		51.0	
		52.0	EXEMPT
		53.0	EXEMPT
		54.0	EXEMPT
		55.0	
		56.0	
		57.0	
		58.0	
		59.0	
		60.0	
		61.1	
		63.0	
		67.1	
		68.0	
		72.1	EXEMPT
		73.0	EXEMPT
	05	1.0	EXEMPT
		2.0	EXEMPT
		3.0	
		4.0	
		5.0	
		6.0	
		7.0	
		8.0	
		9.0	
		10.0	
		11.0	EXEMPT
		12.0	EXEMPT

DISTRICT 0600

SECTION	BLOCK	LOT	STATUS
128	05	13.0	EXEMPT
		14.0	EXEMPT
		15.0	EXEMPT
		16.0	EXEMPT
		17.0	EXEMPT
		18.0	EXEMPT
		19.0	EXEMPT
		20.0	EXEMPT
		21.0	EXEMPT
		22.0	EXEMPT
		25.0	EXEMPT
		26.0	
		27.0	
		28.0	
		29.0	EXEMPT
		30.0	
		31.0	EXEMPT
		32.0	EXEMPT
		33.0	EXEMPT
		34.0	EXEMPT
	06	1.0	
		2.0	
		3.0	
		4.0	EXEMPT
		5.0	EXEMPT
		6.0	
		7.0	
		8.0	
		9.0	
		10.0	
		11.0	EXEMPT
		12.1	
		13.2	EXEMPT
		14.0	EXEMPT
		15.0	
		16.0	
		17.0	
		18.0	
		19.1	
		20.0	
		21.0	
		22.0	
		24.0	EXEMPT
		25.0	
		26.0	
		27.0	
		28.0	
		29.0	

SECTION	BLOCK	LOT	STATUS
128	06	30.0	
		31.0	
		32.0	
		33.0	
		34.0	
		35.0	
		36.0	
		37.1	
		38.0	EXEMPT
		39.0	EXEMPT
		40.0	EXEMPT
		41.0	EXEMPT
		42.0	EXEMPT
		43.0	EXEMPT
		44.1	EXEMPT
		49.2	
		50.0	
		51.0	
		52.1	
		52.2	
		53.0	
		55.0	
		57.3	
		58.1	
		61.2	
		63.3	
		64.0	
		65.0	EXEMPT
		66.0	EXEMPT
		67.0	
		68.0	
		69.0	
		70.0	
		71.0	
		72.1	
		72.4	EXEMPT
		73.1	
		73.2	EXEMPT
		74.0	
		75.0	
		76.1	
		76.2	
		77.0	
		78.0	
		79.0	
		81.0	
		82.0	
		83.0	

DISTRICT 0600

SECTION	BLOCK	LOT	STATUS
128	06	85.1	EXEMPT
		85.3	
		86.0	EXEMPT
		87.0	EXEMPT
		88.0	EXEMPT
129	01	1.0	EXEMPT
		1.0	EXEMPT
		2.1	EXEMPT
		3.1	EXEMPT
		4.0	
		6.0	
		7.0	
		8.2	
		9.0	
		10.0	
		11.0	
		12.0	
		13.0	
		14.0	
		15.0	
		16.0	
		17.0	
		18.0	
		19.0	
		20.0	
		21.0	
		22.0	
		23.0	EXEMPT
	02	2.0	EXEMPT
		3.0	EXEMPT
		4.1	EXEMPT
		4.2	EXEMPT
		5.0	EXEMPT
		6.0	EXEMPT
		7.0	EXEMPT
		8.0	EXEMPT
		9.0	EXEMPT
		10.0	EXEMPT
		12.0	EXEMPT
		13.0	
		14.0	EXEMPT
		15.0	EXEMPT
		16.0	EXEMPT
		17.0	EXEMPT
		18.0	EXEMPT
		19.0	EXEMPT
		20.0	EXEMPT
		21.0	EXEMPT
		22	EXEMPT

SECTION	BLOCK	LOT	STATUS
129	02	22.2	EXEMPT
		23.0	EXEMPT
		24.0	EXEMPT
		25.0	EXEMPT
		26.0	EXEMPT
		27.0	EXEMPT
		28.0	EXEMPT
		29.0	EXEMPT
		30.0	EXEMPT
		31.0	EXEMPT
		32.0	
		34.1	
		35.0	EXEMPT
		36.0	
		37.0	EXEMPT
		38.0	EXEMPT
		39.0	EXEMPT
		40.1	EXEMPT
		40.2	EXEMPT
		41.0	EXEMPT
		42.0	EXEMPT
		43.0	EXEMPT
		44.0	EXEMPT
	03	1.0	EXEMPT
		2.0	EXEMPT
		3.0	EXEMPT
		4.0	EXEMPT
		5.0	EXEMPT
		6.0	EXEMPT
		7.0	EXEMPT
		8.0	EXEMPT
		9.0	
		10.0	
		12.0	
		13.0	
		14.0	
		15.1	EXEMPT
		15.2	
		16.0	EXEMPT
		17.0	EXEMPT
		18.0	EXEMPT
		19.0	EXEMPT
		20.0	EXEMPT
		21.0	EXEMPT
		22.0	EXEMPT
		23.0	EXEMPT
		24.0	EXEMPT
		25.0	EXEMPT
		26.0	EXEMPT
		27.0	EXEMPT

DISTRICT 0600

SECTION	BLOCK	LOT	STATUS	SECTION	BLOCK	LOT	STATUS
129	03	28.0	EXEMPT	129	04	10.1	
		29.0	EXEMPT			10.5	
		30.0				12.0	
		31.0				13.1	
		33.1				15.0	
		34.1	EXEMPT			17.0	
		36.0	EXEMPT			18.3	
		37.0	EXEMPT			18.5	
		38.0	EXEMPT			19.0	
		39.0	EXEMPT			20.0	
		40.0	EXEMPT			21.1	
	04	1.0				21.2	
		2.0			05	1.0	EXEMPT
		3.0				3.2	
		5.2	EXEMPT			3.3	EXEMPT
		6.1	EXEMPT			4.0	
		7.0	EXEMPT			12.0	EXEMPT
		8.0	EXEMPT			14.3	
		9.0	EXEMPT				

SECTION II. The construction improvements and provisions of services within the district shall be pursuant to such district plan of the Riverhead Business Improvement District. All said services shall be in addition to, and not a substitution for, required municipal services provided by the Town of Riverhead on a town-wide basis.

SECTION III. To the extent not otherwise explicitly provided herein, the provisions set forth in Article 19-A of the General Municipal Law shall govern the operation of the BID and the District Management Association in the Town.

In so far as the provisions of this Local Law are inconsistent with the provisions of any other Local Law or act, the provisions of this Local Law shall be controlling.

SECTION IV. Any amendments to the BID or to the BID Plan shall be made in accordance with the provisions set forth in Section 980-i of Article 19-A of the General Municipal Law.

SECTION V. The invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law which can be given effect without such invalid part or parts.

4/2/91

410

RESOLUTION NUMBER 223 DATE APRIL 2, 1991 ABSTRACT # 10

COUNCILMAN _____ offered the following resolution, which was seconded by COUNCILMAN _____ RESOLVED, that the SUPERVISOR be, and is hereby authorized to pay the following vouchers: 9000 - 9000

*****ACCOUNTS*****		*****TOTALS*****
GENERAL TOWN	001	\$27266.57
PARKING METER	002	
AMBULANCE	003	\$146.00
POLICE ATHLETIC LEAGUE	004	
TEEN CENTER	005	
RECREATION PROGRAM	006	
HIGHWAY	111	\$2942.77
WATER	112	\$29626.77
REPAIR & MAINTENANCE	113	
SEWER	114	\$16234.28
STREET LIGHTING	116	
PUBLIC PARKING	117	\$1080.00
SELF-INSURANCE	174	\$5854.26
RISK RETENTION FUND	175	\$125.00
MAIN STREET REHAB	177	
ECONOMIC REVOLVING LOAN	178	
RESIDENTIAL REHAB	179	
DISCRETIONARY	180	\$33.00
PUBLIC PARKING DEBT	381	
SEWER DEBT	382	
WATER DEBT	383	
GENERAL TOWN DEBT	384	
SCAVENGER WASTE DEBT	385	
TOWN HALL CAPITAL PROJECTS	406	\$6472.24
EIGHT HUNDRED SERIES	408	\$26139.00
TWO BEARS	440	
CHIPS LOCAL STREETS & HIGHWAYS	451	
YOUTH SERVICE	452	
SENIORS HELPING SENIORS	453	
EISEP	454	
JOINT SCAVENGER WASTE	918	\$24044.91
MUNICIPAL FUEL	625	\$3898.68
MUNICIPAL GARAGE	626	
TRUST & AGENCY	735	\$398809.69
*****GRAND TOTAL*****		\$542673.17

4/2/91

APRIL 2, 1991

11

411

RESOLUTION NUMBER 223

DATE

ABSTRACT #

COUNCILMAN _____ offered the following resolution, which

was seconded by COUNCILMAN _____.

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

the following vouchers: 9000 -9000

*****ACCOUNTS*****	*****TOTALS*****
* GENERAL TOWN 001	* \$39418.85
* PARKING METER 002	
* AMBULANCE 003	* \$11.09
* POLICE ATHLETIC LEAGUE 004	
* TEEN CENTER 005	
* RECREATION PROGRAM 006	* \$3320.50
* HIGHWAY 111	* \$3528.55
* WATER 112	* \$9252.69
* REPAIR & MAINTENANCE 113	
* SEWER 114	* \$1161.44
* STREET LIGHTING 116	* \$66.28
* PUBLIC PARKING 117	
* SELF-INSURANCE 174	* \$20625.11
* UNEMPLOYMENT INSURANCE RESERVE 176	* \$19.88
* MAIN STREET REHAB 177	
* ECONOMIC REVOLVING LOAN 178	* \$2497.07
* RESIDENTIAL REHAB 179	
* DISCRETIONARY 180	* \$367.25
* PUBLIC PARKING DEBT 381	
* SEWER DEBT 382	
* WATER DEBT 383	
* GENERAL TOWN DEBT 384	
* SCAVENGER WASTE DEBT 385	* \$43.00
* TOWN HALL CAPITAL PROJECTS 406	
* EIGHT HUNDRED SERIES 408	* \$5500.00
* TWO BEARS 440	* \$1650.00
* CHIPS LOCAL STREETS & HIGHWAYS 451	
* YOUTH SERVICE 452	
* SENIORS HELPING SENIORS 453	
* EISEP 454	
* JOINT SCAVENGER WASTE 918	* \$1361.17
* MUNICIPAL FUEL 625	* \$7284.85
* SPECIAL TRUST 736	* \$193.15
* TRUST & AGENCY 735	* \$8576.30
* *****GRAND TOTAL*****	* \$104877.18

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,
Janoski, yes.

The resolution was thereupon duly declared adopted.