

# 224

RATIFIES PUBLICATION OF NOTICE OF COMPLETE APPLICATION  
RE: WEST MAIN STREET PUMP STATION

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

RESOLVED, that the Town Board hereby ratifies the publication by the Town Clerk in the April 10, 1991, issue of the Suffolk County Life of the Notice of Complete Application regarding the West Main Street Pump Station; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Pierre G. Lundberg, Esq., and the Riverhead Sewer District.

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

The resolution was thereupon duly declared adopted.

4/16/91

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
NOTICE OF COMPLETE APPLICATION

APPLICANT:

Date: 04/04/91

RIVERHEAD - T  
200 HOWELL AVE  
RIVERHEAD, NY 11901

APPLICATION ID: 1-4730-00112/00002-0

PERMITS APPLIED FOR:

- 1 ARTICLE 24: FRESHWATER WETLANDS
- 1 ARTICLE 15, TITLE 15: LONG ISLAND WELL
- 1 ARTICLE 15, TITLE 27: WILD, SCENIC, AND RECREATIONAL RIVERS

PROJECT IS LOCATED IN RIVERHEAD IN SUFFOLK COUNTY

PROJECT DESCRIPTION:

THE APPLICANT PROPOSES TO CONSTRUCT A SEWAGE PUMP STATION ADJACENT TO AN EXISTING SEWAGE PUMP STATION. THE PROPOSED PROJECT IS WITHIN THE NYS REGULATED PECONIC RECREATIONAL RIVER CORRIDOR AS WELL AS WITHIN 100 FEET OF REGULATED FRESHWATER WETLAND #R-5. TEMPORARY DEWATERING WILL BE NEEDED DURING THE CONSTRUCTION PHASE AT A RATE OF 720 GALLONS PER MINUTE. THE PROJECT IS LOCATED ON THE SOUTH SIDE OF WEST MAIN STREET APPROXIMATELY 200 FEET WEST OF RAYNOR AVE., IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY.

STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) DETERMINATION.

SEQR - 1 Project is not subject to SEQR because it is exempt, excluded, or a Type II action.

SEQR LEAD AGENCY None Designated

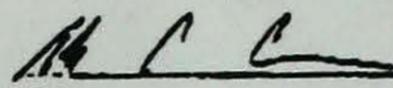
STATE HISTORIC PRESERVATION ACT (SHPA) DETERMINATION.

SHPA - 2 A Structural-Archaeological Assessment Form has been completed. The proposed activity will not have any impact on registered, eligible or inventoried archaeological sites or historic structures. No further review in accordance with SHPA is required.

AVAILABILITY FOR PUBLIC COMMENT.

Comments on this project must be submitted in writing to the Contact Person no later than 04/25/91

CONTACT PERSON:

  
MARK C CARRARA  
SUNY CAMPUS, BLDG 40, ROOM 219  
STONY BROOK, NY 11790-2356

4/16/91

414

# 225

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO  
BIDDERS RE: INSTALLATION OF WATER MAINS AND  
APPURTENANCES FOR THE RIVERHEAD WATER DISTRICT FOR  
EXTENSION 37R (CALVERTON)

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached notice to bidders for installation of water mains and appurtenances for Extension 37R in Calverton for the Riverhead Water District in the MAY 8, 1991, issue of the Suffolk County Life.

DATED: Riverhead, New York  
April 16, 1991.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

AS THE GOVERNING BODY  
OF THE RIVERHEAD WATER DISTRICT

IRENE J. PENDZICK, TOWN CLERK  
TOWN OF RIVERHEAD  
RIVERHEAD, NEW YORK

April 16, 1991

## NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Water Mains and Appurtenances for the Riverhead Water District, at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, NY 11901, at 11:00 A.M., prevailing time on Thursday, May 23, 1991, at which time and place all bids will be publicly opened and read for the following contract:

RDWD 91-51      EXTENSION NO. 37R      CALVERTON

Contract documents, including drawings and technical specifications, are on file at the office of:

- (a) Town Clerk, Town of Riverhead  
Town Hall, 200 Howell Avenue  
Riverhead, NY 11901
- (b) Holzmacher, McLendon & Murrell, P.C.  
575 Broad Hollow Road  
Melville, NY 11747

Copies of the contract documents may be obtained at the above locations on or after Wednesday, May 8, 1991, upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

Deposits for Plans and Specifications will be refunded to bidders who return Plans and Specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities and to accept the lowest responsible bid.

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

ACTING AS THE GOVERNING BODY  
OF THE RIVERHEAD WATER DISTRICT

IRENE J. PENDZICK, TOWN CLERK  
TOWN OF RIVERHEAD  
RIVERHEAD, NEW YORK

DATED: April 16, 1991

# 226 RESOLUTION ACCEPTING FINAL WATER CONSERVATION PLAN

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

WHEREAS, the New York State Department of Environmental Conservation has requested the Riverhead Water District to prepare a plan detailing water conservation measures, and

WHEREAS, Holzmacher, McLendon and Murrell, P.C. have prepared a draft and final conservation plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, as governing body of the Riverhead Water District, hereby accepts the final draft Conservation Plan for the Riverhead Water District, and be it further

RESOLVED, that a copy of the plan as adopted and a certified copy of this resolution be forwarded by the Riverhead Town Clerk to the New York State Department of Environmental Conservation, at Building #40, SUNY at Stony Brook, Stony Brook, New York, and at 50 Wolf Road, Albany, New York, and that a certified copy of this resolution be forwarded to Gary Pendzick, Pierre G. Lundberg, Esq., and Dennis Kelleher at H2M Group.

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

The resolution was thereupon duly declared adopted.

# 227AWARDS BID FOR WATER SERVICE MATERIALS FOR USE BY THE RIVERHEAD WATER DISTRICT

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for water service materials for use by the Riverhead Water District; and

WHEREAS, bids were received, opened and read aloud on the 25th 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 water service materials for use by the Riverhead Water District be and is hereby awarded as follows:

<u>BIDDER</u>	<u>ITEM(S)</u>
Bruce Supply Corp.	1, 2, 5, 12, 17, 18
Joseph G. Pollard Co., Inc.	9, 19, 20
Blackman Medford Corp.	8, 13, 14, 21
Eastern Water Works	3, 4, 6, 7, 10, 11, 15, 16, 22, 23

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 is hereby authorized to forward a certified copy of this resolution to Pierre G. Lundberg, Esq. and the Riverhead Water District.

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

The resolution was thereupon duly declared adopted.

# 228

APPOINTS FRANCIS CREIGHTON TO FILL UNEXPIRED TERM OF  
JOHN LOMBARDI

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

WHEREAS, the Town of Riverhead still mourns the passing of John Lombardi, Councilman of the Town of Riverhead for over 16 years, by his untimely death; and

WHEREAS, it is with deep regret that a vacancy was created on the Town Board by Mr. Lombardi's passing; and

WHEREAS, it is the general consensus of the Town Board that an appointment of a councilperson to act on behalf of the welfare of the residents of the Town of Riverhead during Mr. Lombardi's unexpired term will be in the best interests of the residents of the Town of Riverhead.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Francis Creighton to fill the unexpired term of Councilman John Lombardi, said appointment to commence on April 17, 1991; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Suffolk County Clerk and the New York State Department of Audit and Control together with a certificate specifying the name and address of Francis Creighton as filling the unexpired term of a councilman commencing April 17, 1991, and terminating at the end of the current year; and be it further

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

The vote, Stark, yes, Prusinowski, yes, Civiletti, no, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 229

ADOPTS LOCAL LAW AMENDING THE HOURS OF OPERATION IN  
BUSINESS CR IN THE TOWN OF RIVERHEAD

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

WHEREAS, the Business CR District of the Town of Riverhead is described as the Rural Neighborhood Business District. The Business CR zone was designated predominantly in the hamlets of Wading River, Riverhead, Calverton, Jamesport and Aquebogue and these hamlets are uniquely situated adjacent to residential areas; and

WHEREAS, because the Business CR District encroaches approximately 500 feet into adjacent residential districts and residential dwellings are interspersed within the Business CR District, the uses and style of development have been strictly limited in the Business CR District; and

WHEREAS, in an attempt to further promote harmony between the business development and adjacent residential neighborhoods, the Town Board finds that the hours of operation of retail business establishments should be regulated; and

WHEREAS, all of the commercial area in Wading River is zoned Business CR (Rural Neighborhood Business). A new business center of wading river was created in 1988 pursuant to the recommendations and findings of the Wading River Hamlet Study adopted by the Town Board of the Town of Riverhead and the Riverhead Planning Board; and

WHEREAS, the Wading River Hamlet Study was the culmination of an extensive and detailed study prepared for the Town Board of the Town of Riverhead, which set forth plans and policy recommendations allowing for orderly growth and development. The Wading River Hamlet Study Task Force which consisted of community leaders, planners and residents recommended regulating the hours of operations of retail businesses in order to maintain the residential character and integrity of the Business CR zone and adjacent residential communities; and

WHEREAS, the Town Board further finds that in the Wading River hamlet area, which is situated in the eastern part of the Town of Riverhead adjacent to the Town of Brookhaven, and is predominantly residential in character, would be most benefited by regulating the hours of operation; and

WHEREAS, in order to promote the public health, safety and welfare, the Town Board of the Town of Riverhead finds that the hours of operation of retail business establishments should be regulated. Such regulations will enhance the quality of life for the residents and visitors of the Town of Riverhead as well as the health, safety, peace and comfort of persons residing near such retain establishments; and

WHEREAS, the hours of operation of premises licensed to sell alcoholic beverages at retail for on-premises consumption are expressly regulated by 106(5) of the Alcoholic Beverage Control Law. In view of the provisions of such express legislation, this local law does not attempt to regulate the hours of operation of retail establishments licensed to sell alcoholic beverages for on-premises consumption, such as restaurants, taverns or bars; and

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Section 108-110.3 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 21st day of August, 1990, at 8:05 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, 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 the Town Clerk be and is hereby authorized to publish a copy of adoption of this local law, as follows, once in the Suffolk County Life and to post same on the signboard at Town Hall:

108-110.3. Additional requirements.

H. Hours of operation of retail business establishments. As used herein, a retail business establishment shall mean and include a retail store or shop or other business establishment in which goods, wares, foods, commodities, articles or products are sold at retail, except that a "retail business establishment" shall not be construed to include any business establishment licensed to sell alcoholic beverages at retail for on-premises consumption.

No retail business establishment shall remain open for business during the five-hour period between 12:00 a.m. and 5:00 a.m. Every retail business establishment shall be closed to the public during the aforementioned five-hour period, and business with the public therein is prohibited after the hour of 12:00 a.m. and before the hour of 5:00 a.m. of every day.

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, the Building Department and the Police Department.

Dated: Riverhead, New York  
April 16, 1991.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

APPROVES SITE PLAN OF ROBERT STEVENOT - INDUSTRIAL  
BUILDING AND BUILDING ADDITION

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

WHEREAS, a site plan and elevations were submitted by Robert Stevenot for the construction of 10,500 square foot building and a 2,000 square foot building addition for equipment storage located at the east side of Kroemer Avenue, 597' + south of County Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-119-1-28.2; and

WHEREAS, the Planning Department has reviewed the site plan dated November 15, 1990, and last revised February 21, 1991, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated January 10, 1991, as prepared by Wholesale Steel Buildings, Inc., P.O. Box 334, Buffalo, New York, 14231, 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, this Town Board has reviewed the site plan and elevations aforementioned.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Robert Stevenot, for the construction of 10,500 square foot building and a 2,000 square foot building addition for equipment storage, located at the east side of Kroemer Avenue, 597' + south of County Route 58, Riverhead, New York, site plan dated November 15, 1990, and last revised February 21, 1991, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated January 10, 1991, as prepared by Wholesale Steel Buildings, Inc., P.O. Box 334, Buffalo, New York, 14231, 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. 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, ROBERT STEVENOT hereby authorizes and consents to the Town of Riverhead to enter premises at east side of Kroemer Avenue, 597' + south of County Route 58, Riverhead, New York, to enforce said handicapped parking regulations;

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

10. That all 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 concrete bumper curbs shall be provided at the ten (10) parking spaces indicated on the north side of the site;

14. That this approval is specific to the stone blend surface, and that the addition of any other surface shall be the subject of a future site plan review and approval; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Robert Stevenot, Young & Young, the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

## DECLARATION AND COVENANTS

THIS DECLARATION, made the \_\_\_\_\_ day of \_\_\_\_\_, 1991, made by ROBERT STEVENOT, residing at Jacobs Place, Aquebogue, 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. 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 concrete bumper curbs shall be provided at the ten (10) parking spaces indicated on the north side of the site;

13. That this approval is specific to the stone blend surface, and that the addition of any other surface shall be the subject of a future site plan review and approval.

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

) ss.:

On the \_\_\_\_\_ day of \_\_\_\_\_, 1991, before me personally came ROBERT STEVENOT, 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 east side of Kroemer Avenue, 597' + south of County Route 58, 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

APPROVES SITE PLAN OF ROY T. OSMAN AND MARK R. OSMAN

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

WHEREAS, a site plan and elevations were submitted by Mark R. Osman for construction of a 1,516 square foot addition for use as a private therapy spa located at West Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-125-2-25; and

WHEREAS, the Planning Department has reviewed the site plan dated last September 20, 1990, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated October 24, 1989, as prepared by Mark R. Osman, 1191 West Main Street, Riverhead, New York, 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, this Town Board has reviewed the site plan and elevations aforementioned.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Mark R. Osman, for construction of a 1,516 square foot addition for use as a private therapy spa, located at West Main Street, Riverhead, New York, site plan dated last September 20, 1990, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated October 24, 1989, as prepared by Mark R. Osman, 1191 West Main Street, Riverhead, New York, 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 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 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, Roy T. Osman and Mark R. Osman hereby authorizes and consents to the Town of Riverhead to enter premises at West Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

10. That by execution and filing of this document, Roy T. Osman and Mark R. Osman hereby authorizes and consents to the Town of Riverhead to enter premises at West Main Street, Riverhead, New York, to enforce any and all codes, ordinances, and regulations of the Town of Riverhead;

11. 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;

12. That, prior to the issuance of a Building Permit, a performance bond, or other equivalent security, in a form approved by the Town Attorney and adopted by resolution of the Town Board, shall be provided by the applicant in accordance with requirements of Section 108-133 of the Town Code;

13. That the provisions of Zoning Board of Appeals Determination #90-113 are hereby acknowledged and are made a condition of this site plan approval as if fully set forth herein;

14. That this approval is subject to a valid permit of the New York State Department of Environmental Conservation, pursuant to the Wild, Scenic and Recreational Rivers Act, and that any disparity with the plan approved by the New York State Department of Environmental Conservation and the site plan approved herein may require further site plan review and approval by this Board;

15. That six (6) planters shall be provided where indicated on the site plan approved herein and initialled by a majority of the Town Board, and that said planters shall be designed as per a drawing entitled "Planter Detail for Mark & Roy Osman," dated January 23, 1991;

16. That the parking stalls indicated on the site plan shall be clearly marked, and wheel guards shall be provided;

17. That plantings shall be provided to buffer the dumpster from view, and a gate shall be provided on the dumpster enclosure;

18. That this approval is subject to the repainting of the existing building to conform to the color of the painted stucco on the addition; and be it

**RESOLVED,** that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Roy T. Osman, Mark R. Osman, Young & Young, the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

## DECLARATION AND COVENANTS

THIS DECLARATION, made the \_\_\_\_\_ day of \_\_\_\_\_, 1991, made by Roy T. Osman and Mark R. Osman, residing at 1191 West Main Street, Riverhead 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 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 by execution and filing of this document, Roy T. Osman and Mark R. Osman hereby authorizes and consents to the Town of Riverhead to enter premises at West Main Street, Riverhead, New York, to enforce any and all codes, ordinances, and regulations of the Town of Riverhead;

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, prior to the issuance of a Building Permit, a performance bond, or other equivalent security, in a form approved by the Town Attorney and adopted by resolution of the Town Board, shall be provided by the applicant in accordance with requirements of Section 108-133 of the Town Code;

12. That the provisions of Zoning Board of Appeals Determination #90-113 are hereby acknowledged and are made a condition of this site plan approval as if fully set forth herein;

13. That this approval is subject to a valid permit of the New York State Department of Environmental Conservation, pursuant to the Wild, Scenic and Recreational Rivers Act, and that any disparity with the plan approved by the New York State Department of Environmental Conservation and the site plan approved herein shall be subject to further review and approval by this Board;

APPROVES SITE PLAN OF MODDERNO'S CUSTOM WOOD SHOP

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

WHEREAS, a site plan and elevations were submitted by Barbara Warner for the conversion of an existing structure to a custom woodworking shop, with attendant site improvements located at north side of Main Road (New York State Route 25), Aquebogue, New York, known and designated as Suffolk County Tax Map Number 0600-85-2-7; and

WHEREAS, the Planning Department has reviewed the site plan as prepared by Lee Lutz, L.S., 125 Route 25A, Rocky Point, New York, 11778, and elevations dated November 29, 1990, as prepared by Joseph Modderno, 495 Riley avenue, Mattituck, New York, 11952, 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, this Town Board has reviewed the site plan and elevations aforementioned.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Barbara Warner, for the conversion of an existing structure to a custom woodworking shop, with attendant site improvements, located at north side of Main Road (New York State Route 25), Aquebogue, New York, site plan as prepared by Lee Lutz, L.S., 125 Route 25A, Rocky Point, New York, 11778, and elevations dated November 29, 1990, as prepared by Joseph Modderno, 495 Riley avenue, Mattituck, New York, 11952, 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;

14. That six (6) planters shall be provided where indicated on the site plan approved herein and initialled by a majority of the Town Board, and that said planters shall be designed as per a drawing entitled "Planter Detail for Mark & Roy Osman," dated January 23, 1991;

15. That the parking stalls indicated on the site plan shall be clearly marked, and wheel guards shall be provided;

16. That plantings shall be provided to buffer the dumpster from view, and a gate shall be provided on the dumpster enclosure;

17. That this approval is subject to the repainting of the existing building to conform to the color of the painted stucco on the addition.

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

\_\_\_\_\_  
Roy T. Osman

\_\_\_\_\_  
Mark R. Osman

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

On the \_\_\_\_\_ day of \_\_\_\_\_, 1990, before me personally came Mark R. Osman, 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 West 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

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. 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, BARBARA WARNER hereby authorizes and consents to the Town of Riverhead to enter premises at north side of Main Road (New York State 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. 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 this approval is made subject to those improvements which might be required by the New York State Department of Transportation;

12. That a row of evergreens shall be provided along the west property boundary, as indicated on the site plan initialled by a majority of this Town Board;

13. That shrubs shall be planted on the east side of the building, where indicated on the site plan initialled by a majority of this 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 Barbara Warner, Joseph Modderno, the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

## DECLARATION AND COVENANTS

THIS DECLARATION, made the \_\_\_\_\_ day of \_\_\_\_\_, 1991, made by BARBARA WARNER, residing at RFD #2, Box 560, Riverhead, 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. 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. 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;

10. That this approval is made subject to those improvements which might be required by the New York State Department of Transportation;

11. That a row of evergreens shall be provided along the west property boundary, as indicated on the site plan initialled by a majority of this Town Board;

12. That shrubs shall be planted on the east side of the building, where indicated on the site plan initialled by a majority of this Town Board.

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

BARBARA WARNER

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

On the \_\_\_ day of \_\_\_, 1991, before me personally came BARBARA WARNER, 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 north side of Main Road (New York State Route 25), Aquebogue, 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

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

WHEREAS, by Resolution # 544, dated August 21, 1990, the Riverhead Town Board did approve the site plan of The Southland Corporation for the construction of a 3,171 square foot, one-story building for retail use located at the southwest corner of New York State Route 25A and Wading River-Manorville Road, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-73-1-1.12, and

WHEREAS, the covenants associated with the subject site plan were filed with the Suffolk County Clerk and a Building Permit application was made and approved, and

WHEREAS, The Southland Corporation has requested that a modification of said site plan approval in regard to the construction of a 3,171 square foot, one-story building for retail use be approved by the Riverhead Town Board, and

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

WHEREAS, this Town Board has reviewed the modification aforementioned;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Riverhead does amend the site plan approval of The Southland Corporation to provide for the following:

the location of a curb cut onto Wading River-Manorville Road, as per Dimensional Plan and Grading, Drainage, and Sanitary Plan (Sheets 1 and 2 of 4), prepared by Barrett, Lanzisera, Beckman & Hyman, Consulting Engineers, 125 Church Street, Malverne, NY 11565, dated December 27, 1990, and

**BE IT FURTHER**

**RESOLVED**, that the curb cut approved herein shall be temporary in nature and that the curb shall be removed, and access constructed in accordance with Town Board Resolution #544 of August 21, 1990, upon whichever of the following events shall occur first: buildout of the adjacent parcel to the south (Suffolk County Tax Map Number 0600-73-1-1.13 and 1.14) or buildout of the new road, to Town of Riverhead specification, and that this condition 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, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to The Southland Corporation, the Riverhead Planning Department, Building Department, Town Engineer, and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

4/16/91

4/14  
441

Resolution # 234 Authorizing Publication of Advertisement for  
Home Improvement Loan Program

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

WHEREAS, the Town of Riverhead has an ongoing HUD Community  
Development funded Home Improvement Loan Program which provides  
low-interest loans and grants to qualified low and moderate  
income residents of the Town of Riverhead, and

WHEREAS, there exists a need in the community for eligible  
home improvements, particularly to eliminate health and safety  
hazards,

THEREFORE, BE IT RESOLVED, that the Town Board of the Town  
of Riverhead authorizes the Town Clerk to publish the attached  
display advertisement with the Suffolk County Life on Wednesday,  
April 17, 1991 and in the News Review on Thursday, April 18,  
1991, and in the Travelers Watchman on Thursday, April 18, 1991.

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

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

The resolution was thereupon duly declared adopted.

## HOME IMPROVEMENT LOAN PROGRAM

The Town of Riverhead has low-interest loans and grants available to qualified homeowners in the Town of Riverhead for home improvements needed to address substandard housing conditions. Priority is given for repairs which eliminate health and safety hazards such as nonfunctioning wells and cesspools, structural problems, heating, plumbing, and electrical deficiencies, and alterations for disabled/handicapped needs.

Applicants with total household incomes below the following maximum limits are encouraged to apply:

<u>Household Size</u>	<u>Income Limit</u>
1	\$25,000
2	28,550
3	32,150
4	35,700
5	37,950
6	40,150
7	42,450
8	44,650

For information or an application contact:

Riverhead Community Development Office  
 Riverhead Town Hall  
 200 Howell Avenue  
 Riverhead, New York 11901  
 727-3200, Ext. 237 or Ext. 236.

Program funded by the United States Department of Housing and Urban Development. No person shall, on the grounds of race, color, national origin, age or handicap, be excluded from participation in or be subjected to discrimination in any program or activity funded, in whole or in part, by Federal funds. Discrimination on the basis of sex or religion is also prohibited.

4/16

RESOLUTION # 235 AUTHORIZING PUBLICATION OF SECOND FLOODPLAIN  
NOTICE

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

WHEREAS, the Town of Riverhead utilized Community  
development funds to acquire property located on Peconic Avenue  
and to remove a deteriorated structure located thereon; and

WHEREAS, the Town now proposes to make improvements to the  
site also known as Grangebél Park; 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 floodplain; and

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

NOW, THEREFORE, LET IT BE RESOLVED, that the Town Board of  
the Town of Riverhead authorize the Town Clerk to publish the  
attached second Floodplain notice in the Suffolk County Life on  
April 24, 1991.

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

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

The resolution was thereupon duly declared adopted.

PUBLIC NOTICE

Pursuant to Executive Order 11988 on Floodplain Management, the Town of Riverhead published a notice on April 3, 1991 which provided the opportunity for early public review of a proposal by the Town of Riverhead to undertaken site improvements at Grangebél Park, located west of Peconic Avenue and south of Main Street, Riverhead, New York.

The Town of Riverhead has carried out procedures required by the Executive Order including a consideration of alternatives to avoid adverse effects and incompatible development in the floodplain and has determined that the proposed action will not produce any negative impact on the environment and will conform to applicable state and local floodplain protection standards.

This finding and its publication completes compliance with the public notice requirements of Executive Order 11988. A copy of the documented record of compliance is available without charge upon request. Further written comments from the public and interested parties will be received for a period of fifteen calendar days following publication of this notice, during which time no action will be taken to implement this decision. Requests for further information and/or public comments should be submitted to Andrea Lohneiss, Community Development Director, Town of Riverhead, 200 Howell Avenue, Riverhead, New York 11901, (516) 727-3200, Ext. 287. The complete documented record of compliance may be inspected at the above address during normal business hours.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRVING J. FINKELSTEIN, Town Clerk

# 236

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
TO CONSIDER AMENDING ARTICLE V "PARKING, STOPPING AND  
STANDING" OF THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider amending Article V "Parking, Stopping and Standing", and more specifically Section 101-13 "Parking Time Limited", of the Riverhead Town Code:

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 to consider amending Article V "Parking, Stopping and Standing", and more specifically Section 101-13 "Parking Time Limited", of the Riverhead Town Code as follows:

101-13. Parking time limited.

Parking is hereby prohibited for longer than the time limit designated upon any of the following described streets, or portions thereof, and parking fields:

- E. Two (2) hours. No vehicle shall park for longer than two (2) hours in the following designated parking lots of the Riverhead Town Parking District from the hours of 8:a.m. to 6:00 p.m. Monday through Friday.

<u>Parking Area</u>	<u>Location</u>
<u>Griffing Avenue Parking Lot Tax Map No. 128-3-36</u>	<u>As designated on the Official Map on file with the Town Clerk.</u>
<u>Roanoke Avenue Parking Lot Tax Map No. 123-6-13.1</u>	<u>As designated on the Official Map on file with the Town Clerk.</u>

Dated: Riverhead, New York  
April 16, 1991.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

# 237

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
TO CONSIDER AMENDING ARTICLE V "PARKING, STOPPING AND  
STANDING" OF THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider amending Article V "Parking, Stopping and Standing", and more specifically the deletion of Section 101-20 of the Riverhead Town Code entitled "One-hour parking":

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 to consider amending Article V "Parking, Stopping and Standing", and more specifically the deletion of Section 101-20 of the Riverhead Town Code entitled "One-hour parking" as follows:

~~101-20. One-hour parking.~~

~~Parking shall be limited to one (1) hour at the following locations:~~

Street/Area	Side	Location
<del>Griffing Avenue Park- ing Lot Tax Map No. 128-3-36</del>	<del>---</del>	<del>First 5 stalls along the line of the southerly side of the entrance from Griffing Avenue (as per sketch on file in the Town Clerk's office)</del>
<del>Roanoke Avenue Park ing Lot Tax Map No. 123-6-13.1</del>	<del>---</del>	<del>First 6 stalls at the southwest corner and 6 stalls located 30 feet south of the northerly boundary line (as per sketch on file in the Town Clerk's office)</del>

Dated: Riverhead, New York  
April 16, 1991.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

4/16/91

447

Date \_\_\_\_\_

No. 238

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

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

BUDGET ADJUSTMENT  
JAMESPORT BEACH IMPROVEMENTS  
CAPITAL PROJECTS

408.095031.481900.70028      Transfer from  
Special Trust-Recreation  
\$60,000.00

408.071800.523000.70028      Construction Improvements  
60,000.00

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

The resolution was thereupon duly declared adopted.

Date \_\_\_\_\_

No. 239

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

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

BUDGET ADJUSTMENT  
WADING RIVER BEACH IMPROVEMENTS  
CAPITAL PROJECTS

408.095031.481900.70029	Transfer from Special Trust-Recreation	\$19,000.00
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408.071800.523000.70029	Construction Improvements	19,000.00
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The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Date \_\_\_\_\_

No. 240

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

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget for JAMESPORT COMMUNITY CENTER IMPROVEMENTS CAPITAL PROJECT.

BUDGET ADOPTION  
JAMESPORT COMMUNITY CENTER  
IMPROVEMENTS CAPITAL PROJECT

406.095031.481900.70026	Transfer from Special Trust-Recreation	16,000.00
408.071400.522150.70026	Construction Improvements	16,000.00

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

The resolution was thereupon duly declared adopted.

CRB

TOWN OF RIVERHEAD

RESOLUTION # 241

AUTHORIZES ATTENDANCE OF HIGHWAY SUPERINTENDENT AT SUFFOLK COUNTY HIGHWAY SUPERINTENDENT'S ASSOCIATION CONFERENCE

COUNCILPERSON Prusinowski OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON Stark.

WHEREAS, THE SUFFOLK COUNTY HIGHWAY SUPERINTENDENT'S ASSOCIATION ANNUAL CONFERENCE SHALL BE HELD SUNDAY, JUNE 9, 1991 THROUGH WEDNESDAY, JUNE 12TH, AT SHELTER ISLAND, NEW YORK, AND

WHEREAS, HIGHWAY SUPERINTENDENT CHARLES BLOSS HAS EXPRESSED A DESIRE TO ATTEND SAID CONFERENCE,

NOW, THEREFORE, BE IT RESOLVED, THAT THE HIGHWAY SUPERINTENDENT CHARLES BLOSS BE AND IS HERBY AUTHORIZED TO ATTEND THE SUFFOLK COUNTY SUPERINTENDENT'S ASSOCIATION ANNUAL CONFERENCE, JUNE 9TH THROUGH JUNE 13TH, AT SHELTER ISLAND, NEW YORK, AND

FURTHER, BE IT RESOLVED, THAT THE NECESSARY FEES AND EXPENSES BE ADVANCED AND CHARGED TO THE APPROPRIATE HIGHWAY DEPARTMENT ACCOUNT, SAID EXPENSES SHALL NOT EXCEED \$336.00 AND SHALL BE FULLY RECEIPTED.

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

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

The resolution was thereupon duly declared adopted.

CBB

TOWN OF RIVERHEAD

RESOLUTION # 242

AWARDS BID FOR ACRYLIC WATER BASED TRAFFIC PAINT  
COLD APPLICATION

COUNCILPERSON Stark OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON Prusinowski

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR BIDS FOR THE PURCHASE OF **ACRYLIC WATER BASED TRAFFIC PAINT - COLD APPLICATION** FOR THE USE OF THE RIVERHEAD HIGHWAY DEPARTMENT, AND

WHEREAS, BIDS WERE RECEIVED AND READ ALOUD ON THE **1ST OF APRIL AT 11:00 A.M.** AT THE TOWN HALL, 200 HOWELL AVENUE, RIVERHEAD, N.Y. THE DATE, TIME AND PLACE GIVEN IN THE NOTICE TO BIDDERS, AND

WHEREAS, ONE BID WAS RECEIVED

NOW, THEREFORE, BE IT RESOLVED, THAT THE BID FOR ACRYLIC WATER BASED TRAFFIC PAINT - COLD APPLICATION BE AND IS HEREBY AWARDED TO CAPITOL HIGHWAY MATERIALS, P.O. BOX 216, RT. 6, BALDWIN PLACE, NEW YORK 11505.

BE IT FURTHER RESOLVED, THAT THE TOWN CLERK BE AND IS HEREBY AUTHORIZED TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO **CAPITOL HIGHWAY MATERIALS AND THE RIVERHEAD HIGHWAY DEPARTMENT.**

CBB

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

The resolution was thereupon duly declared adopted.

*CBB*

## TOWN OF RIVERHEAD

## RESOLUTION # 243

## AWARDS BID FOR ONE (1) 1989 FORD F-350 DIESEL TRUCK

COUNCILPERSON Civiletti OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON Prusinowski.

**WHEREAS**, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR BIDS ON THE PURCHASE OF **ONE (1) 1989 FORD F-350 DIESEL TRUCK** FOR THE USE OF THE RIVERHEAD HIGHWAY DEPARTMENT, AND

**WHEREAS**, BIDS WERE RECEIVED AND READ ALOUD ON THE **9TH OF APRIL AT 11:00 A.M.** AT THE TOWN HALL, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK THE DATE, TIME AND PLACE GIVEN IN THE NOTICE TO BIDDERS, AND

**WHEREAS**, ONE BID WAS RECEIVED

**NOW, THEREFORE, BE IT RESOLVED**, THAT THE BID FOR THE PURCHASE OF **ONE (1) 1989 FORD F-350 DIESEL TRUCK** BE AND IS HEREBY AWARDED TO SAM ALLEN'S MODERN MACHINERY, 125 MIDDLE COUNTRY RD., CORAM, NEW YORK 11727, IN THE AMOUNT OF \$36,200.00

**AND BE IT FURTHER RESOLVED**, THAT THE TOWN CLERK BE AND IS HEREBY AUTHORIZED TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO **SAM ALLEN'S MODERN MACHINERY** AND THE **RIVERHEAD HIGHWAY DEPARTMENT**.

CBB

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

The resolution was thereupon duly declared adopted.

CBB

# 244 AUTHORIZES SALARY ADJUSTMENT FOR JOSEPH ACH

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

WHEREAS, Joseph Ach is presently employed by the Town of Riverhead as the Nutrition Center Manager; and

WHEREAS, Joseph Ach requested that his salary for 1990 be \$20,900, which was the permitted maximum allowable income for Social Security and pension benefits during 1990;

WHEREAS, by Resolution #822, dated 12/18/90, Joseph Ach's salary was set at \$20,900 for the year 1990; and

WHEREAS, by memo dated January 28, 1991, Joseph Ach has hereby requested that his salary be adjusted to the proper Pay Step and Level as contracted by the Riverhead Town CSEA.

NOW, THEREFORE, BE IT

RESOLVED, that Joseph Ach's salary be adjusted to reflect the proper salary of \$21,625.83 as indicated by the Town of Riverhead's CSEA Clerical and Supervisory Salary Schedule for 1990, Group 9, Step 3 effective January 1, 1991.

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

The resolution was thereupon duly declared adopted.

# 245

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
TO CONSIDER THE APPLICATION OF VICTOR PAFUNDI (DREAMERS  
COVE MOTEL)

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

WHEREAS, by letter dated March 20, 1991, Victor Pafundi, by his attorney, Stephen Angel, has requested a public hearing pursuant to Chapter 107 of the Code of the Town of Riverhead.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider the application of Victor Pafundi:

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of May, 1991, at 7:40 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the application of Victor Pafundi pursuant to Section 107-7 of the Code of the Town of Riverhead for a permit to construct a 70-foot addition to a 130-foot dock on Cases Creek, including the installation of spiles in accordance with a permit issued by the New York State Department of Environmental Conservation on property located on Peconic Bay Boulevard, Aquebogue, New York, known and designated as SCTM #0600-87-1-46 and commonly known as "Dreamers Cove Motel".

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Stephen R. Angel, Esq., and the Conservation Advisory Council.

Dated: Riverhead, New York  
April 16, 1991.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

# 246EXEMPTS ST. JOHN THE EVANGELIST R.C. CHURCH FROM PROVISIONS OF CHAPTER 46 OF RIVERHEAD TOWN CODE

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

WHEREAS, St. John the Evangelist R.C. Church will be holding a carnival and bazaar at the corner of Mill Road and Route 58, Riverhead, New York, from May 15, 1991, through May 19, 1991; and

WHEREAS, by letter dated April 9, 1991, a request was made for exemption from Chapter 46 of the Riverhead Town Code for the consumption of alcoholic beverages on public property.

NOW, THEREFORE, BE IT

RESOLVED, that the request by St. John the Evangelist R.C. Church for exemption from the provisions of Chapter 46 of the Riverhead Town Code from May 15, 1991, through May 19, 1991, be and is hereby granted; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Rev. Peter J. Garry and the Riverhead Police Department.

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

The resolution was thereupon duly declared adopted.

# 247

WAIVES PERFORMANCE BOND REQUIREMENT RE: SITE PLAN OF VAIL-LEAVITT MUSIC HALL

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

WHEREAS, Harold Smith, as agent for the Council for the Vail-Leavitt Music Hall, applied for site plan review for facade improvements to be made to the building located on Peconic Avenue, Riverhead, New York, known and designated as SCTM #0600-128-6-80; and

WHEREAS, pursuant to Paragraph 7 of Resolution #187 adopted March 19, 1991, a performance bond or other security is to be posted to insure the completion of on-site improvements; and

WHEREAS, the facade improvements are being done by a not-for-profit organization and it is the Town Board's recommendation that the requirement for the performance bond or other security be waived.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the requirement under Paragraph 7 of Resolution #187 adopted March 19, 1991, for the possting of a performance bond or other security for the facade improvements required under said resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Council for the Vail-Leavitt Music Hall, Inc., the Planning Department and the Building Department.

The vote, Stark, yes, Prusinowski, yes, Civiletti, no, Janoski, yes.

The resolution was thereupon duly declared adopted.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF RIVERHEAD

IRVING J. PRUSINOWSKI, Town Clerk

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

# 248

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
TO CONSIDER AMENDING ARTICLE III "ARCHITECTURAL REVIEW  
BOARD" OF THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider amending Article III "Architectural Review Board", and more specifically Section 46A-5(5), of the Riverhead Town Code:

TOWN OF RIVERHEAD  
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of May, 1991, at 7:50 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider amending Article III "Architectural Review Board", and more sepcifically Section 46A-5(5), of the Riverhead Town Code as follows:

ARTICLE III  
Architectural Review Board

46A-5. Establishment; membership; terms; vacancies; removal.

- A. There is hereby created an Architectural Review Board, which shall act as an advisory body to the Town Board for the purpose of site plan and sign permit review, as delineated herein, ~~and which shall approve sign permit applications submitted pursuant to Section 108-56 of the Code of the Town of Riverhead.~~ Said Architectural Review Board shall consist of five (5) members who shall be appointed by the Town Board on the recommendation of the Planning Director. Insofar as practicable, all members of the Board shall be competent in matters of design and interested in the design review and development of the Town of Riverhead. Three (3) members shall be architects, designers or landscape architects. One (1) shall be a licensed architect.

Dated: Riverhead, New York  
April 16, 1991.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

# 249  
AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
 TO CONSIDER AMENDING ARTICLE V "OPERATIONS OF THE  
 ARCHTECTORAL REVIEW BOARD" OF THE RIVERHEAD TOWN CODE

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 following public notice to consider amending Article V "Operations of Architectural Review Board", and more specifically Section 46A-11, of the Riverhead Town Code:

**TOWN OF RIVERHEAD  
 PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of May, 1991, at 7:55 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider amending Article V "Operations of Architectural Review Board", and more specifically Section 46A-11, of the Riverhead Town Code as follows:

**ARTICLE V  
 Operations of Architectural Review Board**

**46A-11. Time limitations.**

The actions and recommendation of the Architectural Review Board with regard to sign permit applications shall coincide with the procedures as delineated in Section 108-56 of the Code of the Town of Riverhead. The Architectural Review Board shall provide a written report and decision to the Town Board and the applicant, stating in writing its findings and conclusions, within thirty (30) days of its receipt of said application.

Dated: Riverhead, New York  
 April 16, 1991.

BY ORDER OF THE TOWN BOARD  
 OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

# 250 APPROVES SPECIAL PERMIT APPLICATION OF SPLISH SPLASH AT ADVENTURELAND FOR DIRECTIONAL SIGN

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

WHEREAS, by application dated March 1, 1991, Splish Splash at Adventureland did apply to this Town Board for a special permit erection of a directional sign at premises located at North side of Route 25 and Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-99-2-21, said application made pursuant to Section 108-56(P) and Section 108-3 of the Code of the Town of Riverhead; and

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

WHEREAS, by letter dated April 4, 1991, the Planning Board recommended that the special permit of Splish Splash at Adventureland be approved; and

WHEREAS, by Resolution #188 adopted March 19, 1991, the Town Board waived the public hearing requirement pursuant to Section 108-3 of the Code of the Town of Riverhead; and

WHEREAS, by letter dated March 12, 1991, the Suffolk County Department of Planning has determined that the application is considered a matter for local determination; 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 special permit applied for will be a(n) Type II action without a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

a. The use will not prevent or substantially impair either the reasonable and orderly use or development of other properties in the neighborhood;

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town;

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

d. Such use will be in harmony with and promote the general purposes and intent; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the special permit application of Splish Splash at Adventureland for property located at North side of Route 25 and Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-99-2-21, pursuant to Section 108-69 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may, from time to time, be approved by the Riverhead 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 Splish Splash at Adventureland, the Riverhead Planning Department, the Town Attorney's Office and the Riverhead Building Department.

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

The resolution was thereupon duly declared adopted.

# 251 APPROVES SPECIAL PERMIT APPLICATION OF TWO BY FOUR RESTAURANT FOR A DIRECTIONAL SIGN

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

WHEREAS, by application dated March 13, 1991, Two By Four Restaurant did apply to this Town Board for a special permit erection of a directional sign at premises located at the corner of Hulse Landing Road and Sound Avenue, Wading River, New York, known and designated as Suffolk County Tax Map #0600-58-2-13.1, said application made pursuant to Section 108-56(P) and Section 108-3 of the Code of the Town of Riverhead; and

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

WHEREAS, by letter dated April 4, 1991, the Planning Board recommended that the special permit of Two By Four Restaurant be approved; and

WHEREAS, by Resolution #209 adopted April 3, 1991, the Town Board waived the public hearing requirement pursuant to Section 108-3 of the Code of the Town of Riverhead; and

WHEREAS, by letter dated March 19, 1991, the Suffolk County Department of Planning has determined that the application be considered a matter for local determination; 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 special permit applied for will be a(n) Type II action without a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

a. The use will not prevent or substantially impair either the reasonable and orderly use or development of other properties in the neighborhood;

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town;

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

d. Such use will be in harmony with and promote the general purposes and intent; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the special permit application of Two By Four Restaurant for property located at the corner of Hulse Landing Road and Sound Avenue, Wading River, New York, known and designated as Suffolk County Tax Map #0600-58-2-13.1, pursuant to Section 108-69 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may, from time to time, be approved by the Riverhead 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 Two By Four Restaurant, the Riverhead Planning Department, the Town Attorney's Office and the Riverhead Building Department.

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

The resolution was thereupon duly declared adopted.

# 252 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders; and

BE IT FURTHER RESOLVED, that the Town Clerk forward a certified copy of this resolution to Gary Pendzick.

*1991 Water Meters* 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 30, 1991.

Bid packets, including specifications, may be obtained at the Town Clerk Office at Town Hall Monday through Friday between the hours of 9:30 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, stapled to the bid form.

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

The resolution was thereupon duly declared adopted.

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 interests of the town.

All bids are to be submitted in a sealed envelope bearing the designation 1991 Water Meters

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

4/16/91

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TOWN OF RIVERHEAD  
NOTICE TO BIDDERS

Sealed bids for the purchase of Water Meters for use by  
the Riverhead Water Dist. 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 30, 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  
1991 Water Meters

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Irene J. Pendick, Town Clerk

# 253 APPOINTS SCHOOL CROSSING GUARD

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

RESOLVED, that Hugh Farrell be and is hereby appointed as a School Crossing Guard with the Town of Riverhead Police Department effective April 5, 1991 at the hourly rate of compensation of \$7.29; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hugh Farrell, Lt. Grattan and the Office of accounting.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hugh Farrell, Lt. Grattan and the Office of accounting.

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

The resolution was thereupon duly declared adopted.

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

# 254 APPOINTS DETENTION ATTENDANTS

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

RESOLVED, that the following be and are hereby appointed to the position of Detention Attendant with the Town of Riverhead Police Department effective April 16, 1991 at the hourly rate of compensation of \$11.20; and

Edward Wills, Jr.  
Faye McGowan  
Delores Brynda  
Beatrice Normoule

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

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

The resolution was thereupon duly declared adopted.

# 255 ESTABLISHES BUDGET FOR IMPROVEMENTS TO REEVES BEACH

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

Budget Adoption

of the

Reeves Beach Improvement Capital Project

406.095031.481900.70030	Transfer from Special Trust Recreation	\$425,000.00
406.071800.522150.70030	Construction	\$380,000.00
406.071800.543505.70030	Engineering	\$ 45,000.00

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

# 256 AWARDS BID FOR HOWELL M. REEVE PARK IMPROVEMENTS

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for Howell M. Reeve Park Improvements; and

WHEREAS, bids were received, opened and read aloud on the 8th day of April, 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 Howell M. Reeve Park Improvements be and is hereby awarded to Riverhead Cement Block Co., Inc. in the amount of three hundred forty-five thousand six hundred forty-seven and 00/100 (\$345,647.00) dollars; 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 is hereby authorized to forward a certified copy of this resolution to Riverhead Cement Block Co., Inc. and Town Engineer.

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

The resolution was thereupon duly declared adopted.

# 257

AUTHORIZES TOWN ATTORNEY TO INSTITUTE LAWSUIT AGAINST THE COUNCIL FOR THE VAIL-LEAVITT MUSIC HALL, INC.

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

RESOLVED, that the Town Attorney be and is hereby authorized to institute a lawsuit against the Council for the Vail-Leavitt Music Hall, Inc.; and be it further

RESOVLED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Town Attorney's Office.

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

The resolution was thereupon duly declared adopted.

4/16/91

APRIL 16, 1991

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RESOLUTION NUMBER 258 DATE APRIL 16, 1991 ABSTRACT # 12  
 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	\$58444.74
PARKING METER 002	
AMBULANCE 003	
POLICE ATHLETIC LEAGUE 004	
TEEN CENTER 005	
RECREATION PROGRAM 006	\$225.00
HIGHWAY 111	\$37118.78
WATER 112	\$2201.94
REPAIR & MAINTENANCE 113	
SEWER 114	\$1249.27
STREET LIGHTING 116	\$7877.14
PUBLIC PARKING 117	\$396.16
SELF-INSURANCE 174	\$15987.17
RISK RETENTION 175	\$2406.72
MAIN STREET REHAB 177	
ECONOMIC REVOLVING LOAN 178	
RESIDENTIAL REHAB 179	\$4275.00
DISCRETIONARY 180	\$1611.04
PUBLIC PARKING DEBT 381	
SEWER DEBT 382	\$14278.15
WATER DEBT 383	\$83395.18
GENERAL TOWN DEBT 384	\$101864.94
SCAVENGER WASTE DEBT 385	
TOWN HALL CAPITAL PROJECTS 406	\$73428.47
EIGHT HUNDRED SERIES 408	
WATER IMPROVEMENT 409	\$2800.00
CHIPS LOCAL STREETS & HIGHWAYS 451	
YOUTH SERVICE 452	
SENIORS HELPING SENIORS 453	
EISEP 454	
JOINT SCAVENGER WASTE 918	
MUNICIPAL FUEL 625	
MUNICIPAL GARAGE 626	\$1565.92
TRUST & AGENCY 735	\$354622.21
*****GRAND TOTAL*****	\$763747.83

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		\$87520.00
PARKING METER	002		\$263.64
AMBULANCE	003		
POLICE ATHLETIC LEAGUE	004		
TEEN CENTER	005		\$147.26
RECREATION PROGRAM	006		\$561.00
HIGHWAY	111		\$21113.71
WATER	112		\$6061.04
REPAIR & MAINTENANCE	113		
SEWER	114		\$6599.14
STREET LIGHTING	116		\$916.10
PUBLIC PARKING	117		\$116.10
SELF-INSURANCE	174		\$1932.48
RISK RETENTION	175		\$750.00
UNEMPLOYMENT INS. RES	177		\$636.10
ECONOMIC REVOLVING LOAN	178		
RESIDENTIAL REHAB	179		\$40.00
DISCRETIONARY	180		\$9181.25
PUBLIC PARKING DEBT	381		
SEWER DEBT	382		
WATER DEBT	383		
GENERAL TOWN DEBT	384		
SCAVENGER WASTE DEBT	385		
TOWN HALL CAPITAL PROJECTS	406		\$19110.76
EIGHT HUNDRED SERIES	408		\$5046.67
WATER IMPROVEMENT	409		
CHIPS LOCAL STREETS & HIGHWAYS	451		
YOUTH SERVICE	452		\$58.05
SENIORS HELPING SENIORS	453		\$60.48
EISEP	454		\$84.02
JOINT SCAVENGER WASTE	918		\$5309.69
MUNICIPAL FUEL	625		\$13357.25
MUNICIPAL GARAGE	626		\$2057.26
TRUST & AGENCY	735		\$2426.05
*****GRAND TOTAL*****			\$183348.05

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