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376APPROVES SITE PLAN OF RIVERHEAD ICE CREAM COMPANY, INC.

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

WHEREAS, a site plan and elevations were submitted by William N. Andriopoulous, as agent for Vincent Scandole and Joseph Colao for the renovation of an existing structure, and addition of a wood deck and related site improvements, for retail use located at 315 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-129-4-10.1; and

WHEREAS, the Planning Department has reviewed the site plan dated last April 29, 1991, as prepared by Andriopoulous Design Associates, 32-34 Main Street, Norwalk, Connecticut, 06851, and elevations dated last April 29, 1991, as prepared by Andriopoulous Design Associates, 32-34 Main Street, Norwalk, Connecticut, 06851, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

WHEREAS, a copy of the site plan has been marked and initialled by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by William N. Andriopoulous, as agent for Vincent Scandole and Joseph Colao, for the renovation of an existing structure, and addition of a wood deck and related site improvements, for retail use, located at 315 East Main Street, Riverhead, New York, site plan dated last April 29, 1991, as prepared by Andriopoulous Design Associates, 32-34 Main Street, Norwalk, Connecticut, 06851, and elevations dated last April 29, 1991, as prepared by Andriopoulous Design Associates, 32-34 Main Street, Norwalk, Connecticut, 06851, 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

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

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

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Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

11. That this approval shall be subject to the provision of a written agreement for use of the adjacent right-of-way, in recordable form acceptable to the Town Attorney; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to William N. Andriopoulous, Vincent Scandole, and Joseph Colao, the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

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

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1991, made by VINCENT SCANDOLE AND JOSEPH COLAO, residing at 237 Lake Road, 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. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

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

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

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

10. That this approval shall be subject to the provision of a written agreement for use of the adjacent right-of-way, in recordable form acceptable to the Town Attorney.

TOWN OF RIVERHEAD RESOLUTION # 377Declares Lead Agency and Determines Significance of Action
Grangebél Park Renovation

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

WHEREAS, the Riverhead Town Board, through the Riverhead Conservation Advisory Council, has been petitioned pursuant to Chapter 107 of the Town Code by Howard Young (acting for the Town) to undertake renovations to Grangebél Park (Suffolk County Tax Map Number 0600-128-3-12.1) including bulkheading, paths, footbridge repairs, and landscaping, and

WHEREAS, a previous petition was made to the New York State Department of Environmental Conservation pursuant to Article 25 of the New York State Environmental Conservation Law which petition initiated a mandatory coordinated SEQR review from that agency's Division of Regulatory Affairs with the Riverhead Planning Department which included a Full Environmental Assessment Form and which led to the above petition, and

WHEREAS, the project by the work of both agencies has been properly coordinated with all involved agencies with none objecting to the role of the Riverhead Town Board as Lead Agency, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and other supporting documentation which identifies the action as Type I pursuant to 617.12(b)(12) and has, by preparation and evaluation of its SEQR staff report, recommended that the action will not have a significant environmental impact;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declare itself to be the Lead Agency in the Chapter 107 petition for renovation to Grangebél Town Park, and

BE IT FURTHER

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

BE IT FURTHER

RESOLVED, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617, and

BE IT FURTHER

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

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

The resolution was thereupon duly declared adopted.

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

June 4, 1991

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

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

Name of Action - Grangebél Park (Tidal Section)

SEQR Status - Type I

Conditioned Negative Declaration: No

Description of Action: Applicant, the Township of Riverhead, proposes to remove approximately 110 feet of an existing stone foundation wall and approximately 336 cubic yards of backfill and replace with approximately 115 curvilinear feet of new wooden bulkheading requiring approximately 36 cubic yards of backfill. Additionally, some 70 feet of existing wood bulkheading will be replaced in kind and in place or within 18". New stone blend paths, benches, footbridge, lawn and other plantings are also proposed.

Location: West side Peconic Avenue (at bridge over Peconic River), Riverhead Hamlet and Township, SCTM 0600-128-3-72.1

Reasons Supporting This Document:

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

For further information:

Contact Person: Mr. Joseph B. Hall
Town of Riverhead Planning Department
200 Howell Avenue
Riverhead, NY 11901
(516) 727-3200

June 5, 1991

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378 Appoints Lifeguard to Riverhead Recreation Department

Councilman Stark offered the following resolution and seconded by Councilwoman Civiletti

RESOLVED, That Richard Park is hereby appointed to serve as Lifeguard effective June 22, 1991 to and including September 2, 1991, to be paid bi-weekly at the rate of \$6.00 per hour and to serve at the pleasure of the Town Board.

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

June 5, 1991

#379 Appoints Recreation Specialist to Riverhead
Recreation Department

Councilman Stark offered the following
resolution and seconded by Councilwoman Civiletti

RESOLVED, That Rosemary Vequist is hereby appointed to serve
as Recreation Specialist effective June 24, 1991 to and
including September 2, 1991, to be paid bi-weekly at the rate
\$10.000 per hour and to serve at the pleasure of the Town
Board.

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

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380 Appoints Recreation Aide to Riverhead Recreation Department.

Councilman Stark offered the following
resolution and seconded by Councilwoman Civiletti.

RESOLVED, That Beth Jackowski is hereby appointed to serve
as a Recreational Aide effective June 24, 1991 to and including
September 2, 1991, to be paid bi-weekly at the rate of \$6.00 per
hour and to serve at the pleasure of the Town Board.

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

June 5, 1991

June 5, 1991

381 Appoints Recreation Aide To Riverhead Recreation Department

Appoints Recreation Aide to Riverhead Recreation Department

offered the following resolution and seconded by Councilwoman Civiletti.

Councilman Stark offered the following resolution and seconded by Councilwoman Civiletti.

Heather Anthony was appointed to serve as a recreation aide effective June 24, 1991 to and including September 2, 1991.

RESOLVED, That Heather Anthony is hereby appointed to serve as Recreation Aide effective June 24, 1991 to and including September 2, 1991, to be paid bi-weekly at the rate of \$6.00 per hour and to serve at the pleasure of the Town Board.

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

June 5, 1991

382 Rescinds Recreation Aide to Riverhead Recreation Department

Councilman Prusinowski offered the following resolution which was seconded by Councilwoman Civiletti.

WHEREAS, Kathy Hennenlotter was appointed to serve as a Recreation Aide effective June 24, 1991 to and including September 2, 1991.

WHEREAS, Kathy Hennenlotter has indicated her inability to serve.

BE IT THEREFORE RESOLVED, That the appointment of Kathy Hennenlotter made in a Town Board Resolution under date of April 19, 1991 be and is hereby rescinded.

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

The resolution was thereupon duly declared adopted.