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At a special meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, Riverhead, New York, in said Town, on August 22, 1991, at 11:16 o'clock A.M. prevailing time.

PRESENT:

Joseph F. Janoski
Supervisor

James Stark
Councilperson

Victor Prusinowski
Councilperson

Francis Creighton
Councilperson

Councilperson

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

In the Matter
of

The increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York.

ORDER

WHEREAS, by previous resolution, the Riverhead Town Board, as governing body of the Riverhead Water District, authorized the construction of water mains to serve Extension 37R at a total cost not to exceed \$970,000, based upon a map and plan prepared by H2M, consulting engineers, dated August, 1988, and

WHEREAS, public bids were advertised and received May 23, 1991, for a base bid cost of construction totaling \$402,987.20, and alternate construction of transmission mains in the beds of Fresh Pond Avenue, Edwards Avenue, and South Path, at a bid cost of \$165,228.60, and

WHEREAS, the engineer and the Superintendent of the District advise that the installation of the alternate bid transmission

main will relocate the existing high zone to include extension 37R which will be beneficial to the District as a whole, and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, to wit: a duly certified copy thereof was published in Newsday on August 12, 1991, and a copy of such order was posted on August 9, 1991, on the signboard maintained by the Town Clerk of the Town of Riverhead, pursuant to Section 30, subdivision 6 of the Town Law, and the publication in Newsday, is hereby ratified, nunc pro tunc, and

WHEREAS, a public hearing was held on the 20th day of August, 1991, and all persons wishing to be heard were heard regarding the construction of the alternate transmission main in the beds of Fresh Pond Avenue, Edwards Avenue and South Path at a cost of \$165,228.60 to be paid from the previously authorized funds and at no increase thereto, and

NOW, THEREFORE, IT IS HEREBY

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to authorize the award of the alternate bid for the construction of transmission mains in the beds of Fresh Pond Avenue, Edwards Avenue and South Path, to be included as part of Extension No. 37R of the Riverhead Water District to Francis Bros. Sewer and Drainage, Inc. of East Patchogue at a cost of \$165,228.60 to be paid from previously authorized funds and at no cost to the District as a whole.

Section 2. This order shall take effect immediately.

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

Joseph F. Janoski voting yes

James Stark voting yes

Victor Prusinowski voting yes

Francis Creighton voting yes

Denis Civiletti, absent

The Town Clerk, Prusinowski, yes, Civiletti, absent, Stark, yes, Janoski, yes.
The resolution was unanimously adopted.

514 AWARDS ALTERNATE BID FOR EXTENSION NO. 37R TO THE RIVERHEAD WATER DISTRICT

Councilperson Creighton 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 the installation of water mains and appurtenances for Water District Extension No. 37R, and

WHEREAS, bids were received, opened and read aloud on May 23, 1991, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders, and

WHEREAS, the bids have been reviewed by H2M, consulting engineers for the Riverhead Water District, who by letter recommended that the alternate bid be awarded to Francis Brothers Sewer and Drainage in the alternate bid amount of \$165,228.60

NOW, THEREFORE, BE IT

RESOLVED, that the alternate bid for the installation of water mains and appurtenances for Extension No. 37R of the Riverhead Water District be and is hereby awarded to Francis Brothers Sewer and Drainage in the amount of \$165,228.60, the lowest responsible bidder, and it is further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Francis Brothers Sewer and Drainage; the Riverhead Water District; H2M; and Pierre G. Lundberg, Esq., and be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all unsuccessful bidders their respective bid security, and it is further

RESOLVED, that upon the completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

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

The resolution was thereupon duly declared adopted

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

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

The resolution was thereupon duly declared adopted.

ADOPTS ADDITION TO ARTICLE XXI "BUSINESS CR DISTRICT
(RURAL NEIGHBORHOOD BUSINESS) OF THE RIVERHEAD TOWN
CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an addition to Article XXI "Business CR District (Rural Neighborhood Business) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 20th day of August, 1991, at 7:40 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

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

NOW, THEREFORE, BE IT

RESOLVED, that an addition to Article XXI "Business CR District (Rural Neighborhood Business) of the Riverhead Town Code be and is hereby adopted as follows:

108-110.2. General lot, yard and height requirements.

H. Any lot in nonconforming residential use, or subsequently subdivided to leave a nonconforming residential use as a separate lot, must be subdivided so that such residential lot complies with the provisions for yard dimensions required by the Agriculture A Zoning Use District. Any subsequent alterations or expansion of nonconforming residential buildings shall comply with the requirements of the Agricultural A Zoning Use District.

and be it further

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

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

Dated: Riverhead, New York

August 22, 1991

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

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

The resolution was thereupon duly declared adopted.