

TOWN OF RIVERHEAD RESOLUTION # 637 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING

Councilman Creighton offered the following resolution which was seconded by Councilman Stark.

WHEREAS, the Town of Riverhead has an ongoing Community Development Block Grant Program and plans to prepare an application for Community Development Block Grant Funds, FY 1992; and

WHEREAS, the Town wishes to solicit comments from the public with regard to the development of said application; and

WHEREAS, the public hearing has been scheduled for December 3, 1991,

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead authorize the Town Clerk to publish the attached notice of public hearing as a legal advertisement in the Suffolk County Life on November 20, 1991.

AND 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 hearing will provide citizens of the Town of Riverhead the opportunity to comment upon the development of the proposed application as well as upon the performance of any active Community Development Block Grant.

Further information concerning the Community Development Program can be obtained at Riverhead Town Hall, Community Development Office, 200 Howell Avenue, Riverhead, New York 11901, (516) 727-2200, ext. 275/207.

The Town of Riverhead urges the citizens of the Town of Riverhead and all other interested parties to participate in this

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

ADOPTED: November 19, 1991. AT A MEETING OF THE TOWN BOARD TOWN OF RIVERHEAD, NEW YORK

TOWN CLERK

PLEASE TAKE NOTICE, that a public hearing will be held on the 3th day of December, 1991 at 7:40 p.m. in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the development of the Town of Riverhead's Community Development Block Grant Application for fiscal year 1992.

Eligible categories of activities for Community Development funding include:

1. Acquisition of Real Property
2. Disposition
3. Public Facilities and Improvements
4. Clearance
5. Public Services
6. Interim Assistance
7. Relocation
8. Loss of Rental Income
9. Removal of Architectural Barriers
10. Housing Rehabilitation
11. New Housing Construction
12. Code Enforcement
13. Historic Preservation
14. Commercial or Industrial Rehabilitation
15. Special Economic Development
16. Administrative Activities

The hearing will provide citizens of the Town of Riverhead the opportunity to comment upon the development of the proposed application as well as upon the performance of any active Community Development Block Grant.

Further information concerning the Community Development Program can be obtained at Riverhead Town Hall, Community Development Office, 200 Howell Avenue, Riverhead, New York 11901, (516) 727-3200, Ext. 236/287.

The Town of Riverhead urges the citizens of the Town of Riverhead and all other interested parties to participate in this important hearing.

DATED: November 19, 1991.

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

IRENE J. PENDZICK, TOWN CLERK

638 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW AMENDING CHAPTER 61 "ENVIRONMENTAL QUALITY REVIEW" AT SECTION 61-15 OF THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider a local law amending Chapter 61 "Environmental Quality Review" at Section 61-15 "Fees for review of environmental impact statement" of the Riverhead Town Code:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of December, 1991, at 7:50 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law amending Chapter 61 "Environmental Quality Review" at Section 61-15 "Fees for review of environmental impact statement" of the Riverhead Town Code. The amendment will change the fee structure charged for review of environmental impact statements prepared pursuant to determinations made by the Town Board, Riverhead Planning Board or Riverhead Zoning Board of Appeals. A copy of this amendment is available for review, in its entirety, at the Town Clerk's Office, 200 Howell Avenue, Riverhead, New York, during normal business Monday through Friday, 8:30 a.m. to 4:30 p.m.

Dated: Riverhead, New York
November 19, 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, Creighton, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

639 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER AN AMENDMENT TO CHAPTER 52 "BUILDING CONSTRUCTION" AT SECTION 52-10(C)(10) "BUILDING PERMIT FEES" OF THE RIVERHEAD TOWN CODE:

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 following public notice to consider an amendment to Chapter 52 "Building Construction" at Section 52-10(C)(10) "Building Permit Fees" of the Riverhead Town Code:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of December, 1991, at 7:55 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider an amendment to Chapter 52 "Building Construction" at Section 52-10(C)(10) "Building Permit Fees" of the Riverhead Town Code as follows:

52-10. Building permit fees.

- C. For each building permit where the construction cost shall exceed one thousand dollars (\$1,000.), The basis for computing construction costs shall be the square feet of floor area of the proposed building in relation to the proposed use of said building and/or the cost thereof as follows:

(10) The fee for a duplicate certificate of occupancy shall be ~~twenty-five dollars (\$25.)~~ fifty dollars (\$50.), and letters of preexisting use and inspection above the maximum shall be ~~twenty-five dollars (\$25.)~~ fifty dollars (\$50.) each.

Dated: Riverhead, New York
November 19, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. ENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

640

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE
TO CONSIDER AN AMENDMENT TO CHAPTER 108 "ZONING" AT
SECTION 108-77 "FILING FEE" OF THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider an amendment to Chapter 108 "Zoning" at Section 108-77 "Filing Fee" of the Riverhead Town Code:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of December, 1991, at 8:00 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider an amendment to Chapter 108 "Zoning" at Section 108-77 "Filing Fee" of the Riverhead Town Code as follows:

108-77. Filing fee.

- A. For each appeal to the Board of Appeals, there shall be filing fees, payable upon the submission of an application, in the following amounts:

(2) Commercial applications.

- (a) Use or area variances and/or interpretations:
~~one hundred fifty dollars (\$150.)~~ five hundred dollars (\$500.).

Dated: Riverhead, New York
November 19, 1991.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

RESOLUTION # 641 AUTHORIZING PUBLICATION OF NOTICE TO BIDDERS

COUNCILPERSON Creighton offered the following resolution which was seconded by COUNCILPERSON Stark.

WHEREAS, the Town of Riverhead has been awarded funds from the New York State Urban Development Corporation for the improvement of facades in the downtown business district under the Commercial Revitalization Program; and

WHEREAS, plans and specifications have been prepared for bidding of work for improvements to downtown commercial properties;

THEREFORE, BE IT RESOLVED, that the Town Board authorizes publication of the attached Notice to Bidders in the Suffolk County Life on Wednesday, November 20, 1991 and in the News Review on Thursday, November 21, 1991.

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

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

The resolution was thereupon duly declared adopted.

Questions may be directed to the Community Development Office, 727-3200, Ext. 319.

RESOLUTION 247
COMMUNITY DEVELOPMENT PROGRAM

Consolidation
was approved by Council

WHEREAS, the Town of Riverhead has by public vote approved the public use of the town's Community Development Grant Program and the following projects to be provided for 1991 and 1992;

WHEREAS, the Town of Riverhead has by public vote approved the following public use of the town's Community Development Grant Program:

NOTICE TO BIDDERS

Notice is hereby given that bid packages are now available for the performance of the following:

DOWNTOWN FACADE IMPROVEMENTS
RIVERHEAD DOWNTOWN REVITALIZATION PROGRAM
AT TOWN OF RIVERHEAD
SUFFOLK COUNTY, NEW YORK

Plans and specifications may be obtained on or after Wednesday, November 20, 1991 at the Community Development office, 200 Howell Avenue, Riverhead, New York, upon deposit of twenty-five dollars (\$25.00) for each set furnished. Deposits shall be made by cash certified check or bank money order. No exceptions shall be made.

Deposits for plans and specifications will be refunded to bidders who return same within thirty (30) 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 (30) days after bids have been opened.

Bids received by 11:00 a.m., prevailing time, on Monday, December 9, 1991 will be accepted.

The property owners of storefronts involved in this phase reserve the right to reject any or all bids, to waive any informalities, and to accept such alternate bids which, in the opinion of the Project Architect, and New York State Urban Development Corporation, will be in the best interests of the property owners. This program is sponsored by the Town of Riverhead and the New York State Urban Development Corporation. The affirmative action plan in effect for this project includes Minority and Women-Owned Business Enterprise participation goals of 10% and 5%.

Questions may be directed to the Community Development Office, 727-3200, Ext. 236.

RESOLUTION # 642 AUTHORIZING AMENDMENT TO COMMUNITY DEVELOPMENT PROGRAM

Councilperson Stark offered the following resolution, which was seconded by Councilperson Creighton.

WHEREAS, the Town of Riverhead has by public notice informed the public of its intent to amend the 1991 Community Development Block Grant Program and encumber funds anticipated to be received in 1992 and 1993; and

WHEREAS, comments addressed to the Town regarding the proposed public facility project have been considered.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes an amendment of the 1991 Community Development Block Grant application to redefine the subject activity as a public facility project to reflect the use of funds for building construction; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the encumbrance of future Community Development funds in the amount of \$150,000 in 1992 and \$150,000 in 1993 for building construction, start-up costs, and debt service in connection with development of a child care facility at Stotsky Park; and

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

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

The resolution was thereupon duly declared adopted.

RESOLUTION # 643 AMENDING CAPITAL PROJECT BUDGET

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

WHEREAS, Resolution No. 482 established a Budget for the Grangebél Park Improvement Capital Project; and

WHEREAS, State Aid for the project was anticipated to be \$48,000; and

WHEREAS, subsequent funding included in the New York State Budget as adopted was reduced to \$40,000

NOW, THEREFORE, BE IT RESOLVED, that the Town of Riverhead Capital Budget be amended to reflect this reduction and to increase the transfer of Recreation Development fees to \$48,000 from \$40,000; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Jack Hansen and Andrea Lohneiss.

BUDGET ADOPTIONFROM

406.071100.485500.90001	Transfer from SMC/CDBG	\$67,500
406.071100.471201.90001	Townscape Contribution	\$15,000
406.071100.492400.90001	State Aid	\$48,000
406.071100.481900.90001	Transfer/Recreation Development Fees	\$40,000

TO

406.071100.485500.90001	Transfer from SMC/CDBG	\$67,500
406.071100.471201.90001	Townscape	\$15,000
406.071100.492400.90001	State Aid	\$40,000
406.071100.481900.90001	Transfer/Recreation Development Fees	\$48,000

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

The resolution was thereupon duly declared adopted.

RESOLUTION # 644 AUTHORIZING FUNDS FOR HALLOCKVILLE, INC.

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

WHEREAS, the Town of Riverhead receives funds from the U.S. Department of Housing and Urban Development under the Small Cities Community Development Block Grant Program; and

WHEREAS, funds must be expended on eligible activities meeting the National Objectives of the Housing and Community Development Act of 1974; and

WHEREAS, Hallockville Inc. has requested funds for the historic preservation and restoration of the Samuel Terry Hudson House (c.1840) in order to strengthen the Hallockville Museum Farm as a cultural resource important to Riverhead; and

WHEREAS, assistance is specifically requested for construction of an entrance ramp to provide accessibility of the building to the handicapped.

THEREFORE, BE IT RESOLVED, that the Town Board hereby approves payment to Hallockville, Inc. of \$3,750 in Community Development funds upon execution of a written agreement between the Town of Riverhead Community Development Director and the subrecipient; and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead be hereby directed to forward a certified copy of this resolution to Courtney Burns, Site Director, Hallockville, Inc. and to Andrea Lohneiss, Community Development Director.

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

The resolution was thereupon duly declared adopted.

645 AWARDS BID FOR FOOD PRODUCTS FOR THE NUTRITION CENTER

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 food products for use by the Nutrition Center; and

WHEREAS, bids were received, opened and read aloud on the 15th day of October, 1991, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for food products for use by the Nutrition Center be and is hereby awarded to Landmark Food Corp.; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Landmark Food Corp., the Nutrition Center and the Purchasing Agent.

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

646 AWARDS BID FOR JANITORIAL SUPPLIES TO BE USED BY ALL DEPARTMENTS OF THE TOWN OF RIVERHEAD

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for janitorial supplies to be used by all departments within Town Hall; and

WHEREAS, bids were received, opened and read aloud on the 15th day of October, 1991, at 11:05 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 janitorial supplies to be used by all departments be and is hereby awarded to Center Moriches Paper Co.; 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 Center Moriches Paper Co. and the Purchasing Agent.

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

The resolution was thereupon duly declared adopted.

647 APPROVES SITE PLAN OF CAMBRIDGE FARMS OF JAMESPORT -
TEMPORARY GREENHOUSES

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

WHEREAS, a site plan and elevations were submitted by John Flynn for the erection of eight (8) temporary greenhouses located at the south side of Main Road, Jamesport, New York, known and designated as Suffolk County Tax Map Number 0600-68-3-2; and

WHEREAS, the Planning Department has reviewed the site plan dated last October 1, 1991, and elevations dated in-house October 21, 1991, as prepared by Young & Young, 400 Ostrander Avenue, 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) Type II Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; 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 John Flynn, for the erection of eight (8) temporary greenhouses, located at the south side of Main Road, Jamesport, New York, site plan dated last October 1, 1991, and elevations dated in-house October 21, 1991, as prepared by Young & Young, 400 Ostrander Avenue, 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 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. That the use of the structure(s) approved herein shall be limited solely to agricultural production and that there shall be no retail use therein; and be it further

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

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

The resolution was thereupon duly declared adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1991, made by JAMES C. JANGARATHIS & EDWINA CARR, residing at Main Road, P.O. Box 350, Jamesport, New York, 11947, 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 DECLARATION WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns; to wit:

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

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

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

6. That the use of the structure(s) approved herein shall be limited solely to agricultural production and that there shall be no retail use therein.

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

JAMES C. JANGARATHIS

EDWINA CARR

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

On the _____ day of _____, 1991, before me personally came JAMES C. JANGARATHIS & EDWINA CARR, to me known and known to be the individuals who executed the foregoing instrument; that they are the owners of certain real property located at the south side of Main Road, Jamesport, New York, the subject property of this Declaration and Covenant, and understand the content thereof; and that they did swear to me that they executed the same.

NOTARY PUBLIC

648 DECLARES LEAD AGENCY AND ENVIRONMENTAL SIGNIFICANCE OF SULLIVAN
MOBILE HOME PARK

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

WHEREAS, the Riverhead Town Board is in receipt of an amended special permit application of Joseph Sullivan to expand an existing mobile home park located on Wading River Manorville Road, Wading River; such parcel more particularly described as Suffolk County Tax Map Number 0600-96-1-3, and

WHEREAS, such amendment would reduce the total number of mobile home units from 32 to 26 in conformance with Suffolk County Department of Health Services Board of Review requirements, and

WHEREAS, the modified special permit application included an amended site plan for the proposed mobile home park; such site plan to be formally reviewed by the Town Board under Article 26 of the Riverhead Zoning Ordinance, and

WHEREAS, this Town Board, by resolution dated October 16, 1990, did issue a Findings Statement on the original special permit petition under the authority of the New York State Environmental Conservation Law; such Findings Statement concluding that the proposed action is not suitable for the site and is considered to have a significant impact upon the environment, and

WHEREAS, the amended application proposes to mitigate those environmental impacts identified by this Town Board with regard to the original special permit petition, and

WHEREAS, the Riverhead Planning Department has reviewed the amended special permit petition, its attending Environmental Assessment Form and site plan, and has completed a SEQR report recommending that an Environmental Impact Statement is not necessary to analyze those significant environmental issues associated with the action, and

WHEREAS, the Riverhead Town Board has carefully considered the special permit petition, its attending Environmental Assessment Form, the report of the Planning Department, as well as all other relevant planning and zoning information;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby declares itself to be the Lead Agency in the amended special permit petition of Joseph Sullivan for the expansion of an existing mobile home park, and

BE IT FURTHER

RESOLVED, that the Town Board hereby declares the action to be Type I and that an additional Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Director publish that Notice of Non-Significance as required by the New York State Environmental Conservation Law, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be transmitted to the Planning Department and Joel Markowitz, Esq., as agent for the applicant.

BE IT FURTHER

RESOLVED, that in the matter of the special permit petition of East Realty Company, the Riverhead Town Board declare itself to be the Lead Agency, and

BE IT FURTHER

RESOLVED, that the Lead Agency hereby determines the action to be taken without a significant impact upon the environment and that an Environmental Impact Statement need not be prepared, and

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

The resolution was thereupon duly declared adopted.

BE IT FURTHER

RESOLVED, that pursuant to Section 188-11 of the Town of Riverhead Ordinance that the public hearing on this petition is hereby adjourned, and

BE IT FURTHER

RESOLVED, that this matter be referred to the Riverhead Planning Board for its report and recommendation, and

BE IT FURTHER

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

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

The resolution was thereupon duly declared adopted.

⁶⁴⁹ **DECLARES LEAD AGENCY OF SPECIAL PERMIT APPLICATION OF 25 EAST REALTY COMPANY**

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition submitted by 25 East Realty Company for the expansion of a preexisting, nonconforming use upon a parcel of land located on New York State Route 25, Riverhead; such parcel more particularly described as Suffolk County Tax Map Number 0600-85-1-5, and

WHEREAS, the Riverhead Planning Department has reviewed the petition as well as its attending Environmental Assessment Form and has through its SEQR report recommended that the action be considered as Unlisted and that a Notice of Non-Significance be filed, and

WHEREAS, the Riverhead Town Board has carefully considered the petition, its attending Environmental Assessment Form, the report of the Planning Department as well as all relevant planning, zoning, and environmental information;

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of Route 25 East Realty Company, the Riverhead Town Board declare itself to be the Lead Agency, and

BE IT FURTHER

RESOLVED, that the Lead Agency hereby determines the action to be Unlisted without a significant impact upon the environment and that an Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that this classification and determination be considered binding for any related petition subject to SEQR, and

BE IT FURTHER

RESOLVED, that pursuant to Section 108-51 of the Town of Riverhead Zoning Ordinance that the public hearing on this petition is hereby waived, and

BE IT FURTHER

RESOLVED, that this matter be referred to the Riverhead Planning Board for its report and recommendation, and

BE IT FURTHER

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

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

The resolution was thereupon duly declared adopted.

650

AUTHORIZED THE SOLICITATION OF BIDS FOR
DIGITAL AUDIO TAPE DRIVES

COUNCILPERSON Stark offered the following RESOLUTION, which was seconded by COUNCILPERSON Creighton.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of DIGITAL AUDIO TAPE DRIVES for use by the TOWN OF RIVERHEAD, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read allowed said bids at 11:00 A. M. on December 2, 1991, at Town Hall, 200 Howell Avenue, Riverhead New York: and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS ATTACHED

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

The resolution was thereupon duly declared adopted.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Irvin J. Pandick, Town Clerk

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

~~_____~~ for the purchase of DIGITAL AUDIO TAPE DRIVES for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York, 11901, until 11:00 A.M. on Dec 2 1991.

Bid packets, including specifications, may be obtained at the Town Clerk's Office at Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M.

All bids must be submitted on the bid form provided. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

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

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

651 APPROVES SITE PLAN OF OFFICES OF TWOMEY, LATHAM, SHEA &
KELLEY

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

WHEREAS, a site plan and elevations were submitted by Thomas A. Twomey, Jr. for the renovation of, and addition to, an existing structure located at the southeast corner of West Second Street and Griffing Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-128-6-1, 2, and 3; and

WHEREAS, the Planning Department has reviewed the site plan dated last July 30, 1991, as prepared by Raynor & Marcks, Surveyors, P.C., Quogue, New York, 11959, and elevations dated August, 1991, as prepared by John Van Velsor, 564 Sleepy Hollow Drive, East Yaphank, New York, 11967, 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 Thomas A. Twomey, Jr., for the renovation of, and addition to, an existing structure, located at the southeast corner of West Second Street and Griffing Avenue, Riverhead, New York, site plan dated last July 30, 1991, as prepared by Raynor & Marcks, Surveyors, P.C., Quogue, New York, 11959, and elevations dated August, 1991 as prepared by John Van Velsor, 564 Sleepy Hollow Drive, East Yaphank, New York, 11967, 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,
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3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

5. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and agrees to abide by same;

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

7. That all utilities shall be constructed underground;

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 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 is subject to the requirements of the Superintendent of Highways regarding the removal of existing curb cuts and sidewalk reconstruction; and be it further

11/19/91 12. That drainage structures of the indicated sizes shall be provided where noted on the site plan approved herein and initialled by a majority of the Town Board.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thomas A. Twomey, Jr.; Joan Hatfield, Twomey, Latham, Shea & Kelley; Raynor & Marcks, Surveyors, P.C.; John Van Velsor; the Riverhead Planning Department; Riverhead Building Department; Town Engineer; and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, establish, 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 persons 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 on the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-11 of the Riverhead Town Code shall be complied with, and that all permits shall be applied for and obtained 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 16, entitled, "Trash, Rubbish and Refuse Disposal," and agrees to abide by same;

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DECLARATION AND COVENANTS

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THIS DECLARATION, made the _____ day of _____, 1991, made by THOMAS A. TWOMEY, JR., residing at 68 Oyster Shores, East Hampton, New York, 11937, 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;

652 ISSUES NOTICE OF NON-SIGNIFICANCE OF CHANGE OF ZONE OF
ROANOKE LINKS

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

WHEREAS, the Riverhead Town Board is in receipt of a petition from
Roanoke Links to amend the Zoning Use District Map of the Town of
Riverhead in order to provide for the Recreation District in conjunction
with the Open Space Conservation District upon a portion of a tract of
land located on New York State Route 25, Wading River in order to allow
a recreational use; such tract more particularly described as Suffolk
County Tax Map Number 0600-75-3-p/o 10.1, and

WHEREAS, this petition for change of zone has been coordinated with
all involved agencies pursuant to the New York State Environmental
Conservation Law, and

WHEREAS, the Riverhead Town Board has carefully considered the
merits of the petition, the attending Environmental Assessment Form, as
well as all other relevant planning and zoning information;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby
declares itself to be the Lead Agency in the matter of the
change of zone petition of Roanoke Links, and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board determines the action to be
Type I as provided for in 6 NYCRR 617.12(12), and

BE IT FURTHER

RESOLVED, in its review of the environmental impacts of the
proposed petition, the Riverhead Town Board makes the following
findings:

First, that the purpose of underlying zoning use district is to
preserve significant open space areas within the Town of Riverhead
and the proposed overlay district will provide for an open space
use;

Second, that the tract of land proposed for the recreation district
is so located that recreational uses would be appropriate;

Third, that the recreational use of the property was envisioned by
the Riverhead Town Board at the time the underlying zoning use
district was placed upon the property;

Fourth, that historically, the tract has been used as a
recreational use as a Boy Scout camp;

Fifth, that the proposed overlay zone and resulting use restricted to the golf course as proposed will not result in increased intensity of use of the property than that of the underlying zoning use district;

Sixth, that there exists a need for additional golf course facilities within the County of Suffolk in general and the Town of Riverhead in particular;

Seventh, that the subject parcel is inappropriate for residential development pursuant to the Master Plan of the Town of Riverhead, the AICUZ Study, and a Riverhead Planning Board subdivision resolution of 1991 relating to this parcel;

Eighth, golf course uses, incorporating proper environmental impact mitigation measures have been determined to be compatible with those regulations pertaining to areas of deep recharge and pine barrens protection;

Ninth, that the overlay of the recreation district upon the parcel will require a future site plan approval and grading permit of the Riverhead Town Board for the golf course use;

Tenth, that the golf course use is considered consistent with the Air Installation Compatible Use Zone Study for the existing naval weapons industrial reserve plant at Calverton, and

BE IT FURTHER

RESOLVED, that based upon a careful review of the subject petition and based upon its own findings, the Riverhead Town Board hereby determines the use of the subject parcel as a golf course not to have a significant impact upon the environment and that an Environmental Impact Statement upon the application of the overlay zone need not be prepared, and

BE IT FURTHER

RESOLVED, that pursuant to the fact that the recreation district is to be placed upon the subject parcel in conjunction with the existing zoning use district and that the proposed use will require a future site plan approval of this Board, this resolution shall not be construed to obviate the need for a future determination of environmental significance on the site plan by the Riverhead Town Board, and

BE IT FURTHER

RESOLVED, that the Planning Director be authorized to file a Notice of Non-Significance as required by the New York State Environmental Conservation Law; such notice to identify the findings of this Board as support for this determination, and

BE IT FURTHER

RESOLVED, that the petition be submitted to the Riverhead Planning Board for its report and recommendation, and

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BE IT FURTHER

RESOLVED, that a certified copy of this resolution be submitted to Charles R. Cuddy, Esq., as agent for the applicant.

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

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

NOTICE, that a public hearing will be held on the 17th of December, 1991, at 1:00 pm, at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the application of R. S. of L. I. for the construction of a building upon a tract of land located on the south side of Sound Avenue, Sailing Hollow, approximately 700 feet west of Fresh Pond Avenue.

Riverhead, New York
November 19, 1991

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

JAMES J. PENNICK, Town Clerk

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

653 CALLS PUBLIC HEARING ON SPECIAL PERMIT OF M. H. OF L. I.

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

WHEREAS, the Riverhead Town Board is in receipt of a petition for special permit to allow the construction of multifamily senior citizen housing upon a tract of land located on the south side of Sound Avenue, Baiting Hollow, approximately 700 feet west of Fresh Pond Avenue; such property more particularly described as Suffolk County Tax Map Number 0600-59-12-3.1, and

WHEREAS, the application has been referred to the Suffolk County Planning Commission and the Riverhead Planning Board for their report and recommendation, and

WHEREAS, the aforementioned commissions have made their reports to the Riverhead Town Board, and

WHEREAS, Section ¹⁰⁸⁻³ of the Riverhead Zoning Ordinance requires a public hearing prior to a decision on this special permit;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby authorizes the Town Clerk to publish the following notice of public hearing in the November 27, 1991, edition of the official newspaper of the Town of Riverhead:

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of December, 1991, at 7:40 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the Special Permit application of M. H. of L. I. for the construction of multifamily senior citizen housing upon a tract of land located on the south side of Sound Avenue, Baiting Hollow, approximately 700 feet west of Fresh Pond Avenue.

Dated: Riverhead, New York
November 19, 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, Creighton, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

654 ADOPTS LOCAL LAW CONCERNING THE REGULATION, COLLECTION, MANAGEMENT AND DISPOSAL OF SOLID WASTE IN THE TOWN OF RIVERHEAD

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the adoption of a local law concerning the regulation, collection, management and disposal of solid waste in the Town of Riverhead, to be known as Solid Waste Management Law; and

WHEREAS, a public hearing was held on the 23rd day of July, 1991, at 7:30 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that a local law concerning the regulation, collection, management and disposal of solid waste in the Town of Riverhead, to be known as the Solid Waste Management Law, be and is hereby adopted; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the Suffolk County Life and to post same on the signboard at Town Hall; and be it further

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

Dated: Riverhead, New York
November 19, 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, Creighton, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD
PUBLIC NOTICE

A local law repealing Chapter 103 "Waste Disposal" Ordinance 15, adopted December 16, 1975, of the Riverhead Town Code, and replacing it with a new Chapter 103 entitled "Solid Waste Management Law of the Town of Riverhead".

The proposed local law provides for the management, collection and disposal of all types of solid waste generated in the Town of Riverhead in accordance with the New York State Solid Waste Management Act of 1988, and with all applicable provisions of the New York State Environmental Conservation Law pertaining to solid waste management, and with all applicable rules and regulations promulgated pursuant thereto by the New York State Department of Environmental Conservation.

Mandatory source separation of designated household recyclables and household hazardous wastes would be continued under the proposed local law. Mandatory source separation of designated recyclables at offices and businesses would be required as of January 1, 1992.

The proposed local law also requires that all solid wastes generated within the Town be disposed of at or delivered to such facility or facilities as the Town Board may designate for this purpose, in order to control the volume and nature of the Town's solid waste stream to allow for the proper planning of solid waste management over an extended planning period. The proposed local law, in conjunction with the establishment of municipal solid waste collection districts, would also prohibit self-hauling of wastes to any designated disposal facility by residents and businesses.

The proposed local law would give the Town Board the authority, upon notice and hearing, to establish, by duly adopted resolution, the rates charged by the Town for disposal of solid wastes at designated disposal facilities, and to establish, by duly adopted resolution, maximum collection rates which may be charged by private carters to their commercial customers (which will not be provided with municipally-contracted collection services under the proposed municipal collection district plan). The proposed local law also provides for a phase-in of volume-based collection and disposal rates for residential and commercial generators, to provide economic incentives for households and businesses to reduce the volume of wastes generated in order to achieve New York State mandated waste reduction goals.

The proposed local law also establishes new and/or modified regulations pertaining to licensed carters, unauthorized use of dumpsters and illegal dumping, and establishes penalties for violations of its provisions.

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AWARDS BID FOR RIVERHEAD TOWNWIDE SOLID WASTE
COLLECTION DISTRICT

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for Riverhead Townwide Solid Waste Collection District; and

WHEREAS, bids were received, opened and read aloud on the 31st day of October, 1991, at 4:00 p.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 Riverhead Townwide Solid Waste Collection District be and is hereby awarded as follows:

<u>CARTER</u>	<u>BID AREA(S)</u>
Riverhead Sanitation & Carting Corp.	A, B, C, E & F
Jet Sanitation Service Corp.	D

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 Sanitation and Carting Corp.; Jet Sanitation; Michael LoGrande, Municipal and Planning Services, Inc.; and the Riverhead Sanitation Department.

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

The resolution was thereupon duly declared TABLED.

655 AWARDS BID FOR RIVERHEAD TOWNWIDE SOLID WASTE
COLLECTION 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 Riverhead Townwide Solid Waste Collection District; and

WHEREAS, bids were received, opened and read aloud on the 31st day of October, 1991, at 4:00 p.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 Riverhead Townwide Solid Waste Collection District be and is hereby awarded as follows:

<u>CARTER</u>	<u>BID AREA(S)</u>
Riverhead Sanitation & Carting Corp.	A, B, C, E & F
Jet Sanitation Service Corp.	D

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 Sanitation and Carting Corp.; Jet Sanitation; Michael LoGrande, Municipal and Planning Services, Inc.; and the Riverhead Sanitation Department.

Councilman moved from table and Councilman James Stark Seconded.

The Vote: 4 Yes and 1 absent. (Denise Civiletti, absent)

Councilman Vic Prusinowski moved this resolution and Councilman James Stark seconded it.

The Vote: 4 Yes 1 absent (Denise absent)

Meeting recessed.

Meeting reopened - Denise voted yes. The Vote: 5 Yes.

See back of this resolution.

Vic moved from table.

Jun 2nd.

4 yes 1 absent (Denise)

Vic moved resolution

Jun 2nd

4 yes 1 absent (Denise)

Meeting recessed.

Meeting reopened - Denise voted yes.

VOTE: 5 yes

656 WAIVES PARKING METER FEES FOR HOLIDAY SEASON

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

RESOLVED, in recognition of the holidays, the Town Board of the Town of Riverhead hereby waives parking meter fees commencing November 29, 1991 through December 31, 1991; and

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

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

The resolution was thereupon duly declared adopted.

WHEREAS, the Planning Department has reviewed the site plan dated last October 2, 1991, as prepared by Young & Young, 500 Grand Street, Riverhead, New York, 11901, and elevations submitted last October 26, 1991, as prepared by Donald A. Denis, P.O. Box 555, Aqueduct, New York, 11911, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Donald A. Denis, P.O. Box 555, Aqueduct, New York, 11911, for the construction of a 2,000 square foot building for commercial use, and attendant site improvements, located at the south side of New York State Route 78A, west of Wading River-Monroville Road, Wading River, New York, said plan dated last October 2, 1991, as prepared by Young & Young, 500 Grand Street, Riverhead, New York, 11901, and elevations dated last October 26, 1991, as prepared by Donald A. Denis, P.O. Box 555, Aqueduct, New York, 11911, 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 modified by this resolution, or other official

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APPROVES SITE PLAN OF ARTHUR KRETSCHMER - COMMERCIAL BUILDING

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

WHEREAS, a site plan and elevations were submitted by Donald A. Denis, AIA, as agent for Arthur Kretschmer for the construction of a 3,895 square foot building for commercial use, and attendant site improvements located at the south side of New York State Route 25A, west of Wading River-Manorville Road, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-73-1-1.15; and

WHEREAS, the Planning Department has reviewed the site plan dated last October 2, 1991, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated last October 26, 1990, as prepared by Donald A. Denis, P.O. Box 565, Aquebogue, New York, 11931, 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 Donald A. Denis, AIA, as agent for Arthur Kretschmer, for the construction of a 3,895 square foot building for commercial use, and attendant site improvements, located at the south side of New York State Route 25A, west of Wading River-Manorville Road, Wading River, New York, site plan dated last October 2, 1991, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated last October 26, 1990, as prepared by Donald A. Denis, P.O. Box 565, Aquebogue, New York, 11931, 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. 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, JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER hereby authorizes and consents to the Town of Riverhead to enter premises at the south side of New York State Route 25A, west of Wading River-Manorville Road, Wading River, New York, to enforce said handicapped parking regulations;

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

11. That all utilities shall be constructed underground;

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

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

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

15. That upon completion of construction of an alternate means of access to the subject parcel, known as "Main Street," the curb cut accessing New York State Route 25A shall be abandoned by the applicant, who shall thereupon remove the asphalt pavement and concrete apron and curbing on New York State Route 25A, re-grade to the surrounding elevations, install Belgian block curbing where indicated on the site plan initialled by a majority of this Town Board, and provide one (1) pin oak tree of a minimum 2 1/2 - 3" caliper and a minimum of six (6) Gold Tip Pfitzer Juniper and/or Compact Pfitzer Juniper, in addition to the number stated in the planting schedule;

16. That a rear yard buffer planting shall be provided in accordance with Section 108-110.5(E);

17. That in the event the eighty-three foot (83') roadway designated on the site plan as "proposed Main Street" is not dedicated to the Town of Riverhead, such roadway will become an easement area, and JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER, their successors or assigns, shall provide a cross easement in recordable form acceptable to the Town Attorney;

18. That JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER, their successors or assigns, shall not be required to improve an easement shown on a map entitled "Subdivision Map of Wading River Manor Associates," which map was filed in the office of the County Clerk of Suffolk County on July 12, 1983, File #7201 and referred to in certain Covenants and Restrictions recorded at Liber 9406 Page 183. The Building Department shall be authorized to issue a Certificate of Occupancy for the development authorized by this resolution without the improvement of the easement;

19. That JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER shall provide an offer of dedication to the Town of Riverhead for the property noted "proposed Main Street" on the site plan approved herein, and that such street shall be constructed to the highway specifications of the Town of Riverhead, and material specifications for the new Town road, and no Certificate of Occupancy shall be issued for any improvements until said road (a/k/a "Main Street") has been constructed, pursuant to Town Board Resolution #756, dated November 8, 1989;

20. That the site plan shall be revised to show fifteen feet (15') wide planted areas along the "proposed Main Street," which planted areas shall contain a five foot (5' - 0") wide, handicap accessible sidewalk which shall connect to all other proposed sidewalks along said road, as well as plantings as noted in-house on the plans approved herein, and that the proposed sidewalk along New York State Route 25A shall not be constructed;

21. That the planting plan and schedule is approved as amended in-house and initialled by a majority of the Town Board;

22. That all landscaped areas shall be provided with a system of irrigation appropriate to and capable of complete coverage of the areas and designed to minimize runoff and other wasting of water. Such system shall be maintained in a fully operational condition;

23. That all curbing shall be Belgian block, and that the detail for same shall be acceptable to, and approved by, the Town Engineer;

24. That the dumpster shall be enclosed and fully buffered from view, as per Chapter 98 of the Code of the Town of Riverhead;

25. That the approval shall be subject to the provision, prior to the issuance of a building permit, of a revised site plan which addresses all conditions specific to the subject site contained in this resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Arthur Kretschmer, Donald A. Denis, AIA, Young & Young, Charles R. Cuddy, Esq., the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

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

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1991, made by JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER, residing at RR2, High View Drive, Wading River, New York, 11792, 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 any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

10. That all utilities shall be constructed underground;

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

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

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

14. That upon completion of construction of an alternate means of access to the subject parcel, known as "Main Street," the curb cut accessing New York State Route 25A shall be abandoned by the applicant, who shall thereupon remove the asphalt pavement and concrete apron and curbing on New York State Route 25A, re-grade to the surrounding elevations, install Belgian block curbing where indicated on the site plan initialled by a majority of this Town Board, and provide one (1) pin oak tree of a minimum 2 1/2 - 3" caliper and a minimum of six (6) Gold Tip Pfitzer Juniper and/or Compact Pfitzer Juniper, in addition to the number stated in the planting schedule;

15. That in the event the eighty-three foot (83') roadway designated on the site plan as "proposed Main Street" is not dedicated to the Town of Riverhead, such roadway will become an easement area, and JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER, their successors or assigns, shall provide a cross easement in recordable form acceptable to the Town Attorney;

16. That JOANNE BARBANTE GUALTIERI, MARY KRETSCHMER, ARTHUR KRETSCHMER shall provide an offer of dedication to the Town of Riverhead for the property noted "proposed Main Street" on the site plan approved herein, and that such street shall be constructed to the highway specifications of the Town of Riverhead, and material specifications for the new Town road, and no Certificate of Occupancy shall be issued for any improvements until said road (a/k/a "Main Street") has been constructed, pursuant to Town Board Resolution #756, dated November 8, 1989;

17. That all landscaped areas shall be provided with a system of irrigation appropriate to and capable of complete coverage of the areas and designed to minimize runoff and other wasting of water. Such system shall be maintained in a fully operational condition.

658

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE
TO CONSIDER AN AMENDMENT TO CHAPTER 108 "ZONING"
ARTICLE XXVI "SITE PLAN" SECTION 108-131 OF THE
RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider an amendment to Chapter 108 "Zoning" Article XXVI "Site Plan" at Section 108-131(B)(3) of the Riverhead Town Code:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of December, 1991, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider an amendment to Chapter 108 "Zoning" Article XXVI "Site Plan" at Section 108-131(B)(3) of the Riverhead Town Code as follows:

ARTICLE XXVI
Site Plan Review

108-131. Application procedure; fees.

B. Formal Application.

- (3) For each application for site plan approval submitted to the Planning Department under the provisions of this chapter, the filing fee shall be one hundred dollars (\$100.), plus ~~one cent~~ five cents (\$0.05) per square foot of site improvements and/or altered area, which total fee for site plan review shall not exceed five thousand dollars (\$5,000.). The fee to review an application to amend a previously approved site plan shall be fifty dollars (\$50.).

Dated: Riverhead, New York
November 19, 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,
Creighton, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTION TO PUBLISH A POST PUBLIC NOTICE
TO ESTABLISH A LOCAL LAW TO ESTABLISH A NOISE ORDINANCE
IN THE TOWN OF RIVERHEAD

COUNCILPERSON Stark offered the following
resolution, which was November 19, 1991

RESOLVED, that the Town Clerk do and is hereby authorized to
publish and post the following public notice to consider a local
law to establish a noise ordinance in the Town of Riverhead in
the DEPARTMENT OF RECREATION of the Suffolk County Life

659 Appoints Recreation Aide to Riverhead Recreation
Department

PLEASE TAKE NOTICE, that a public hearing will be held on
the 17th day of December, 1991, at 7:45 o'clock p.m. at Town
Hall, 200 Small Avenue, Riverhead, New York, to hear all
interested persons to consider a local law to establish a noise
ordinance in the Town of Riverhead which local law will insure
the comfortable enjoyment of life and property for the residents
of the Town of Riverhead by regulating excessive or unusually

Councilperson Civiletti offered the following
resolution and seconded by Councilperson Prusinowski

RESOLVED, That Anne Guida is hereby appointed to serve
as Recreation Aide effective November 15, 1991 to and
including December 31, 1991, to be paid bi-weekly at the rate
of \$6.05 per hour and to serve at the pleasure of the Town
Board.

Riverhead, New York
November 19, 1991

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

660

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE
TO CONSIDER A LOCAL LAW TO ESTABLISH A NOISE ORDINANCE
IN THE TOWN OF RIVERHEAD

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider a local law to establish a noise ordinance in the Town of Riverhead in the DECEMBER 4, 1991 issue of the Suffolk County Life:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of December, 1991, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider a local law to establish a noise ordinance in the Town of Riverhead which local law will insure the comfortable enjoyment of life and property for the residents of the Town of Riverhead by regulating excessive or unusually loud noise or sound which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of a reasonable person or which causes injury to animal life or damage to property or business. An entire copy of the proposed local law is available at the Town Clerk's Office, 200 Howell Avenue, Riverhead, New York, during normal business hours, Monday through Friday, from 8:30 a.m. to 4:30 p.m.

Dated: Riverhead, New York
November 19, 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,
Creighton, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

661
APPROVES SITE PLAN OF LONG ISLAND LIGHTING COMPANY
(TUTHILL SUBSTATION)

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

WHEREAS, a site plan and elevations were submitted by Maurice P. Fitzgerald as agent for Long Island Lighting Company for the construction of a building addition and installation of additional equipment located at the Tuthill substation, located on the west side of Tuthills Lane, north of North Apollo Drive, Jamesport, New York, known and designated as Suffolk County Tax Map Number 0600-46-1-39; and

WHEREAS, the Planning Department has reviewed the site plan and elevations dated last January 25, 1991, as prepared by Long Island Lighting Company office of Engineering, 175 East Old Country Road, Hicksville, New York, 11801, 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) Exempt 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 Maurice P. Fitzgerald as agent for Long Island Lighting Company, for the construction of a building addition and installation of additional equipment, located at the Tuthill substation, located on the west side of Tuthills Lane, north of North Apollo Drive, Jamesport, New York, dated last January 25, 1991, as prepared by Long Island Lighting Company office of Engineering, 175 East Old Country Road, Hicksville, New York, 11801, 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 and paving 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 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; underground;

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

11. 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;

12. That an evergreen planted buffer shall be provided along the north side of the fence, as indicated on the site plan approved herein and initialled by a majority of the Town Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Maurice P. Fitzgerald as agent for Long Island Lighting Company, the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and Office of the Town Attorney.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Creighton, yes, 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 acts of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signs shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signs proposed shall be coordinated in appearance and design; and that all provisions of Section 165-15 of the Riverhead Town Code shall be complied with; and that all signs shall be appraised of said requirements as well as those of Sections 165-15.7 and any restrictions imposed as a condition of the site plan approval 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 26, entitled, "Trash, Rubbish and Refuse Removal," and agrees to abide by same;

11/19/91

1271

THIS DECLARATION, made the _____ day of _____, 1991, made by LONG ISLAND LIGHTING COMPANY residing at 445 Broad Hollow Road, Melville, New York, 11747, 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;

RESOLUTION NUMBER 11/19/91 462 DATE NOV. 12, 1991 ABSTRACT #42 COUNCILPERSON Stark ¹²⁷³
 offered the following resolution, which was seconded by COUNCILPERSON Creighton
 RESOLVED, that the SUPERVISOR be, and is hereby authorized to pay the following.....

*****ACCOUNTS*****	*****TOTALS*****
GENERAL TOWN 001	\$80,210.70
PARKING METER 002	
AMBULANCE 003	\$271.23
POLICE ATHLETIC LEAGUE 004	\$135.00
TEEN CENTER 005	\$0.00
RECREATION PROGRAM 006	\$161.96
HIGHWAY 111	\$4,518.56
WATER 112	\$29,385.81
REPAIR & MAINTENANCE 113	\$3,559.00
SEWER 114	1140.81
STREET LIGHTING 116	\$365.80
PUBLIC PARKING 117	\$0.00
HOSPITALIZATION SELF INSURANCE 174	\$9,478.50
RISK RETENTION 175	\$6,613.50
UNEMPLOYMENT INSURANCE RESERVE 176	\$0.00
ECONOMIC REVOLVING LOAN 178	\$0.00
RESIDENTIAL REHAB 179	\$0.00
DISCRETIONARY/SMALL CITIES 180	\$29,539.25
PUBLIC PARKING DEBT 381	\$278.33
CDBG CONSORTIUM ACCOUNT 181	\$0.00
WATER DEBT 383	\$399.79
GENERAL TOWN DEBT 384	\$116.68
SCAVENGER WASTE DEBT 385	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$1,924.79
EIGHT HUNDRED SERIES 408	\$2,500.00
WATER IMPROVEMENTS 409	\$0.00
LOCAL ST & HWY CHIPS 440	\$37,215.56
YOUTH SERVICE 452	\$0.00
SENIORS HELPING SENIORS 453	\$0.00
EISEP 454	\$0.00
JOINT SCAVENGER WASTE 918	\$51.07
MUNICIPAL FUEL 625	\$0.00
MUNICIPAL GARAGE 626	\$601.85
TRUST & AGENCY 735	\$2,091.79
*****GRAND TOTAL*****	\$210,559.98

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

11/19/91
 RESOLUTION NUMBER 662 DATE NOV. 19, 1991 ABSTRACT #43 COUNCILPERSON Stark
 offered the following resolution, which was seconded by COUNCILPERSON Creighton
 RESOLVED, that the SUPERVISOR be, and is hereby authorized to pay the following.....

1274

*****ACCOUNTS*****		*****TOTALS*****	
GENERAL TOWN	001		\$295,401.98
PARKING METER	002		\$227.98
AMBULANCE	003		\$0.00
POLICE ATHLETIC LEAGUE	004		\$0.00
TEEN CENTER	005		\$0.00
RECREATION PROGRAM	006		\$1,030.66
HIGHWAY	111		\$40,751.15
WATER	112		\$42,860.25
REPAIR & MAINTENANCE	113		\$4,942.95
SEWER	114		\$11,229.48
STREET LIGHTING	116		\$3,395.10
PUBLIC PARKING	117		\$1,988.93
HOSPITALIZATION SELF INSURANCE	174		\$0.00
RISK RETENTION	175		\$0.00
UNEMPLOYMENT INSURANCE RESERVE	176		\$0.00
ECONOMIC REVOLVING LOAN	178		\$2,731.29
RESIDENTIAL REHAB	179		\$770.00
DISCRETIONARY/SMALL CITIES	180		\$0.00
PUBLIC PARKING DEBT	381		\$0.00
CDBG CONSORTIUM ACCOUNT	181		\$7,932.00
WATER DEBT	383		\$0.00
GENERAL TOWN DEBT	384		\$0.00
SCAVENGER WASTE DEBT	385		\$0.00
TOWN HALL CAPITAL PROJECTS	406		\$179,446.60
TWO BEARS	440		\$570.00
EIGHT HUNDRED SERIES	408		\$0.00
WATER IMPROVEMENTS	409		\$0.00
LOCAL ST & HWY CHIPS	440		\$0.00
YOUTH SERVICE	452		\$1,190.07
SENIORS HELPING SENIORS	453		\$1,567.86
EISEP	454		\$958.96
JOINT SCAVENGER WASTE	918		\$7,286.25
MUNICIPAL FUEL	625		\$0.00
MUNICIPAL GARAGE	626		\$3,099.28
TRUST & AGENCY	735		\$342,266.59
*****GRAND TOTAL*****			\$949,647.38

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

RESOLUTION # 662A

BUDGET ADOPTION

R E C E S S

Supervisor Janoski: "Let the record show that the hour is 5:45 p.m. on November 20, 1991 and the Town Board Meeting shall reconvene. I would like to recognize Councilman Vic Prusinowski who would like to make a motion."

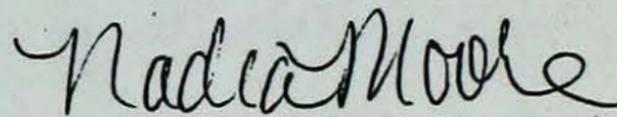
Councilman Vic Prusinowski: "I make a motion to adopt the 1992 budget."

Councilman Frank Creighton: "Second."

Supervisor Janoski: "It is moved and seconded."

The Vote: Creighton, yes; Stark, yes; Prusinowski, yes; Civiletti, yes; Janoski, yes. 5 YES

Supervisor Janoski: "Is there any other business? Let the record show that the hour is 5:46 p.m. and without objection this meeting is adjourned."



Nadia Moore
Deputy Town Clerk

NM:ch