

795 ACCEPTS LETTER OF CREDIT OF ERNEST FIELD FOR PARK,
PLAYGROUND AND RECREATION FEES (FARMSCAPE AT JAMESPORT)

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

WHEREAS, the Riverhead Planning Board, by resolution dated January 24, 1990, approved the subdivision map entitled "Farmscape at Jamesport", subject to the posting of a bond in the amount of sixteen thousand and 00/100 (\$16,000.00) dollars, covering the costs of park, playground and recreation fees as required by said resolution; and

WHEREAS, a letter of credit has been forwarded to the Office of the Town Attorney, who has reviewed same as to form.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the letter of credit of Ernest Field, assuring the completion of the improvements in the subdivision known as "Farmscape at Jamesport", covering the improvements directed by the Planning Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Howard Young, the Town Attorney's Office, the Planning Board and the Planning Board, Building Department.

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

The resolution was thereupon duly declared adopted.

796 ACCEPTS LETTER OF CREDIT OF ERNEST FIELD FOR ROAD AND DRAINAGE IMPROVEMENTS (FARMSCAPE AT JAMESPORT)

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

WHEREAS, the Riverhead Planning Board, by resolution dated January 24, 1990, approved the subdivision map entitled "Farmscape at Jamesport", subject to the posting of a bond in the amount of eleven thousand five hundred and 00/100 (\$11,500.00) dollars, covering the costs of road and drainage improvements as required by said resolution; and

WHEREAS, a letter of credit has been forwarded to the Office of the Town Attorney, who has reviewed same as to form.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the letter of credit of Ernest Field, assuring the completion of the improvements in the subdivision known as "Farmscape at Jamesport", covering the improvements directed by the Planning Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Howard Young, the Town Attorney's Office, the Planning Board and the Planning Board, Building Department.

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

The resolution was thereupon duly declared adopted.

797 ACCEPTS GRANT OF DRAINAGE EASEMENT OF TULLIO BERTOLI
AND ERNEST R. FIELD (FARMSCAPE AT JAMESPORT)

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

WHEREAS, by resolution of the Riverhead Planning Board dated January 24, 1990, the final map of "Farmscape at Jamesport" was subject to a grant of drainage easement in favor of the Town of Riverhead; and

WHEREAS, said drainage easement has been received and accepted as to form.

NOW, THEREFORE, BE IT

RESOVLED, that the Town Board of the Town of Riverhead hereby accepts the grant of drainage easement for the subdivision known as "Farmscape at Jamesport"; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute said easement; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Tullio Bertoli, Ernest R. Field and the Riverhead Planning Board.

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

The resolution was thereupon duly declared adopted.

798 CHANGES TOWN BOARD MEETING DATE

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

WHEREAS, the next regularly scheduled meeting of the Town Board, namely, January 1, 1991, is a holiday; and

WHEREAS, it is the desire of the Town Board to change the Town Board meeting date from January 1, 1991, to January 2, 1991.

NOW, THEREFORE, BE IT RESOLVED, that the next regularly scheduled Town Board meeting be and is hereby changed from January 1, 1991, to January 2, 1991; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish to following notice once in the Suffolk County Life:

TOWN OF RIVERHEAD

PUBLIC NOTICE

PLEASE TAKE NOTICE, that due to the recognition of New Year's Day as a legal holiday the next regularly scheduled meeting of the Riverhead Town Board will be convened on January 2, 1991 rather than January 1, 1991 at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York at 7:30 p.m.

BY THE RIVERHEAD TOWN BOARD
Irene J. Pendzick, Town Clerk

DATED: December 18, 1990
Riverhead, New York

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

The resolution was thereupon duly declared adopted.

799 AUTHORIZING PUBLICATION OF NOTICE TO BIDDERS

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

WHEREAS, the Town of Riverhead was granted funding by the U.S. Department of Housing and Urban Development for the installation of infrastructure in an affordable housing subdivision known as Osborne Meadows; and

WHEREAS, plans and specifications have been prepared for the bidding of roads and drainage and related infrastructure in compliance with federal bidding requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead authorizes the Town Clerk to publish and post the attached notice to bidders in the December 19, 1990 issue of the Suffolk County Life, with bids due on January 7, 1991; and

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

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

The resolution was thereupon duly declared adopted.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that SEALED BIDS for the construction of road and drainage facilities, in the Town of Riverhead, will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 A.M. prevailing time, on Monday, January 7, 1991 at which time and place they will be publicly opened and read for the following contract:

**FINAL ROAD AND DRAINAGE PLAN
OSBORNE MEADOWS
RIVERHEAD, NEW YORK**

Bid documents and specifications may be obtained at the Town Hall at 200 Howell Avenue, Riverhead, New York, upon deposit of Fifty Dollars, (\$50.00) for each set furnished. Deposits shall be made by cash, certified check or bank money order. No exceptions shall be made.

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

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the total bid, made payable to Joseph F. Janoski, Supervisor, Town of Riverhead, as set forth in the Information to Bidders.

The Town Board reserves the right to reject any or all bids, to waive any informalities and to accept such alternate bids which, in the opinion of the Town Board, will be in the best interests of the Town of Riverhead.

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

IRENE J. PENDZICK, TOWN CLERK
TOWN OF RIVERHEAD
RIVERHEAD, NEW YORK, 11901

DATED: December 19, 1990

800 AWARDS BID FOR JANITORIAL SUPPLIES

COUNCILPERSON Civiletti 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 janitorial supplies; and

WHEREAS, bids were received, opened and read aloud on the 15th day of October, 1990, at 11:15 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 be and is hereby awarded to as follows:

<u>BIDDER</u>	<u>ITEM NO.</u>
Metro Maintenance System, Inc.	10, 18, 21, 23, 38,41 & 69
Center Moriches Paper Co., Inc.	All remaining item numbers.

and be t 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 Metro Maintenance Systems, Inc., Center Moriches Paper Co., Inc. and the Purchasing Agent.

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

The resolution was thereupon duly declared adopted.

Resolution # 801 Authorizing Publication of Notice

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

WHEREAS, the Town of Riverhead was granted United States Department of Housing and Urban Development Community Development Block Grant funds in fiscal year 1989 for development of affordable housing; and

WHEREAS, the procedure for release of these funds requires the preparation of an Environmental Review Record and publication of a public notice of a finding of no significant impact and of the Town's request for release of funds.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead authorize the Town Clerk to publish the attached notice of Finding of No Significant Impact on the Environment and Request for Release of Funds for said project in the Suffolk County Life on Wednesday, December 19, 1990; and

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

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

The resolution was thereupon duly declared adopted.

LEGAL NOTICE
 NOTICE OF FINDING OF
 NO SIGNIFICANT EFFECT
 ON THE ENVIRONMENT
 AND REQUEST FOR
 RELEASE OF
 FEDERAL FUNDS

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

TO ALL INTERESTED AGENCIES, GROUPS, AND PERSONS:

On or about January 4, 1991, the Town of Riverhead will request the U.S. Department of Housing and Urban Development to release Federal funds under Title 1 of the Housing and Community Development Act of 1964 (PL 93-383) to be used for the following projects:

1. Affordable Housing -- Construction of 21 units in subdivision to be
2. ----- called Osborne Meadows; to be located on Middle
3. ----- Road, Riverhead. \$323,100

It has been determined that such Request for Release of Funds will not constitute an action significantly affecting the quality of the human environment and, accordingly, the Town of Riverhead has decided not to prepare an Environmental Impact Statement under the National Environmental Policy Act of 1969 (PL 91-190). The reason for such decision not to prepare such statement is as follows:

(i) The analysis required for the development of our Environmental Review Records for the subject projects did not point to any impact that would significantly affect the human environment. The basis for this determination lies in the fact that all identified adverse impacts are not intractable and can, through project design, be either minimized or avoided.

Environmental Review Records respecting the aforementioned projects have been made by the Town of Riverhead which document the environmental review of the projects and more fully set forth the reasons why such Statement is not required. The Environmental Review Records are on file at the above address and are available for public inspection and copying, upon request at the Community Development Office between the hours of 9 a.m. and 4 p.m.

No further environmental reviews of said projects are proposed to be conducted prior to the Request for Release of Federal Funds.

All interested agencies, groups, and persons disagreeing with this decision are invited to submit written comments for consideration by the Town of Riverhead to the Office of the Supervisor. Such written

comments should be received by the Supervisor on or before ~~January 3, 1991~~. All such comments received will be considered and the Town of Riverhead will not request the Release of Federal Funds for the subject projects prior to ~~January 4, 1991~~.

The Town of Riverhead will undertake the subject projects with Block Grant funds from the U.S. Department of Housing and Urban Development (HUD) under Title 1 of the Housing and Community Development Act of 1974. The Town of Riverhead is certifying to HUD that the Town of Riverhead and the Town Supervisor, in his official capacity as Supervisor, consent to accept the jurisdiction of the Federal courts if an action is brought to the responsibilities in relation to environmental review, decision making, and action, and that these responsibilities have been satisfied.

The legal effect of the certification is that upon its approval, the Town of Riverhead may use the Block Grant funds, and HUD will have satisfied its responsibilities under the National Environmental Policy Act of 1969. HUD will accept an objection to its approval of the release of funds and acceptance of the certification only if it is on one of the following bases: (a) that the certification was not in fact executed by the chief executive officer or other officer of the applicant approved by HUD; or (b) that applicant's Environmental Review Records for the projects indicate omission of a required decision, finding, or step applicable to the project in the environmental review process. Objections must be prepared and submitted in accordance with the required procedure (24 CFR Part 58) and may be addressed to:

U.S. Department of Housing and Urban Development (HUD)
New York Area Office
26 Federal Plaza
New York, NY 10028

Objections to the release of funds made on bases other than those stated above will not be considered by HUD. No objection received ~~after January 21, 1991~~ will be considered by HUD.

By: Mr. Joseph Janoski
Town Supervisor
200 Howell Avenue
Riverhead, NY 11901
Dated: ~~December 18, 1990~~

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD, NEW YORK
IRENE J. PENDZICK, TOWN CLERK

802 AWARDS BID FOR PARK SITE IMPROVEMENTS

COUNCILPERSON Stark 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 park site improvements throughout the Town of Riverhead; and

WHEREAS, bids were received, opened and read aloud on the 3rd day of December, 1990, 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 park site improvements throughout the Town of Riverhead be and is hereby awarded to Timothy Coffey Nursery in the amount of eighty-five thousand finve hundred fifty-six and 00/100 (\$85,556.00) dollars; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Timothy Coffey Nursery, Recreation Department, Town Engineer and the Town Attorney's Office.

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

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD
 RESOLUTION # 803
 TRANSFER OF FUNDS

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

RESOLVED, THAT THE SUPERVISOR BE AND IS HEREBY AUTHORIZED TO TRANSFER THE FOLLOWING FUNDS:

<u>APPROPRIATION</u>		<u>FROM</u>	<u>TO</u>
111.051400.541306	DRAINAGE	<u>\$8,000.00</u>	
111.051400.546303	GAS		<u>\$8,000.00</u>
111.051400.543502	ENGINEERING	<u>\$1,825.00</u>	
111.051420.540000	SNOW REMOVAL		<u>\$1,825.00</u>

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

The resolution was thereupon duly declared adopted.

804 AUTHORIZES SUPERVISOR TO EXECUTE SETTLEMENT AGREEMENT
(INTER CITY DEVELOPMENT CORP.)

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

RESOLVED, that the Supervisor be and is hereby authorized to execute a Settlement Agreement between the Town of Riverhead and Inter City Development Corp.; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Supervisor's Office, Stephen C. Silverberg, Esq., and the Town Attorney's Office.

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

The resolution was thereupon duly declared adopted.

12/18/90
805

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO
CONSIDER THE SPECIAL PERMIT APPLICATION OF OCHOA GRAZIANO

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

WHEREAS, a special permit application was submitted by Ochoa Graziano for the regrading of land inside an existing horse exercise track to bring the inside area to a level grade; and

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

WHEREAS, the Town Board, as lead agency, forwarded said application to the Riverhead Planning Board for its review and recommendation; and

WHEREAS, by letter dated November 2, 1990, the Riverhead Planning Board recommended that the request for the above-referenced special permit be approved subject to any restrictions, requirements and/or limitations of Chapter 108 of the Code of the Town of Riverhead; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the special permit applied for will be a(n) Type I action without a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider the special permit application of Ochoa Graziano.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 15th day of January, 1991, at 7:40 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of Ochoa Graziano for the regrading of land inside an existing horse exercise track to bring the inside area to a level grade.

and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Demetrios R. Halikias, Esq., Planning Department, the Riverhead Planning Board and the Town Attorney's Office.

Dated: Riverhead, New York
December 18, 1990.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

806 Releases Performance and Labor and Material Bonds and Accepts Maintenance Bond of Grimes Contracting, Co., Inc.,
Re: Sun-Up Lateral Water Main

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

WHEREAS, Grimes Contracting Co., Inc. in accordance with the terms and conditions of the contract entered into between themselves and the Town of Riverhead Water District, did supply a Performance Bond and Labor and Material Bond regarding Sun-Up Lateral Water Main, and

WHEREAS, the engineer has certified to the Town that the work has been completed in a satisfactory manner, and

WHEREAS, they have posted a Maintenance Bond for a period of one year as required by the contract,

NOW, THEREFORE, BE IT

RESOLVED, that the Performance Bond and Labor and Material Bond of Grimes Contracting Co., Inc. as it relates to Sun-Up Lateral Water Main be and is hereby released, and the Maintenance Bond which runs from November 23, 1990, to November 23, 1991, in the amount of \$46,859.00 is hereby accepted, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Pierre Lundberg, Esq.; Gary Pendzick; and Grimes Contracting Co., Inc.

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

The resolution was thereupon duly declared adopted.

807 Releases Performance and Labor and Material Bonds and
Accepts Maintenance Bond of Grimes Contracting, Co., Inc.,
Re: Extension No. 35A, Route 25A Offices

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

WHEREAS, Grimes Contracting Co., Inc. in accordance with the
terms and conditions of the contract entered into between
themselves and the Town of Riverhead Water District, did supply a
Performance Bond and Labor and Material Bond regarding Extension
No. 35A to the Riverhead Water District, and

WHEREAS, the engineer has certified to the Town that the
work has been completed in a satisfactory manner, and

WHEREAS, they have posted a Maintenance Bond for a period of
one year as required by the contract,

NOW, THEREFORE, BE IT

RESOLVED, that the Performance Bond and Labor and Material
Bond of Grimes Contracting Co., Inc. as it relates to Extension
No. 35A of the Riverhead Water District be and is hereby
released, and the Maintenance Bond which runs from November 23,
1990, to November 23, 1991, in the amount of \$40,197.00 is hereby
accepted, and be it further

RESOLVED, that the Town Clerk forward certified copies of
this resolution to Pierre Lundberg, Esq.; Gary Pendzick; and
Grimes Contracting Co., Inc.

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

The resolution was thereupon duly declared adopted.

808 ADOPTS AMENDMENT TO ARTICLE V OF THE RIVERHEAD TOWN CODE ENTITLED "PARKING, STANDING AND STOPPING"

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an amendment to Section 101-10.1 of the Riverhead Town Code entitled "Parking, standing and stopping prohibited"; and

WHEREAS, a public hearing was held on the 4th day of December, 1990, at 7:50 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

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

NOW, THEREFORE, BE IT

RESOLVED, that an amendment to Section 101-10.1 of the Riverhead Town Code entitled "Parking, standing and stopping prohibited" be and is hereby adopted as follows:

101-10.1. Parking, standing and stopping prohibited.

Street/Area	Side	Location
<u>Third Street</u>	<u>North</u>	<u>From its intersection with Center Street to South Jamesport Avenue.</u>
<u>South Jamesport Avenue</u>	<u>West</u>	<u>From its intersection with Fourth Street to Second Street.</u>
<u>Center Street</u>	<u>West</u>	<u>From its intersection with Second Street to Third Street.</u>

and be it further

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

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

Dated: Riverhead, New York
December 18, 1990.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

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

809 ADOPTS AMENDMENT TO ARCICLE II OF THE RIVERHEAD TOWN CODE ENTITLED "LANDFILL FEES"

COUNCILPERSON Stark 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 amend section 103-13.1 and 103-13.3 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 4th day of December, 1990, at 7:55 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

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

NOW, THEREFORE, BE IT

RESOLVED, that amend section 103-13.1 and 103-13.3 of the Riverhead Town Code be and is hereby adopted as follows:

103.13.1 Recyclables and household hazardous wastes.

Except as hereinafter provided:

A. All vehicles entering the town landfill for the exclusive purpose of depositing recyclables and/or household hazardous wastes in designated containers or storage facilities maintained at the landfill shall be exempt from the requirements of sections 103-10[,103-11] and 103-12 hereof.

(1) The owner/operator of any vehicles entering the landfill pursuant to the exemption from the requirements of section 103-10, as conferred by this section, shall be required to present to the gate attendant proof of residency in the Town of Riverhead in the form of a valid New York State driver's license or a current vehicle registration receipt.

B. All recyclables and household hazardous wastes brought to the town landfill for deposit in designated containers or storage facilities maintained at the landfill for such purpose, by vehicles subject to the requirements of section 103-11B, shall be [excluded from the tonnage calculation of such vehicle for the purpose of determining the weight of such vehicles and the] subject to such per-ton usage fees for separated recyclables and household hazardous wastes [to be charged to such vehicles] as the Town Board may from time to time impose, by duly adopted resolution of the Town Board; provided, however, that:

- (1) Recyclables and household hazardous wastes are [segregated] separated from other wastes prior to entering the landfill; and
- (2) The owner/operator of such vehicle presents to the landfill gate attendant proof of residency as per Subsection A (1); or
- (3) If the vehicle in question is owned/operated by a garbage hauler as defined herein, the vehicle has the sticker required by section 103-10A(3).

C. The residents of the Town of Riverhead shall be permitted to deposit leaves in the [landfill] designated yard waste composting area, as directed by personnel at the town disposal facility, [during the months of April, May, October and November only] free of charge. Noncommercial and residential [leaf collection] vehicles carrying leaves only shall be exempt from the requirements of sections 103-11 and 103-12.

103-13.3. Separate disposal of household hazardous wastes.

A. All residents of the Town shall separate such household hazardous wastes, as herein defined, as the Town Board may designate, from all other solid waste placed out for collection or transported into the Town disposal facility for disposal.

B. It shall be unlawful for any person to place out for collection any container in which other solid waste is mixed with such designated household hazardous wastes.

C. It shall be unlawful for any person to collect from a residence solid waste mixed with household hazardous wastes designated by the Town Board for mandatory separation and separate disposal.

D. It shall be the responsibility of every resident of the Town, whether or not such resident utilizes the services of a person licensed to collect waste pursuant to the provisions of this chapter, to deliver or cause to be delivered such designated household hazardous wastes, separated from all other solid wastes, to the household hazardous waste storage facility at the Town disposal facility on Youngs Avenue, for disposal at said household hazardous waste storage facility, upon the payment of such disposal fee as the Town Board may, from time to time, determine by resolution of the Town Board.

E. Any person who violates the provisions of section shall be subject to a civil penalty of not less than Fifty (\$50) Dollars for each such violation.

F. This section shall take effect on January 15, 1991.

and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to John Reeve and the Town Attorney's Office.

Dated: Riverhead, New York
December 18, 1990.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*brackets [] represent deletion(s)
**underscore represents addition(s)

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

The resolution was thereupon duly declared adopted.

810 APPROVES SPECIAL PERMIT APPLICATION OF CONTINENTAL INDUSTRIAL CENTER

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

WHEREAS, by application filed May 21, 1990, Fred Fellows, President of Continental Industrial Center, did apply to this Town Board for a special permit convert a 1,525 square foot portion of an existing officewarehouse structure to a residential apartment at premises located at 28 Lincoln Street, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-126-1-47, said application made pursuant to Section 108-69 of the Code of the Town of Riverhead; and

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

WHEREAS, by letter dated September 27, 1990, the Planning Board recommended that the special permit of Continental Industrial Center be approved; and

WHEREAS, on the 4th of December, 1990, this Town Board held a public hearing wherein all persons wishing to be heard were heard; and

WHEREAS, the site is served by public water, public sewer and the Riverhead Parking District; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the special permit applied for will be a(n) Unlisted action without a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

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

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

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

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

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the special permit application of Continental Industrial Center for property located at 28 Lincoln Street, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-126-1-47, pursuant to Section 108-69 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may, from time to time, be approved by the Riverhead Town Board; and be it further

RESOLVED, that no building permit shall be issued until the Town Board has approved the site plan, by resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Continental Industrial Center, the Riverhead Planning Department, the Town Attorney's Office and the Riverhead Building Department.

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

The resolution was thereupon duly declared adopted.

811 DESIGNATES RECYCLABLES FOR SEPARATE DISPOSAL

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

WHEREAS, the Town Board of the Town of Riverhead did, on December 4, 1990, amend Chapter 103 of the Town Code by adopting a new section 103-13.2; and

WHEREAS, said Section 103-13.2 requires the source separation of designated recyclables by residents of the Town of Riverhead effective January 1, 1991; and

WHEREAS, said Section authorizes the Town Board of the Town of Riverhead to designate, by resolution, which recyclables shall be separated from all other solid waste.

NOW, THEREFORE, BE IT

RESOLVED, that the following materials shall constitute "designated recyclables" pursuant to Section 103-13.2 of the Riverhead Town Code and shall be separated by residents from all other solid waste, effective January 1, 1991:

- tin, bi-metal and aluminum cans, and foils
- glass, bottles, and jars
- cardboard, paperboard, and corrugated material
- HDPE and PET plastic containers;
- newspapers

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

The resolution was thereupon duly declared adopted.

812 EXTENDS UNIFORM CONTRACT FOR POLICE DEPARTMENT

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

RESOLVED, that the contract for the supply of uniforms to the Riverhead Town Police Department awarded to Manno Uniform and Security Equipment Corp. be and is hereby extended pursuant to the terms of said contract for a period of one year for the following:

Trousers	\$36.39
Long-sleeve shirts	\$25.39
Short-sleeve shirt	24.29

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Manno Uniform and Security Equipment Corp., the Purchasing Agent and the Riverhead Police Department.

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

The resolution was thereupon duly declared adopted.

813 AWARDS BID FOR TRANSPORTATION AND DISPOSAL OF CO-MINGLED RECYCLABLES

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 the transportation and disposal of co-mingled recyclables; and

WHEREAS, bids were received, opened and read aloud on the 12th day of December, 1990, at 11:15 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 the transportation and disposal of co-mingled recyclables be and is hereby awarded to Omni Technical Services and Island Recycling Corp. as follows:

Price per ton for glass, etc.	\$39.66
Gross bid for glass, etc.	\$35,694.00

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 Omni Technical Services and Island Recycling Corp., Sanitation Department and the Town Attorney's Office.

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

The resolution was thereupon duly declared adopted.

814 APPROVES SITE PLAN OF MOHRING ENTERPRISES, INC. FOR A GAS STATION, CONVENIENCE STORE, AND CAR WASH

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

WHEREAS, a site plan and elevations were submitted by Richard Mohring, Jr., as agent for Mohring Enterprises, Inc. for construction of a gas station, convenience store, and car wash located at northwest corner of Warsaw Drive and County Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-101-1-p/o 10.3; and

WHEREAS, the Planning Department has reviewed the site plan dated last November 29, 1990, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated August 31, 1990, as prepared by Tast & Clemency, 11 Village Square, Glen Cove, New York, 11542, 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 Richard Mohring, Jr., as agent for Mohring Enterprises, Inc., for construction of a gas station, convenience store, and car wash, located at northwest corner of Warsaw Drive and County Route 58, Riverhead, New York, site plan dated last November 29, 1990, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and elevations dated August 31, 1990, as prepared by Tast & Clemency, 11 Village Square, Glen Cove, New York, 11542, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, Mohring Enterprises, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at northwest corner of Warsaw Drive and County Route 58, Riverhead, New York, to enforce said handicapped parking regulations;
10. That by execution and filing of this document, Mohring Enterprises, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at northwest corner of Warsaw Drive and County Route 58, Riverhead, New York, to enforce any and all codes, ordinances, and regulations of the Town of Riverhead;

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

12. That all utilities shall be constructed underground;

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

14. That all curbing on the south side of the subject parcel shall be a minimum of twenty-five (25) feet from the south property line;

16. That the Tilia Cordata "Greenspire" shown throughout the site be a minimum of three to three and one half (3 1/2) inches in diameter and shall be located in such a way as to preserve these trees in the event of a taking of land and widening of Route 58 by the County of Suffolk;

17. That the design of the canopy over the gasoline pump islands shall be the subject of a future approval, by resolution, by this Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard Mohring, Jr., as agent for Mohring Enterprises, Inc., Young & Young, Tast & Clemency, Allen M. Smith, Esq., the Riverhead Planning Department, Riverhead Building Department, Town Engineer, and the Office of the Town Attorney.

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

The resolution was therupon duly declared adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1990, made by Richard Mohring, Jr., as agent for Mohring Enterprises, Inc., residing at 347 Glen Cove Avenue, Sea Cliff, New York, 11579, Declarant.

W I T N E S S E T H:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

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

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

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
4. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;
7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;
8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;
9. That by execution and filing of this document, Mohring Enterprises, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at northwest corner of Warsaw Drive and County Route 58, Riverhead, New York, to enforce any and all codes, ordinances, and regulations of the Town of Riverhead;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground;
12. That, prior to the issuance of a Building Permit, a performance bond, or other equivalent security, in a form approved by the Town Attorney and adopted by resolution of the Town Board, shall be provided by the applicant in accordance with requirements of Section 108-133 of the Town Code;
13. That the entrance and exit to the site shall be clearly marked as such so as to be clearly visible to motorists on Warsaw Drive;
14. That all curbing on the south side of the subject parcel shall be a minimum of twenty-seven (27) feet from the south property line;

15. That the species of shrubs contained in the planting schedule shall be utilized throughout the twenty-five (25) foot wide "landscape buffer" affecting the County Route 58 frontage of the subject parcel, so as to buffer the asphalt area from view from said roadway;

16. That the design of the canopy over the gasoline pump islands shall be the subject of a future approval, by resolution, by this Board.

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

Mohring Enterprises, Inc.
By: Richard Mohring, Jr.

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

On the _____ day of _____, 1990, before me personally came Richard Mohring, Jr., to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at northwest corner of Warsaw Drive and County Route 58, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

815CALLS PERFORMANCE BOND FOR CRYSTAL PINE ESTATES

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

WHEREAS, Crystal Pine Estates, Inc. posted a Performance Bond drawn by New York Surety Company No. 11682 in the principle amount of \$143,000 to assure their payment of the cost of the installation of water mains at their subdivision in Aquebogue, Riverhead, New York; and

WHEREAS, said mains have been installed and demand for payment dated November 5, 1990 was delivered to Reed Collins of Crystal Pine Estates, Inc. which payment has not been made,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby calls Bond of New York Surety Company to perform the obligations of Crystal Pine Estates, Inc. and pay to the Town of Riverhead \$143,000 pursuant to Bond No. 11682; and

BE IT FURTHER RESOLVED that the Town Clerk forward a certified copy of this resolution be served by personal service upon New York Surety Company, 80 Cutter Mill Road, Great Neck, New York 11021; and Reed Collins, 1117 Old Country Road, Plainview, New York 11803; and that a certified copy be sent to Gary Pendzick, Pierre Lundberg, Esq., and H2M by regular mail.

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

The resolution was thereupon duly declared adopted.

816 EXTENDS CONTRACT WITH CORNELL UNIVERSITY FOR CONSULTING SERVICES TO SEWER AND SCAVENGER WASTE DISTRICTS

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

WHEREAS, the Riverhead Town Board as governing body of the Riverhead Sewer District and Scavenger Waste District has previously entered into a fixed-cost agreement with Cornell University to provide consulting services regarding effluent disposal at the districts' plant which services were to be completed by December 31, 1990;

WHEREAS, the completion of the BT CAMP Study by the Suffolk County Department of Health Services has not yet been completed and which study is necessary for Cornell to conclude their services;

NOW, THEREFORE, BE IT

RESOLVED, that the agreement between the districts and Cornell University be and hereby is extended to a completion date of December 31, 1991 at no increase in the budgeted cost; and

BE IT FURTHER RESOLVED that the Town Clerk forward a certified copy to Jack Martin of Cornell University; John Batten, Malcolm-Pirnie; and Pierre Lundberg, Esq.

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

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD RESOLUTION # 817Declares Lead Agency and Determines Significance of Action
C.K. Auto Repairs, Inc. - Special Permit and Site Plan

Adopted:

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

WHEREAS, the Riverhead Town Board is in receipt of a petition for a Special Permit for the reestablishment of home heating oil storage and sale/distribution from existing tanks which are part of an existing gas station within a Residence 'A' Zone (Suffolk County Tax Map Number 0600-74-1-27.1) from Clifford G. Kitz, and

WHEREAS, a Site Plan and Environmental Assessment Form were submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional, and

WHEREAS, the Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant effect upon the environment;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declare itself to be the Lead Agency in the Special Permit application of C.K. Auto Repairs, Inc., and

BE IT FURTHER

RESOLVED, that the application be considered to be an Unlisted Action which will not have a significant effect upon the environment and that a draft Environmental Impact Statement will not be prepared, and

BE IT FURTHER

RESOLVED, that this classification and determination be considered effective for any subsequent application for Site Plan, and

BE IT FURTHER

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

BE IT FURTHER

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

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

August 27, 1990

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

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

Name of Action - Special Permit and Site Plan for C.K. Auto Repairs, Inc.

SEQR Status - Unlisted

Conditioned Negative Declaration: No

Description of Action: Applicant proposes to resume storage and sale/distribution of home heating oil from existing storage tanks which are part of an existing gas and service station.

Location: West side Wading River-Manorville Road, approximately 1,000' north of New York State Route 25, Wading River Hamlet, Riverhead Township; Suffolk County Tax Map Number 0600-74-1-27.1.

Reasons Supporting This Document:

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

For further information, contact:

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

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

The resolution was thereupon duly declared adopted.

818 APPROVES FINAL SITE PLAN OF SPLISH-SPLASH AT ADVENTURELAND, INC.

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

WHEREAS, by Resolution #617, dated September 4, 1990, the Town Board of the Town of Riverhead did approve the site plan of James A. (Chip) Cleary, Jr., as agent for Splish-Splash at Adventureland, Inc., for the construction of a water theme park located at Middle Country Road (New York State Route 25), Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-118-1-3.1, and

WHEREAS, the covenants associated with said approval were filed with the Suffolk County Clerk and foundation permit applications were made and approved, and

WHEREAS, additional information has been provided, in accordance with the provisions of Resolution #617, and

WHEREAS, an Environmental Impact Statement was prepared which resulted in a Findings Statement which was adopted by this Town Board and noticed pursuant to the New York State Environmental Conservation Law and 6 NYCRR Part 617, and

WHEREAS, the Planning Department has reviewed the Tree Clearing Plan and the Landscaping and Paving Plan and Existing Tree Survey Map, consisting of four sheets, as prepared by the H2M Group, 575 Broad Hollow Road, Melville, New York, 11747, dated November, 1990, and Roadway Improvement Plans (Proposed Traffic Signal and Pavement Marking dated November 27, 1990, and Signing Plan dated November 20, 1990) prepared by Dunn Engineering Associates, 66 Main Street, Westhampton Beach, New York, 11978, and

WHEREAS, this Town Board has reviewed the plans aforementioned, and

WHEREAS, a copy of the plans have 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, the applicant has made payment to the Town of Riverhead for SEQR fee and site plan review fee as calculated by the Planning Department;

NOW, THEREFORE, BE IT

RESOLVED, that the final site plan submitted by James A. (Chip) Cleary, Jr., as agent for Splish-Splash at Adventureland, Inc., for the construction of a water theme park located at Middle Country Road (New York State Route 25), Calverton, New York, plans entitled Tree Clearing Plan and the Landscaping and Paving Plan and Existing Tree Survey Map, consisting of four sheets, as prepared by the H2M Group, 575 Broad Hollow Road, Melville, New York, 11747, dated November, 1990, and Roadway Improvement Plans (Proposed Traffic Signal and Pavement Marking

dated November 27, 1990, and Signing Plan dated November 20, 1990) prepared by Dunn Engineering Associates, 66 Main Street, Westhampton Beach, New York, 11978, be and are hereby approved by the Town Board of the Town of Riverhead, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James A. (Chip) Cleary, Jr., as agent for Splish-Splash at Adventureland, Inc., the H2M Group, Allen M. Smith, Esq., the Riverhead Planning Department, Building Department, Town Engineer, and Office of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

819 APPOINTS SPECIAL POLICE OFFICERS

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

WHEREAS, there is a need to place individuals in the position of Special Police Officer in the Riverhead Town Police Department; and

WHEREAS, the Suffolk County Police Academy will begin its new session of certification;

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to the position of Special Police Officers effective January 2, 1991:

Michael W. Benedict
John Jacobs
Christopher James
Thomas Lateulere
Michael J. Lech
Gregory Melendez
Richard Moisa
Michael W. Rapp
Mark Stromski
Peter Troyan, Jr.

FURTHER BE IT RESOLVED that the above-named individuals shall be placed on a leave of absence until such time as their completion of the part-time Suffolk County Police Academy; and

FURTHER BE IT RESOLVED that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the above-named individuals and Chief Lawrence Grattan.

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

The resolution was thereupon duly declared adopted.

820 APPOINTS MICHAEL REICHEL AS SUPERINTENDENT OF SEWER &
SCAVENGER WASTE DISTRICTS

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

WHEREAS, due to the retirement of Clement Petraszewski, a
vacancy presently exists in the position of Superintendent of the
Sewer/Scavenger Waste Districts; and

WHEREAS, availability of this position was duly advertised:
and

WHEREAS, all qualified applicants were thereafter
interviewed.

NOW, THEREFORE, BE IT RESOLVED, that MICHAEL REICHEL be and
is hereby appointed to the provisional position of Sewage
District Superintendent IIIB effective December 19, 1990 at a
1990 annual salary of \$35,000; and

BE IT FURTHER RESOLVED, that the Supervisor be and is hereby
authorized to execute a contract with Michael Reichel; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby
directed to forward a copy of this resolution to Michael Reichel
and the Town Clerk.

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

The resolution was thereupon duly declared adopted.

821 AMENDS SITE PLAN OF ANTONINO MILITELLO - EAST MAIN ST.

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

WHEREAS, the Riverhead Town Board, by Resolution dated September 18, 1990, did approve the site plan of Antonino Militello, for the conversion of an existing structure located at 755 East Main Street, Riverhead, Suffolk County Tax Map No. 0600-127-7-15; and

WHEREAS, the Town Board required the use of Belgian Block curbing throughout the site; and

WHEREAS, the Town Board has been made aware of certain facts relative to this type of curbing upon the particular parcel of land.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby amends its prior Resolution #634, adopted September 18, 1990, by removing condition number twelve (12) in its entirety; and

BE IT FURTHER RESOLVED, that the applicant file an amended declaration and covenant with the Suffolk County Clerk removing the condition aforementioned and that evidence of filing be submitted to the Riverhead Building Department; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Antonino Militello, Richard Hanley and the Building Department.

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

The resolution was thereupon duly declared adopted.

822 AUTHORIZES SALARY ADJUSTMENT FOR JOSEPH ACH

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

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

WHEREAS, Joseph Ach requested that his salary for 1990 be reduced to the maximum allowable limit of \$20,500.00 permitted in accordance with Social Security regulations and pension benefits; and

WHEREAS, the Social Security regulations have increased the maximum allowable income to \$20,900.00.

NOW, THEREFORE, BE IT

RESOLVED, that Joseph Ach's salary be adjusted to reflect the maximum allowable income permitted pursuant to Social Security regulations in the amount of \$20,900.00 retroactive to January 1, 1990; and be it further

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

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

The resolution was thereupon duly declared adopted.