

Barbara Grattan, Town Clerk

TOWN BOARD MEETING

AGENDA

June 18, 2002

ROBERT F. KOZAKIEWICZ, Supervisor

Edward Densieski, Councilman
James Lull, Councilman

Barbara Blass, Councilwoman
Rose Sanders, Councilwoman

Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney

ELECTED OFFICIALS

Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Maryann Wowak Heilbrunn
Richard Ehlers
Allen M. Smith

Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice

DEPARTMENT HEADS

John J. Hansen
Leroy E. Barnes, Jr.
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief David Hegermiller
Jane Vanden Thoorn
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick

Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department
Sewer District
Water Department

Call to Order and Salute to the Flag

EMPLOYEE OF THE QUARTER FRANK HERNANDEZ

REPORTS

Receiver of Taxes: Total Taxes collected to date: \$71,079,522.78
Utility Collections: Total: \$138,467.92

Building Dept.: Total Collections for May, 2002-\$144,324.00

Sewer Dept.: Sewer Monitoring Report for May, 2002

OPEN BID REPORTS: Repainting of Pulaski Street Tank
Opened: 06/11/02 @11:00 a.m.
One Bid Was Received

Pittsburgh Tank & Tower Bid Amount: \$358,690.00

Corrosion Control
Opened: 06/11/02, One Bid Was Received

CalciQuest, Inc. Bid Amount: \$3 97 per gallon

APPLICATIONS

Shows & Exhibition Permit: Jesus is Lord Church-Lombardi Park-July 20-1 PM
to 3 PM-Singing & Speaking
Silver Dollar Shows Inc.-June 27 to July 7th-Rte
25,Calverton-Fair

Fireworks Permit: Ms. Julie Ward-July 4th, 2002-Vineyard Caterers
Silver Dollar Shows-June 29th-Calverton Campground
Kim Loeffler-July 3rd-Vineyard Caterers
East End Arts Council-August 10th-Palmer Vineyards
August 24th-Jamesport Vineyard

APPLICATIONS CONTINUED:

- Site Plans: Cooperage Inn-Amending previous approved Site Plan
Wading River Plaza Expansion
OC Riverhead 58 LLC
Calverton Manor, LL
- Special Permit: Willow Ponds on the Sound-Construction of 220 Condo units.

CORRESPONDENCE

- Molly Roach: In favor of the the "Y"
- Peter Danowski: Re: Application of Country Trails (L.I. Tech Developing Corp.)
Be exempted from the Moratorium on Residential Development.
- Mary Stanslir: Re: The proposal to move the softball site to the Grumman Property.
- Kendal Kelly: In favor of extending the moratorium.

COMMITTEE REPORT

PUBLIC HEARINGS

SCHEDULED JUNE 18th , 2002

- 2:05 p.m. The Extension to the Water District known as Extension #73.
- 2:10 p.m. The Consideration of a Local Law to amend Chapter 101 of the Town Code, Vehicles & Traffic-Section 101-8 Weight Limits-Mill Road.

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:

REGULAR TOWN BOARD MEETING:

- #637 Approves Application of Riverhead Central School District
- #638 Approves Application of Riverhead Business Improvement District Management Association (Blues Festival)
- #639 Approves the Application for Fireworks Permit of Kim Loeffler (Vineyard Caterers)
- #640 Approves the Application for Fireworks Permit of Jolie Ward (Vineyard Caterers)
- #641 Approves the Application for Fireworks Permit of Silver Dollar Shows, Inc. (June 29, 2002)
- #642 Approves the Application for Fireworks Permit of Silver Dollar Shows, Inc. (July 4, 2002)
- #643 Approves Application of Jamesport Fire Department
- #644 Approves the Application for Fireworks Permit of Jamesport Fire Department
- #645 Approves Application of East End Arts Council
- #646 Resolution and Consent Approving the Dedication of Highways Known as Stoll Drive
- #647 Authorizes Town Clerk to Publish and Post Publish Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 62 (Excavations) of the Riverhead Town Code
- #648 Authorizes the Reduction of Certificate of Deposit in Connection with the Subdivision Entitled, "Bay Run Estates" (Park & Rec Fees)
- #649 Releases SCNB Irrevocable Letter of Credit of T.H. Cheshire & Sons, Inc. (Water District Administration Building Renovations)
- #650 Releases North Fork Bank Certificates of Deposit (2) of Richard Olivo (Shade Tree Acres, Wading River)
- #651 Accepts Security Bonds of the Woods at Cherry Creek, LLC (Golf Course)
- #652 Accepts Cash Security Bond of Dr. Sciotto
- #653 Accepts Performance Bond of PRG Corp.
- #654 Authorizes the Release of Performance Bond of Saddle Lakes

- #655 Authorizes the Release of Performance Bond of HDI Enterprises, LLC (Riverhead Commerce Associates Park, LLC.)
- #656 Authorizes the Release of Performance Bond of Angelo Stravroupoulos (Peconic Bay Diner)
- #657 Authorizes the Supervisor to Execute a License Agreement with Aeros Cultured Oyster Company, to Allow the Installation of a Floating Upweller System (FLUPSY) in East Creek
- #658 Authorizes the Office of the Town Attorney to Commence an Action in the Supreme Court to Enforce the Town of Riverhead's Interest in Center Street, South of Front Street in Jamesport, as a Town Highway
- #659 Authorizes the Supervisor to Execute PSAP Agreement for Enhanced 911 Program with the County of Suffolk
- #660 Authorizes Town Clerk to Publish and Post Public Notice to Consider the Acceptance of a Donation of Property Owned by Martin Bass (Main Road, Aquebogue)
- #661 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Country Inns)
- #662 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Business D District uses)
- #663 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code
- #664 Adopts a Local Law to Replace and Repeal Article XXVI of Chapter 108 of the Riverhead Town Code (site plan review)
- #665 General Fund Budget Adjustment
- #666 Water District Budget Adjustments
- #667 Sewer District Budget Adjustment
- #668 Approves Temporary Sign Permit for Riverview homes
- #669 Authorization to Publish Bid for Type III Class I Emergency Vehicle
- #670 Authorization to publish Bid for Diesel Fuel
- #671 Appoints a Fill-In Lifeguard to the Riverhead Recreation Dept. (A. Scheer)
- #672 Appoints a Fill-In Lifeguard to the Riverhead Recreation Dept. (R. McKay)

- #673 Appoints a Fill-In Beach Attendant to the Riverhead Recreation Department (E. Lubus)
- #674 Appoints a Water Safety Instructor to the Riverhead Recreation Dept. (D. Vandercreek)
- #675 Appoints a P/T Assistant Recreation Leader to the Riverhead Recreation Dept. (J. Nowack)
- #676 Appoints Student Intern III in the Engineering Dept. (T. Duffy)
- #677 Appoints a Member to the Planning Board (L. Wells)
- #678 Appoints Chief of Police to the Riverhead Police Dept. (D. Hegermiller)
- #679 Appoints a Part Time Heavy Equipment Operator on Rotating Basis for the Yard Waste Program
- #680 Amending Employment Status of Deputy Town Attorneys
- #681 Authorizes the Supervisor to Engage the Peconic Land Trust (PLT) to Prepare the 2002 USDA Farmland Protection Grant Application
- #682 Authorizes the Supervisor to Execute a Letter Agreement with James C. Nicholas, Ph.D for the Purposes of Obtaining an Estimate of Value of Transferable Development Rights in Riverhead Pursuant to Town Code Section 95A
- #683 Approves Site Plan of R.C.P. Associates, LLC.
- #684 Approves Application of Silver Dollar Shows, Inc.
- #685 Accepts Final Environmental Impact Statement Supporting the Special Permit Petition of J. Douglas Stark and Agnes Stark (Glenwood Oaks Section 2)
- #686 Pays Bills

COMMUNITY DEVELOPMENT AGENCY MEETING:

- #13** Authorizes the Chairman to Execute a License Agreement of Silver Dollar Shows, Inc.

Adopted

6/18/02

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY

Resolution #13

AUTHORIZES THE CHAIRMAN TO EXECUTE A LICENSE AGREEMENT OF
SILVER DOLLAR SHOWS, INC.

Councilwoman Blass offered the following resolution, was seconded
by

Councilman Lull

WHEREAS, Silver Dollar Shows, Inc. has submitted an application for the purpose of conducting the Suffolk County Fair to be held on the Calverton Enterprise Park picnic grounds at Rte. 25, Calverton, New York, between the hours of 3:00 p.m. and 12:00 midnight, Monday through Friday, and between the hours of 12:00 noon and 12:00 midnight, Saturday and Sunday, on June 27, 2002 through July 7, 2001; and

WHEREAS, the land upon which the Fair is to be held is owned by the Town of Riverhead Community Development Agency, and

WHEREAS, Silver Dollar Shows, Inc. has made application to the Town Board for a Special Event pursuant to Chapter 90 of the Town Code of the Town; and

WHEREAS, the aforementioned Chapter 90 application has been reviewed by the Town Attorney's office and is proper as to form, and

WHEREAS, Silver Dollar Shows, Inc., requires a license from the CDA to utilize the aforementioned land from the and ,

NOW THEREFORE BE IT RESOLVED, that the CDA authorizes the Chairman to execute a license agreement, a copy of which is annexed hereto, with Silver Dollar Shows, Inc. and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. Silver Dollar Shows, Inc. shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Silver Dollar Shows, Inc., ~~2 Olympia Lane, Stony Brook, New York, 11790~~; Ken Testa, P.E. and Chief David Hegermiller, Riverhead Police Department.

PO Box 789

E Monches

11940

THE VOTE
Sanders Yes No Blank Yes No
Densieski Yes No Left Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 637

APPROVES APPLICATION OF RIVERHEAD CENTRAL SCHOOL DISTRICT

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, the Riverhead Central School District has submitted an application for the purpose of conducting an overnight fundraiser to benefit the American Cancer Society ("Relay for Life") to be held on the School District grounds at Pulaski Street and Osborne Avenue, Riverhead, New York, between the hours of 4:00 p.m. on June 21, 2002 and 9:00 a.m. on June 22, 2002; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Central School District has submitted an application for the purpose of conducting an overnight fundraiser to benefit the American Cancer Society ("Relay for Life") to be held in the School District grounds at Pulaski Street and Osborne Avenue, Riverhead, New York, between the hours of 4:00 p.m. on June 21, 2002 and 9:00 a.m. on June 22, 2002, is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. The Riverhead Central School District shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Central School District, Attn: Bob Reese, 700 Osborne Avenue, Riverhead, New York, 1190; the Riverhead Fire Marshal and the Riverhead Police Department.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

1221
Adopted

Resolution # 638

**APPROVES APPLICATION OF RIVERHEAD BUSINESS IMPROVEMENT DISTRICT
MANAGEMENT ASSOCIATION (BLUES FESTIVAL)**

COUNCILMAN LULL offered the following resolution, was seconded by
COUNCILWOMAN SANDERS :

WHEREAS, Riverhead Business Improvement District Management Association has submitted an application for the purpose of conducting a Blues Festival to be held in the Peconic River Municipal Parking Lot, Peconic Avenue, Riverhead, New York, on the following dates and times:

- July 19, 2002 between the hours of 5:00 p.m. and 11:30 p.m.
- July 20, 2002 between the hours of 12:00 noon and 11:30 p.m.
- July 21, 2002 between the hours of 12:00 noon and 6:00 p.m.; and

WHEREAS, Riverhead Business Improvement District Management Association has requested that this event be exempt from Chapter 46 of the Riverhead Town Code entitled, "Alcohol Consumption"; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Riverhead Business Improvement District Management Association for the purpose of conducting a Blues Festival to be held in the Peconic River Municipal Parking Lot, Peconic Avenue, Riverhead, New York, on the aforesaid dates and times, is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes this event to be exempt from Chapter 46 of the Riverhead Town Code; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Business Improvement District Management Association, Attn: Tom Gahan, 112 West Main Street, Riverhead, New York, 11901 and the Riverhead Police Department.

D:\Laura\chap90\Blues.res.doc

THE VOTE

Sanders ✓ Yes ___ No ___ Glass ✓ Yes ___ No ___
 Densieski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
 Kozakiewicz ✓ Yes ___ No ___

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Adopted

6/18/02

TOWN OF RIVERHEAD

Resolution # 639

**APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
KIM LOEFFLER (VINEYARD CATERERS)**

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILMAN DENESKI :

WHEREAS, Kim Loeffler has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at Vineyard Caterers, Main Road, Aquebogue, New York on July 3, 2002 between the hours of 9:30 p.m. and 11:00 p.m.; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Bay Fireworks, Inc.) naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Kim Loeffler, for the purpose of conducting a fireworks display to be held at Vineyard Caterers, Main Road, Aquebogue, New York on July 3, 2002 between the hours of 9:30 p.m. and 11:00 p.m., is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Vineyard Caterers
- Scheduling a pre-event inspection between 12:00 noon and 2:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Jamesport Fire Chief in attendance.
- Fireworks and technicians must arrive at Vineyard Caterers no later than 2:00 p.m. on the day of the event; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kim Loeffler, 13 Fieldsview Road, Bradford, RI, 02808; the Jamesport Fire Department; Bruce Johnson, Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

c:\wp60\wpdocs\fireworks.res

THE VOTE

Sanders Yes No Class Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 640

**APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
JOLIE WARD (VINEYARD CATERERS)**

COUNCILMAN DENYESKI offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, Jolie Ward has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at Vineyard Caterers, Main Road, Aquebogue, New York on July 4, 2002 between the hours of 9:30 p.m. and 11:00 p.m.; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Bay Fireworks, Inc.) naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Jolie Ward, for the purpose of conducting a fireworks display to be held at Vineyard Caterers, Main Road, Aquebogue, New York on July 4, 2002 between the hours of 9:30 p.m. and 11:00 p.m., is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Vineyard Caterers
- Scheduling a pre-event inspection between 12:00 noon and 2:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Jamesport Fire Chief in attendance.
- Fireworks and technicians must arrive at Vineyard Caterers no later than 2:00 p.m. on the day of the event; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jolie Ward, 73 Old East Neck Road, Melville, New York, 11747; the Jamesport Fire Department; Bruce Johnson, Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

THE VOTE

Sanders Yes ___ No ___ Blaso Yes ___ No ___
 Densieski Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

Adopted

6/18/02

TOWN OF RIVERHEAD

Resolution # 641

APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF SILVER DOLLAR SHOWS, INC. (JUNE 29, 2002)

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, Silver Dollars Shows, Inc. has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at the campgrounds at the Calverton Enterprise Park, Calverton, New York on June 29, 2002 between 9:30 p.m. and 10:00 p.m., having a rain date of June 30, 2002; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Fireworks by Grucci, Inc.) naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Silver Dollars Shows, Inc. for the purpose of conducting a fireworks display to be held at the campgrounds at the Calverton Enterprise Park, Calverton, New York on June 29, 2002 between 9:30 p.m. and 10:00 p.m., having a rain date of June 30, 2002, is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Silver Dollars Shows, Inc.
- Scheduling a pre-event inspection between 12:00 noon and 2:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Riverhead Fire Chief in attendance.
- Fireworks and technicians must arrive at Riverhead Raceway no later than 2:00 p.m. on the day of the event; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Silver Dollars Shows, Inc., 63 Pine Street, East Moriches, New York, 11940; the Riverhead Fire Department; Bruce Johnson, Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

c:\wp60\wpdocs\fireworks.res

THE VOTE

Sanders Yes ___ No Blass Yes ___ No

Densieski Yes ___ No Lull Yes ___ No

Kozakiewicz Yes ___ No

THE RESOLUTION WAS WAS NOT ___

THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 642

APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF SILVER DOLLAR SHOWS, INC. (JULY 4, 2002)

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, Silver Dollars Shows, Inc. has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at the campgrounds at the Calverton Enterprise Park, Calverton, New York on July 4, 2002 between 9:30 p.m. and 10:00 p.m., having a rain date of July 5, 2002; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Fireworks by Grucci, Inc.) naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Silver Dollars Shows, Inc. for the purpose of conducting a fireworks display to be held at the campgrounds at the Calverton Enterprise Park, Calverton, New York on July 4, 2002 between 9:30 p.m. and 10:00 p.m., having a rain date of July 5, 2002, is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Silver Dollars Shows, Inc.
- Scheduling a pre-event inspection between 12:00 noon and 2:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Riverhead Fire Chief in attendance.
- Fireworks and technicians must arrive at Riverhead Raceway no later than 2:00 p.m. on the day of the event; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Silver Dollars Shows, Inc., 63 Pine Street, East Moriches, New York, 11940; the Riverhead Fire Department; Bruce Johnson, Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

c:\wp60\wpdocs\fireworks.res

THE VOTE

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No
 Densleski ✓ Yes ___ No Lull ✓ Yes ___ No
 Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 643**APPROVES APPLICATION OF JAMESPORT FIRE DEPARTMENT**COUNCILWOMAN SANDERS

offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, the Jamesport Fire Department has submitted an application for the purpose of conducting a bazaar/carnival to be held at the George Young Community Center, Main Road, Jamesport, New York, on July 9, 2002 through July 13, 2002 between the hours of 6:00 p.m. and 11:00 p.m. Tuesday through Friday and between the hours of 4:00 p.m. and 12:00 midnight on Saturday; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application:

NOW THEREFORE BE IT RESOLVED, that the application of the Jamesport Fire Department for the purpose of conducting a bazaar/carnival to be held at the George Young Community Center, Main Road, Jamesport, New York, on July 9, 2002 through July 13, 2002 between the hours of 6:00 p.m. and 11:00 p.m. Tuesday through Friday and between the hours of 4:00 p.m. and 12:00 midnight on Saturday, is hereby approved; and be it further

RESOLVED, that a pre-opening inspection is to be conducted by the Riverhead Fire Marshal by calling 727-3200 ext. 209; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the application fee for this event due to their not-for-profit status; and be it further

RESOLVED, that the Town Board exempts this event from Chapter 46 (Alcoholic Beverages) of the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Jamesport Fire Department, Attn: John Howell, Manor Lane, Jamesport, New York, 11974; the Riverhead Fire Marshal and the Riverhead Police Department.

D:\Laura\chap90\jamesportfire.doc

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 644

APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF JAMESPORT FIRE DEPARTMENT

COUNCILMAN LULL

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI

WHEREAS, Jamesport Fire Department has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at the George Young Community Center, Main Road, Jamesport, New York on July 13, 2002 at 9:30 p.m.; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Jamesport Fire Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Fireworks by Grucci, Inc.) naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Jamesport Fire Department, for the purpose of conducting a fireworks display to be held at the George Young Community Center, Main Road, Jamesport, New York on July 13, 2002 at 9:30 p.m. , is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by the Jamesport Fire Department
- Scheduling a pre-event inspection between 12:00 noon and 2:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Jamesport Fire Chief in attendance.
- Fireworks and technicians must arrive at the George Young Community Center no later than 2:00 p.m. on the day of the event; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Jamesport Fire Department, Attn: John Howell, Manor Lane, Jamesport, New York, 11947; Bruce Johnson, Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

D:\Laura\reso\Jamesportfw.res.doc

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
 Densieski Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

Resolution # 645

APPROVES APPLICATION OF EAST END ARTS COUNCIL

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, the East End Arts Council has submitted an application for the purpose of conducting two (2) concert events as part of the Wine Press Concert Series to be held as follows:

- Saturday, August 10, 2002 6:30-8:30 p.m. Palmer Vineyards
Sound Avenue, Riverhead
- Saturday, August 24, 2002 6:30-8:30 p.m. Jamesport Vineyard
Route 25, Jamesport

WHEREAS, the applicant has requested the application fee be waived; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the East End Arts Council for the purpose of conducting two (2) concert events as part of the Wine Press Concert Series to be held on the aforementioned dates and times is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead be and hereby waives the application fee; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the East End Arts Council, 133 East Main Street, Riverhead, New York, 11901; Bruce Johnson, Fire Marshal and the Riverhead Police Department.

D:\Laura\chap90\eastend2.res.doc

THE VOTE

Sanders Yes ___ No Blass Yes ___ No
Densieski Yes ___ No Lull Yes ___ No
Kozakiewicz Yes ___ No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 646

**RESOLUTION AND CONSENT APPROVING THE DEDICATION OF
HIGHWAYS KNOWN AS STOLL DRIVE**

COUNCILWOMAN BLASS offered the following resolution, was seconded
by COUNCILWOMAN SANDERS :

At a regular meeting of the
Town Board of the Town of
Riverhead, in the County of
Suffolk, State of New York,
held at 200 Howell Avenue,
Riverhead, New York on the
18th day of June, 2002.

P R E S E N T :

- Hon. Robert F. Kozakiewicz, Supervisor
- Edward Densieski, Councilman
- James Lull, Councilman
- Barbara Blass, Councilwoman
- Rose Sanders, Councilwoman

X

In the Matter of the Dedication of
Certain Highways in the Town of
Riverhead, County of Suffolk and
State of New York, Known as

**RESOLUTION
AND CONSENT**

STOLL DRIVE

X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the
County of Suffolk, known as "Subdivision Map Stoll Associates", Town of Riverhead,
County of Suffolk, State of New York. filed on January 25, 1993 as File Map #9316 in
the Office of the Clerk of Suffolk County, Riverhead, New York; and

WHEREAS, plans for the construction of various improvements to said road
known and designated as **STOLL DRIVE** was submitted to the Planning Board of the
Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve a performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

WHEREAS, the construction of the said roads, drainage systems, sumps and other improvements have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

WHEREAS, a special search street dedication from Peconic Abstract, Inc. under Title No. PAC-3359, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements.

NOW THEREFORE BE IT RESOLVED, that in accordance with the provisions of Section 171 of the **Highway Law** of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain road known as **STOLL DRIVE**, the said Town road to consist of the land described in the deed of dedication dated the 25th day of February, 2002 and to extend same as delineated therein; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deeds of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

RESOLVED, that upon receipt of a maintenance bond to be reviewed and approved by the Town Attorney as to form, that the Town Clerk is hereby directed to release the performance bond upon adoption of this resolution by the Town Board; and be it further

RESOLVED, that this resolution shall take effect immediately; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; the Riverhead Superintendent of Highways;

the Riverhead Planning Board; the Planning Department; the Assessor's Office; the Tax Receiver's Office and the Town Attorney's Office.

Dated: Riverhead, New York
June 18, 2002

**TOWN BOARD OF THE
TOWN OF RIVERHEAD**

ROBERT F. KOZAKIEWICZ

EDWARD DENSIESKI

JAMES LULL

BARBARA BLASS

ROSE SANDERS

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
 Densieski Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY ADOPTED

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 647

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 62 (EXCAVATIONS) OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN LULL:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 62 entitled, "Excavations" of the Riverhead Town Code, once in the June 26th issue of Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department; the Planning Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 2nd day of July, 2002 at 7:25 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 62 of the Riverhead Town Code entitled, "Excavations".

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
June 18, 2002

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Chapter 62, EXCAVATIONS

[HISTORY: Adopted by the Town Board of the Town of Riverhead 1-5-1965 by Ord. No. 31; amended in its entirety 6-16-1998 by L.L. No. 6-1998. Amendments noted where applicable.]

GENERAL REFERENCES

Conservation Advisory Council -- See Ch. 13.
Sewers -- See Ch. 88.
Streets and sidewalks -- See Ch. 92.

§ 62-1. Declaration of policy.

It is hereby declared to be the policy of the Town of Riverhead to provide for the proper use of land to prevent all manner of excavations which create pits, holes or hollows in the earth, leaving it in a hazardous or dangerous state, or which cause soil erosion, depleting the land of its natural vegetative cover and supply of organic material and rendering such land unproductive and unsuitable for agricultural purposes and undesirable for building homes, resulting in lower land values. By this chapter the Town Board seeks to remove the danger to health and life caused by deep excavations remaining in the ground and by the stripping of topsoil, thereby resulting in damage to agricultural crops through dust storms in dry weather, by exposure of the bare earth to wind action, and in wet periods by pools of water, which chapter will promote the safety, health and general welfare of the people of the Town of Riverhead.

~~§ 62-2. Application of chapter.~~

~~This chapter shall not apply to any excavation for which a permit is required by New York State Mined Land Reclamation Law codified at Article 23, Title 27, of the Environmental Conservation Law.~~

§ 62-23. Definitions.

As used in this chapter, the following terms shall have the meanings hereinafter designated:

BANK EXCAVATION -- Any excavation involving the removal of more than 1,000 cubic feet of material, other than a pit excavation, not carried below the grade of the street, road or highway upon which the property fronts.

EXCAVATION -- The extraction, removal or stripping of material from the ground or the breaking of the surface soil in order to facilitate or accomplish the removal, extraction or stripping of material or the processing of such material at the location of the excavation.

MATERIAL -- Topsoil, loam, earth, sand and/or gravel.

PIT EXCAVATION -- Any excavation involving the removal of more than 1,000 cubic feet of material, leaving a hole or depression below the grade of the surrounding land.

SAFE ANGLE OF REPOSE -- The final angle of a slope as determined by combining the natural angle of repose of the material of the slope with a planting of vegetation having a proper root growth to protect such slope.

§ 62-34. Exceptions.

The following uses and operations by an owner or lessee of premises or by his agent are hereby excepted from the application of this chapter:

- A. Removing material when such removal is necessary as an accessory use or is made for the purpose of farming or for the purpose of the construction of an improvement on said property.
 - B. Removing material when such removal is necessary to provide public facilities within a realty subdivision approved by the Planning Board.
 - C. Excavation by dredging operations within existing navigable waters.
 - D. Removing material when such removal is necessary for the construction of a single-family residence.
 - E. Removal of material for soil borings.
 - F. Any topsoil removal operation that would but for its existence prior to the effective date of this chapter be regulated by this chapter, provided that the owner or lessee of the premises or his agent shall file within 90 days of the effective date of this chapter with the Town Clerk of the Town of Riverhead a plan of the area so being utilized and proposed to be utilized, together with a brief statement of the present and contemplated future operations, and further provided that the owner or lessee of the premises or his agent shall pay the fees as set forth in § 62-124 hereof.
- § 62-45. Application for permit.

A. Before any excavation is commenced for any purpose other than those excepted in § 62-43 of this chapter, the owner, lessee or agent of the premises shall obtain a written permit therefor from the Town Board of the Town of Riverhead. For that purpose, such owner, lessee or agent shall file with the Building Inspector of the Town of Riverhead a verified application in duplicate for such permit, containing a detailed statement of the proposed work, together with a plan prepared by a duly licensed engineer or land surveyor of the State of New York, setting forth in detail or including the following information:

- (1) A detailed statement of the proposed work and three-dimensional extent of the proposed excavation and exact condition of the plot or premises before the work proposed to be accomplished under the requested permit is commenced, and proposed condition of said plot or premises when the work is completed.
- (2) An estimate of the total number of cubic feet of material proposed to be removed from the property during the term of the permit.

(3) The elevations of all abutting properties to the extent necessary to indicate the existing drainage condition where the same affects the subject property.

(4) A duly acknowledged consent in writing of the owner of the premises and mortgagee, if any, including his or their addresses.

(5) Receipted tax bills or a certificate from the Receiver of Taxes of the Town of Riverhead and the County Treasurer of Suffolk County, showing payment of all taxes or assessments to date against the property described in the application.

(6) A certificate from the Commissioner of Public Works of the municipalities whose highways abut the site of operation, to the effect that the proposed excavation shown on the plan will not endanger such highways.

(7) A certificate from the Commissioner of Agriculture and Markets of the State of New York or his duly appointed agent or representative, stating that any topsoil to be taken in the area described in the application is apparently free from golden nematode of potato.

(8) The purpose of the proposed excavation.

(9) The existing and the theoretical maximum groundwater level at the location.

B. After reviewing the application, the Town Board may require additional information or waive any of the foregoing requirements where deemed necessary.

§ 62-56. Plan for reclamation.

A. Each application must include a reclamation plan, which may be referred by the Town Board to the Planning Board for its review and recommendations. In its review, the Planning Board may require of the applicant additional data or information bearing upon and relating to the following:

(1) A comprehensive plan for the rehabilitation of the entire area in which the applicant proposes to conduct excavation operations; it is intended that the plan include not only that site on which operations will be conducted during the year of the permit applied for, but all the area susceptible to and available to the applicant for excavation operations in the future, as well as any portion of the area where excavations were performed prior to the date of this enactment. The proposed plan of rehabilitation shall set forth the ultimate contour and grade of the area upon completion of excavation operations, describing the area, including berm and slope areas, to be refilled, if any, topsoiled, seeded, shrubbed or otherwise landscaped, and shall specify the amount and extent thereof to be performed on or before the expiration of the permit applied for. When applicable, such plan of rehabilitation must provide as the minimum that where partial rehabilitation is planned for the area, it shall bear a proportionate relationship to the estimated number of years of excavation operations contemplated.

B. Before a permit will be issued, a reclamation plan must be approved by the Town Board of the Town of Riverhead.

§ 62-67. Bank and pit excavations.

A. No pit excavations shall be made unless provisions for the prevention of any accumulations of water are made, the plan for the prevention of such accumulation to be approved by the Town Board.

B. When required by the Town Board as necessary for the protection of the public, barriers shall be erected to prevent public access to the top of any pits or steeply graded slopes, such barriers to consist of wire fencing of the type known as "chain link" or "Cyclone" fence, or its equivalent, of such height as shall be specified by the Town Board as necessary for the protection of the public, considering the particular circumstances of the terrain and the location, and such fencing to be substantially erected and with no opening except necessary gates for ingress and egress.

C. No pit excavation shall be made within 50 feet of any property line or within 100 feet of any street. Within the fifty-foot and one-hundred-foot area, a berm shall be established between the property line and the top of the slope, which berm shall have a minimum slope of one inch per foot from the top of the slope downward to the property line. Where the existing topography is such that a berm area has not heretofore been established and maintained, the plan required under § 62-45A herein shall indicate the berm area available, the drainage to be provided and the proposed method of protecting all slope areas.

D. Dust-down or a similar dust layer shall be spread on access roads and other traveled areas used in connection with every pit or bank excavation where required to protect the public and surrounding area against windblown sand and dust.

E. No removal of material from the ground shall be so made as to undermine, weaken or deprive of support other lands in the vicinity or to substantially obstruct, impede or change the course of or the natural movement or flow of the water in, or otherwise adversely affect, any public waterway or public body of water or any waterway or body of water which is used as a part of any drainage system.

F. No removal of material from the ground shall be made so as to expose to possible pollution, by saltwater intrusion or otherwise, any underground water used as a public water supply.

§ 62-78. Denial or suspension of permit.

The Town Board may deny any application for a permit hereunder if it shall find that the proposed excavation will violate any of the provisions of § 62-67 of this chapter, and may revoke or suspend any permit issued hereunder if it shall find that the removal of earth thereunder violates any of such provisions.

§ 62-89. Stripping and removal of topsoil.

No stripping or removal of topsoil shall be made within 10 feet of any property line, and upon completion of the work, the premises, if below

grade, shall be graded to the level of the abutting highway or the original grade if the same was below the level of the highway. Dust-down or its equal shall be spread to prevent dust from flying, and there shall be left upon the surface of the land from which topsoil is removed not less than six inches of topsoil. No topsoil shall be removed between the first day of November and the first day of March in the following year. All areas from which topsoil is removed shall, during the period between August 20 and November 1, inclusive, be prepared into a loose, level seedbed, limed, fertilized and seeded in the following steps:

- A. Apply ground limestone at the rate of one ton per acre.
 - B. Apply 5-10-5 fertilizer at the rate of 600 pounds per acre.
 - C. Disk area to work limestone and fertilizer into the soil to a depth of at least three inches.
 - D. Smooth area with a smoothing harrow.
 - E. Sow the following seed mixture at the rate of 100 pounds per acre:
- | Seed Mixture | Pounds |
|--------------|--------|
|--------------|--------|

Timothy	30
Kentucky bluegrass	25
Redtop	10
Perennial rye grass	30
Alsike clover	4
Wild white clover	1

F. Brush in seed lightly.

G. Roll firm with ground roller.

§ 62-940. Irrevocable letter of credit or cash deposit. [Amended 8-17-1999 by L.L. No. 13-1999]

Before the issuance of a permit, the applicant and the owner of record of the premises shall execute and file with the Town Clerk an irrevocable letter of credit approved by the Town Board of the Town of Riverhead, in an amount to be fixed by said Board and conditioned upon the faithful performance of the conditions contained in this chapter and the observance of all other municipal ordinances and to indemnify the Town of Riverhead for any damage to town property. In the event of a default, such irrevocable letter of credit shall be forfeited to the Town of Riverhead. In lieu of such irrevocable letter of credit, a cash deposit may be made with the Supervisor of the town.

§ 62-104. Fees. [Amended 8-17-1999 by L.L. No. 13-1999]

The Town Board or its designee shall charge and collect the following fees for excavation pursuant to approved site plans, grading plans and realty subdivisions as required by the Zoning Ordinance. EN The officer designated by the Town Board to issue such permits shall charge and collect for each such permit an annual fee as follows:

- A. For commercial and industrial subdivision, site plans or grading plans a fee shall be imposed in the amount of ~~\$3.000~~.50 per cubic yard for all material removed from the site in accordance with town

requirements for drainage, parking and other town-required improvements and also for any and all purposes and improvements other than those required for compliance with town requirements.

BA. For ~~residential~~ ~~commercial and industrial~~ subdivision, site plans or grading plans a fee shall be imposed in the amount of ~~\$3.000~~-50 per cubic yard for all material removed from the site in accordance with town requirements for drainage, parking and other town-required improvements and also for any and all purposes and improvements other than those required for compliance with town requirements.

CB. All fees pursuant to this chapter shall be due upon final conditional approval of land subdivisions made by the Planning Board and final approval of site plans or grading plans made by the Planning Board or the Town Board.

DC. An applicant for ~~commercial and/or industrial~~ subdivision approval or site plan approval shall submit an estimate of the volume of materials to be removed as certified by a professional engineer, to either the Planning Board or Town Board. The determination of the fee to be paid shall be made by the Town Board or the Planning Board subsequent to a review of the estimate submitted.

§ 62-112. Expiration of permits.

A. Bank and pit excavations. Such permits shall expire by limitation one year or three years from the date of issuance, unless the data submitted in accordance with the requirements of § 62-56, Plan for reclamation, demonstrates that the completion of such reclamation plan will require a period in excess of one year from the date of issuance of the permit. In that event, the Town Board may issue a permit for a period longer than one year or three years, but in no event to exceed five years. In the event a permit is issued for longer than three years, the applicant is required to submit annually on the third and fourth anniversary date of the original permit the data required by § 62-56 hereof.

B. Topsoil removal. Such permits shall expire by limitation 60 days from the date of issuance unless extended by the Town Board.

(1) No permit or permits shall be granted for removal of more than four acres of topsoil from any one tract of land until full compliance with this chapter is had under any existing permit for the same tract, except the preparation of the ground and seeding as provided in § 62-89 hereof.

(2) No permit shall be valid except between March 1 and November 1 of any year.

§ 62-123. Penalties for offenses.

For any and every violation of the provisions of this chapter, the owner, general agent or contractor of a building or premises where such violations have been committed or shall exist, and the lessee or tenant of the premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of the

premises in which part said violation has been committed or shall exist, and the general agent, architect, engineer, surveyor, building contractor or any other person who knowingly permits, takes part or assists in any such violation or who maintains any premises in which any such violation shall exist, shall be guilty of an offense against this chapter, punishable by a fine of ~~not more than \$1000~~50 per day. Each day's continued violation shall constitute a separate, additional violation of the chapter. Such fines or penalties shall be collected as like fines are now by law collected.

Adopted

6/18/02

TOWN OF RIVERHEAD

Resolution # 648

AUTHORIZES THE REDUCTION OF CERTIFICATE OF DEPOSIT IN CONNECTION WITH THE SUBDIVISION ENTITLED, "BAY RUN ESTATES" (PARK AND RECREATION FEES)

COUNCILMAN LULL offered the following resolution, was seconded by
COUNCILMAN DENF ESKI :

WHEREAS, the Riverhead Planning Board did approve a final plat entitled, "Bay Run Estates"; and

WHEREAS, Millicent Gryczka has requested a reduction of a certificate of deposit by an amount of \$4,000.00, as seven of the eight lots have been improved and the park and recreation fees (\$2,000. per lot) of seven lots have been paid; leaving one lot unpaid; and

WHEREAS, the Riverhead Planning Department has confirmed that the park and recreation fees have been paid on seven of the eight lots in the subdivision entitled, Bay Run Estates" and that the certificate of deposit may be reduced to \$2,000.00.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the reduction of Suffolk County National Bank Certificate of Deposit #000191015135 in the amount of \$6,000.00 to an amount of \$2,000.00; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Millicent Gryczka, ~~134 Whitman Avenue, West Hartford, CT, 06107~~; Suffolk County National Bank, Attn: David DeVito, Vice-President, 137 West Broadway, P.O. Box 442, Port Jefferson, New York, 11777; the Riverhead Planning Department; the Riverhead Building Department and the Office of the Town Attorney.

CORRECT ADDRESS - 148 West 94th ST. N.Y, N.Y. 10025

THE VOTE
Sanders Yes No Glass Yes No
Densleski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 649

**RELEASES S.C.N.B IRREVOCABLE LETTER OF CREDIT OF
T.H. CHESHIRE & SONS, INC.
(WATER DISTRICT ADMINISTRATION BUILDING RENOVATIONS)**

COUNCILMAN DENESKI offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, T.H. Cheshire & Sons, Inc. has posted S.C.N.B. Irrevocable Letter of Credit # 000606 in the amount of \$45,500.00 representing electrical renovations to the Riverhead Water District Administration Building; and

WHEREAS, letter received from Janet Hoff of H2M Group dated May 22, 2002 advises the work has been completed and the one-year maintenance period has expired, therefore the aforementioned letter of credit may be released.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of S.C.N.B. Irrevocable Letter of Credit #000606 in the amount of \$45,500.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to T.H. Cheshire & Sons, Inc., H2M Group, Attn: Janet Hoff, 575 Broad Hollow Road, Melville, New York, 11747; Gary Pendzick, Water District Superintendent; Ken Testa, P.E. and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 650

RELEASES NORTH FORK BANK CERTIFICATES OF DEPOSIT (2) OF RICHARD OLIVO (SHADE TREE ACRES, WADING RIVER)

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, by letter dated February 13, 2002, Richard Olivo has requested a reduction of the certificates of deposit posted in connection with the subdivision entitled, "Shade Tree Acres" located in Wading River; and

WHEREAS, by memorandum dated May 3, 2002, Vincent A. Gaudiello, P.E. at the Office of John J. Raynor, P.E. & L.S., P.C. has recommended that the security amount posted by Richard Olivo be reduced to an amount of \$65,333.33 in connection with the subdivision entitled, "Shade Tree Acres".

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of North Fork Bank Certificate of Deposit #4130029970 in the amount of \$84,185.00 and #4130030002 in the amount of \$73,662.22; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard Olivo, R & S, 285 Route 25A, Rocky Point, New York, 11778; the Riverhead Planning Board; the Riverhead Planning Department; the Office of the Town Attorney and the Office of Accounting.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 651

ACCEPTS SECURITY BONDS OF THE WOODS AT CHERRY CREEK, LLC
(GOLF COURSE)

COUNCILWOMAN SANDERS offered the following resolution,
which was seconded by COUNCILWOMAN BLASS

WHEREAS, The Woods at Cherry Creek, LLC has posted two (2) security bond in the amounts of Three Thousand Five Hundred Eighty Eight Dollars (\$3,588.00) and One Thousand Three Hundred Sixty Dollars (\$1,360.00) for the construction of the Comfort Station and the Pump House located at Reeves Avenue, Riverhead, New York, Tax Map # 600- 064.00-02-002.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the cash security bonds in the amounts of Three Thousand Five Hundred Eighty Eight Dollars (\$3,588.00) and One Thousand Three Hundred Sixty Dollars (\$1,360.00) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to The Woods at Cherry Creek, LLC, Reeves Avenue Riverhead, New York 11901, Peter S. Danowski, Jr., Esq., PO Box 779, Riverhead, New York 11901 , the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTESanders Yes NoBlass Yes NoDensieski Yes NoLull Yes NoKozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 652

ACCEPTS CASH SECURITY BOND OF DR. SCIOTTO

COUNCILMAN LULL offered the following resolution,
which was seconded by COUNCILMAN DENESKI

WHEREAS, Joseph Sciotta, DDS. posted a cash security bond in the sum of Five Thousand Sixty Dollars (\$5,060.00) for the work at Main road, Aquebogue, New York, Tax Map # 600- 068.00-01-010.01 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the cash security bond in the sum of Five Thousand Sixty Dollars (\$5, 060.00) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Dr. Joseph Sciotta, Box 2010, Jamesport, New York 11947 , the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTESanders Yes NoBlass Yes NoDensieski Yes NoLull Yes NoKozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Adopted

Resolution # 653

ACCEPTS PERFORMANCE BOND OF PRG CORP.

COUNCILMAN DENISESKI

offered the following resolution,

which was seconded by

COUNCILMAN LULL

WHEREAS, PRG Corp. has posted an Irrevocable Letter of Credit (#170000317-dated June 4, 2002) in the sum of Thirty One Thousand Seven Hundred Fifty Three Dollars (\$31,753.00) representing the 5% site plan bond for the work at 3829 Middle Country Road, Calverton, New York 11933, Suffolk County Tax Map # 600-099.00-01-003.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said letter of credit and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% letter of credit in the sum of Thirty One Thousand Seven Hundred Fifty Three Dollars (\$31,753.00)(No: 170000317) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr. Esq., 616 Roanoke Avenue, PO Box 779, Riverhead, New York 11901, PRG Corp., PO Box 2148, Southampton, New York 11968, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

6/18/02

Adopted**TOWN OF RIVERHEAD****Resolution # 654****AUTHORIZES THE RELEASE OF PERFORMANCE BOND OF SADDLE
LAKES**

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by **COUNCILMAN DENSIESKI**

WHEREAS, Pond View Associates LLC, Saddle Lakes Condominiums, Phase II, posted a performance bond (#125003763) the sum of One Hundred Fifty One Thousand Four Hundred Thirty Seven Dollars (\$151,437) pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and Certificates of Occupancy have been issued for said construction

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the bond (#125003763) in the sum of One Hundred Fifty One Thousand Four Hundred Thirty Seven Dollars (\$151,437) and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., PO Box 779, Riverhead, New York 11901, the Building Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTESanders Yes NoBlass Yes NoDensieski Yes NoLull Yes NoKozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 655

AUTHORIZES THE RELEASE OF PERFORMANCE BOND OF HDI ENTERPRISES, LLC (RIVERHEAD COMMERCE ASSOCIATES PARK, LLC)

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

WHEREAS, HDI Enterprises, LLC (Riverhead Commerce Park Associates, LLC) posted a performance bond (#170000298) the sum of Twenty Seven Thousand Three Hundred Two Dollars (\$27,302.00) pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and a Certificate of Occupancy has been issued for said construction

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the bond (#170000298) in the sum of Twenty Seven Thousand Three Hundred Two Dollars (\$27,302.00) and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to HDI Enterprises, LLC, c/o Richard P. Israel, 185 Old Country Road, Suite 5, Riverhead, New York 11901, the Building Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTESanders Yes NoBlass Yes NoDensieski Yes NoLull Yes NoKozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution #656

AUTHORIZES THE RELEASE OF PERFORMANCE BOND OF ANGELO STRAVROUPOULOS (PECONIC BAY DINER)

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN LULL

WHEREAS, Angelo Stravroupoulos posted a performance bond (check #1238) the sum of Three Hundred Dollars (\$300.00) pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has review and completed an on site inspection of the building permit (ZB21009) and determined that construction was not started.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the bond (Check #1238) in the sum of Three Hundred Dollars (\$300.00) and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Angelo Stravroupoulos, 817 Old Country Road Riverhead, New York 11901uilding Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTE

Sanders Yes No
ablam

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

06/18/02

TOWN OF RIVERHEAD

AdoptedResolution # 657

**AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT
WITH AEROS CULTURED OYSTER COMPANY, TO ALLOW THE
INSTALLATION OF A FLOATING UPWELLER SYSTEM (FLUPSY) IN EAST
CREEK**

COUNCILMAN LULL offered the following resolution, was seconded
by

COUNCILMAN DENISESKI :

WHEREAS, the Peconic Estuary Management Conference has identified six priority management issues facing the estuary one of which is the threat to habitat and living resources, and

WHEREAS the Peconic watershed contains a large variety of natural communities, all of which are important to the ecology and productivity of this ecosystem, and

WHEREAS Aeros Cultured Oyster Company (AEROS) is in the business of cultivating oysters, scallops and hard clams for the purpose of providing cultivated shellfish to entities wishing to aid in the proliferation of shellfish, and

WHEREAS, Aeros wishes to install a Floating Upweller System in East Creek for the purposes of cultivating shellfish, and

WHEREAS, it is in the best interests of the residents of the Town of Riverhead to encourage such environmental companies to locate within the Township, and

WHEREAS, Aeros has agreed to provide monthly tours of its East Creek facility.

NOW, THEREFORE, it is hereby

RESOLVED that the Town Clerk is hereby directed to forward a certified

copy of this resolution to Aeros Cultured Oyster Company, P.O. Box 964, Southold, NY 11974; the Office of the Town Attorney and the Office of Accounting.

THE VOTE
Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

June 18, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 658

AUTHORIZES THE OFFICE OF THE TOWN ATTORNEY TO COMMENCE AN ACTION IN THE SUPREME COURT TO ENFORCE THE TOWN OF RIVERHEAD'S INTEREST IN CENTRE STREET, SOUTH OF FRONT STREET IN JAMESPORT, AS A TOWN HIGHWAY

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILWOMAN GANDERS :

WHEREAS, on March 26, 1930 Charles O. Downs, Town Superintendent of Highways, presented to the Riverhead Town Board a Map of the Streets of South Jamesport ("Map") made by Daniel R. Young, Surveyor, showing certain highways in the Hamlet of South Jamesport; and

WHEREAS, said Map was filed in the Office of the Suffolk County Clerk; and

WHEREAS, on March 26, 1930 the Riverhead Town Board by resolution accepted the highways as laid out on the Map of the Streets of South Jamesport as Town highways; and

WHEREAS, the Town of Riverhead Highway Department has continuously maintained the highways as laid out on the Map including the Road known as Centre Street, south of Front Street; and

WHEREAS, Centre Street, south of Front Street, has never been abandoned by the Town of Riverhead; and

WHEREAS, Centre Street, south of Front Street, has been continuously opened and traveled to Great Peconic Bay; and

WHEREAS, the property owners adjacent to Centre Street, south of Front Street, have caused to be filed in the Riverhead Building Department Building Permit Surveys showing that they own to the centerline of the Centre Street and that Centre Street is "not opened or traveled;" and

WHEREAS, one of the property owners adjacent to Centre Street, south of Front Street, has claimed an ownership interest in the road; and

WHEREAS, the property owners adjacent to Centre Street, south of Front Street, have

SMW TA2001

blocked to Road and have refused to clear the roadway when directed by the Town of Riverhead Superintendent of Highways causing the Town to incur the expense of clearing the roadway.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Office of the Town Attorney is authorized to commence litigation in the New York Supreme Court for the County of Suffolk to enforce the Town of Riverhead's interest in Centre Street, south of Front Street, in Jamesport New York as a Town highway; and

BE IT FURTHER RESOLVED, that the firm of Joseph Ingegno Land Surveyors is hereby commissioned to survey the Town highway known as Centre Street, south of Front Street, to the mean high-water line of Great Peconic Bay; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Joseph Ingegno Land Surveyors, P.O. Box 1931, Riverhead, New York 11901; the Town Engineer; the Office of the Town Supervisor; Highway Department; Building Department; Police Department and the Office of the Town Attorney.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

June 18, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 659

AUTHORIZES THE SUPERVISOR TO EXECUTE PSAP AGENCY AGREEMENT FOR ENHANCED 911 PROGRAM WITH THE COUNTY OF SUFFOLK

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN DENNISESKI :

WHEREAS, The Town of Riverhead and the County of Suffolk desire to provide the greatest level of 911 service to the residents of the Town and County; and

WHEREAS, Sufficient funding exists in the 2002 Suffolk County operating budget to carry out the PSAP Agency Agreement; and

WHEREAS, Town of Riverhead through the Riverhead Police Department was a PSAP Agency for the 2001 calendar year and desires to continue to be a PSAP Agency for the 2002 calendar year.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute The PSAP Agency Agreement for Enhanced 911 Program with the County of Suffolk; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Police Department of the Town of Riverhead; Matthew Jones, Suffolk County Police Department, 30 Yaphank Avenue, Yaphank, New York 11980; the Office of the Supervisor and the Office of the Town Attorney.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___

Densieski Yes ___ No ___ Lull Yes ___ No ___

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___

THEREUPON DULY ADOPTED

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 6600

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE ACCEPTANCE OF A DONATION OF PROPERTY OWNED BY MARTIN BASS (MAIN ROAD, AQUEBOGUE)

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, by memorandum dated June 10, 2002, the Riverhead Town Farmland Select/Community Preservation Fund Committee has recommended the Town of Riverhead accept the donation of a parcel, approximately 2.5 acres in size, located on Main Road, Aquebogue, New York, further described as Suffolk County Tax Map #0600-67-2-26.1, owned by Martin Bass; and

WHEREAS, the above referenced property has approximately 360 feet of frontage on State Route 25, and contains freshwater wetlands which serve as a natural recharge area from Church Lane.

NOW THEREFORE BE IT RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider the acceptance of a donation to the Town of Riverhead of property located on Main Road, Aquebogue, New York, further described as Suffolk County Tax Map #0600-67-2-26.1, owned by Martin Bass; and be it further

RESOLVED, that the Town Clerk is hereby authorized to post and publish the attached public notice once in the June 26, 2002 issue of the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Riverhead Town Board; the Riverhead Town Farmland Committee; the Assessor's Office; the Riverhead Planning Department; the Riverhead Planning Board; the Town Attorney's Office and the Office of Accounting.

D:\Laura\reso\Bassdonate.res.doc

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
THEREUPON IT WAS ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 16th day of July, 2002 at 7:05 o'clock p.m. to consider the acceptance of a donation to the Town of Riverhead of property of approximately 2.5 acres, located on Main Road, Aquebogue, New York, further described as Suffolk County Tax Map #0600-67-2-26.1, owned by Martin Bass.

Dated: Riverhead, New York
June 18, 2002

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 661

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (COUNTRY INNS)

COUNCILMAN DENESKI offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the June 26, 2002 issue of the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Class Yes No

Densleski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 2nd day of July, 2002 at 7:20 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

Article XXV
Recreational District

§ 108-125. Uses.

B. Special permit uses. Special permit uses set forth herein shall be subject to the approval of the Town Board pursuant to the definition of "special permit" specified in § 108-3 of this chapter:

- (1) Multiple-family dwellings, condominiums, apartment houses and garden apartments, designed so as to provide both residential and recreational facilities.
- (2) Motels and boatels.
- (3) Any other recreational use, by special permit of the Town Board.
- (4) Day-care centers or nursery schools, by special permit of the Town Board.
- (5) Country Inns.

Dated: Riverhead, New York
June 18, 2002

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 662

ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

~~COUNCILMAN LULL~~

Sanders

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 4th day of June, 2002 at 7:15 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 amending Chapter 108 "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department and the Riverhead Building Department and the Code Revision Committee.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Class	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on June 18, 2002 as follows:

**Article X
Business D District (General Business)**

§108-42. Uses.

A. Permitted uses.

(19) Residential apartment units with a minimum living space of 800 square feet.

Special exception and special permit uses. Except where Town Board approval is required herein for a special exception or special permit use, such use shall be subject to approval by the Board of Appeals pursuant to Article XVII, § § 108-75, 108-76 and 108-77 of this chapter.

Dated: Riverhead, New York
June 18, 2002

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 663

ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 4th day of June, 2002 at 7:20 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 amending Chapter 108 "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department and the Riverhead Building Department and the Code Revision Committee.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON FULLY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on June 18, 2002 as follows:

§ 108-31.1. Review of site plan.

Before issuing a building permit, each application, other than single-family residences, together with the accompanying site plan, shall be subject to the site plan review requirements of this Chapter, referred by the Zoning Officer within seven days to the Town Board for its review and recommendation. Such site plan shall include parking, traffic flow, planting buffers with designation as to types of vegetation, on site drainage, ground elevations, architectural features, architectural elevations of all sides of buildings, including materials, colors and textures, and signage. Within 60 days of receipt of said application, the Town Board shall approve, modify or disapprove said site plan and shall state its reason for any modifications or disapproval. If the Town Board takes no action within 60 days of receipt of the application from the Zoning Officer, the plan shall be deemed approved. The Zoning Officer shall not issue a permit for any plan which does not have Town Board approval; however, if the applicant consents to any modifications made by the Town Board, the Zoning Officer may thereupon issue a permit conforming to such modified plan without further submission to the Town Board.

§ 108-38. Review of site plan.

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this Chapter, referred by the Zoning Officer within seven (7) days to the Town Board for its review and its recommendation. Within sixty (60) days of receipt of said application, the Town Board shall approve, modify or disapprove said site plan and shall state its reason for any modifications or disapproval. If the Town Board takes no action within sixty (60) days of receipt of the application from the Zoning Officer, the plan shall be deemed approved. The Zoning Officer shall not issue a permit for any plan which does not have Town Board approval; however, if the applicant consents to any modifications made by the Town Board, the Zoning Officer may thereupon issue a permit conforming to such modified plan without further submission to the Town Board.

§ 108-41.1. Review of site plan.

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this Chapter, referred by the Zoning Officer within seven (7) days to the Town Board for its review and its recommendation. Within sixty (60) days of receipt of said application, the Town Board shall approve modify or disapprove

~~said site plan and shall state its reason for any modifications or disapproval. If the Town Board takes no action within sixty (60) days of receipt of the application from the Zoning Officer, the plan shall be deemed approved. The Zoning Officer shall not issue a permit for any plan which does not have Town Board approval; however, if the applicant consents to any modifications made by the Town Board, the Zoning Officer may thereupon issue a permit conforming to such modified plan without further submission to the Town Board.~~

§ 108-44.1. Review of site plan.

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this Chapter, referred by the Zoning Officer within seven (7) days to the Town Board for its review and its recommendation. Within sixty (60) days of receipt of said application, the Town Board shall approve, modify or disapprove said site plan and shall state its reason for any modifications or disapproval. If the Town Board takes no action within sixty (60) days of receipt of the application from the Zoning Officer, the plan shall be deemed approved. The Zoning Officer shall not issue a permit for any plan which does not have Town Board approval; however, if the applicant consents to any modifications made by the Town Board, the Zoning Officer may thereupon issue a permit conforming to such modified plan without further submission to the Town Board.

§ 108-47.1. Review of site plan.

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this Chapter, referred by the Zoning Officer within seven (7) days to the Town Board for its review and its recommendation. Within sixty (60) days of receipt of said application, the Town Board shall approve, modify or disapprove said site plan and shall state its reason for any modifications or disapproval. If the Town Board takes no action within sixty (60) days of receipt of the application from the Zoning Officer, the plan shall be deemed approved. The Zoning Officer shall not issue a permit for any plan which does not have Town Board approval; however, if the applicant consents to any modifications made by the Town Board, the Zoning Officer may thereupon issue a permit conforming to such modified plan without further submission to the Town Board.

§ 108-50.1. Review of site plan.

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this Chapter, referred by the Zoning Officer within seven (7) days to the Town Board for its review and its recommendation. Within sixty (60) days of receipt of said application, the Town Board shall approve, modify or disapprove said site plan and shall state its reason for any modifications or disapproval. If the Town Board takes no action within sixty (60) days of receipt of the application from the Zoning Officer, the plan shall be deemed approved. The Zoning Officer shall not issue a permit for any

~~plan which does not have Town Board approval; however, if the applicant consents to any modifications made by the Town Board, the Zoning Officer may thereupon issue a permit conforming to such modified plan without further submission to the Town Board.~~

Dated: Riverhead, New York
June 18, 2002

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)
- Overstrike represents deletion(s)

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 664

**ADOPTS A LOCAL LAW TO REPLACE AND REPEAL ARTICLE XXVI OF
CHAPTER 108 OF THE RIVERHEAD TOWN CODE
ENTITLED, "SITE PLAN REVIEW"**

COUNCILMAN DENCIESKI offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to replace and repeal Article XXVI of Chapter 108 of the Riverhead Town Code entitled, "Site Plan Review"; and

WHEREAS, a public hearing was held on the 4th day of June, 2002 at 7:35 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 to replace and repeal Article XXVI of Chapter 108 of the Riverhead Town Code entitled, "Site Plan Review", is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department and the Riverhead Building Department and the Code Revision Committee.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON FULLY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to replace and repeal Article XXVI of Chapter 108 of the Riverhead Town Code entitled, "Site Plan Review" at its regular meeting held on June 18, 2002.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
June 18, 2002

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 665

Adopted

COUNCILMAN LULL

offered the following resolution ,

which was seconded by COUNCILWOMAN BLASS

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

001.000000.390599	APPROPRIATED FUND BALANCE	FROM:	
		\$30,000.	
001.010100.524000	FINANCE, EQUIPMENT		TO:
			\$30,000.
001.013100.542700	FINANCE, COMPUTER SUPPLIES	FROM:	
		\$2,000.	
001.013100.549000	FINANCE, MISC. EXPENSE		TO:
			\$2,000.
001.000000.390599	APPROPRIATED FUND BALANCE	FROM:	
		\$40,000.	
001.080200.543950	PLANNING DEPT, CONSULTANT		TO:
			\$40,000.
001.031200.542405	POLICE, UNIFORM EXPENSE	FROM:	
		\$1,350.	
001.031200.542408	POLICE, BULLET PROOF VESTS		TO:
			\$1,350.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

Adopted

TOWN OF RIVERHEAD

Resolution # 666

WATER DISTRICT

BUDGET ADJUSTMENTS

COUNCILWOMAN BLASS offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

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

		FROM:	
112.000000.390599	APPROPRIATED FUND BALANCE		\$85,000.
			TO:
112.083100.524300	ADMINISTRATION, OFFICE EQUIP.		\$5,000.
112.083200.524000	SOURCE OF SUPPLY, EQUIPMENT		55,000.
112.083200.542506	SOURCE OF SUPPLY, PLANT SUPPLIES		10,000.
112.083200.542503	SOURCE OF SUPPLY, CHEMICALS		15,000.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

JUNE 18, 2002

1269

Adopted

TOWN OF RIVERHEAD

Resolution # 667

SEWER DISTRICT

BUDGET ADJUSTMENT

COUNCILMAN DENSIESKI offered the following resolution ,
which was seconded by COUNCILMAN LULL

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

FROM:

114.0000000.390599 APPROPRIATED FUND BALANCE \$1,000.

TO:

114.099010.597000.200077 TRANSFER TO RT. 58 CAPITAL PROJECT \$1,000.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

June 18th, 2002

Not Adopted

TOWN OF RIVERHEAD

Resolution # 668

APPROVES A TEMPORARY SIGN PERMIT FOR RIVERVIEW HOMES

COUNCILMAN LULL offered the following resolution, which was

seconded by COUNCILWOMAN SANDERS.

WHEREAS, a temporary sign permit application and sketch were submitted by Garrett Moore, for property located at 208 Northville Turnpike, Riverhead, New York 11901, and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members, now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves a six month temporary sign permit application submitted by Garrett Moore, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) months from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Garrett Moore, PO Box 38, Jamesport, New York 11947, the Building Department and Planning Department.

Planning Dept.

THE VOTE

Sanders ___ Yes No Blass ___ Yes No
 Densleski ___ Yes No Lull ___ Yes No
 Kozakiewicz ___ Yes No

THE RESOLUTION WAS ___ WAS NOT

THEREUPON DULY ADOPTED

Not Adopted

June 18, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 669

AUTHORIZATION TO PUBLISH BID FOR TYPE III CLASS I EMERGENCY VEHICLE

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS; the Town Clerk was authorized to publish and post a notice to bidders for TYPE III CLASS I EMERGENCY VEHICLE and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the JUNE 26TH, 2002 issue of the SUFFOLK COUNTY LIFE.

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

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **TYPE III CLASS I EMERGENCY VEHICLE** 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 JULY 11TH, 2002.**

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 to the Town Clerk's Office in a sealed envelope bearing the designation **BID FOR TYPE III CLASS I EMERGENCY VEHICLE.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

June 18, 2002

Adopted¹²⁷³

TOWN OF RIVERHEAD

Resolution #670

AUTHORIZATION TO PUBLISH BID FOR DIESEL FUEL

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by **COUNCILMAN DENESKI**

WHEREAS; the Town Clerk was authorized to publish and post a notice to bidders for DIESEL FUEL and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the JUNE 26TH, 2002 issue of the SUFFOLK COUNTY LIFE.

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

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **DIESEL FUEL** 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 JULY 8TH, 2002.**

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 to the Town Clerk's Office in a sealed envelope bearing the designation **BID FOR DIESEL FUEL.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 671

APPOINTS A FILL-IN LIFEGUARD
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN LULL

RESOLVED, that Adam Scheer is hereby appointed to serve as a Fill-in Lifeguard effective June 18, 2002 to and including September 2, 2002, to be paid at the rate of \$9.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

COUNCILWOMAN SANDERS OFFERED THE RESOLUTION TO BE AMENDED TO READ \$9.00 PER HOUR, WHICH WAS SECONDED BY COUNCILMAN LULL.

ALL MEMBERS IN FAVOR OF ADOPTION.

Sanders Yes No
 Densieski Yes No
 Kozakiewicz Yes No
 Lull Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Fill-in Lifeguard. Adam Scheer

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 672

APPOINTS A FILL-IN LIFEGUARD
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS offered the following resolution,
which was seconded by COUNCILMAN LULL

RESOLVED, that Raymond McKay is hereby appointed to serve as a Fill-in Lifeguard effective June 18, 2002 to and including September 2, 2002, to be paid at the rate of \$10.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
 Densieski Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Fill-in Lifeguard. Raymond McKay

Adopted

6/18/02

TOWN OF RIVERHEAD

Resolution # 673

APPOINTS A FILL-IN BEACH ATTENDANT TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN LULL

RESOLVED, that Edmund Lubus is hereby appointed to serve as a Fill-in Beach Attendant effective June 18, 2002 to and including September 2, 2002, to be paid at the rate of \$7.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE TOWN BOARD

Sanders ✓ Yes No Lull ✓ Yes No

Densieski ✓ Yes No Kozaklewicz ✓ Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Fill-in Beach Attend Edmund Lubus

6/18/02

TOWN OF RIVERHEAD

Resolution # 674

**APPOINTS A WATER SAFETY INSTRUCTOR
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN SANDERS offered the following resolution,
COUNCILMAN LULL
which was seconded by _____

RESOLVED, that Dorie Vandercreek is hereby appointed to serve as a Water Safety Instructor effective June 18, 2002 to and including September 2, 2002, to be paid at the rate of \$10.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Sanders Yes No Glass Yes No
 Densieski Yes No Lull Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON FULLY ADOPTED

¹ Rec. Doris/ Resolution WSl. Dorie Vandercreek

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 675

**APPOINTS A P/T ASSISTANT RECREATION LEADER
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN LULL

RESOLVED, that John Nowack is hereby appointed to serve as a P/T Assistant Recreation Leader effective June 18, 2002, to be paid at the rate of \$9.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Sanders ✓ Yes ___ No ___ Glass ✓ Yes ___ No ___

Densleski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___

Kozakiewicz ✓ Yes ___ No ___

THE RESOLUTION WAS ~~NOT~~ WAS NOT
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution PT Asst. Rec. Leader John Nowack

June 18, 2002

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 676

APPOINTS STUDENT INTERN III FOR THE ENGINEERING DEPARTMENT

Councilwoman Blass offered the following resolution which, was seconded by Councilman Densieski

WHEREAS, it is beneficial to the Town to hire interns to work cooperatively with individual departments; and

WHEREAS, it is the desire of the Engineering Department to have an engineering intern appointed to work during the summer months to complete various annual projects.

NOW, THEREFORE, BE IT RESOLVED, that effective June 24, 2002, the Town Board be and does hereby appoint Thomas J. Duffy to the position of Engineering Intern in the Engineering Department at the hourly rate of pay of \$15.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Thomas J. Duffy, Office of Engineering and the Office of Accounting.

Engineering

THE VOTE Sanders Yes No Blass Yes No Densieski Yes No Lull Yes No Kozakiewicz Yes No THE RESOLUTION WAS WAS NOT THEREUPON FULLY ADOPTED

Adopted

Date June 18, 2002

TOWN OF RIVERHEAD

Resolution # 677

Appointments Member Of Riverhead Planning Board

Councilwoman ^{man} James Lull offered the following resolution,
which was seconded by **Councilwoman Rose Sanders**

WHEREAS, due to the death of long-time Planning Board member, Vince Artale, there is an unexpired term (ending December 31, 2004) on the Riverhead Town Planning Board; and

WHEREAS, Riverhead Farmer Lyle Wells has expressed an interest in serving on the Riverhead Town Planning Board; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead does and hereby appoints Lyle Wells to complete an unexpired term (expiring on 12/30/04) on the Riverhead Town 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 the Riverhead Town Planning Board, the Riverhead Planning Department, Lyle Wells, and the Riverhead Office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No *abstain*

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

June 18, 2002

TOWN OF RIVERHEAD

Adopted

Resolution # 678

APPOINTS CHIEF OF POLICE TO THE RIVERHEAD POLICE DEPARTMENT

COUNCILWOMAN BLASS offered the following resolution, which was seconded by COUNCILMAN DENYESKI.

WHEREAS, Captain David J. Hegermiller, was promoted to the provisional title of Chief of Police of the Riverhead Police Department, effective March 23, 2002; and,

WHEREAS, the Suffolk County Department of Civil Service has established a certified list of eligibles, #02A-200, dated June 7, 2002, for the position of Police Chief in the Town of Riverhead.

NOW, THEREFORE, BE IT RESOLVED, that David J. Hegermiller be and is hereby promoted to the permanent title of Chief of Police of the Riverhead Police Department, effective June 7, 2002; and,

BE IT FURTHER RESOLVED, that the Town Supervisor be and is hereby authorized to negotiate a contract with David J. Hegermiller, subject to review and approval by the Town Board; and,

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby authorized to forward a copy of this resolution to David J. Hegermiller and the Office of Accounting.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

JUNE 18, 2002

Adopted

TOWN OF RIVERHEAD

679

APPOINTS PART TIME HEAVY EQUIPMENT OPERATOR ON ROTATING BASIS FOR THE YARD WASTE PROGRAM

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town created the Yard Waste Program and transferred one full time employee into that department ,and

WHEREAS, weekend hours of operation for this facility are needed to provide improved services to the residents of the Town, and

WHEREAS, the positions of part time Heavy Equipment Operator were created to cover these hours and were duly posted as required by the CSEA Collective Bargaining Agreement, and

WHEREAS, nine current employees expressed interest in their names being placed on a rotating shift schedule, and

NOW, THEREFORE, BE IT RESOLVED, that Steven Cox, William Devos, Jeffrey Davis, Mark Kozakiewicz, Myron Young, Chester Grzegorzcyk, Mark Gajowski, James Warner and Guy Cawley are hereby appointed to the part time position of Heavy Equipment Operator at an hourly rate of \$15/hour effective June 22, 2002, and

BE IT FURTHER, RESOLVED, that the Town is hereby directed to forward a copy of this resolution to all the above employees and the Accounting Department.

THE VOTE

Sanders [X] Yes [] No

Blass [X] Yes [] No

Densieski [X] Yes [] No

Lull [X] Yes [] No

Kozakiewicz [X] Yes [] No

June 18, 2002

1284
Tabled

TOWN OF RIVERHEAD

Resolution # 680

AMENDING EMPLOYMENT STATUS
OF DEPUTY TOWN ATTORNEYS

COUNCILWOMAN SANDERS offered the following resolution, was seconded
by

COUNCILMAN LULL :

WHEREAS, The Town Board has previously adopted resolutions #374 dated April 3, 2001 and resolution #753 dated July 3, 2001 which established the compensation, benefits and hours of work of the Deputy Town Attorneys; and

WHEREAS, these resolutions extend vacation time of six days per year; and

WHEREAS, these resolutions extend sick time of 1.25 days per month; and.

WHEREAS, these resolutions were silent as to holidays;

NOW THEREFORE BE IT RESOLVED, the Town Board hereby declares that for the purposes of these resolutions, a vacation day is equivalent to seven hours and any unused vacation days may be carried forward into the next succeeding year. A sick day is equivalent seven hours and the deputy town attorneys are entitled to take all official Town designated holidays and that a holiday is equivalent to seven hours; and be it

RESOLVED, that the Financial Administrator shall consider the foregoing retroactively in accordance with all previously adopted resolutions dating back to date of hire for the deputy Town Attorneys; and be it further

RESOLVED, the Town Clerk be and is hereby directed to forward a copy of this resolution to the Town Attorney, each deputy Town Attorney and Jack Hansen Financial Administration.

COUNCILWOMAN SANDERS OFFERED THE RESOLUTION TO BE TABLED,
WHICH WAS SECONDED BY COUNCILMAN LULL.

ALL MEMBERS IN FAVOR OF TABLING THE
RESOLUTION.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Class	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Tabled

06/18/02

TOWN OF RIVERHEAD

AdoptedResolution # 681**AUTHORIZES THE SUPERVISOR TO ENGAGE THE PECONIC LAND TRUST (PLT) TO PREPARE THE 2002 USDA FARMLAND PROTECTION GRANT APPLICATION**

COUNCILMAN LULL _____ offered the following resolution, was seconded by

COUNCILMAN DENVER _____ :

WHEREAS, the Peconic Land Trust is a regional non-profit land conservation organization, organized under §501(c)(3) of the Internal Revenue Code, currently under contract with the Town to provide negotiation services to the Town of Riverhead to acquire development rights; and

WHEREAS the Town wishes to make application for THE 2002 USDA FARMLAND PROTECTION GRANT which grant will, if obtained, provide the Town with funds to be used to augment the existing monies collected through the Community Preservation Fund and through Town borrowing for the use in the Town's purchase of development rights program, and

WHEREAS the PLT has expertise in writing grants such as the THE 2002 USDA FARMLAND PROTECTION GRANT, and has submitted a proposal to the Town to write the grant for the total sum of \$2,800.00, and

WHEREAS, the Town wishes to retain PLT to prepare the grant application on behalf of the Town pursuant to its proposal,

NOW, THEREFORE, it is hereby

RESOLVED the Town Board of the Town of Riverhead authorizes the Supervisor to engage PLT to prepare and file the THE 2002 USDA FARMLAND PROTECTION GRANT on behalf of the Town, and

BE IT FURTHER RESOLVED , that the Town Clerk is hereby directed to forward a certified copy of this resolution to PLT at 296

Hampton Road, Southampton, NY 11969, the Office of the Town Attorney
and the Office of Accounting.

TELLER

Sanders	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Class	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Densieski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Lull	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Kozakiewicz	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No					

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

6/18/02

TOWN OF RIVERHEAD

Adopted

Resolution # 682

AUTHORIZES THE SUPERVISOR TO EXECUTE A LETTER AGREEMENT WITH JAMES C. NICHOLAS, Ph.D FOR THE PURPOSES OF OBTAINING AN ESTIMATE OF VALUE OF TRANSFERRABLE DEVELOPMENT RIGHTS IN RIVERHEAD PURSUANT TO TOWN CODE SECTION 95A

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILMAN DENISE :

WHEREAS, the Town Board has contracted with the Planning firm A,P,P & S for the preparation of a Comprehensive Plan and

WHEREAS, in the development of the draft Agricultural element chapter of the Comprehensive Plan, the existing transferable development rights program was reviewed, and

WHEREAS, the Town Board desires to analyze the existing transferable development rights program in order to establish market values of development rights, and

WHEREAS, the Town Board has received a proposal from James C. Nicholas, Ph.D to complete such valuation, and

WHEREAS, the Town Board has examined the credentials of Mr. Nicholas for the purposes of this valuation and deem them excellent

NOW, THEREFORE, BE IT RESOLVED,

That the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute a letter agreement with James C. Nicholas, Ph.D authorizing him to commence the valuation as set forth therein,

AND BE IT FURTHER,

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to James C. Nicholas, Ph.D., the Office of the Town Attorney and the Office of Accounting.

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Dios	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON BEING ADOPTED

June 18th, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 683**APPROVES SITE PLAN OF R.C.P. ASSOCIATES, LLC.****COUNCILWOMAN SANDERS**

offered the following resolution,

which was seconded by **COUNCILMAN LULL** _____:

WHEREAS, a site plan and elevations were submitted by R.C.P. Associates, LLC., for the construction of a 6,662 sq. ft. medical office, located at 47 Commerce Drive (Warsaw Park Subdivision), CR 58, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-101-01-10.7; and

WHEREAS, the Planning Department has reviewed the site plan dated January 23rd, 2002, as prepared by Thomas C. Wolpert, P.E., and elevations dated August 16th, 2001, as prepared by Robert J. Gruber, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed 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 site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 7412 of the Office of the Supervisor of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan application of R.C.P. Associates, LLC., the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by R.C.P. Associates, LLC., for the construction of a 6,662 sq. ft. medical office, located at 47 Commerce Drive (Warsaw Park Subdivision), CR 58, Riverhead, New York, site plan dated January 23rd, 2002, as prepared by Thomas C. Wolpert, P.E., and elevations dated August 16th, 2001, as prepared by Robert J. Gruber, R.A., 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. That 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 requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That 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 and the Code of the Town of Riverhead, 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, R.C.P. Associates, LLC., hereby authorizes and consents to

the Town of Riverhead to enter premises at 47 Commerce Drive (Warsaw Park Subdivision), CR 58, Riverhead, 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 new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) 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 land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent 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; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to R.C.P. Associates. LLC., P.O. Box 2100, Greenport, New York 11944, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Class	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ~~NOT~~ WAS NOT
THEREUPON DULY ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2002, made by R.C.P. Associates, LLC., residing at P.O. Box 2100, Greenport, New York 11944, Declarant:

WITNESSETH:

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. That 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 Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, 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 and the Code of the Town of Riverhead, 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, R.C.P. Associates, LLC. hereby authorizes and consents to the Town of Riverhead to enter premises at 47 Commerce Drive (Warsaw Park Subdivision), CR 58, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) 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 land clearing and/or 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;

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

R.C.P. Associates, LLC.

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the ____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

6/18/02

Adopted

TOWN OF RIVERHEAD

Resolution # 684

APPROVES APPLICATION OF SILVER DOLLAR SHOWS, INC.

Councilman Densieski offered the following resolution, was seconded by

Councilwoman Blass :

WHEREAS, Silver Dollar Shows, Inc. has submitted an application for the purpose of conducting a county fair to be held on the Calverton Enterprise Park picnic grounds at Rte. 25, Calverton, New York, between the hours of 3:00 p.m. and 12:00 midnight, Monday through Friday, and between the hours of 12:00 noon and 12:00 midnight, Saturday and Sunday, on June 27, 2002 through July 7, 2001; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Silver Dollar Shows, Inc. for the purpose of conducting a county fair to be held at the Calverton Enterprise Park picnic area on the aforementioned dates and times, is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. Silver Dollar Shows, Inc. shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Silver Dollar Shows, Inc., 2 Olympia Lane, Stony Brook, New York, 11790; Ken Testa, P.E. and the Riverhead Police Department.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON ADOPTED

June 18, 2002

1295

Adopted

TOWN OF RIVERHEAD

Resolution # 685

ACCEPTS FINAL ENVIRONMENTAL IMPACT STATEMENT SUPPORTING THE SPECIAL PERMIT PETITION OF J. DOUGLAS AND AGNES STARK (GLENWOOD OAKS SECTION 2)

Councilman Densieski offered the following resolution which was seconded by Councilman Lull

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from J. Douglas Stark and Agnes Stark to allow the expansion of a pre-existing mobile home park onto real property located at County Route 58, Riverhead, New York, and

WHEREAS, by resolution dated August 2, 2001, this Town Board did accept a Draft Environmental Impact Statement ("DEIS") supporting the petition, and

WHEREAS, on September 19, 2001 the Town Board held a public hearing upon the DEIS, and

WHEREAS, the applicant has submitted a response to all commentary made upon the DEIS by the lead agency, involved agencies, and parties of interest, and

WHEREAS, the Planning Department has reviewed the response to commentary and has recommended that the response adequately addresses those comments made part of the SEQRA record and by the lead agency, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby accepts the response to commentary upon the DEIS supporting the special permit petition of Glenwood Oaks Section 2 as prepared by En-Consultants, Inc. dated February 24, 2002 as adequate to form a Final Environmental Impact Statement pursuant to 6 NYCRR, Part 617.

Planning/RH

THE VOTE *abstain*

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

RESOLUTION # <u>686</u> ABSTRACT #23-02 JUNE 06, 2002 (TBM 06/18/02)			
<i>Supervisor Kozakiewicz</i> <i>Councilman Lull</i>		offered the following Resolution which was seconded by	
FUND NAME	CD NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 41,855.03	\$ 41,855.03
POLICE ATHLETIC LEAGUE	004	\$ 752.59	\$ 752.59
TEEN CENTER	005	\$ -	\$ -
RECREATION PROGRAM	006	\$ 149.50	\$ 149.50
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ -
AG-FEST COMMITTEE FUND	021	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -
EDZ FUND	030	\$ -	\$ -
HIGHWAY	111	\$ 24,831.13	\$ 24,831.13
WATER	112	\$ 32,927.01	\$ 32,927.01
REPAIR & MAINTENANCE	113	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ 5,934.77	\$ 5,934.77
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ -
STREET LIGHTING	116	\$ 1,398.24	\$ 1,398.24
PUBLIC PARKING	117	\$ 2,050.00	\$ 2,050.00
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ -
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 258.31	\$ 258.31
CALVERTON SEWER DISTRICT	124	\$ -	\$ -
RIVERHEAD SCAV WASTE DISTRICT	128	\$ 6,158.04	\$ 6,158.04
WORKER'S COMPENSATION FUND	173	\$ 3,915.96	\$ 3,915.96
RISK RETENTION FUND	175	\$ 1,168.51	\$ 1,168.51
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ -
URBAN DEVEL CORP WORKING	182	\$ -	\$ -
RESTORE	184	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ 4,170,037.32	\$ 4,170,037.32
WATER DEBT	383	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ 1,387,275.30	\$ 1,387,275.30
SCAVENGER WASTE DEBT	385	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 4,223,126.84	\$ 4,223,126.84
EIGHT HUNDRED SERIES	408	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -
CHIPS	451	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ -
SENIORS HELPING SENIORS	453	\$ -	\$ -
EISEP	454	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 5,818.34	\$ 5,818.34
MUNICIPAL GARAGE	626	\$ 6,553.73	\$ 6,553.73
TRUST & AGENCY	735	\$ -	\$ -
SPECIAL TRUST	736	\$ 29,699.25	\$ 29,699.25
COMMUNITY PRESERVATION FUND	737	\$ 137,000.00	\$ 137,000.00
CDA-CALVERTON	914	\$ 12,378.59	\$ 12,378.59
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -
TOTALS		\$ 10,094,088.46	\$ 10,094,088.46

THE VOTE

Sanders Yes No Yes No
 Deniatecki Yes No Yes No
 Kozakiewicz Yes No Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Adopted

RESOLUTION # 686 ABSTRACT #24-02 JUNE 13, 2002 (TBM 06/18/02)

Supervisor Kozakiewicz Councilman Lull offered the following Resolution which was seconded by

FUND NAME	CD NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001 \$ -	\$ 753,752.12	\$ 753,752.12
POLICE ATHLETIC LEAGUE	004 \$ -	\$ 2,030.00	\$ 2,030.00
TEEN CENTER	005 \$ -	\$ -	\$ -
RECREATION PROGRAM	006 \$ -	\$ 0,007.46	\$ 0,007.46
SR NUTRITION SITE COUNCIL	007 \$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008 \$ -	\$ 040.00	\$ 040.00
CHILD CARE CENTER BUILDING FUND	009 \$ -	\$ -	\$ -
AG-FEST COMMITTEE FUND	021 \$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025 \$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027 \$ -	\$ 2,272.25	\$ 2,272.25
COMMUNITY P.E.T.S. SHELTER	028 \$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029 \$ -	\$ -	\$ -
EDZ FUND	030 \$ -	\$ 010.54	\$ 010.54
HIGHWAY	111 \$ -	\$ 60,073.27	\$ 60,073.27
WATER	112 \$ -	\$ 40,500.30	\$ 40,500.30
REPAIR & MAINTENANCE	113 \$ -	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114 \$ -	\$ 24,000.53	\$ 24,000.53
REFUSE & GARBAGE COLLECTION	115 \$ -	\$ 171,475.92	\$ 171,475.92
STREET LIGHTING	118 \$ -	\$ 9,979.40	\$ 9,979.40
PUBLIC PARKING	117 \$ -	\$ 4,153.05	\$ 4,153.05
BUSINESS IMPROVEMENT DISTRICT	118 \$ -	\$ 4,995.21	\$ 4,995.21
TOR URBAN DEV CORP TRUST ACCT	119 \$ -	\$ -	\$ -
AMBULANCE DISTRICT	120 \$ -	\$ 571.21	\$ 571.21
CALVERTON SEWER DISTRICT	124 \$ -	\$ -	\$ -
RIVERHEAD SCAV WASTE DISTRICT	128 \$ -	\$ 21,434.37	\$ 21,434.37
WORKER'S COMPENSATION FUND	173 \$ -	\$ 12,200.97	\$ 12,200.97
RISK RETENTION FUND	175 \$ -	\$ 275.50	\$ 275.50
UNEMPLOYMENT INSURANCE FUND	176 \$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177 \$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178 \$ -	\$ -	\$ -
RESIDENTIAL REHAB	179 \$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180 \$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181 \$ -	\$ 676.15	\$ 676.15
URBAN DEVEL CORP WORKING	182 \$ -	\$ -	\$ -
RESTORE	184 \$ -	\$ -	\$ -
PUBLIC PARKING DEBT	301 \$ -	\$ -	\$ -
SEWER DISTRICT DEBT	302 \$ -	\$ -	\$ -
WATER DEBT	303 \$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	304 \$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	305 \$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	400 \$ -	\$ 220,563.30	\$ 220,563.30
EIGHT HUNDRED SERIES	400 \$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409 \$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441 \$ -	\$ -	\$ -
CHIPS	451 \$ -	\$ -	\$ -
YOUTH SERVICES	452 \$ -	\$ 1,855.74	\$ 1,855.74
SENIORS HELPING SENIORS	453 \$ -	\$ 1,731.91	\$ 1,731.91
EISEP	454 \$ -	\$ 955.02	\$ 955.02
SCAVENGER WASTE CAP PROJ	470 \$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625 \$ -	\$ 9,207.02	\$ 9,207.02
MUNICIPAL GARAGE	626 \$ -	\$ 10,520.30	\$ 10,520.30
TRUST & AGENCY	735 \$ -	** 0,079,303.44	\$ 0,079,303.44
SPECIAL TRUST	736 \$ -	\$ -	\$ -
COMMUNITY PRESERVATION FUND	737 \$ -	\$ -	\$ -
CDA-CALVERTON	914 \$ -	\$ -	\$ -
COMMUNITY DEVELOPMENT AGENCY	915 \$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918 \$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999 \$ -	\$ -	\$ -
TOTALS	\$ -	\$ 0,445,500.23	\$ 0,445,500.23
** SCHOOL/TOWN TAXES	\$ -	\$ -	\$ -

THE VOTE
 Sanders ✓ Yes ___ No ___ Blass ✓ Yes ___ No ___
 Donsleski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
 Kozakiewicz ✓ Yes ___ No ___
 THE RESOLUTION WAS WAS NOT