

Barbara Grattan

**TOWN BOARD MEETING
AGENDA
ROBERT F. KOZAKIEWICZ, Supervisor**

February 4, 2003

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

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

**Approves Minutes of Town Board Meeting of
January 22, 2003**

Sull

Offered the minutes to be
approved, which was seconded by

Glass

Syes

REPORTS

**Receiver of Taxes: Total taxes collected to date:
\$40,653,964.50**

**Town Clerk: Monthly report for January, 2003
Total Collected: \$10,480.25**

Town Historian: 2002 Annual Report

Juvenile Aid Bureau: 2002 Annual Report

Police Dept.: Monthly Report for November, 2002

Sewer District: Discharge Monitoring Report for Dec. 2003

**Open Bid Report: Liquid Calcium-Opened: 1/27/03
One Bid Was Received**

**Drainage Rings-Opened: 1/27/03
No bids were received**

**Line Striping-Opened: 1/27/03
Three Bids were received**

OPEN BID REPORTS CONTINUED:

Litter Vac Machine-Opened: 1/27/03

One Bid was received

(Above may be viewed in Town Clerk's Office)

APPLICATIONS

Site Plan: Drs. Judy and Susan Emanuelle-Construct a 1-story medical building with parking.

CORRESPONDENCE

Reeves Park Civic

Association:

**Re: For Roadside Trees West Side of
Park Road between Sound Ave. &
Overbrook Street.**

COMMITTEE REPORTS

**PUBLIC COMMENT ON ANY RESOLUTIONS LISTED
BELOW:**

COMMUNITY DEVELOPMENT AGENCY MEETING:

- #1** Authorizes the Chairman to Execute a License Agreement with Andrew Dresain Investment, LLC

REGULAR TOWN BOARD MEETING:

- #122** Appoints Members to the Riverhead Town Landmarks Preservation Commission
- #123** Appoints Marriage Officer
- #124** Appoints Full Time Bus Driver in the Nutrition Department (P. McCarthy)
- #125** Appoints Full Time Bus Driver in the Nutrition Department (D. Arteaga)
- #126** Appoints Maintenance Mechanic II in the Water Department (W. Renten)
- #127** Appoints a P/T Recreation Aide (Teen Center) to the Recreation department (C. Brunskill)
- #128** Appoints Maintenance Mechanic II in the Water Department (D. Fink)
- #129** Promotion to Senior Wastewater Treatment Plant Operator IIIA (T. Allen)
- #130** Appoints a Program Leader to the Recreation Department (C. Hynds)
- #131** Appoints a Program Leader to the Recreation Department (L. Miller)
- #132** Appoints Temporary Intern in the Sewer Department (J. Sollazzo)
- #133** Ratifies and Approves Stipulation of Agreement

- #134** Authorizes the Town Supervisor to Execute an Easement in Favor of the People of the State of New York
- #135** Authorize Supervisor to Execute Stipulation of Settlement
- #136** Authorizes Town Clerk to Publish and Post Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Jennie Janlewicz, Alexander Janlewicz and Cheryl Janlewicz)
- #137** Amends Resolution #41 of 2003: Approves Application of Riverhead Business Improvement District Management Association-Blues Festival
- #138** Approves Amended Site Plan of Omnipoint Communications, Inc.
- #139** Authorizes Supervisor to Execute Agreement with County of Suffolk (Youth Bureau)
- #140** Authorizes Fire Marshall to Attend Classes
- #141** Authorizes Fire Marshall to Attend Meeting
- #142** Authorizes Inspector to Attend Classes
- #143** Authorizes Inspector to Attend Class
- #144** Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Site Plan Review)
- #145** Adopts a Local Law to Amend Chapter 95 Entitled, "Taxation" of the Riverhead Town Code (Exemption for Volunteer Firefighters and Volunteer Ambulance Workers)

- #146** Authorizes Amendment to the Community Development Block Grant Program and Adjustment of Budget
- #147** Authorizes Town Clerk to Publish and Post Public notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (John S. Rienzo and Joyce F. Rienzo)
- #148** Classifies Action and Declares Lead Agency on Special Permit of Patricia Wysocki (Five Kids School Supply) and Refers Petition to the Planning Board
- #149** Authorizing Offer Pursuant to Section 303 of the New York State Eminent Domain Procedure Law in Connection with the Condemnation of 201 Railroad Street, STM 0600-128-03-006, Riverhead, NY
- #150** Authorizes Town of Riverhead to Remove Rubbish, Debris and the Cutting of Grass and Weeds from Property Pursuant to Chapter 96 Entitled, "Trash, Rubbish and Refuse Disposal" of the Riverhead Town Code
- #151** Exercising the Right of Reverter Set Forth in the Deed Between the Riverhead Community Development Agency and Swezey-Riverhead Holding LLC, Dated December 4, 1998, and in the Acquisition and Disposition Agreement, Dated November 12, 1998 Between Swezey-Riverhead Holding LLC and the Town Of Riverhead, The Town of Riverhead Community Development Agency and the Town of Riverhead Parking District No. 1
- #152** Twin Ponds Park Parking Field Improvement Budget Adoption
- #153** Police/Court Complex Generator Project Budget Adoption
- #154** Municipal Garage Building Improvement Capital Project Budget Adjustment

- #155** Congregate Services Initiative Budget Capital Project
Budget Adoption
- #156** Authorizes Town Clerk to Publish and Post a Help
Wanted Ad for Recreation Supervisor
- #157** Authorizes Attendance at the 2003 Training School
Hold by the Association of Towns
- #158** Amends Resolution #12
- #159** Awards Bid for Liquid Calcium Chloride
- #160** Awards Bid for Traffic Line Striping
- #161** Awards Bid for One Litter Vac Machine
- #162** Awards Bid for Traffic Signs and Related Items
- #163** Authorizes Town Clerk to Advertise for Bids-RWD-
Extension 72-Reeves Golf
- #164** Order Calling Public Hearing-Extension 78 to the
Riverhead Water District- Baiting Hollow Farms
- #165** Resolution Authorizing Supervisor to Execute
Change Order No. 2-RWD-Extension 70, Mid Road
Properties
- #166** Authorizes the Release of Performance Bond (Letter
of Credit for Great Rock Golf Course)
- #167** Accepts S.C.N.B. Irrevocable Letter of Credit of
Gendot Associates, Inc. and Zoumas Contracting
Corp. in Connection with "Subdivision Map of Deep
Hole Road" (Road & Drainage Improvements)
- #168** Accepts S.C.N.B. Irrevocable Letter of Credit of
Zoumas Contracting Corp. in Connection with
Subdivision Entitled "The Meadows at Aquebogue"
(Road & Drainage Improvements)

- #169** Refunds Overpayment of Site Plan Review Fee of Eagle Auto Mall, Inc.
- #170** Authorization to Donate Fixed Assets
- #171** Authorization to Discard Fixed Assets
- #172** Approves Temporary Sign Permit of St. Charles Hospital & Rehabilitation Center
- #173** Approves Temporary Sign Permit of St. Charles Hospital & Rehabilitation Center
- #174** Approves Temporary Sign Permit of St. Charles Hospital & Rehabilitation Center
- #175** Approves Site Plan of Island Water Park, Inc.
- #176** Appoints a Park Attendant II to the Riverhead Recreation Department (K. Drumm)
- #177** Grants Excavation Permit to Island Water Park, Inc.
- #178** Authorizes the Chairman to Execute A License Agreement with the School of Visual Arts
- #179** Authorizes Town Clerk to Post and Publish Notice of Public Hearing- Special Permit of Margaret Krygier
- #180** Authorizes the Town of Riverhead to Secure, Demolish or Remove Unsafe Structure Pursuant to Chapter 54 of the Riverhead Town Code (Anne Joslin, 43 Kay Road, Calverton, NY)
- #181** Pays Bills

02/04/03

Adopted

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY

Resolution # 1

**AUTHORIZES THE CHAIRMAN TO EXECUTE A LICENSE AGREEMENT
WITH ANDREW DRESKIN INVESTMENTS, LLC.**

COUNCILMAN LULL

_____ offered the following resolution, was seconded
by

COUNCILMAN DENSIESKI :

WHEREAS, New York Music Festival and Andrew Dreskin Investments, LLC have submitted an application for the purpose of conducting the Music Festival to be held on the Calverton Enterprise Park picnic grounds at Rte. 25, Calverton, New York, in June 2003, and

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

WHEREAS, Andrew Dreskin Investments, LLC, requires the additional approval of the Town Board for a Special Event pursuant to Chapter 90 of the Town Code of the Town; and

WHEREAS, Andrew Dreskin Investments, LLC, requires a license from the CDA to utilize the aforementioned land ,

NOW THEREFORE BE IT RESOLVED, that the CDA authorizes the Chairman to execute a license agreement, substantially in the form annexed hereto, with Andrew Dreskin Investments, LLC and be it further

RESOLVED, that this approval is subject to the applicant obtaining approval pursuant to Chapter 90 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, be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Andrew Dreskin Investments, LLC, ; Ken Testa, P.E. and Chief David Hegermiller, Riverhead Police Department; Office of the Town Attorney and Office of Accounting. and Andrea Loehreiss.

THE VOTE
Sanders Yes No Blas Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON ADOPTED

02/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 122 a

Appoints Members to the Riverhead Town Landmarks Preservation Commission

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

WHEREAS, Chapter 73 of the Riverhead Town Code entitled "Landmarks Preservation Commission" causes the establishment of an advisory body to the Town Board known as the Landmarks Preservation Commission consisting of seven (7) members; and

WHEREAS, one (1) vacancy exists due to the resignation of Donald Denis.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Gary Jacquemin to fill a three (3) year unexpired term to the Landmarks Preservation Commission; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Landmarks Preservation Commission, Richard Wines and Gary Jacquemin.

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

02/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 123

APPOINTS MARRIAGE OFFICER

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

RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Melissa Anderson as Marriage Officer for purposes of conducting one wedding only on May 31, 2003 in the Town of Riverhead. She is to serve in said position without compensation.

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

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

02/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 124

APPOINTS FULL TIME BUS DRIVER IN THE NUTRITION DEPARTMENT

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

WHEREAS, a vacancy exists in the Nutrition Department for the position of Full Time Bus Driver, and

WHEREAS, the position has been posted, posting #25, applications were received and interviews were conducted, and

WHEREAS, Patricia McCarthy possesses a clean, valid NYS Commercial Drivers License, and

WHEREAS, it is the recommendation of the Personnel Committee that Patricia McCarthy be appointed to said position.

NOW, THEREFORE, BE IT RESOLVED, that effective February 17, 2003, the Town Board hereby appoints Patricia McCarthy to the position of Full Time Bus Driver as found on Group 4, Step P of the Clerical and Supervisory Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Patricia McCarthy, the Nutrition Department and the Office of Accounting.

THE VOTE

Blass Yes No

Densieski Yes No

Lull Yes No

Sanders Yes No

Kozakiewicz Yes No

02/04/03

TOWN OF RIVERHEAD

Adopted

Resolution # 125

APPOINTS FULL TIME BUS DRIVER
IN THE NUTRITION DEPARTMENT

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

WHEREAS, due to the resignation of an employee there is a vacancy in the Nutrition Department for the position of Full Time Bus Driver, and

WHEREAS, the position has been posted, posting #25, applications were received and interviews were conducted, and

WHEREAS, David Arteaga. possesses a clean, valid NYS Commercial Drivers License, and

WHEREAS, it is the recommendation of the Personnel Committee that David Arteaga be appointed to said position.

NOW, THEREFORE, BE IT RESOLVED, that effective February 17, 2003, the Town Board hereby appoints David Arteaga to the position of Full Time Bus Driver as found on Group 4, Step P of the Clerical and Supervisory Salary Schedule.

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

THE VOTE

Blass Yes No

Densieski Yes No

Lull Yes No

Sanders Yes No

Kozakiewicz Yes No

2/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 126

APPOINTS MAINTENANCE MECHANIC II IN THE WATER DEPARTMENT

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

WHEREAS, a vacancy now exists in the Water Department, and

WHEREAS, this position was duly posted, posting #22, advertised and interviews have been conducted, and

WHEREAS, the recommendation of the Personnel Committee and the Department Head has been received.

WHEREAS, William A. Renten, Jr. possesses a clean, valid NYS Commercial Drivers License.

NOW, THEREFORE, BE IT RESOLVED, that effective February 17, 2003 William A. Renten, Jr. is appointed to the position of Maintenance Mechanic II as found on Group 7, Step P of the Operational and Technical Salary Schedule of the CSEA Contract, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to William A. Renten, Jr., the Water Department, 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	

2/4/03

TOWN OF RIVERHEAD

Adopted

Resolution # 127

APPOINTS A P/T RECREATION AIDE (TEEN CENTER)
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Carolyn Brunskill is hereby appointed to serve as a P/T Recreation Aide for the Teen Center, effective, February 4, 2003 to and including December 31, 2003 to be paid at the rate of \$9.0834 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.

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.

1

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 /Res. Carolyn Brunskill TC

2/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 128

**APPOINTS MAINTENANCE MECHANIC II
IN THE WATER DEPARTMENT**

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

WHEREAS, a vacancy now exists in the Water Department, and

WHEREAS, this position was duly posted, posting #22, advertised and interviews have been conducted, and

WHEREAS, the recommendation of the Personnel Committee and the Department Head has been received.

WHEREAS, Donald J. Fink. possesses a clean, valid NYS Commercial Drivers License.

NOW, THEREFORE, BE IT RESOLVED, that effective February 17, 2003 Donald J. Fink is appointed to the position of Maintenance Mechanic II as found on Group 7, Step P of the Operational and Technical Salary Schedule of the CSEA Contract, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Donald J. Fink, the Water Department, and the Office of Accounting.

THE VOTE \

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

2/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 129

PROMOTION TO SENIOR WASTEWATER TREATMENT PLANT OPERATOR IIIA

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

WHEREAS, the position of Senior Wastewater Treatment Plant Operator IIIA has been created, and

WHEREAS, there does not exist a valid current Civil Service List of Eligibles, and

WHEREAS, the position has been duly posted, posting #24, and advertised, and

WHEREAS, Suffolk County Department of Civil Service has granted permission to make a provisional appointment, and

WHEREAS, interviews were conducted and the Personnel Committee has made a recommendation, and

WHEREAS, it is the recommendation of the Wastewater District Superintendent that Timothy Allen, currently a Wastewater Treatment Plant Operator II, be provisionally promoted to this position.

NOW, THEREFORE, BE IT RESOLVED, that Timothy Ailen is hereby provisionally promoted to the position of Senior Wastewater Treatment Plant Operator IIIA, Group 16 Step 12A of the Operational & Technical Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Timothy Allen, the Wastewater District Superintendent 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	

FEBRUARY 4, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 130

APPOINTS A PROGRAM LEADER TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS offered the following

resolution, which was seconded by COUNCILWOMAN BLASS

RESOLVED, that Cynthia Hynds is hereby appointed to serve as a Program Leader effective February 4, 2003, to and including May 15, 2003 and to be paid at the rate of \$14.00 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 conditions(s):

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

NOW THEREFORE BE IT FURTHER RESOLVED, that the Town Board hereby authorized 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

2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 131

APPOINTS A RECREATION AIDE TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

RESOLVED, that Leslie Miller is hereby appointed to serve as a Recreation Aide effective February 4, 2003, to and including September 1, 2003 and to be paid at the rate of \$8.50 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):

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 Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Recreation Aide. Leslie Miller

February 4, 2003

Adopted

TOWN OF RIVERHEAD

RESOLUTION #132

APPOINTS 30-DAY CLERK TYPIST IN SEWER DISTRICT

Councilwoman Blass offered the following Resolution

which was seconded by Councilwoman Sanders.

WHEREAS, the Riverhead Sewer District has a temporary need to have an increase to the clerical staff to answer telephones and perform daily office duties; and

WHEREAS, there is currently a part-time clerk typist already employed in the Department;

NOW, THEREFORE, BE IT RESOLVED, that Jill Sollazzo be authorized to increase her hours to full-time temporarily for the next four weeks; and

BE IT FURTHER RESOLVED, that the Town Clerk be, and is hereby, authorized to forward a copy of this resolution to Jill Sollazzo, Michael Reichel and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No
Densiecki Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

February 4, 2003

Adopted

TOWN OF RIVERHEAD

133

RATIFIES AND APPROVES STIPULATION OF AGREEMENT

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

RESOLVED, that the Town Board hereby ratifies and approves the provisions of the Stipulation of Agreement for the years 2002-2004 by and between the Riverhead Town Police Benevolent Association (PBA) and the Town of Riverhead dated December 23, 2002; and

BE IT FURTHER, RESOLVED, that the Town Clerk is hereby directed to send a certified copy of this resolution to the PBA President, Michael Schmidt; Rains & Pogrebin, P.C. and the Office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

February 4, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 134

AUTHORIZES THE TOWN SUPERVISOR TO EXECUTE AN EASEMENT IN FAVOR OF THE PEOPLE OF THE STATE OF NEW YORK

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

WHEREAS, In 1998 the New York State Department of Environmental Conservation received an easement from the Department of the Navy to access a Hunters Parking Area and the Peconic River Boat Launching Site off Connecticut Avenue in Calverton; and

WHEREAS, the transfer of said easement predates the transfer of the "Grumman Property" to the Town of Riverhead; and

WHEREAS, said easement was never recorded by the Department of Environmental Conservation; and

WHEREAS, the Department of Environmental Conservation operates a boat launching site and a hunters parking area in the easement area; and

WHEREAS, the granting of an easement by the Town of Riverhead in favor of the People of the State of New York acting through the Department of Environmental Conservation, for the areas above described, is mutually beneficial to the Town of Riverhead and the State of New York.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute an easement in favor of the State of New York to access a Hunters Parking Area and the Peconic River Boat Launching Site off Connecticut Avenue in Calverton; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Janet Longo, New York State Department of Environmental Conservation, Real Property Bureau Building 40 SUNY, Stony Brook, New York 11790-2356 ; the Office of the Town Attorney and the Office of Supervisor.

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

02/04/03

Adopted

TOWN OF RIVERHEAD

Resolution # 135

AUTHORIZE SUPERVISOR TO EXECUTE STIPULATION OF SETTLEMENT

COUNCILMAN LULL

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

WHEREAS, that a stipulation of settlement has been agreed to; and

NOW, THEREFORE BE IT, RESOLVED, that the Town Board of the Town of Riverhead hereby approves this stipulation of settlement, and authorizes the Town Supervisor to execute it with his signature; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard Zuckerman, Esq., Riverhead Town Attorney Dawn Thomas and Jack Hansen, 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 Declared Adopted

February 4, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 136

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (JENNIE JANLEWICZ, ALEXANDER JANLEWICZ AND CHERYL JANLEWICZ,)

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and

WHEREAS, Jennie Janlewicz, Alexander Janlewicz and Cheryl Janlewicz have expressed a desire to sell the development rights of approximately 41 acres of their agricultural lands located on the northerly side of State Route 25, Aquebogue, New York, at \$27,014.56 per acre along with an access easement of 25' in width across a parcel retained by the Janlewicz family for the sum of \$6000.00, the entire parcel further described as Suffolk County Tax Map #0600-67-3- p/o 1.5, to the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands together with and access easement, the entire parcel being owned by Jennie Janlewicz, Alexander Janlewicz and Cheryl Janlewicz , once in the February 13, 2003, issue of the official newspaper, and also to cause a copy of the proposed purchase of development rights and access easement to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Michael E. Walter, 407 East Main Street, Post Office Box 95, Port Jefferson, New York 11777; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

TA

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 BEING ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 4th day of March , 2003 at 7:10 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of approximately 41 acres of agricultural lands together with access easement of 25' in width across a parcel retained Jennie Janlewicz, Alexander Janlewicz and Cheryl Janlewicz. The entire parcel is owned by Jennie Janlewicz, Alexander Janlewicz and Cheryl Janlewicz. The parcel is located on the northerly side of State Route 25, Aquebogue, New York,. The proposed sale price is \$27,014.56 per acre for the development rights and \$6000.00 for the access easement, the entire parcel further described as Suffolk County Tax Map #0600-67-3-1.5. The public hearing is being held pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
February 4, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 137

AMENDS RESOLUTION #41 OF 2003
(APPROVES APPLICATION OF RIVERHEAD BUSINESS IMPROVEMENT
DISTRICT MANAGEMENT ASSOCIATION – BLUES FESTIVAL)

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, Resolution #41 adopted by the Riverhead Town Board on January 7, 2003, approved the application of the Riverhead Business Improvement District Management Association for the purpose of conducting a Blues Festival in the Peconic River parking lot, Riverhead, to be held on July 18, 19 and 20, 2003;

WHEREAS, the Riverhead Business Improvement District Management Association had requested to be exempt from Chapter 46 of the Riverhead Town Code entitled, "Alcohol Consumption", which was not addressed in Resolution #41.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby exempts the event of the Blues Festival to be held on the aforementioned location, dates and times, from Chapter 46 of the Riverhead Town Code entitled, "Alcohol Consumption"; 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 Business Improvement District Management Association , 112 West Main Street, Riverhead, New York, 11901, Ken Testa, P.E.; and Chief David Hegermiller, 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

RESOLVED, that the site plan and elevations submitted by Oranipoint Communications, Inc., for removal of three (3) antennas and installing of twelve (12) new antennas with additional equipment cabinets and coax cable, located at 422 Edwards Avenue, Calverton, New York, site plan dated January 6th, 2003 as prepared by David F. Southwick, P.E., 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 proves 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 105-56 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, hereby authorizes and consents to the Town of Riverhead to

enter premises at 422 Edwards Avenue, Calverton, 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, Matthew Jurson, Esq., R.C. Riley & Associates, PO Box 1868, Paramus, New Jersey 07653, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Sanders Yes No Blass Yes No
 Densleski Yes No Lull Yes No
 Kozaklewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON JULY ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2003, made by Crown Atlantic Co, residing at, LLC, Highland Office Center, 550 Pinetown Road, Suite 306, Ft. Washington, PA 19034, 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, hereby authorizes and consents to the Town of Riverhead to enter premises at 422 Edwards Avenue, Calverton, 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.

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

February 4, 2003

Adopted

TOWN OF RIVERHEAD

139

AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT

WITH COUNTY OF SUFFOLK (YOUTH BUREAU)

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

WHEREAS, the Riverhead Town Board and the County of Suffolk desire to make available a Youth Development Delinquency Program in the Town of Riverhead.

NOW, THEREFORE, BE IT, RESOLVED, that the Supervisor be and hereby is authorized to enter into and execute an agreement between the County of Suffolk and Town of Riverhead to make available a Youth Development Delinquency program in the Town of Riverhead; and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to: Suffolk County Youth Bureau, Lee Demison Building, 3rd Floor, Hauppauge, New York 11788 - Attn: John F. Kreutz, Director; and the Juvenile Aid Bureau, 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 X WAS NOT
 THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 140

AUTHORIZES FIRE MARSHAL TO ATTEND CLASSES

COUNCILMAN LULL

offered the following resolution,

which was seconded by

COUNCILWOMAN SANDERS

WHEREAS, the department head of the Building Department has requested that the Town of Riverhead Fire Marshal, attend the following training at the New York State Fire Academy in Montour Falls New York;

Electrical Fire Cause Determination 1 & 2 June 23 to June 27, 2003

Fire Marshals & Inspectors Seminar September 30 to October 2, 2003

Fire/Arson Investigation Seminar November 5 to November 7, 2003

WHEREAS, attendance at said training/seminars are an essential part of the fire protection/prevention within the Town of Riverhead; and

WHEREAS; attendance fulfills the New York State continuing education requirements, and

WHEREAS, the cost of:

Electrical Fire Cause Determination 1 & 2 will not exceed \$350.00

Fire Marshals & Inspectors Seminar will not exceed \$175.00

Arson Seminar will not exceed \$175.00

(expenses include tuition, board at the State Fire Academy, meals and other travel costs such as tolls and gas per seminar) and,

NOW, THEREFORE BE IT RESOLVED, that the Fire Marshal be allowed to attend the above said training seminars, use of an official vehicle for transportation where necessary, and shall remit to the Accounting Department all pertinent receipts and documentation to be reimbursed for expenditures not to exceed the authorized limit; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to the Building Department Administrator, Fire Marshal and Office of Accounting.

THE VOTE

Lull Yes No

Densieski Yes No

Sanders Yes No

Blass Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution #141

AUTHORIZES FIRE MARSHAL TO ATTEND MEETINGS

Councilwoman Sanders offered the following resolution,

which was seconded by *Councilman Densieski*

WHEREAS, the New York State Fire Marshals and Inspectors Association has requested that the Town of Riverhead Fire Marshal attend the following quarterly meetings of:

- | | |
|---|--------------------|
| State Fire Chiefs Office, East Schodack, NY | March 14, 2003 |
| FASNY HQ – Albany, NY | May 30, 2003 |
| State Fire Chiefs Office, East Schodack, NY | September 12, 2003 |
| FASY HQ – Albany, NY | December 12, 2003 |

WHEREAS, attendance at said meetings are an essential part of the fire protection and prevention within the Town of Riverhead; and

WHEREAS, there is no cost for attendance at said meetings; and.

WHEREAS, the Fire Marshal is authorized to utilize a Town of Riverhead vehicle for travel to and from said meetings and for reimbursement for gas & tolls, not to exceed \$25.00 for each meeting;

NOW, THEREFORE BE IT RESOLVED, that the Fire Marshal be allowed to attend the above said firematic meetings, and shall remit to the Accounting Department all pertinent receipts and documentation to be reimbursed for expenditures not to exceed the authorized limit of \$25.00 for each meeting; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to the Building Department Administrator, Fire Marshal and Office of Accounting.

THE VOTE

- | | |
|---|---|
| Lull <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Densieski <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Sanders <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Blass <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 Declared Adopted

TOWN OF RIVERHEAD

Resolution # 143

AUTHORIZES INSPECTOR TO ATTEND CLASS

COUNCILMAN LULL

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, the department head of the Building Department has requested that the Town of Riverhead Inspector, attend the following training in Cranston, Rhode Island;

Fire Sprinkler Systems Workshop May 12 to 15, 2003

WHEREAS, attendance at said training/seminars are an essential part of the fire protection/prevention within the Town of Riverhead; and

WHEREAS; attendance fulfills the New York State continuing education requirements, and

WHEREAS, the cost of fire Sprinkler Systems Workshop, sponsored by Tyco Fire & Building Products, shall not exceed \$175.00 (expenses include tuition, board, meals and other travel costs such as tolls and gas) and,

NOW, THEREFORE BE IT RESOLVED, that the Inspector be allowed to attend the above said training seminars, use of an official vehicle for transportation where necessary, and shall remit to the Accounting Department all pertinent receipts and documentation to be reimbursed for expenditures not to exceed the authorized limit; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to the Building Department Administrator, Fire Marshal and Office of Accounting.

THE VOTE

Lull Yes No Densieski Yes No

Sanders Yes No Blass Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 144

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

COUNCILMAN DENSIESKI 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 22nd day of January, 2003 at 7:25 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 Traveler Watchman, the official newspaper for the Town of Riverhead 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; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

Sanders ✓ Yes ___ No ___ Blass ✓ Yes ___ No ___
 Densieski ✓ Yes ___ No ___ Lutz ✓ Yes ___ No ___
 Kozakiewicz ✓ Yes ___ No ___

THE RESOLUTION WAS WAS NOT
 THEREUPON DECLARED

**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 February 4, 2003 as follows:

Article XXVI
Site Plan Review

108-129. Review authorized; approval required; penalties; issuance of permits and certificates of occupancy; expiration.

F. Penalties violation of approved Site Plan

(1) It shall be unlawful for any person, firm or corporation to construct, alter, repair, move, remove, demolish, equip, use, occupy or maintain any real property, building or structure or portion thereof in violation of the approved site plan.

(2) For any and every violation of the approved site plan, the owner or general agent of a building or premises where such violation has been committed or shall exist, and the lessee or tenant of an entire building or entire premises where such violation of approved site plan has been committed or shall exist, and any builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents or any other person taking part or assisting in any such violation of approved site plan, shall upon conviction thereof, be liable to a fine or penalty not exceeding one thousand dollars (\$1000.) for each and every violation. Each day that such violation continues shall constitute a separate and distinct violation of the approved site plan.

Dated: Riverhead, New York
February 4, 2003

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

BARBARA GRATTAN, Town Clerk

- Underscore represents addition(s)

2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 145

ADOPTS A LOCAL LAW TO AMEND CHAPTER 95 ENTITLED "TAXATION" OF THE RIVERHEAD TOWN CODE (EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS)

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

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 95, entitled "Taxation" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 22nd day of January, 2003 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 the local law amending Chapter 95 entitled, "Taxation" 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 official newspaper 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 Assessor's Office and the Town Attorney's Office.

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 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 95 entitled "Taxation" of the Riverhead Town Code at its regular meeting held on February 4, 2003 as follows:

ARTICLE VII

Exemption for Volunteer Firefighters and Volunteer Ambulance Workers

§ 95-35. Legislative intent.

This Town Board hereby finds and determines that § 466-c of the New York State Real Property Tax Law allows localities such as the Town of Riverhead to grant exemptions of real property taxes on real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such an enrolled member and spouse residing in a county with a population of more than one million four hundred thousand and less than one million five hundred thousand.

§ 95-36. Exemptions granted; volunteer firefighters and volunteer ambulance workers.

A. Qualifying residential real property, under § 466-c of the New York State Real Property Tax Law, shall be exempt from taxation to the extent of 10% of the assessed value of such property for city, village, town, part town, special district, county or school district purposes, exclusive of special assessments, however, that such exemption shall in no event exceed three thousand dollars multiplied by the latest state equalization rate for the assessing unit in which such real property is located.

B. Such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service residing in such county unless:

- (1) the applicant resides in the city, town or village which is served by such incorporated fire company or fire department or incorporated voluntary ambulance service
- (2) the property is the primary residence of the applicant
- (3) the property is used exclusively for residential purposes; provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section
- (4) the applicant has been certified by the authority having jurisdiction for the incorporated volunteer fire company or fire department as an enrolled member of such incorporated volunteer fire company or fire department for at least five years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such

incorporated voluntary ambulance service for at least five years. It shall be the duty and responsibility of the municipality to determine the procedure for certification.

C. Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service and is so certified by the authority having jurisdiction for the incorporated voluntary fire company or fire department or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life, as long as his or her primary residence is located within the Town of Riverhead.

D. Application for such exemption shall be filed with the assessor or other agency, department or office designated by the municipality offering such exemption on or before the taxable status date on a form as prescribed by the State Board.

E. Incorporated volunteer fire companies, fire departments and incorporated volunteer ambulance services shall file lists of its enrolled members eligible for the exemption provided by this section with the assessor or other agency, department or office designated by the municipality offering such exemption on or before the taxable status date on a form as prescribed by the State Board.

F. No applicant who is a volunteer firefighter or volunteer ambulance worker who, by reason of such status is receiving any benefit under the provisions of this article on the effective date of the section, shall suffer any diminution of such benefit because of the provisions of this section.

§ 95-37. Applicability.

This article shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 2003.

§ 95-38. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this article or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof; but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this article, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Dated: Riverhead, New York
February 4, 2003

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

BARBARA GRATTAN, Town Clerk

- Underscore represents addition(s)

2/4/03

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 146

AUTHORIZES AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND ADJUSTMENT OF BUDGET

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

WHEREAS, the Town of Riverhead wishes to amend its FY2001 Community Development Block Grant Programs; and

WHEREAS, in compliance with citizen participation requirements a public notice was published on January 16, 2003, to afford the public an opportunity to comment on the proposed amendment.

THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes submission of the proposed amendment by the Community Development Director to Suffolk County; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes a budget adjustment as follows:

From:

181.086620.540000.06901 Tourist Information Booth \$10,149.07

To:

181.08660.523011.06901 Vail Leavitt Theatre Improvements \$10,149.07

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to Andrea Lohneiss, Community Development Director, Joe Sanseverino, Director, Suffolk County Community Development and John Hansen, Town of Riverhead Financial Administrator.

THE VOTE

Sanders Yes No Blass Yes No

Densleski Yes No Luff Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS ADOPTED

February 4, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 147

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (JOHN S. RIENZO, JR. AND JOYCE E. RIENZO)

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

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and

WHEREAS, John S. Rienzo, Jr. and Joyce E. Rienzo have expressed a desire to sell the development rights on approximately 12 acres of their agricultural lands located on the south side of Middle Road, west of Deep Hole Road, Calverton, New York, at \$30,000.00 per acre, the parcel further described as Suffolk County Tax Map #0600-100-3- p/o 9, to the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands on the parcel owned by John S. Rienzo, Jr. and Joyce E. Rienzo, once in the February 13, 2003, issue of the official newspaper, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to John Rienzo 1653 Middle Road, Calverton, New York 11933, Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

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

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 4th day of March, 2003 at 7:15 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights on approximately 12 acres of agricultural lands on the parcel is owned by John S. Rienzo, Jr. and Joyce E. Rienzo. The parcel is located on the south side of Middle Road, west of Deep Hole Road, Calverton, New York. The proposed sale price is \$30,000.00 per acre for the development rights. The entire parcel further described as Suffolk County Tax Map #0600-100-3- p/o 9. The public hearing is being held pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
February 4, 2003

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

BARBARA GRATTAN, Town Clerk

February 4, 2003

276
Adopted

TOWN OF RIVERHEAD

Resolution # 148

**CLASSIFIES ACTION AND DECLARES LEAD AGENCY
ON SPECIAL PERMIT OF PATRICIA WYSOCKI
(FIVE KIDS SCHOOL SUPPLY) AND REFERS
PETITION TO THE PLANNING BOARD**

COUNCILMAN DENSIESKI offered the following resolution which
was seconded by COUNCILWOMAN SANDERS

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Patricia Wysocki, pursuant to Article XXVIA and Sections 108-45B.(6) and 108-45C.(1) of the Riverhead Town Code, for the use of an existing 14,375sq. ft. structure as a wholesale business with retail accessory use on a 3.3 acre parcel zoned Industrial A; such property more particularly described as SCTM 0600-121-1-6.1, and

WHEREAS, a Full Environmental Assessment Form and supporting documentation was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be an Unlisted action for which coordinated review is optional and in this case unnecessary, and

WHEREAS, the Planning Department has prepared a staff SEQR report outlining the project's impacts and has recommended that a negative declaration of significance be rendered, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues prior to a determination of significance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit application of Paul Martin which it classifies as an Unlisted action, and

BE IT FURTHER

RESOLVED, that this classification be considered effective on the related site plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

THE VOTE
Sanders ✓ Yes ___ No ___ Blass ✓ Yes ___ No ___
Densleski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
Kozakiewicz ✓ Yes ___ No ___
THE RESOLUTION WAS ~~X~~ WAS NOT
THEREUPON FULLY ADOPTED

/ /03

TOWN OF RIVERHEAD

Resolution # 149

Adopted

AUTHORIZING OFFER PURSUANT TO SECTION 303 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW IN CONNECTION WITH THE CONDEMNATION OF 201 RAILROAD STREET, SCTM 0600-128-03-006 RIVERHEAD, NEW YORK

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

WHEREAS, the Town Board, by Resolution # 971, dated September 18, 2001, determined to acquire the parcel located at 201 Railroad Street, Riverhead, New York, reputed owner, MRH REALTY, Suffolk County Tax Map 0600-128-03-006, and

WHEREAS, the synopsis of the Town Board's findings and determination set forth in Resolution # 971, dated September 18, 2001, was duly published; and

WHEREAS, the Town Board by resolution # 886, dated 8/20/02, authorized a written offer pursuant to Section 303 of the Eminent Domain Procedure Law to the owner(s) of the property; and

WHEREAS, based upon additional information provided by the owner(s) of the property the amount authorized should be adjusted to \$ 270,000; and

WHEREAS, this acquisition has been determined by the Town Board of the Town of Riverhead, as lead agency, to be an unlisted action without a significant impact on the environment;

NOW BE IT RESOLVED, that the Town Board hereby authorizes that a written offer pursuant to Section 303 of the Eminent Domain Procedure Law be made to the owner(s) of the property to be acquired in the sum of TWO HUNDRED SEVENTY THOUSAND (\$ 270,000) Dollars, less any appropriate adjustments, which sum represents just compensation for said real property; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP.; the Town Attorney, and Andrea Lohneiss, Director of the Community Development Agency.

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

Adopted

Resolution # 150

AUTHORIZES TOWN OF RIVERHEAD TO REMOVE RUBBISH, DEBRIS AND THE CUTTING OF GRASS AND WEEDS FROM PROPERTY PURSUANT TO CHAPTER 96 ENTITLED, "TRASH, RUBBISH AND REFUSE DISPOSAL" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN LULL

WHEREAS, Section 96-2. B. of the Riverhead Town Code provides that the Town Board may require the removal of rubbish and debris and the cutting of grass and weeds; and

WHEREAS, property located at 852 Roanoke Avenue, Riverhead also known as Suffolk County Tax Map Number 0600/107.00-02-037.00 is not in compliance with the requirements of Section 96 of the Riverhead Town Code; and

WHEREAS, the Town Board of the Town of Riverhead desires to require the removal of the rubbish and debris and the cutting of the grass at SUBJECT property.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Town Clerk to serve notice upon George Atkinson, 852 Roanoke Avenue, Riverhead, New York 11901 by certified mail, returned receipt requested and by regular mail in a plain unmarked wrapper. Such notice is to consist of a certified copy of this resolution and the attached public notice to property owner; and be it further

RESOLVED, that pursuant to Chapter 96, Section 96-2E., the administration fees of \$740.00 and all actual expenses incurred by the Town of Riverhead to remove the rubbish/debris, grass and weeds shall be assessed against the owner; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to George Atkinson, 852 Roanoke Avenue, Riverhead, NY 11901; the Building Department, Kenneth Testa, P.E., the Tax Receiver's Office 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 Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that pursuant to Riverhead Town Code, Section 96 of the Town of Riverhead, hereby requires that you cause the property located at **852 Roanoke Ave, Riverhead, New York**, further described as Suffolk County Tax Map #**0600-107.00-02-037.00**, to be cleaned of all rubbish, refuse and other debris, and that the weeds and grass be mowed within ten (10) days from the date of this notice.

Dated: Riverhead, New York
February 4, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

2/4/03

TOWN OF RIVERHEAD

AdoptedResolution # 151

EXERCISING THE RIGHT OF REVERTER SET FORTH IN THE DEED BETWEEN THE RIVERHEAD COMMUNITY DEVELOPMENT AGENCY AND SWEZEY-RIVERHEAD HOLDING LLC, DATED DECEMBER 4, 1998, AND IN THE ACQUISITION AND DISPOSITION AGREEMENT, DATED NOVEMBER 12, 1998 BETWEEN SWEZEY-RIVERHEAD HOLDING LLC AND THE TOWN OF RIVERHEAD, THE TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY AND THE TOWN OF RIVERHEAD PARKING DISTRICT NO. 1

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded

by _____ COUNCILMAN LULL _____ :

WHEREAS, the deed dated December 4, 1998 between Swezey-Riverhead Holding LLC. and the Riverhead Community Development Agency provides for a right of reverter in favor of the Town of Riverhead as set forth therein and as set forth in the agreement dated November 12, 1998 between Swezey-Riverhead Holding LLC. and the Town of Riverhead, the Riverhead Community Development Agency, and the Riverhead Parking District No. 1; and

WHEREAS, pursuant to the deed and agreement the Town could exercise its right of reverter if Swezeys-Riverhead Holding LLC failed to substantially complete construction of a department store on the premises within three years from November 1998; and

WHEREAS, by Resolution # 24, adopted November 20, 2001 at Swezeys-Riverhead Holding LLC's request, the Town Board agreed to forbear its exercise of its right of reverter for one additional year in accordance with the terms set forth in that resolution; and

WHEREAS, Swezeys-Riverhead Holding LLC has failed to substantially complete construction within the period as so extended.

Now, therefore, ..

BE IT RESOLVED that the Town Board hereby determines to exercise the Town's right of reverter described above; and be it further

RESOLVED that the Town's special counsel, Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP. is hereby

directed to take all steps necessary to have title revert to the Town as provided in the above mentioned deed and agreement; and be it further

RESOLVED that the Supervisor is hereby authorized to sign any documents, agreements and other writings as may be necessary to effectuate the reversion of title to the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and the attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., P.O. Box 389, 456 Griffing Avenue, Riverhead, New York, 11901; the Town Attorney, Monique Gablenz, Industrial Development and Andrea Lohneiss, Director of the Community Development Agency.

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

February 4, 2003

TOWN OF RIVERHEAD

Adopted

Resolution # 152

TWIN PONDS PARK PARKING FIELD IMPROVEMENT

BUDGET ADOPTION

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 adjustment:

406.095731.494200.40107

SERIAL BOND PROCEEDS

FROM:
\$300,000.

406.051100.523030.40107 CONSTRUCTION IMPROVEMENT

406.051100.547900.40107 CONTINGENCY

406.051100.543502.40107 ENGINEERING EXPENSE

TO:
\$260,000.
20,000.
20,000.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

February 4, 2003

TOWN OF RIVERHEAD

Adopted

Resolution # 153

POLICE/COURT COMPLEX GENERATOR PROJECT

BUDGET ADOPTION

COUNCILMAN DENSIESKI

_____ offered the following resolution ,

which was seconded by _____ COUNCILWOMAN SANDERS

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

406.095710.494200.40108	SERIAL BOND PROCEEDS	FROM:	
		\$100,000.	
406.016230.524232.40108	GENERATOR INSTALLATION EXPENSE		TO:
406.016230.547900.40108	CONTINGENCY		\$85,000.
			15,000.

THE VOTE

Sanders Yes No *absent* Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

FEBRUARY 4, 2003

Adopted¹²⁸⁵

TOWN OF RIVERHEAD

MUNICIPAL GARAGE BUILDING IMPROVEMENT

CAPITAL PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 154

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:

406.016900.524000.40088	EQUIPMENT	FROM: \$2,000	
406.016900.522150.40088	BUILDING CONSTRUCTION		TO: \$2,000.

THE VOTE

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

FEBRUARY 4, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 155

CONGREGATE SERVICES INITIATIVE BUDGET

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILWOMAN SANDERS 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 adjustment:

406.067720.491100.40108	COUNTY AID	FROM:	
406.095031.481000.40108	TRANSFER FROM GENERAL FUND		\$4,000.
			1,333.
			TO:
406.067720.524000.40108	EQUIPMENT		\$5,333

THE VOTE

SANDERS Yes No BLASS Yes No
DENSIESKI Yes No LULL Yes No
KOZAKIEWICZ Yes No

February 4, 2003

TOWN OF RIVERHEAD

287
Adopted

Resolution # 156

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A HELP WANTED AD FOR RECREATION SUPERVISOR

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

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the February 13, 2003 issue of The Traveler Watchman.

BE IT FURTHER RESOLVED that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Accounting Department.

THE VOTE

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

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking an individual to serve as Recreation Supervisor. All applicants must possess a Bachelor's Degree from an accredited college or university and one year experience in the supervision of a recreation program. Applications are to be submitted to the Accounting Department, 200 Howell Avenue, Riverhead, NY, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday. No applications will be accepted after 4:00 p.m. on February 21, 2003. EOE

**BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK**

2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 157

AUTHORIZES ATTENDANCE AT THE 2003 TRAINING SCHOOL HELD BY THE ASSOCIATION OF TOWNS

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Association of Towns is hosting their 2003 Training School at the Hilton Hotel, New York City, on February 16th through 19th, 2003; and

WHEREAS, it is the desire of Robert Kozakiewicz, Supervisor; Barbara Blass, Councilperson; Rose Sanders, Councilperson; Mark Kwasna, Highway Superintendent; Richard Hanley, Planning Director and Leroy Barnes, Jr., Building Department Administrator to attend such course.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the aforementioned individuals to attend the Association of Towns 2003 Training School to be held at the Hilton Hotel, New York City on February 16th through 19th, 2003; and be it further

RESOLVED, that all related expenses incurred by the employees will be reimbursed upon proper submission of receipts; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Robert Kozakiewicz, Supervisor; Barbara Blass, Councilperson; Rose Sanders, Councilperson; Richard Hanley, Planning Director and Leroy Barnes, Jr., Building Department Administrator; 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 BEING ADOPTED

TOWN OF RIVERHEAD

Resolution # 158

AMENDS RESOLUTION #12

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

WHEREAS, Resolution #12 was adopted January 7, 2003, setting the salaries for the Recreation Department; and

WHEREAS, the position of Recreation Aide in the Teen Center that has been filled by Matt Aug since 9/3/02 was not included;

THEREFORE, BE IT RESOLVED, that Resolution #12 be amended to add the position of Recreation Aide in the Teen Center; and

BE IT FURTHER RESOLVED that Matt Aug be appointed to serve as the Recreation Aide in the Teen Center at a salary of \$9.0834 per hour, effective 1/1/03; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of 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

TB 2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 159
Adopted February 4, 2003

AWARDS BID FOR LIQUID CALCIUM CHLORIDE

COUNCILWOMAN SANDERS
_____ offered the following resolution which was
seconded by _____ COUNCILWOMAN BLASS _____.

WHEREAS, the Town Clerk was authorized to advertise for sealed bids for Liquid Calcium Chloride for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 27th of January at 11:00 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Liquid Calcium Chloride be and is hereby awarded to Walsh & Hughes, Inc. D/B/A Velvetop Products, 1455 New York Avenue, Huntington Station, New York 11743 in the amount of \$.87/gal., and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Walsh & Hughes, Inc. D/B/A Velvetop Products and the Riverhead Highway Department.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
Densieski Yes ___ No ___ Lull Yes ___ No ___
Kozaklewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON ADOPTED

TB 2/4/03

Adopted

TOWN OF RIVERHEAD

Resolution # 160
Adopted February 4, 2003

AWARDS BID FOR TRAFFIC LINE STRIPING

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

WHEREAS, the Town Clerk was authorized to advertise for sealed bids for Traffic Line Striping for the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 27th of January at 11:10 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, three bids were received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Traffic Line Striping be and is hereby awarded to M&S Striping, Inc., 134 Florence Street, Mamaroneck, New York 10542, in the amount of \$0.0235 per lin.ft.- 4" line, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to M&S Striping, Inc. and the Riverhead Highway Department.

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 NOT ADOPTED

Adopted

TB 2/4/03

TOWN OF RIVERHEAD

Resolution # 161
Adopted February 4, 2003

AWARDS BID FOR ONE LITTER VAC MACHINE

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

WHEREAS, the Town Clerk was authorized to advertise for sealed bids for One Litter Vac Machine for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 27th of January at 11:15 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for One Litter Vac Machine be and is hereby awarded to Tennant Sales and Service Company, 701 North Lilac Drive, Minneapolis, MN 55440 in the amount of \$24,430.09, and

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

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 NOT

Adopted

TB 2/4/03

TOWN OF RIVERHEAD

Resolution # 162
Adopted February 4, 2003

AWARDS BID FOR TRAFFIC SIGNS AND RELATED ITEMS

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

WHEREAS, the Town Clerk was authorized to advertise for sealed bids for Traffic Signs and Related Items for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 27th of January at 11:20 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Traffic Signs and Related Items be and is hereby awarded to East Coast Sign & Supply, Inc., 21 Henry Street, Bethel, CT 06801, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to East Coast Sign & Supply, Inc. and the Riverhead Highway Department.

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

THEREFORE, IT IS ADOPTED

Adopted

02/04/03

TOWN OF RIVERHEAD

Resolution # 163

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS RIVERHEAD WATER DISTRICT RDWD 02-51 EXTENSION 72 – REEVES GOLF

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

RESOLVED, that the Town Clerk be and is authorized to publish in the February 13, 2003 issue of the Traveler Watchman and post the attached Notice to Bidders with regard to receiving bids for the construction of water mains and appurtenances RDWD 02-51 Extension 72 – Reeves Golf.

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Frank Isler, Esq, H2M and Gary Pendzick.

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

The Town Board of Riverhead will receive bids for the following contract:

Installation of Water Mains and Appurtcnances
Project No.: Extension No. 72 - Reeves Golf, RDWD 02-51

for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until **11:00 AM**, prevailing time, on **Monday, February 24, 2003**, at which time and place all bids will be publicly opened and read.

Contract documents, including drawings and technical specifications, are on file at the following offices:

Town Clerk, Town of Riverhead
Town Hall, 200 Howell Avenue
Riverhead, New York 11901

Holzmacher, McLendon & Murrell, P.C.
575 Broad Hollow Road
Melville, New York 11747

Copies of the contract documents may be obtained at the above locations *on or after February 13, 2002* upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

Deposits for Plans and Specifications will be refunded to Bidders who return same in good condition within ten (10) days. Other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to the TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities, and to accept the lowest responsible bid.

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

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: February 13, 2002

2/4/03

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 164

ORDER CALLING PUBLIC HEARING - EXTENSION 78 TO THE RIVERHEAD
WATER DISTRICT
BAITING HOLLOW FARMS

ADOPTED _____

COUNCILWOMAN BLASS

_____ offered the following resolution
which was seconded by COUNCILMAN DENSIESKI

WHEREAS, a petition has been filed by the developers for the subdivision known as Baiting Hollow Farms Subdivision in Calverton, New York, covering property located along the easterly side of Twomey Avenue, south of Deep Hole Road, to provide water facilities to their parcel of land located just outside the boundaries of the existing Water District, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Water District, which report recommends an extension of approximately 4500 feet of new 8-inch and 12-inch water main with the appropriate valves and hydrants will need to be installed along the east side of Twomey Avenue across the frontage of the property and throughout the interior roadways of the subdivision, and

WHEREAS, the maximum amount to be expended for the extension is \$178,000, to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, key money will be assessed against this project to cover the cost of constructing capital improvement facilities, for a total cost of \$50,000, and

WHEREAS, the boundary of said extension is set forth fully in the attached Exhibit A, and

WHEREAS, it is necessary for the Town Board to hold a public hearing to hear all persons wishing to be heard with regard to the proposed extension,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will hold a public hearing on the 4th day of March, 2003, at 7:05 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the extension to the Riverhead Water District to be known as Extension 78, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in full in the February 13th edition of The Long Island Traveller Watchman, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Frank Isler, Esq., the developer, and H2M.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara Grattan, Town Clerk

Dated: February 4, 2003
Riverhead, NY

RESOLUTION PREPARED FOR THE RIVERHEAD WATER DISTRICT BY FRANK ISLER

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 BEING ADOPTED

RIVERHEAD WATER DISTRICT

ENGINEERING REPORT
FOR
PROPOSED EXTENSION NO. 78
BAITING HOLLOW FARMSDESCRIPTION OF EXTENSION

JANUARY 2003

All those certain lots, parcels of land, said properties being known as Section 80, Block 4, Lots 3 & 4 and Section 100, Block 2, Lots 2.1, 3, 25.3, 25.4 & 25.5, situated and lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, along with the right-of-way known as Twomey Avenue, bounded and described as follows:

BEGINNING at a point formed by the southerly right-of-way of May Drive and the westerly right-of-way of Twomey Avenue and having a radius of 40.00 feet and a length of 62.83 feet. Traveling southerly along the westerly right-of-way of Twomey Avenue a distance of approximately 422 feet to a POINT OF BEGINNING.

From said POINT OF BEGINNING, running easterly from a point formed by the apparent intersection of the westerly right-of-way of Twomey Avenue and the northerly property line of Section 80, Block 4, Lot 3 to the easterly property line of said lot.

THENCE running southerly along the easterly property lines of Section 80, Block 4, Lots 3 & 4 and Section 100, Block 2, Lots 25.3, 25.4 and 25.5 to a point.

THENCE running easterly from said point along the northerly property line of Section 100, Block 2, Lot 2.1 to a point formed by the easterly property line and the northerly property line of Section 100, Block 2, Lot 2.1.

THENCE running southerly from said point along the easterly property line of Section 100, Block 2, Lot 2.1 to a point. Said point being formed by the easterly property line of Section 100, Block 2, Lot 2.1 and the northerly property line of Section 100, Block 2, Lot 11, also known as LILCO right-of-way.

THENCE running westerly from last mentioned point to a point formed by the northerly property line of LILCO right-of-way known as Section 100, Block 1, Lot 13 and the westerly right-of-way of Twomey Avenue.

THENCE running northerly from said point along the westerly right-of-way of Twomey Avenue to the said POINT OF BEGINNING.

END OF SECTION

2/4/03

Adopted

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO
EXECUTE CHANGE ORDER No.2
RIVERHEAD WATER DISTRICT
EXTENSION NO. 70, MID ROAD PROPERTIES

RESOLUTION # 165

Adopted _____

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

RESOLVED, that the Supervisor be and is hereby authorized to
execute Change Order No. 2 for the project known as Riverhead Water
District, Extension No. 70, Mid Road Properties, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy
of this resolution to H2M; Frank Isler, Esq.; Grimes Contracting;
Accounting Department; and Gary Pendzick.

RESOLUTION PREPARED BY FRANK A. ISLER, ESQ.
SUBMITTED BY RIVERHEAD WATER DISTRICT

THE VOTE

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

THE RESOLUTION WAS WAS NOT
 THEREUPON BEING ADOPTED

TOWN OF RIVERHEAD

Resolution # 166

AUTHORIZES THE RELEASE OF PERFORMANCE BOND (LETTER OF CREDIT) FOR GREAT ROCK GOLF COURSE

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

WHEREAS, Great Rock Inc. f/k/a/ 1994 Soundview Golf, Inc. posted a letter of credit (#001220 - Suffolk County National Bank) which was accepted by the Town Board of the Town of Riverhead in the amount of Eight Thousand Seven Hundred Fifty Dollars (\$8,750) representing the 5% site plan bond for the work on Maintenance Building at Fairway Drive, Wading River, New York, Suffolk County Tax Map # 0600/057.00-01-001.28 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, Leroy E. Barnes, Jr., Building Department Administrator, has determined that construction has been completed to the Building Department's satisfaction and a Certificate of Occupancy has been issued for the Maintenance Building.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the letter of credit in the amount of Eight Thousand Seven Hundred Fifty Dollars (\$8,750) representing the completed portion of the project; and

BE IT FURTHER RESOLVED, that the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Thomas F. Costello, Great rock Golf Inc. 141 Fairway Drive, Wading River, New York 11792, the Building Department; the Accounting Department, the Town Clerk 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

2/4/03

TOWN OF RIVERHEAD

303
Adopted

Resolution # 167

ACCEPTS S.C.N.B. IRREVOCABLE LETTER OF GENDOT ASSOCIATES, INC. AND ZOUMAS CONTRACTING CORP. IN CONNECTION WITH "SUBDIVISION MAP OF DEEP HOLE ROAD" (ROAD & DRAINAGE IMPROVEMENTS)

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, by Resolution #223 adopted on March 9, 2001, the Riverhead Town Board accepted Suffolk County National Bank Irrevocable Letter of Credit #010131A in the amount of \$410,000.00, having an expiration date of January 31, 2003, representing improvements to be made in the subdivision entitled, "Subdivision Map of Deep Hole Road"; and

WHEREAS, Suffolk County National Bank, Letter of Credit #010131A expired on January 31, 2003; and

WHEREAS, Gendot Associates, Inc. and Zoumas Contracting Corp. has submitted to the Town Suffolk County National Bank Irrevocable Letter of Credit #030121A in the amount of \$410,000.00 having an expiration date of January 21, 2004, replacing the aforementioned irrevocable letter of credit; and

WHEREAS, the Town Attorney has reviewed said S.C.N.B. Irrevocable Letter of Credit No. 030121A in the amount of \$410,000.00 and determined that same is satisfactory in its form.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby accepts S.C.N.B. Irrevocable Letter of Credit No. 030121A in the amount of \$410,000.00 having an expiration date of January 21, 2004, representing improvements to be made within said subdivision; and be it further

RESOLVED, that the Town Clerk is hereby authorized to return Suffolk County National Bank, Letter of Credit No. 010131A in the amount of \$410,000.00, having an expiration date of January 31, 2003; and

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Gendot Contracting, Inc. and Zoumas Contracting Corp., P.O. Box 361, Wading River, New York, 11792; John J. Raynor, P.E. & L.S., P.C., Attn: Vincent Gaudiello, P.E., P.O. Box 720, Water Mill, New York, 11976; the Planning Department; the Planning Board; the Building 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
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Konakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

X

2/4/03

TOWN OF RIVERHEAD

304
Adopted

Resolution # 168

**ACCEPTS S.C.N.B. IRREVOCABLE LETTER OF ZOUMAS CONTRACTING CORP.
IN CONNECTION WITH SUBDIVISION ENTITLED, "THE MEADOWS AT
AQUEBOGUE" (ROAD & DRAINAGE IMPROVEMENTS)**

COUNCILMAN LULL

offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, by Resolution #308 adopted on March 20, 2001, the Riverhead Town Board accepted Suffolk County National Bank Irrevocable Letter of Credit #010131B in the amount of \$512,000.00, having an expiration date of January 31, 2003, representing improvements to be made in the subdivision entitled, "The Meadows at Aquebogue"; and

WHEREAS, Suffolk County National Bank, Letter of Credit #010131B expired on January 31, 2003; and

WHEREAS, Zoumas Contracting Corp. has submitted to the Town Suffolk County National Bank Irrevocable Letter of Credit #030121B in the amount of \$512,000.00 having an expiration date of January 21, 2004, replacing the aforementioned irrevocable letter of credit; and

WHEREAS, the Town Attorney has reviewed said S.C.N.B. Irrevocable Letter of Credit No. 030121B in the amount of \$512,000.00 and determined that same is satisfactory in its form.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby accepts S.C.N.B. Irrevocable Letter of Credit No. 030121B in the amount of \$512,000.00 having an expiration date of January 21, 2004, representing improvements to be made within said subdivision; and be it further

RESOLVED, that the Town Clerk is hereby authorized to return Suffolk County National Bank, Letter of Credit No. 010131B in the amount of \$512,000.00, having an expiration date of January 31, 2003; and

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Zoumas Contracting Corp., Route 25A, P.O. Box 361, Wading River, New York, 11792; John J. Raynor, P.E. & L.S., P.C., Attn: Vincent Gaudiello, P.E., P.O. Box 720, Water Mill, New York, 11976; the Planning Department; the Planning Board; the Building Department and the Office of the Town Attorney.

Z:\Laura\bonds\meadows@aquebogueaccept.doc

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

02/04/03

305
Adopted

TOWN OF RIVERHEAD

Resolution # 169

REFUNDS OVERPAYMENT OF SITE PLAN REVIEW FEE OF EAGLE AUTO MALL, INC.

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

WHEREAS, on February 28, 2002 to an approved site plan, the Town accepted the payment of a site plan in the sum of \$17,025.70 as set forth in 108-129 of the Riverhead Town Code, and

WHEREAS, prior to the time the payment was accepted, the Town had established a policy of limiting site plan review fees to a maximum of \$10,000.00, and

WHEREAS, Eagle Auto Mall, Inc. has requested a refund of its overpaid site plan review fees,

NOW, THEREFORE, BE IT RESOLVED that:

The Town Board of the Town of Riverhead hereby authorizes the Supervisor to direct the Accounting Department to refund the sum of \$7,025.70 to Eagle Auto Mall, Inc, and be it further

RESOLVED that the Town Clerk is hereby directed to deliver a certified copy of this resolution to the Town Supervisor, Eagle Auto Mall, Inc., the Office of Accounting, Planning Department and Building Department.

X:\TnAttyShare\Dawn\resolutions\arts council extend.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

TOWN OF RIVERHEAD

Adopted²⁰⁶

AUTHORIZATION TO DONATE FIXED ASSETS

RESOLUTION # 170

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

WHEREAS, donated equipment from Suffolk County that has been salvaged for parts and is no longer usable; and

WHEREAS, after careful consideration, the Police Department and the Accounting Department have made a recommendation that this equipment has no residual value and should be donated to the Dominican Sisters Family Health Services care of Sister Margaret Smyth. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

NOW, THEREFORE BE IT RESOLVED that the Accounting Department is hereby authorized to discard the following items:

<u>Tag #</u>	<u>Description</u>
25250	Gateway E-3000 CPU
25251	Gateway E-3000 CPU
25249	Gateway E-3000 CPU
25248	Gateway E-3000 CPU
25245	Gateway E-3000 CPU
25254	Gateway E-3000 CPU
25246	Gateway E-3000 CPU
25252	Gateway E-3000 CPU
25253	Gateway E-3000 CPU
25247	Gateway E-3000 CPU
25241	Gateway EV-700 Monitor
25242	Gateway EV-700 Monitor
25255	Gateway EV-700 Monitor
25256	Gateway EV-700 Monitor
25257	Gateway EV-700 Monitor
25258	Gateway EV-700 Monitor
25244	Gateway EV-700 Monitor
25259	Gateway EV-700 Monitor
25243	Gateway EV-700 Monitor
25240	AT&T Keyboard
25260	AT&T Keyboard
25271	AT&T Keyboard
25272	Compaq Keyboard
25273	Connect Key Keyboard
25274	Connect Key Keyboard
25275	Connect Key Keyboard
25276	Gateway Keyboard

25278
25280
25279
25277

Gateway Keyboard
Gateway Keyboard
Gateway Keyboard
NCR Keyboard

307

THE VOTE

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

TOWN OF RIVERHEAD

308
Adopted

AUTHORIZATION TO DISCARD FIXED ASSETS

RESOLUTION # 171

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

WHEREAS, broken equipment that has been salvaged for parts and is no longer usable; and

WHEREAS, after careful consideration by the Accounting Department this equipment has no residual value and should be discarded. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

NOW, THEREFORE BE IT RESOLVED that the Accounting Department is hereby authorized to discard the following items:

<u>Tag #</u>	<u>Description</u>	<u>Tag #</u>	<u>Description</u>
22586	Gateway Keyboard	21891	Gateway Keyboard
21516	Epson Printer	21468	HP 1200 Printer
20276	UPS	21753	UPS
20863	Monitor	23023	Gateway Keyboard
22959	UPS		

THE VOTE

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

February 4th, 2003

Adopted

TOWN OF RIVERHEAD
Adopted February 4th, 2003
Resolution # 172

APPROVES TEMPORARY SIGN PERMIT OF ST. CHARLES HOSPITAL &
REHABILITATION CENTER

Councilwoman Sanders offered the following resolution, which
was seconded by Councilman Lull.

WHEREAS, a temporary sign permit and sketch were submitted by Thomas Lyons for property located at 806 East Main Street, Riverhead, New York; and

WHEREAS, pursuant to section 108-56 C (5) of the 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 the temporary sign permit application for a wall sign (side of building) submitted by Thomas Lyons for St. Charles Rehabilitation Network; and be it

RESOLVED, that said temporary sign permit extension shall expire on April 30th, 2003 and the applicant shall remove the affected sign, in its entirety, on or before said date; and be it further

Resolved, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thomas Lyons, St. Charles Rehabilitation Network, 200 Belle Terre Road, Port Jefferson, New York 11777, the Planning Department and the Riverhead Building Department.

Planning Dept.

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 ADOPTED NOT ADOPTED

February 4th, 2003

Adopted

TOWN OF RIVERHEAD
Adopted February 4th, 2003
Resolution # 173

APPROVES TEMPORARY SIGN PERMIT OF ST. CHARLES HOSPITAL & REHABILITATION CENTER

COUNCILWOMAN SANDERS

_____ offered the following resolution, which

was seconded by **COUNCILMAN LULL** _____.

WHEREAS, a temporary sign permit and sketch were submitted by Thomas Lyons for property located at 806 East Main Street, Riverhead, New York; and

WHEREAS, pursuant to section 108-56 C (5) of the 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 the temporary sign permit application for a wall sign (front of building) submitted by Thomas Lyons for St. Charles Rehabilitation Network; and be it

RESOLVED, that said temporary sign permit extension shall expire on April 30th, 2003 and the applicant shall remove the affected sign, in its entirety, on or before said date; and be it further

Resolved, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thomas Lyons, St. Charles Rehabilitation Network, 200 Belle Terre Road, Port Jefferson, New York 11777, the Planning Department and the Riverhead Building Department.

Planning Dept.

THE VOTE

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

THE RESOLUTION WAS NOT ADOPTED

February 4th, 2003

Adopted

TOWN OF RIVERHEAD
Adopted February 4th, 2003
Resolution # 174

APPROVES TEMPORARY SIGN PERMIT OF ST. CHARLES HOSPITAL &
REHABILITATION CENTER

Councilwoman Sanders offered the following resolution, which

was seconded by Councilman Lull.

WHEREAS, a temporary sign permit and sketch were submitted by Thomas Lyons for property located at 806 East Main Street, Riverhead, New York; and

WHEREAS, pursuant to section 108-56 C (5) of the 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 the temporary sign permit application for a free standing sign submitted by Thomas Lyons for St. Charles Rehabilitation Network; and be it

RESOLVED, that said temporary sign permit extension shall expire on April 30th, 2003 and the applicant shall remove the affected sign, in its entirety, on or before said date; and be it further

Resolved, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thomas Lyons, St. Charles Rehabilitation Network, 200 Belle Terre Road, Port Jefferson, New York 11777, the Planning Department and the Riverhead Building Department.

Planning Dept.

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

THEREFORE ADOPTED

February 4th, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 175

APPROVES SITE PLAN OF ISLAND WATER PARK, INC.

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

WHEREAS, a site plan application was submitted by Island Water Park, Inc., for the construction of two lineal water ponds for use as private water skiing ponds, upon real property now a part of the former Grumman property, Calverton, New York, known and designated as Suffolk County Tax Map Number p/o 0600-135-1-7.6; and

WHEREAS, the construction of such ponds required the issuance of Mined Land Permit by the New York State Department of Conservation (NYSDEC); and

WHEREAS, the NYSDEC has issued a Mined Land Permit (Permit Number 1-4730-01022/00001) subsequent to the preparation of an Environmental Impact Statement and the issuance of Lead Agency Findings by the NYSDEC; such Mined Land Permit issued via a site plan as prepared by Hawkins Webb Jaeger, P.C. and last dated, August 5th, 2002; and

WHEREAS, the Planning Department has reviewed the site plan dated August 5th, 2002, as prepared by Hawkins Webb Jaeger Associates, P.C. and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved with certain conditions; 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 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 petition of Island Water Park, Inc., the Riverhead Town is an Involved Agency pursuant to 6NYCRR part 617, and hereby adopts the Findings of the NYSDEC as Lead Agency; and

BE IT FURTHER

RESOLVED, that the site plan submitted by Island Water Park, Inc., for the construction of two lineal water ponds for use as private water skiing ponds, upon real property now a part of the former Grumman property, Calverton, New York, such site plan dated August 5th, 2002, as prepared by Hawkins Webb Jaeger Associates, P.C., 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, hereby authorizes and consents to the Town of Riverhead to enter premises upon real property now a part of the former Grumman property, Calverton, 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 required electric and telephone 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 in the amount of \$400,000.00. 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;
15. That no excavation shall occur prior to issuance of an excavation permit to Chapter 62 of the Town Code;
16. That no excavation shall occur prior to the stabilization with suitable material from the property line to the approved "staging area" and the installation of the approved water service;
17. That prior to the exportation of any material from the premises, the Town Board shall contract with a "monitor" to ensure that such exportation is in conformance with this site plan approval and attending excavation permit; the costs of such monitor to be paid by the property owner;

- 18. That the entire length of the access roadway including its intersection with SR25 must be fugitive dust free and kept clean of debris and objectionable materials;
- 19. That all exported materials shall be stockpiled on either the project site or Suffolk County Tax Map Parcel Number 0600-116-01-007.2;
- 20. That a project limiting fence be installed along the clearing line prior to any clearing;
- 21. That a lump sum payment of \$3,200.00 be paid prior to excavation to cover the cost of the eight (8) required inspections listed below:
 - 1. Inspect fence; if found to be satisfactory authorize commencement of clearing;
 - 2. At the completion of the clearing;
 - 3. 50% completion of pond excavation (interim);
 - 4. 100% completion of pond excavation;
 - 5. Concrete wall (prior to installation);
 - 6. Bentonite – 50% completion;
 - 7. Bentonite – 100% completion;
 - 8. Final inspection including driveway, parking area, ramps, etc.
- 22. That any filling of either ponds with water from the Riverhead Water District, must be presented to and approved by the superintendent of the Riverhead Water District.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to, Island Water Park, 450 A Main Street, Fort Jefferson, New York 11777, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

Planning Department

THE VOTE

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

THE RESOLUTION WAS NOT
 THEREUPON ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2003, made by Island Water Park, residing at, 450 A Main Street, Port Jefferson, New York 11777 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, hereby authorizes and consents to the Town of Riverhead to enter premises at sutyated along Middle CountryRoad on a portion of the former Grumman property, 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.

Island Water Park, Inc.

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

Adopted

2/4/03

TOWN OF RIVERHEAD

Resolution # 176

APPOINTS A PARK ATTENDANT II TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Kenneth Drumm is hereby appointed to serve as a Park Attendant II effective February 4, 2003 to and including December 31, 2003, 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 ___ Blass Yes ___ No ___
 Densieski Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY ADOPTED

Rec. Doris/ Res Park Attend II Kenneth Drumm

Adopted

2/4/03

TOWN OF RIVERHEAD

Resolution # 177

GRANTS EXCAVATION PERMIT TO ISLAND WATER PARK, INC.

COUNCILMAN LULL

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

WHEREAS, Island Water Park, Inc. (Eric Scott) has petitioned the Town Board for site plan approval to allow the construction of two (2) recreational water ski ponds upon such property more particularly described as 0600-135-1-p/o7.5, which site plan was approved by the Town Board pursuant to resolution 03- and :

WHEREAS, Island Water Park, Inc. has applied to the Town Board for an excavation permit pursuant to Chapter 62 of the Town Code for the Town of Riverhead to commence site work at the above referenced parcel in accordance with the approved site plan; and

WHEREAS, the applicant's engineer, Hawkins, Webb, Jaeger Associates, P.C, has submitted a letter indicating that 80,884 cubic yards of soil are expected to be removed from the site, and

WHEREAS, the Town Board has reviewed the application for excavation permit and has determined same is in compliance with the requirements of Chapter 62 in all respects, and

NOW, THEREFORE BE IT

RESOLVED, that based upon the foregoing, the Town Board hereby grant the excavation permit requested by the applicant, such excavation permit authorizing the removal of not more than 80,884 cubic yards of soil, and be it further

RESOLVED, the Building Department is hereby authorized to accept fees in the amount of \$40,442.00 dollars, representing .50 per yard for the soils to be removed and , be it further

RESOLVED, that the excavation permit is conditional upon the applicant's providing a site monitor to be present on the site during the excavation, said

monitor to be approved by and under the supervision of the Building Department, and be it further

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

02/04/03

Town of Riverhead

Tabled

Resolution # 178

**AUTHORIZES THE CHAIRMAN TO EXECUTE A LICENSE AGREEMENT
WITH THE SCHOOL OF VISUAL ARTS**

COUNCILWOMAN BLASS

offered the following resolution, was seconded
by

COUNCILMAN LULL

WHEREAS, The School of Visual Arts, Inc.. has sought use of the Town of Riverhead Detention Facility located at 210 Howell Avenue, Riverhead, NY for the purpose of making a student film, and

WHEREAS the Town of Riverhead wishes to permit The School of Visual Arts, Inc. permission to utilize said property.

NOW, THEREFORE, it is hereby

RESOLVED, that the Supervisor is hereby authorized to execute a license agreement permitting The School of Visual Arts, Inc use of the detention facility at 210 Howell Avenue, substantially in the form attached hereto, and be it further

RESOLVED, that the Riverhead Town Board has the right to cancel this license agreement within 30 days for no reason or any reason at all, and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to The School of Visual Arts, Inc. c/o Stash Lionsky, 209-213 East 23rd Street, NY, NY 10010, 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 NOT ADOPTED

Tabled

February 4, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 179

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING – SPECIAL PERMIT OF MARGARET KRYGIER

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

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Michelle Janlewicz as authorized agent of Margaret Krygier, pursuant to Sections 108-133.1 and 108-48B of the Riverhead Town Code to construct a modular single-family residence upon a parcel zoned Industrial B located at 222 Raynor Avenue, Riverhead; such property more particularly described as Suffolk County Tax Map Number 0600-124-2-7, and

WHEREAS, the Riverhead Town Board by resolution #1121 of 2002 declared themselves Lead Agency, and

WHEREAS, the Town Board has referred the application to this Planning Board for its report and recommendation; such Planning Board recommending the approval of the special permit, and

WHEREAS, the Town Board desires to hold a hearing upon the subject petition pursuant to Section 108-3 of the Town Code, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

THE VOTE

Sanders ✓ Yes ___ No ___ Blass ✓ Yes ___ No ___
 Densieski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
 Kozaklewicz ✓ Yes ___ No ___

THE RESOLUTION WAS WAS NOT
 THEREUPON ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 4th day of March, 2003 at 7:20 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special permit petition of Margaret Krygier, pursuant to Sections 108-133.1 and 108-48B of the Riverhead Town Code to construct a modular single-family residence upon a parcel zoned Industrial B located at 222 Raynor Avenue, Riverhead; such property more particularly described as Suffolk County Tax Map Number 0600-124-2-7.

DATED: February 4, 2003
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

February 4, 2003

TOWN OF RIVERHEAD

325
Adopted

Resolution # 180

AUTHORIZED THE TOWN OF RIVERHEAD TO SECURE, DEMOLISH OR REMOVE UNSAFE STRUCTURE PURSUANT TO CHAPTER 54 OF THE RIVERHEAD TOWN CODE (ANNE JOSLIN, 43 KAY ROAD, CALVERTON, NEW YORK)

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by

COUNCILMAN LULL

WHEREAS, pursuant to Chapter 54 of the Riverhead Town Code entitled, "Unsafe Buildings and Collapsed Structures", certain land reputedly owned by Anne Joslin located at 43 Kay Road, Calverton, New York, 11933, know as designated as Suffolk County Tax Map # 0600/115.01-01-050.00 has been determined by the Building Inspector to be unsafe and dangerous to the public:

WHEREAS, all notices pursuant to Chapter 54 of the Riverhead Town Code have been served; and

WHEREAS, the owners have not taken any steps toward abating the conditions by repair and habilitation or by demolition and removal in accordance with the procedures set forth in Chapter 54 of the Riverhead Town Code.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Town Engineering Department to assist the Building Department in connection with any work done to secure structure; and be it further

RESOLVED, that pursuant to chapter 54, Section 54-9, all actual expenses incurred by the Town of Riverhead to remove the danger or in connection with the demolition and removal of any such buildings or structures shall be assessed against the owner; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Anne Joslin, 427 E. 89th Street, Apartment 4L, New York, 10128; Kenneth Testa, P.E., the Building Department; the Tax Receiver's Office; the Assessor's Office; the Office of Accounting 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

COUNCILMAN DENSIESKI

offered the following Resolution which was seconded by

COUNCILMAN LULL

Adopted

FUND NAME	CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001 \$	1,005,075.04	1,005,075.04
POLICE ATHLETIC LEAGUE	004 \$	1,540.57	1,540.57
TEEN CENTER	005 \$	114.00	114.00
RECREATION PROGRAM	006 \$	1,203.91	1,203.91
SR NUTRITION SITE COUNCIL	007 \$	-	-
D.A.N.E. PROGRAM FUND	008 \$	911.62	911.62
CHILD CARE CENTER BUILDING FUND	009 \$	53.66	53.66
AG-FEST COMMITTEE FUND	021 \$	-	-
HUMAN SERVICES FUND	022 \$	-	-
TOWN BD SPECIAL PROGRAM FND	024 \$	-	-
YOUTH COURT SCHOLARSHIP FUND	025 \$	-	-
SRS DAYCARE BUILDING FUND	027 \$	3,303.61	3,303.61
COMMUNITY P.E.T.S. SHELTER	028 \$	-	-
ANIMAL SPAY & NEUTERING FUND	029 \$	-	-
EDZ FUND	030 \$	2,942.74	2,942.74
HIGHWAY	111 \$	125,710.79	125,710.79
WATER	112 \$	173,613.67	173,613.67
REPAIR & MAINTENANCE	113 \$	-	-
RIVERHEAD SEWER DISTRICT	114 \$	109,540.42	109,540.42
REFUSE & GARBAGE COLLECTION	115 \$	197,116.77	197,116.77
STREET LIGHTING	116 \$	10,405.57	10,405.57
PUBLIC PARKING	117 \$	4,561.32	4,561.32
BUSINESS IMPROVEMENT DISTRICT	118 \$	59.71	59.71
TOR URBAN DEV CORP TRUST ACCT	119 \$	-	-
AMBULANCE DISTRICT	120 \$	1,142.56	1,142.56
CALVERTON SEWER DISTRICT	124 \$	2,496.61	2,496.61
RIVERHEAD SCAY WASTE DISTRICT	128 \$	20,521.41	20,521.41
WORKER'S COMPENSATION FUND	173 \$	1,604.32	1,604.32
RISK RETENTION FUND	175 \$	-	-
UNEMPLOYMENT INSURANCE FUND	176 \$	-	-
MAIN STREET REHAB PROGRAM	177 \$	-	-
REVOLVING LOAN PROGRAM	178 \$	-	-
RESIDENTIAL REHAB	179 \$	-	-
DISCRETIONARY/SMALL CITIES	180 \$	-	-
CDBG CONSORTIUM ACCOUNT	181 \$	590.66	590.66
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	406 \$	113,624.92	113,624.92
EIGHT HUNDRED SERIES	408 \$	-	-
WATER IMPROVEMENT CAP PROJ	409 \$	-	-
NUTRITION CAPITAL IMPS	441 \$	-	-
CHIPS	451 \$	-	-
YOUTH SERVICES	452 \$	26,534.24	26,534.24
SENIORS HELPING SENIORS	453 \$	2,651.33	2,651.33
EISEP	454 \$	1,030.14	1,030.14
SCAVENGER WASTE CAP PROJ	470 \$	-	-
MUNICIPAL FUEL FUND	625 \$	4,059.26	4,059.26
MUNICIPAL GARAGE	626 \$	27,726.02	27,726.02
TRUST & AGENCY	735 \$	** 13,776,595.94	13,776,595.94
SPECIAL TRUST	736 \$	-	-
COMMUNITY PRESERVATION FUND	737 \$	-	-
CD-CALVERTON	914 \$	5,590.57	5,590.57
COMMUNITY DEVELOPMENT AGENCY	915 \$	15,342.91	15,342.91
JOINT SCAVENGER WASTE	918 \$	-	-
CENTRAL CLEARING ACCOUNT	999 \$	-	-
TOTALS	\$	\$	\$
**SCHOOL & TOWN TAXES	\$	15,716,929.09	15,716,929.09

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

COUNCILMAN DENSIESKI offered the following Resolution which was seconded by

327

COUNCILMAN LULL

Adopted

FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 120,505.33	\$ 120,505.33
POLICE ATHLETIC LEAGUE	004	\$ -	\$ -	\$ -
TEEN CENTER	005	\$ -	\$ 215.70	\$ 215.70
RECREATION PROGRAM	006	\$ -	\$ 116.05	\$ 116.05
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ -	\$ -
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
HUMAN SERVICES FUND	022	\$ -	\$ -	\$ -
TOWN BD SPECIAL PROGRAM FND	024	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ 160.00	\$ 160.00
EDZ FUND	030	\$ -	\$ 40.24	\$ 40.24
HIGHWAY	111	\$ -	\$ 1,677.07	\$ 1,677.07
WATER	112	\$ -	\$ 12,613.31	\$ 12,613.31
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ -	\$ 2,893.66	\$ 2,893.66
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 24.60	\$ 24.60
STREET LIGHTING	116	\$ -	\$ 20,002.03	\$ 20,002.03
PUBLIC PARKING	117	\$ -	\$ 2,126.60	\$ 2,126.60
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 6,796.60	\$ 6,796.60
TOWN URBAN DEV CORP TRUST ACCT	119	\$ -	\$ 5,239.05	\$ 5,239.05
AMBULANCE DISTRICT	120	\$ -	\$ 51,255.90	\$ 51,255.90
CALVERTON SEWER DISTRICT	124	\$ -	\$ -	\$ -
RIVERHEAD SCAV WASTE DISTRICT	128	\$ -	\$ 967.10	\$ 967.10
WORKER'S COMPENSATION FUND	173	\$ -	\$ 3,515.96	\$ 3,515.96
RISK RETENTION FUND	175	\$ -	\$ 0,633.30	\$ 0,633.30
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 17,366.44	\$ 17,366.44
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	301	\$ -	\$ 1,406.49	\$ 1,406.49
SEWER DISTRICT DEBT	302	\$ -	\$ 229,120.69	\$ 229,120.69
WATER DEBT	303	\$ -	\$ 10,132.57	\$ 10,132.57
GENERAL FUND DEBT SERVICE	304	\$ -	\$ 85,057.77	\$ 85,057.77
SCAVENGER WASTE DEBT	305	\$ -	\$ 1,810.81	\$ 1,810.81
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 129,907.79	\$ 129,907.79
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CIIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 6.60	\$ 6.60
SENIORS HELPING SENIORS	453	\$ -	\$ -	\$ -
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 042.70	\$ 042.70
MUNICIPAL GARAGE	626	\$ -	\$ 17,370.65	\$ 17,370.65
TRUST & AGENCY	735	\$ -	\$ 1,655.05	\$ 1,655.05
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY PRESERVATION FUND	737	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ 0.45	\$ 0.45
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	910	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ -	\$ -
**SCHOOL & TOWN TAXES		\$ -	\$ 740,227.40	\$ 740,227.40

2/4/03

TOWN OF RIVERHEAD

Resolution # 182

Adopted

ADOPTS A LOCAL LAW TO AMEND CHAPTER 95 ENTITLED "TAXATION" OF THE RIVERHEAD TOWN CODE (SENIOR CITIZEN & PERSONS WITH DISABILITIES AND LIMITED INCOMES EXEMPTIONS)

COUNCILWOMAN SANDERS

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS _____ :

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 95, entitled "Taxation" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 4th day of February, 2003 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 the local law amending Chapter 95 entitled, "Taxation" 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 Traveler-Watchman 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 Assessor's Office and the Town Attorney's Office.

THE VOTE

Sanders Yes No ~~Blas~~ Yes No
Denski Yes No ~~Lui~~ Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS NOT
THEREFORE 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 95 entitled "Taxation" of the Riverhead Town Code at its regular meeting held on February 4, 2003 as follows:

Senior Citizens Exemption

§95-3. Conditions for exemption.

- B. The income of the owner or the combined income of the owners of the property must not exceed the sum of ~~\$20,500~~ \$21,500 for the income tax year immediately preceeding the date of making application for exemption.

Where title is vested in either the husband or the wife, their combined income may not exceed such sum. Such income shall include social security and retirement benefits, interest dividends, rental income, salary or earnings and income from self-employment, but shall not include gifts or inheritances.

Footnote

Income

**Percentage of
Exemptions**

\$20,500 <u>\$21,500</u> or less	50%
\$20,500 <u>\$21,501</u> to \$21,500 <u>\$22,500</u>	45%
\$21,501 <u>\$22,501</u> to \$22,500 <u>\$23,500</u>	40%
\$22,501 <u>\$23,501</u> to \$23,500 <u>\$24,500</u>	35%
\$23,501 <u>\$24,501</u> to \$24,400 <u>\$25,400</u>	30%
\$24,401 <u>\$25,401</u> to \$25,300 <u>\$26,300</u>	25%
\$25,301 <u>\$26,301</u> to \$26,200 <u>\$27,200</u>	20%
\$26,201 <u>\$27,201</u> to \$27,100 <u>\$28,100</u>	15%

\$27,101 <u>\$28,101 to</u> \$28,000 <u>\$29,000</u>	10%
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\$28,001 <u>\$29,001 to</u> \$28,900 <u>\$29,900</u>	5%
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Exemptions for Persons with Disabilities and Limited Incomes

§ 95-22. Exemption granted.

Real property owned by one or more persons with disabilities, or real property owned by a husband, wife, or both, or by siblings, at least one of whom has a disability, and whose income, as hereafter defined, is limited by reason of such disability, shall be exempt from taxation by the town to the maximum extent of 50% of the assessed valuation thereof in accordance with the sliding scale set forth below:

Annual Income	Percentage of Assessed Valuation Exempt From Taxation
\$20,500 <u>\$21,500</u> or less	50%
\$20,500 <u>\$21,501 to</u> \$21,500 <u>\$22,500</u>	45%
\$21,501 <u>\$22,501 to</u> \$22,500 <u>\$23,500</u>	40%
\$22,501 <u>\$23,501 to</u> \$23,500 <u>\$24,500</u>	35%
\$23,501 <u>\$24,501 to</u> \$24,400 <u>\$25,400</u>	30%
\$24,401 <u>\$25,401 to</u> \$25,300 <u>\$26,300</u>	25%
\$25,301 <u>\$26,301 to</u> \$26,200 <u>\$27,200</u>	20%
\$26,201 <u>\$27,201 to</u> \$27,100 <u>\$28,100</u>	15%

~~\$27,101~~ \$28,101 to
~~\$28,000~~ \$29,000 10%

~~\$28,001~~ \$29,001 to
~~\$28,900~~ \$29,900 5%

Dated: Riverhead, New York
February 4, 2003

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

BARBARA GRATTAN, Town Clerk

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

Adopted

February 4, 2003

TOWN OF RIVERHEAD

Resolution # 183

ACCEPTS OFFER OF SALE OF PROPERTY OWNED BY IRMA G. MURPHY

COUNCILMAN LULL offered the following resolution, which was seconded

by COUNCILWOMAN BLASS:

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for sale of real property owned by Irma G. Murphy located on the south side of West Main Street, Riverhead, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-124-4-31 ; and

WHEREAS, the Committee has commissioned an appraisal of the value the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Code of the Town of Riverhead and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of this property; and

WHEREAS, the Town Board has carefully considered the merits of the offer sale this property rights, the report of the Peconic Land Trust, the appraisal of by Given Associates, the report of the Farmland Preservation Committee, the criteria set forth in the agricultural preservation law and all other pertinent planning, zoning and environmental information; and

WHEREAS, the Town Board finds that the acquisition of the subject parcel is the best alternative for the protection of community character of all reasonable alternatives available to the Town.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of the subject real property of Irma G. Murphy, pursuant to Chapter 14 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase the subject property in an amount of forty-thousand dollars (\$40,000.00); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Irma G. Murphy, 609 West Main Street, Riverhead, NY 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie Westnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11968; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Office of the Town Attorney.

THE VOTE

Councilman Yes No
 Councilwoman Yes No
 Blass Yes No
 Lull Yes No
 Kozakiewicz Yes No

RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED