

Barbara Grattan

**TOWN BOARD MEETING
AGENDA
PHILIP CARDINALE, Supervisor**

August 17th , 2004

**Edward Densieski, Councilman
George Bartunek, 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
James Janecek
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

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

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:
COMMUNITY DEVELOPMENT AGENCY:

- #11 A Resolution Designating NF Management, Inc. as a Qualified and Eligible Sponsor for the Redevelopment of 1,800 Square Feet of Vacant Land Fronting on Peconic Avenue in Downtown Riverhead and Authorizing the Sale by the Agency of said Land to NF Management, Inc. for Redevelopment Consistent with the Goals and Objectives of the Urban Renewal Plan

REGULAR TOWN BOARD MEETING:

- + #717 Authorizes the Town Clerk to Post and Publish a Notice to Bidders for Street Lighting and Traffic Signal Maintenance Repair Parts
- J #718 Authorizes the Town Clerk to Post and Publish a Notice to Bidders for Altec Model AT37-G Bucket Truck
- #719 Accepts Offer of Sale of Development Rights (Harold E. Goodale and Gene E. Goodale)
- #720 Approves Chapter 90 Application of Martha Clara Vineyards, LLC (Greek Festival)
- #721 Approves Chapter 90 Application of Old Steeple Community Church, UCC (Annual Antique Show)
- #722 Approves Chapter 90 Application of WSHU Public Radio Group
- #723 Approves Sign Permit of Riverhead Paints Plus
- + #724 Authorizes Town Clerk to Publish and Post Notice to Consider a Proposed Local Law to Amend Chapter 108 of the Riverhead Town Code entitled, "Zoning" (Article XIII, Supplementary Use Regulations, Chapter 108-54 Municipal Buildings, Hospitals, Public Utility buildings and Structures)
- f #725 Authorizes Town Clerk to Publish and Post Notice to Consider a Proposed Local Law for an Amendment to Chapter 18 Entitled, "Code of Ethics"

- X #726 Authorizes Town Clerk to Post and Publish Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Purported Owners: Reginald Farr and Connie Farr)
- X #727 Authorizes Town Clerk to Publish and Post Notice to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles & Traffic) of the Riverhead Town Code
- X #728 Authorizes Town Clerk to Publish and Post Notice to Consider a Proposed Local Law for an Amendment of Chapter 95 (taxation) of the Riverhead Town Code (Exemption for Volunteer Fire Fighters and Volunteer Ambulance Workers)
- X #729 Authorizes Town Clerk to Publish and Post Notice to Consider a Proposed Local Law for the Addition of a New Chapter 20 Entitled, "Health Insurance" of the Riverhead Town Code
- #730 Ratifies the Appointment of a Lifeguard Level I to the Riverhead recreation Department (E. DeLorme)
- #731 Ratifies the Appointment of a Lifeguard Level I to the Riverhead Recreation Dept. (S. Vogel)
- #732 Ratifies the Appointment of a Lifeguard Level I to the Recreation Department (T. Aiello)
- #733 Ratifies the Appointment of a Lifeguard Level I to the Recreation Department (D. Cholodenho)
- #734 Appoints League Attendants to the Recreation Department
- X #735 Resolution Calling a Public Hearing for Hounds Gate Development Lateral Water Main-RWD
- X #736 Resolution Calling a Public Hearing for Kelbridge Meadows Development Lateral Water Main- RWD
- X #737 Order Calling Public Hearing- Extension 80 to the RWD-Traditional Links

- X #738 Authorizes Town Clerk to Advertise for Bids-Aquebogue Golf Resorts, Phase 2, RWD
- #739 Pulaski Street Water Tank Repainting Project Budget Adjustment
- #740 Residential Rehab Loan Program Budget Adjustment
- #741 Housing Rehab Project Budget Adjustment
- #742 Ostad Open Space Preservation Project Budget Adoption
- #743 Aquebogue Golf Resort Phase II Water Ext. Budget Adjustment
- X #744 Authorizes the Town Clerk to Publish and post a Help Wanted Ad for Guards in the Sanitation Department
- #745 Railroad Avenue Parking Field Project Budget Adoption
- X #746 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for a Grants Coordinator
- #747 General Fund Budget adjustment
- X #748 Authorizes the Town Clerk to Post and Publish a Notice to Bidders for the Purchase and Installation of a 28 Ft Diameter Steel Gazebo
- #749 Ratifies the Approval of the Chapter 90 Application of Riverhead Elks Lodge #2044 (Abate Bike & Swap Meet-August 15, 2004)
- #750 Approves Amended Site Plan of American Legion Post #273
- #751 Re-Appoints a Fill-In Volleyball Leader to the Recreation Dept. (K. Hasty)
- #752 Re-Appoints a Fill-In Volleyball Official to the Riverhead Recreation Dept. (D. Devereaux)
- #753 Re-Appoints a Volleyball Leader to the Riverhead Recreation Dept. (J. Nowack)

- #754 Re-Appoints a Volleyball Official to the Riverhead Recreation Dept. (J. Serrana)
- X #755 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Industrial/Recreational (IR) Zoning Use District)
- X #756 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Industrial A (IA) Zoning Use District)
- † #757 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Hamlet Center (HC) Zoning Use District)
- † #758 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Village Center (VC) Zoning Use District)
- † #759 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Shopping Center (SC) Zoning use District)
- † #760 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Business Center (BC) Zoning Use District)
- † #761 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Commercial/Residential Campus (CRC) Zoning Use District)
- † #762 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Destination Retail Center (DRC) Zoning use District)

- + #763 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Rural Corridor (RLC) Zoning Use District)
- + #764 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Tourism/Resort Campus (TRC) Zoning Use District)
- + #765 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Downtown Center 1 (DC-1))
- + #766 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Downtown Center 2: Waterfront (DC-2) Zoning Use District)
- + #767 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Downtown Center 3: Office (DC-3) Zoning Use District)
- + #768 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District)
- + #769 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Downtown Center 5: Residential (DC-5) Zoning Use District)
- + #770 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Transfer of Development Rights (TDR) Law)
- + #771 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Business CR Zoning Use District)

#772 Authorizes Supervisor to Execute Retainer Agreement
with Grotta, Glassman & Hoffman, P.A. for Legal
Services

X #773 Authorizes the Town Clerk to Publish Notice of Special
Town Board Meeting

#774 Pays Bills

8/17/04

Adopted

Town of Riverhead

Community Development Agency

Resolution # 11

A Resolution Designating NF Management, Inc. as a Qualified and Eligible Sponsor for the Redevelopment of 1,800 Square Feet of Vacant Land Fronting on Peconic Avenue in Downtown Riverhead and Authorizing the Sale by the Agency of Said Land to NF Management, Inc. for Redevelopment Consistent with the Goals and Objectives of the Urban Renewal Plan

Member Sanders offered the following resolution,

which was seconded by Member Bartunek:

WHEREAS, the Town of Riverhead Community Development Agency (the "Agency") is the owner of a parcel of vacant land located on the east side of Peconic Avenue, Riverhead, New York said property being more particularly bounded and described on "Schedule A" annexed hereto and made a part hereof, (the "Premises"); and

WHEREAS, there has been submitted to the Agency a proposal for, and the Agency is considering, (i) designating NF Management, Inc. the "qualified and eligible sponsor" (the "Sponsor"), pursuant to Section 507(2)(c) and (d) of the General Municipal Law and in accordance with the established rules and procedures provided by the Agency, for the redevelopment of the Premises consistent with the purposes of the Urban Renewal Plan adopted by the governing board of the Agency on October 19, 1993; and (ii) selling the Premises, pursuant to Sections 507(2)(d), 556(2) and 968(b) of the General Municipal Law, to NF Management, Inc. pursuant to a certain Agreement of Sale by and between the Agency and NF Management, Inc., a draft of which Agreement of Sale is on file in the Office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours (the "Agreement of Sale"), for \$10,000 for redevelopment by NF Management, Inc. consistent with the goals and objectives of the Urban Renewal Plan for the East Main Street Improvement Area by encouraging the development and rehabilitation of a structure that will enhance the physical appearance of the Town, stimulate economic development and promote tourist related activities within the East Main Street Improvement Area; and

WHEREAS, Sections 556(2), 507(2)(c) and (d) and 968(b) of the General Municipal Law require that a public hearing, following at least ten (10) days public notice, be held by the Agency on the question of designating NF Management, Inc. the Sponsor for the redevelopment of the Premises and selling said Premises to NF Management, Inc.; and

WHEREAS, the Agency, pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA"), declared itself "lead agency," by Resolution #473 dated June 1, 2004 for the sale of the Premises to NF Management, Inc., determined such sale of the Premises to be an Unlisted Action pursuant to SEQRA, caused to be prepared therefore an Environmental Assessment Form pursuant to SEQRA and determined that such sale of the Premises is without significant adverse impacts to either the natural or social environment and that an Environmental Impact Statement need not be prepared pursuant to SEQRA; and

WHEREAS, on June 15, 2004, the Agency duly held said public hearing on the designation of NF Management, Inc. as Sponsor for the redevelopment of the Premises and the sale of the Premises by the Agency to NF Management, Inc., as Sponsor, after the requisite public notice; and

WHEREAS, a majority of the Town Board of the Town of Riverhead, acting as Members of the Agency, attended such public hearing;

NOW THEREFORE, BE IT RESOLVED, by the Members of the Agency, as follows:

Section 1. Based upon the public hearing held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York in said Town on June 15, 2004 at 2:10 P.M., Prevailing Time, and upon all supplemental documentation and information received by the Agency on the question of designating NF Management, Inc. the Sponsor for the redevelopment of the Premises and the sale of the Premises by the Agency to NF Management, Inc., it is hereby determined to designate NF Management, Inc. the Sponsor pursuant to Section 507(2)(d) of the General Municipal Law for the redevelopment of the Premises.

Section 2. The form and substance of the Agreement of Sale (in substantially the form presented at this meeting) are hereby approved.

Section 3. Based upon the public hearing held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York in said Town on June 15, 2004 at 2:10 P.M., Prevailing Time, and upon all supplemental documentation and information received by the Agency on the question of designating NF Management, Inc. the Sponsor for the redevelopment of the Premises and the sale of the Premises by the Agency to NF Management, Inc., the sale of the Premises by the Agency to NF Management, Inc. is hereby authorized in accordance with Section 507(2)(d), 556(2) and 968(b) of the General Municipal Law and in accordance with the terms of the Agreement of Sale.

Section 4. The Chairman of the Agency is hereby authorized, on behalf of the Agency, to execute and deliver the Agreement of Sale and to execute and deliver such other documents and certificates, including a deed to the Premises, as may be necessary or convenient to properly effectuate the sale of the Premises by the Agency to NF Management, Inc. in accordance with this Resolution and the Agreement of Sale and the Secretary of the Agency is hereby authorized to affix the seal of the Agency thereto and to attest the same, where necessary.

Section 5. The Chairman of the Agency is hereby authorized and directed to distribute copies of this Resolution to NF Management, Inc. and to do such further things and perform such acts as may be necessary or convenient to implement the provisions of this Resolution and the Agreement of Sale.

Section 6. This Resolution shall take effect immediately.

The Vote:

Member Bartunek
Member Sanders
Member Blass
Member Densieski
Chairman Cardinale

Yes
Yes
Yes
Yes
Yes

SCHEDULE A

ALL that certain plot, piece or parcel of land, with buildings and improvements thereon erected, situate, lying and being in the hamlet of Riverhead, Town of Riverhead, County of Suffolk and State of New York, known and more particularly bound and described as follows:

BEGINNING at a point at the southeast corner of the intersection of the southerly side of East Main Street (NYS Route 25) and the easterly side of Peconic Avenue and proceeding in a southerly direction along the easterly side of a concrete sidewalk that runs along the easterly side of Peconic Avenue South 15 Degrees 27 Minutes 30 Seconds West for a distance of 195.92 feet to the true point or place of BEGINNING.

RUNNING THENCE South 73 Degrees 51 Minutes 00 Seconds East 172.23 feet;

RUNNING THENCE South 08 Degrees 07 Minutes 00 Seconds East 12.68 feet;

RUNNING THENCE North 73 Degrees 02 Minutes 40 Seconds West along the southerly side of a concrete sidewalk 177.34 feet to the easterly side of a concrete sidewalk that runs along the easterly side of Peconic Avenue;

RUNNING THENCE along the easterly side of said concrete sidewalk that runs along the easterly side of Peconic Avenue North 15 Degrees 27 Minutes 30 Seconds East 9.08 feet to the point or place of BEGINNING.

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 717

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH A NOTICE TO
BIDDERS FOR
STREET LIGHTING AND TRAFFIC SIGNAL MAINTENANCE REPAIR PARTS

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the
attached Notice to Bidders in the August 26, 2004 issue of the official Town newspaper
for Street Lighting and Traffic Signal Maintenance Repair Parts; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to
forward a certified copy of this resolution to Kenneth Testa, P.E. and the Office of
Accounting.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

Engineering

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed proposals for the purchase of Street Lighting and Traffic Signal Maintenance Repair Parts will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:15 am September 15, 2004 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about August 26, 2004 in the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked "Street Lighting and Traffic Signal Maintenance Repair Parts".

The Town of Riverhead reserves the right to reject any and all bids.

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

Dated: August 17, 2004

August 17, 2004

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 718

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH THE ATTACHED
NOTICE TO BIDDERS FOR
ALTEC MODEL AT37-G BUCKET TRUCK

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the August 26, 2004 issue of the official Town newspaper for the purchase of an Altec AT37-G Bucket Truck; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kenneth Testa, P.E. and the Office of Accounting.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed proposals for the purchase of one (1) ALTEC Model AT37-G Bucket Truck will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on September 15, 2004 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about August 26th at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked, "ALTEC Model AT37-G Bucket Truck".

The Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk
Riverhead, New York 11901

Dated: August 17, 2004

TOWN OF RIVERHEAD

Adopted

Resolution # 719

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(Harold E. Goodale and Gene E. Goodale)

COUNCILWOMAN BLASS

offered the following resolution, which was seconded

by COUNCILMAN BARTUNEK :

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for the sale of development rights from Harold E. Goodale and Gene E. Goodale, consisting of approximately 18.5 acres of their agricultural lands located on the southerly side of Northville Turnpike and westerly side of County Road 105, Riverhead, New York, at \$34,000 per acre, further described as Suffolk County Tax Map #0600-65-6- p/o 4.1, which parcel is zoned Agricultural Protection Zone; and

WHEREAS, the Committee has commissioned an appraisal of the value of development rights inherent in the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Agricultural Preservation Law and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of development rights from this property; and

WHEREAS, the Town Board has carefully considered the merits of the offer of sale of development rights, the report of the Peconic Land Trust, the appraisal of development rights 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 development rights on 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 development rights from the subject real property of Harold E. Goodale and Gene E. Goodale, pursuant to Chapter 14 and Chapter 44, Section 44-5 B(2) 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 of development rights from the subject property in an amount not to exceed Thirty-four thousand dollars per acre (\$34,000.00); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Anne Marie Goodale, Twomey, Latham, Shea and Kelly, 33 West Second Street, PO Box 9398, Riverhead, New York 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
Blass yes no Sanders yes no
Densieski yes no
Cardinale yes no

THE RESOLUTION WAS **NOT**
THEREFORE DULY ADOPTED

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 720

APPROVES CHAPTER 90 APPLICATION OF MARTHA CLARA VINEYARDS, LLC (GREEK FESTIVAL)

COUNCILMAN BARTUNEK offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, Martha Clara Vineyards, LLC has submitted an application for the purpose of conducting a Greek Festival, to be held at 6025 Sound Avenue, Jamesport, New York, between the hours of 2:00 p.m. and 6:00 p.m. on August 28, 2004; and

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

WHEREAS, the Town Clerk is in receipt of the Chapter 90 Permit Application Fee; and

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

NOW THEREFORE BE IT RESOLVED, that the application of Martha Clara Vineyards, LLC for the purpose of conducting a Greek Festival, to be held at 6025 Sound Avenue, Jamesport, New York, between the hours of 2:00 p.m. and 6:00 p.m. on August 28, 2004 is hereby approved; and be it further

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

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Martha Clara Vineyards, LLC, Attn: Christine Nowak, 6025 Sound Avenue, Riverhead, New York, 11901; Bruce Johnson, Riverhead Fire Marshal and Chief David Hegermiller, Riverhead Police Department.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

8/17/04

TOWN OF RIVERHEAD

Adopted

Resolution # 721

APPROVES CHAPTER 90 APPLICATION OF OLD STEEPLE COMMUNITY CHURCH, UCC (ANNUAL ANTIQUE SHOW)

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, Old Steeple Community Church, UCC has submitted an application for the purpose of an Annual Antique Show to be located at Main Road, Aquebogue, New York, to be held on August 28, 2004, between the hours of 8:30 a.m. and 5:00 p.m., having a rain date of September 4, 2004; and

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

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

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

NOW THEREFORE BE IT RESOLVED, that the application of Old Steeple Community Church, UCC for the purpose of conducting an Annual Antique Show to be located at Main Road, Aquebogue, New York, to be held on August 28, 2004, between the hours of 8:30 a.m. and 5:00 p.m., having a rain date of September 4, 2004, is hereby approved; and be it further

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Old Steeple Community Church, P.O. Box 154, Aquebogue, New York, 11931; the Riverhead Fire Marshal and the Riverhead Police Department.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

Withdrawn

8/17/04

TOWN OF RIVERHEAD

Resolution # 722

APPROVES CHAPTER 90 APPLICATION OF WSHU PUBLIC RADIO GROUP

COUNCILMAN BARTUNEK offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, WSHU Public Radio Group has submitted an application for the purpose of conducting a fundraiser (wine tasting event) entitled, "Summer Sights Sounds and Taste", to be held at Paumanok Vineyards, 1074 Main Road, Aquebogue, New York, on August 22, 2004, between the hours of 5:30 p.m. and 7:30 p.m.; and

WHEREAS, WSHU Public Radio Group has requested the application fee for this event be waived due to their not-for-profit status; and

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

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

NOW THEREFORE BE IT RESOLVED, that the application of WSHU Public Radio Group for the purpose of conducting a fundraiser (wine tasting event) entitled, "Summer Sights Sounds and Taste", to be held at Paumanok Vineyards, 1074 Main Road, Aquebogue, New York, on August 22, 2004, between the hours of 5:30 p.m. and 7:30 p.m. is hereby approved; and be it further

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

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

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the WSHU Public Radio Group, 5151 Park Avenue, Fairfield, CT, 06432; Paumanok Vineyards, LLC, P.O. Box 741, Aquebogue, New York, 11931; Bruce Johnson, Riverhead Fire Marshal and Chief David Hegermiller, Riverhead Police Department.

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THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT

THEREFORE DO

8/17/04

TOWN OF RIVERHEAD
Resolution # 723

Adopted

APPROVES SIGN PERMIT OF RIVERHEAD PAINTS PLUS

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by

COUNCILWOMAN BLASS

WHEREAS, a sign permit application and sketch were submitted by Janice Szczesny of Riverhead Paints Plus for property located at 1086 Route 58, Riverhead, New York, designated at Suffolk County Tax Map Number 0600/108.00-03-019.00; and

WHEREAS, pursuant to Section 108-56 C (5) of the Code of the Town of Riverhead, the application requires the recommendation of the Architectural Review Board; and

WHEREAS, the Architectural Review Board did approve said sign application with the conditions of removing two corporate names and logos from the sign and having the sign conform to the font and color used on the existing sign in the front of the store.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby overrules the Architectural Review Board's decision and approves the sign permit application for a sign as submitted by Janice Szczesny of Riverhead Paints Plus to be located at 1086 Route 58, Riverhead, New York, designated at Suffolk County Tax Map Number 0600/108.00-03-019.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Paints Plus, 1086 Route 58, Riverhead, New York, 11901; the Planning Department and the Building Department.

THE VOTE
Bartunek yes ___ no Sanderst yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

08/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 724

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 OF THE RIVERHEAD TOWN CODE ENTITLED "ZONING" (Article XIII, Supplementary Use Regulations, §108-54 Municipal buildings, hospitals, public utility buildings and structures)

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 of the Riverhead Town Code entitled, "Zoning" (Article XIII, Supplementary Use Regulations, §108-54 Municipal buildings, hospitals, public utility buildings and structures) once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Town Attorney.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at Wading River Congregational Church, North Country Road, Wading River, New York on the 7th day of September, 2004 at 7:35 o'clock p.m. to consider a local law to amend Chapter 108 of the Riverhead Town Code entitled, "Zoning" (Article XIII, Supplementary Use Regulations, §108-54 Municipal buildings, hospitals, public utility buildings and structures) as follows:

§ 108-54. Municipal buildings, hospitals, public utility buildings and structures.

A. Municipal buildings and hospitals shall be permitted in all districts, provided that such buildings shall conform to all other provisions of this chapter for the district in which located.

B. Public utility buildings and structures shall be permitted in all districts when approved as a ~~special exception by the Board of Appeals as herein provided.~~ by special permit of the Town Board upon a finding by the Board that adequate buffers exist to minimize impacts upon adjacent parcels and taking into account, among other things, the existing and permitted uses in the surrounding community.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 725

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT TO CHAPTER 18 ENTITLED, "CODE OF ETHICS"

COUNCILMAN BARTUNEK

offered the following resolution,

COUNCILWOMAN BLASS

which was seconded by _____:

RESOLVED, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law for an amendment to Chapter 18 entitled, "Code of Ethics" of the Riverhead Town Code, once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of September, 2004 at 7:40 p.m. at the Wading River Congregational Church, North Country Road, Wading River, New York, to consider a proposed local law to amend Chapter 18 of the Riverhead Town Code entitled, "Code of Ethics".

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

Dated: Riverhead, New York
August 17, 2004

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

BARBARA GRATTAN, Town Clerk

Adopted

August 17, 2004

TOWN OF RIVERHEAD

Resolution # 726

**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 (purported owners: Reginald Farr and
Connie Farr)**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILWOMAN SANDERS

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, Reginald Farr and Connie Farr have expressed a desire to sell the development rights on approximately 19 acres of their agricultural lands located on the northerly side of Deep Hole Road (east of Twomey Avenue) and the southerly side of Youngs Avenue, Calverton, New York, at \$39,500 per acre, further described as Suffolk County Tax Map #0600-80-1- p/o 3.1, 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 owned by Reginald Farr and Connie Farr, once in the August 26, 2004, issue of the News Review the official newspaper designated for these purposes, 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 Murray Schneps, PO Box 716, Aquebogue, NY 11931; 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.

THE VOTE

Bartunek yes no Sanders yes no
Blass yes no Densieski yes no
Cardinale yes no

**THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED**

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 21st day of September, 2004 at 2:10 PM 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 19 acres of agricultural lands owned by Reginald Farr and Connie Farr located on the northerly side of Deep Hole Road (east of Twomey Avenue) and the southerly side of Youngs Avenue, Calverton, New York, at \$39,500 per acre, further described as Suffolk County Tax Map #0600-80-1 - p/o 3.1, to the Town of Riverhead, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
August 17 2004

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

TOWN OF RIVERHEAD

Adopted

Resolution # 727

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF
PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN
AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD
TOWN CODE**

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by _____

COUNCILMAN DENSIESKI

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider a local law to amend Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Highway Department and the Riverhead Police Department.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th of September, 2004 at 7:20 p.m. at Wading River Congregational Church, North Country Road, Wading River, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

§ 101-3. Stop and yield intersections; railroad crossings; parking fields.

A. Stop intersections. The following intersections are designated as stop intersections, and stop signs shall be erected at such intersections as follows:

Intersection	Stop Sign On	Entrance From
<u>Church Lane</u>	<u>Phillips Lane</u>	<u>North</u>

Dated: Riverhead, New York
August 17, 2004

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

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

8/17/04

TOWN OF RIVERHEAD

Adopted

Resolution # 728

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 95 (TAXATION) OF THE RIVERHEAD TOWN CODE (EXEMPTION FOR VOLUNTEER FIRE FIGHTERS AND VOLUNTEER AMBULANCE WORKERS)

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by **COUNCILMAN BARTUNEK** :

RESOLVED, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law for an amendment to Chapter 95 entitled, "Taxation" of the Riverhead Town Code, once in the August 26, 2004 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further .

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Assessor's Office and the Office of the Town Attorney.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION ~~WAS~~ WAS NOT THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 19th day of October, 2004 at 7:05 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 95 of the Riverhead Town Code entitled, "Taxation". The purpose of this proposed local law is to amend the Volunteer Firefighter/Ambulance Worker exemption to provide for a 10% exemption of assessed value as follows:

**Chapter 95
Taxation
Exemption for Volunteer Fire Fighters and Volunteer Ambulance Workers**

§ 95-36. Exemptions granted.

A. Qualifying residential real property, under § 466-c 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, such exemption shall in no event exceed \$3,000 multiplied by the latest state equalization rate for the assessing unit in which such real property is located.~~

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Overstrike represents deletion(s)

August 17, 2004

TOWN OF RIVERHEAD

Resolution # 729

Tabled

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW FOR THE ADDITION OF A NEW CHAPTER 20 ENTITLED, "HEALTH INSURANCE" TO THE RIVERHEAD TOWN CODE

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public to consider a local law for the addition of a new Chapter 20 entitled, "Health Insurance" to the Riverhead Town Code once in the August 26, 2004 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Office of Accounting and the Office of the Town Attorney.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

Tabled

TOWN OF RIVERHEAD

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public meeting will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 21st day of September, 2004 at 2:05 PM to consider a local law for the addition of a new Chapter 20 entitled, "Health Insurance" to the Riverhead Town Code as follows:

Chapter 20 HEALTH INSURANCE

§ 20-1. Purpose.

To provide an alternate or substitute fringe benefit to eligible employees of the Town otherwise entitled to receive health insurance from the Town, it has been determined to be in the best interest of the Town to offer annually to such eligible employees cash payments in lieu of health insurance, subject however, to law and prevailing contractual obligations of the Town.

§ 20-2. Definitions.

EMPLOYEES - Any person holding apposition by election, appointment, or employment in the service of the Town that is currently eligible for hospitalization coverage, dental coverage and optical coverage, but shall not included a volunteer, retired employee, any person not compensated for his/her services or an independent contractor.

§ 20-3. Extension of Benefits.

A. Upon compliance by the employee with the provisions of this Chapter and subject to all laws, rules, regulation and contractual obligations of the Town, the Town shall provide to the Town's eligible employees, a cash payment in lieu of entitlement from the Town of health insurance coverage.

B. The cash payment in lieu of medical insurance shall be governed by the provisions of Article X entitled, "Health Insurance" of the Labor Contract between the Town of Riverhead and Civil Service Employees Association Local 1000, AFL-CIO 2004-2006 and subsequent amendments thereto.

C. The provisions of this Chapter shall not be construed to confer any benefits to an employee that are not currently provided for pursuant to the provisions of Article X entitled, "Health Insurance" of the Labor Contract between the Town of Riverhead and Civil Service Employees Association Local 1000, AFL-CIO 2004-2006 and subsequent amendments thereto.

§ 20-4. Controlling Provisions.

Insofar as the provisions of this Article are inconsistent with the provision of any other law, act or contractual obligation of the Town, the provisions of such other law, act or contractual obligation shall be controlling.

§ 20-5. Limitation of Applicability.

The benefits of this chapter will inure only to employees as defined herein, employees defined in Labor Contract between the Town of Riverhead and the Civil Service Employees Association Local 1000, AFL-CIO 2004-2006 and subsequent amendments thereto, or as otherwise defined by the Town Board of the Town as eligible and entitled to receive health insurance as a benefit of employment and shall not enlarge or diminish the rights of any other party, nor shall any provision of this chapter be construed to affect, alter, or repeal any provision of the Workers' Compensation Law.

§ 20-6. Extension of Benefits to Certain Employees Restricted.

The benefits of this chapter shall be extended to an employee of a negotiating unit for which an agreement has been negotiated pursuant to Civil Service Law, only if such agreement expressly so provides.

§ 20-7. Municipal Home Rule.

This law is enacted pursuant to Section 10(1)(ii)(a)(1) of the Municipal Home Rule Law of the State of New York and is intended, to the extent consistent therewith, to supersede the provision of General Municipal Law Sections 92-a and 93, Civil Service Law Article 11 (Sections 160 through 170), and Town Law Section 27.

§ 20-8. Effectiveness.

This Article shall take effect immediately upon filing with the Secretary of State.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

8/17/04

TOWN OF RIVERHEAD

Withdrawn

Resolution # 730

**RATIFIES THE APPOINTMENT OF A LIFEGUARD LEVEL I
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

RESOLVED, that Emily DeLorme is hereby appointed to serve as a Lifeguard Level I effective August 11, 2004 to and including September 6, 2004, to serve as needed on an at will basis, to be paid at the rate of \$9.50 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

1

THE VOTE

Bartunek yes ___ no Senders yes ___ no
 Blass yes ___ no Denisieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION ~~X~~ WAS ___ WAS NOT
THEREFORE DULY ADOPTED

Withdrawn

¹ Rec. Colleen/ Res Lifeguard Emily DeLorme

8/17/04

TOWN OF RIVERHEAD

Adopted

Resolution # 731

**RATIFIES THE APPOINTMENT OF A LIFEGUARD LEVEL I
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN BLASS offered the following resolution,

COUNCILMAN BARTUNEK

which was seconded by _____

RESOLVED, that Spencer Vogel is hereby appointed to serve as a Lifeguard Level I effective August 11, 2004 to and including September 6, 2004, to serve as needed on an at will basis, to be paid at the rate of \$9.50 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

1

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Res Lifeguard Spencer Vogel

8/17/04

Withdrawn

TOWN OF RIVERHEAD

Resolution # 732

**RATIFIES THE APPOINTMENT OF A LIFEGUARD LEVEL I
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN BLASS offered the following resolution,

COUNCILMAN BARTUNEK

which was seconded by _____

RESOLVED, that Tim Aiello is hereby appointed to serve as a Lifeguard Level I effective August 11, 2004 to and including September 6, 2004, to serve as needed on an at will basis, to be paid at the rate of \$9.50 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

1

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

Withdrawn

¹ Rec. Colleen/ Res Lifeguard Tim Aiello

8/17/04

TOWN OF RIVERHEAD

Adopted

Resolution # 733

RATIFIES THE APPOINTMENT OF A LIFEGUARD LEVEL I
TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Devin Cholodenho is hereby appointed to serve as a Lifeguard Level I effective August 11, 2004 to and including September 6, 2004, to serve as needed on an at will basis, to be paid at the rate of \$9.50 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

1

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

**THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED**

¹ Rec. Colleen/ Res Lifeguard Devin Cholodenho

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 734

APPOINTS LEAGUE ATTENDANTS TO THE RECREATION DEPARTMENT

COUNCILWOMAN BLASS _____ offered the following resolution,

which was seconded by _____ COUNCILMAN BARTUNEK _____

RESOLVED, that the Town Board appoints the attached list of League Attendants to the Recreation Department effective September 12, 2004 to serve as needed on an at will basis and to serve at the pleasure of the Town Board and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorize the Town clerk to forward this resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

**RECREATION DEPARTMENT APPOINTMENTS
8/17/04 TOWN BOARD MEETING**

<u>Last</u>	<u>First</u>	<u>Title</u>	<u>Start Date</u>	<u>Salary</u>	<u>*Special Note</u>
Conklin	Jason	League Attendant II Level I	9/12/04	\$9.50	1
Doscinski	Christopher	League Attendant II Level II	9/12/04	\$10.50	1
Drumm	Kenneth	League Attendant II Level II	9/12/04	\$10.50	1
Fox	Robert	League Attendant II Level II	9/12/04	\$10.50	1
Hasty	Kim	League Attendant II Level I	9/12/04	\$9.50	1
Kubacka	Jon	League Attendant II Level II	9/12/04	\$10.50	1
Marengo	James	League Attendant I Level III	9/12/04	\$9.00	1
Nowack	John	League Attendant II Level II	9/12/04	\$10.50	1
Stephenson	Kyle	League Attendant I Level III	9/12/04	\$9.00	1

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

Adopted

TOWN OF RIVERHEAD

RESOLUTION CALLING PUBLIC HEARING
HOUNDS GATE DEVELOPMENT
LATERAL WATER MAIN
RIVERHEAD WATER DISTRICT

RESOLUTION # 735

ADOPTED _____

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

WHEREAS, a petition has been filed by the owners of Hounds Gate Development located along the north side of NYS Route 25 in Wading River, for the installation of a lateral water main of the Riverhead Water District, and

WHEREAS, a map and plan has been proposed by H2M, consulting engineers to the Riverhead Water District, and

WHEREAS, the subdivision is already located within the existing Extension No. 35 of the Riverhead Water District and in order to provide service to the proposed development, approximately 700 linear feet of twelve inch diameter water main need to be installed across the frontage of the property along the north side of Route 25A. This new section of twelve inch water main will connect two existing dead-end mains, located at the property lines of the adjacent parcels to the east and west of the proposed development. In addition to the twelve inch main, approximately 850 feet of eight inch water main will also need to be installed within the interior of the development in order to service the 27 new dwelling units, and

WHEREAS, the map and plan is available for review and inspection at the Office of the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, during normal business hours, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner with an estimated cost of \$100,000 and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$67,500. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board desires to call a public hearing to consider the aforementioned petition,

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 7th day of September 2004, at 7:50 P.M. at the Wading River Church, North Country Road, Wading River New York, to hear all interested persons with regard to the petition of Hounds Gate Development to construct approximately 700 linear feet of twelve inch diameter water main need to be installed across the frontage of the property along the north side of Route 25A. This new section of twelve inch water main will connect two existing dead-end mains, located at the property lines of the adjacent parcels to the east and west of the proposed development. In addition to the twelve inch main, approximately 850 feet of eight inch water main will also need to be installed within the interior of the development in order to service the 27 new dwelling units, all at the sole cost and expense of the developer and at no cost to the District and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish a copy of this resolution in full in the August 26, 2004, edition of the News Review, and be it further

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

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

Dated: August 17, 2004
Riverhead, NY

THIS RESOLUTION PREPARED BY FRANK A. ISLER
FOR THE RIVERHEAD WATER DISTRICT

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Derzieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

8/17/04

Adopted

TOWN OF RIVERHEAD

RESOLUTION CALLING PUBLIC HEARING
KELBRIDGE MEADOWS DEVELOPMENT
LATERAL WATER MAIN
RIVERHEAD WATER DISTRICT

RESOLUTION # 736

ADOPTED _____

COUNCILWOMAN BLASS

_____ offered the following resolution which
was seconded by **COUNCILMAN BARTUNEK** _____,

WHEREAS, a petition has been filed by the owners of Kelbridge Meadows Development located along the north side of Middle Road in Riverhead, for the installation of a lateral water main of the Riverhead Water District, and

WHEREAS, a map and plan has been proposed by H2M, consulting engineers to the Riverhead Water District, and

WHEREAS, the subdivision is already located within the existing Extension No. 49 of the Riverhead Water District and in order to provide service to the proposed development, approximately 900 linear feet of eight inch diameter water main will need to be installed along the westerly side of Josie Court in order to service the eleven dwelling units, and

WHEREAS, the map and plan is available for review and inspection at the Office of the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, during normal business hours, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner with an estimated cost of \$61,000 and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$27,500. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board desires to call a public hearing to consider the aforementioned petition,

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 7th day of September, 2004, at 7:45 P.M. at the Wading River Church,

North Country Road, Wading River, New York, to hear all interested persons with regard to the petition of Kelbridge Meadows Development to construct approximately 900 linear feet of eight inch diameter water main will need to be installed along the westerly side of Josie Court in order to service the eleven dwelling units and all costs associated with this lateral shall be at the expense of the developer and at no cost to the District and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish a copy of this resolution in full in the August 26, 2004, edition of the News Review, and be it further

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

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

Dated: August 17, 2004
Riverhead, NY.

THIS RESOLUTION PREPARED BY FRANK A. ISLER
FOR THE RIVERHEAD WATER DISTRICT

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

8/17/04

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 737

ORDER CALLING PUBLIC HEARING - EXTENSION 80 TO THE RIVERHEAD
WATER DISTRICT
TRADITIONAL LINKS

ADOPTED _____

COUNCILMAN BARTUNEK

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

WHEREAS, a petition has been filed by the developers for the development known as Traditional Links in Baiting Hollow New York, covering property located along the north side of Sound Avenue at Friars Head, Riverhead, 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 a private water service consisting of a 12 inch master meter with backflow prevention and a service line of cement lined ductile iron diameter water main. This service will be installed by the owner at its sole and expense. At the option of the owner, a similar private service and main may be installed at the extension of Palane Avenue North if needed for firematic purposes. No public water mains are to be installed at this time, and

WHEREAS, there are no monies to be expended for the extension since it will be served by a private water service, and

WHEREAS, key money will be assessed as buildings are connected as follows:

Clubhouse	\$36,000
Golf house	\$26,250
Triaining center	\$ 6,000
Maintenance shop	\$ 1,750

As plans are developed which call for additional buildings, key money will be determined by the Superintendent at the time of hook-up, 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 development,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will hold a public hearing on the 7th day of September, 2004, and 7:30 p.m. at The Wading River Congregational Church, North Country Road, Wading River, New York, to hear all interested persons with regard to the extension to the Riverhead Water District to be known as Extension 80, 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 August 26th edition of The News Review, 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: August 17, 2004
Riverhead, NY

RESOLUTION PREPARED FOR THE RIVERHEAD WATER DISTRICT BY FRANK ISLER

THE VOTE
Bartunek yes ___ no Sariders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

EXHIBIT "A"

RIVERHEAD WATER DISTRICT ENGINEERING REPORT FOR PROPOSED EXTENSION NO. 80

TRADITIONAL LINKS

DESCRIPTION OF EXTENSION

AUGUST 2004

All this certain lot, parcel of land, said property being known as Section 41, Block 1, Lot 10.5, situated and lying and being at Riverhead Water District, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point formed by the easterly right-of-way of Baywood Drive and the northerly right-of-way of Sound Avenue and having a radius of 40.00 feet and a length of 62.83 feet.

Traveling easterly along the northerly right-of-way of Sound Avenue a distance of 1,011.61 feet to a point formed by the northerly right-of-way of Sound Avenue and the westerly property line of Section 41, Block 1, Lot 4.2.

THENCE running easterly along the northerly right-of-way line of Sound Avenue, the following three (3) bearings and distances:

- | | | |
|----|-------------------|-------------|
| 1. | S 60° - 41'-20" E | 178.42 feet |
| 2. | S 73° - 19'-20" E | 143.95 feet |
| 3. | S 89° - 53'-20" E | 213.24 feet |

to a point formed by the northerly right-of-way of Sound Avenue and the westerly property line of Section 41, Block 1, Lot 10.5.

THENCE running northerly along the westerly property line of Section 41, Block 1, Lot 10.5 the following two (2) bearings and distances:

1. N 21° - 30'-10" W 353.23 feet
2. N 21° - 43'-20" W 219.00 feet

to a point formed by the westerly property line of Section 41, Block 1, Lot 10.5 and a line parallel to Sound Avenue running easterly. Said parallel line being a distance of 500.00 feet north of the northerly right-of-way of Sound Avenue. Said point being the POINT OF BEGINNING.

From said POINT OF BEGINNING, running northerly along the westerly property line of Section 41, Block 1, Lot 10.5 the following three (3) bearings and distances:

1. N 21° - 43'-20" W Approximately 804.00 feet
2. N 21° - 12'-00" W 1,714.68 feet
3. N 21° - 05'-30" W 2,181.33 feet

to a point known as the westerly property line of Section 41, Block 1, Lot 10.5 and the property line known as "tie line along average high water mark" in the Long Island Sound.

THENCE running easterly along the property line known as "tie line along average high water mark" also known as the northerly property line of Section 41, Block 1, Lot 10.5 the following three (3) bearings and distances:

1. N 85° - 35'-10" E 1,062.68 feet
2. N 89° - 40'-23" E 1,082.63 feet
3. N 82° - 41'-28" E 486.04 feet

to a point known as the easterly property and the northerly property line of Section 41, Block 1, Lot 10.5.

THENCE running southerly along the easterly property line of Section 41, Block 1, Lot 10.5 the following three (3) bearings and distances:

1. S 17° - 09' - 30" E 377.20 feet
2. S 19° - 11' - 30" E 680.00 feet
3. S 18° - 49' - 00" E Approximately 2,851.00 feet

to a point formed by the easterly property line of Section 41, Block 1, Lot 10.5 and a line parallel to Sound Avenue running westerly. Said parallel line being a distance of 500 feet north of the northerly right-of-way line of Sound Avenue.

THENCE running westerly along said parallel line an approximate distance of 2,378 feet to a point known as said POINT OF BEGINNING

END OF DESCRIPTION

8/17/04

Adopted

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS
AQUEBOGUE GOLF RESORTS, PHASE 2
RIVERHEAD WATER DISTRICT

RESOLUTION # 738

Adopted _____

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

RESOLVED, that the Town Clerk be and is authorized to publish in the August 26, 2004, edition of The News Review and post the attached Notice to Bidders with regard to receiving bids for the installation of water mains and appurtenances for Aquebogue Golf Resorts, Phase 2 of the Riverhead Water District, and be it further

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

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR RIVERHEAD WATER DISTRICT

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

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

Installation of Water Mains and Appurtenances
Aquebogue Golf Resorts, Phase 2 – RDWD 04-55

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, September 13, 2004**, 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 August 26, 2004* 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: August 26, 2004

Adopted

August 17, 2004

TOWN OF RIVERHEAD

PULASKI ST. WATER TANK REPAINTING PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 739

COUNCILMAN DENSIESKI 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:

	<u>FROM</u>	<u>TO</u>
406.083200.482220.30083 TRANSFER FROM REPAIR & MAINTENCE	\$47,400	
406.083200.541000.30083 TANK REPAINT		\$21,400
406.083200.543501.30083 ENGINEERING EXP.		26,000

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

RESIDENTIAL REHAB LOAN PROGRAM

BUDGET ADJUSTMENT

RESOLUTION # 740

COUNCILWOMAN BLASS

_____ 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

		<u>FROM</u>	<u>TO</u>
179.000000.390960	APPROPRIATED FUND BALANCE	\$5,700	
179.086840.597009	LOANS & GRANTS		\$5,700

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

HOUSING REHAB PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 741

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

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

	<u>FROM</u>	<u>TO</u>
406.086680.492255.70002 AHC – NYS AID	\$52,500	
406.095031.485500.70002 TRANSFER FROM CDBG-04	35,000	
406.082170.420000.70002 PROGRAM INCOME	2,752	
406.0086680.523000.70002 LOAN PROGRAM		\$90,252

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

OSTAD OPEN SPACE PRESERVATION PROJECT

BUDGET ADOPTION

RESOLUTION # 742

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 adoption:

	<u>FROM</u>	<u>TO</u>
406.019400.494200.42037 SERIAL BOND PROCEEDS	\$1,000,000	
406.019400.521000.42037 LAND ACQUISITION		\$975,000
406.019400.543000.42037 PROFESSIONAL SERVICES		25,000

THE VOTE

Bartunek Yes No Sanders Yes No
 Blass Yes No Densieski Yes No
 Cardinale Yes No

AUGUST 17, 2004

TOWN OF RIVERHEAD

AQUEBOGUE GOLF RESORT PHASE II WATER EXT.

BUDGET ADJUSTMENT

RESOLUTION # 743

COUNCILMAN DENSIESKI

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:

	<u>FROM</u>	<u>TO</u>
406.092705.421050.60179 DEVELOPER FEES	\$155,850	
406.083200.523002.60179 CONSTRUCTION – WATER MAINS		\$127,350
406.083200.543315.60179 LEGAL EXP.		5,000
406.083200.543501.60179 ENGINEERING EXP.		16,500
406.083200.547900.60179 CONTINGENCY		7,000

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 17, 2004

TOWN OF RIVERHEAD

Adopted

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR GUARDS IN THE SANITATION DEPARTMENT

RESOLUTION # 744

COUNCILWOMAN BLASS

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 August 26, 2004 issue of The News Review.

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

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking individuals to serve in the position of Guards in the Sanitation Department on weekends only. Applications should 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 Friday, September 3, 2004. EOE

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

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

RAILROAD AVE. PARKING FIELD PROJECT

BUDGET ADOPTION

RESOLUTION # 745

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

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

	<u>FROM</u>	<u>TO</u>
406.095710.494200.40158 SERIAL BOND PROCEEDS	\$320,000	
406.056500.492510.40158 FEDERAL AID – DOT	875,000	
406.056500.523007.40158 CONSTRUCTION		\$950,000
406.056500.543505.40158 ENGINEERING EXP.		150,000
406.056500.547900.40158 CONTINGENCY		95,000

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

Resolution # 746

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR A GRANTS COORDINATOR

COUNCILWOMAN BLASS

_____ offered the following resolution,
which was seconded by COUNCILMAN BARTUNEK

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the August 26, 2004 issue of The News Review

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION ~~WAS~~ WAS WAS NOT
THEREFORE DULY ADOPTED

Accounting

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individual to serve in the position of Grant Coordinator. Applicants must have 3-5 years experience in grant writing and monitoring. Applications are to be submitted to the Accounting Office, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY, between the hours of 8:30am and 4:30pm. Monday through Friday. No applications will be accepted after 4:00pm on Friday, September 3, 2004. The Town of Riverhead does not discriminate on the basis of age, race, color, national origin, sex or handicapped status in the employment or provision of services.

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

AUGUST 17, 2004

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 747

COUNCILMAN BARTUNEK

offered the following resolution,

COUNCILMAN DENSIESKI

which was seconded by _____

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

	<u>FROM</u>	<u>TO</u>
001.031200.524217 POLICE, RECORDING EQUIPMENT	\$ 900	
001.0031200.543210 POLICE, DOCTOR'S FEES		\$ 900
001.000000.390599 APPROPRIATED FUND BALANCE	9,800	
001.016200.542500 SHARED SERVICES, SUPPLIES		9,800
001.000000.390599 APPROPRIATED FUND BALANCE	\$ 6,610	
001.036250.524000 CODE ENFORCEMENT, EQUIPMENT		6,610

THE VOTE

Bartunek Yes No

Sanders Yes No *abstain*

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

August 17, 2004

TOWN OF RIVERHEAD

RESOLUTION # 748

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH A NOTICE TO
BIDDERS FOR
THE PURCHASE AND INSTALLATION OF A 28 FOOT DIAMETER STEEL GAZEBO

Adopted: August 17, 2004

COUNCILMAN DENSIESKI offered the following resolution which was
seconded by COUNCILMAN BARTUNEK.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the August 26, 2004 issue of the official Town newspaper for the Purchase and Installation of 28 foot diameter Steel Gazebo.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kenneth Testa, P.E and the Office of Accounting.

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

SEALED PROPOSALS for the purchase and installation of a 28 foot diameter Steel Gazebo, to be erected in Lombardi Park, Riverhead, New York, will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 am, Friday, September 10, 2004, at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about Friday, August 27, 2004 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked "Lombardi Park, 28 Foot Steel Gazebo".

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

BY ORDER OF THE RIVERHEAD TOWN BOARD

Barbara A. Grattan, Town Clerk
Riverhead, NY 11901

Dated: August 26, 2004

8/17/04

Adopted

TOWN OF RIVERHEAD
Resolution # 749

**RATIFIES THE APPROVAL OF THE CHAPTER 90 APPLICATION OF RIVERHEAD
ELKS LODGE #2044
(Abate Bike & Swap Meet – August 15, 2004)**

COUNCILMAN BARTUNEK

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Riverhead Elks Lodge #2044 has submitted an application for the purpose of conducting an Abate Bike & Swap Meet to be held at the Riverhead Elks Lodge located on 1239 East Main Street, Riverhead, New York, on August 15, 2004 between the hours of 11:00 a.m. and 6:00 p.m.; and

WHEREAS, the applicant has requested the application fee be waived due to its not-for-profit status; and

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

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

WHEREAS, the Town of Riverhead is of the understanding that all proceeds from this event shall be for the benefit of a not for profit organization, Abate.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Elks Lodge #2044 for the purpose of conducting an Abate Bike & Swap Meet to be held at the Riverhead Elks Lodge located on 1239 East Main Street, Riverhead, New York, on August 15, 2004 between the hours of 11:00 a.m. and 6:00 p.m. is hereby approved; and be it further

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

RESOLVED, that the applicant has notified all adjacent neighbors of the time and date of this event prior to its commencement; and be it further

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 81 entitled, "Noise Control" and that applicant shall not exceed the noise limits as defined in Section 81-5 Prohibited Acts.; and be it further

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

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

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Elks Lodge #2044, the Riverhead Fire Marshal and Chief David Hegermiller, Riverhead Police Department.

Adopted

August 17th, 2004

TOWN OF RIVERHEAD

Resolution # 750

APPROVES AMENDED SITE PLAN OF AMERICAN LEGION POST #273

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

WHEREAS, a site plan and elevations were submitted by Laurence Judd, as agent for American Legion Post #273, for the removal of a 20 ft. x 20 ft. (400 sq. ft.) portion of the existing structure and replacement with an 32 ft. x 60 ft. (1,920 sq. ft.) addition, and attendant site improvements, located at 89 Hubbard Avenue, Riverhead, New York 11901, known and designated as Suffolk County Tax Map Number 0600-112-1-12; and

WHEREAS, the Planning Department has reviewed the site plan dated April 23rd, 2004, prepared by Joseph P. Cacioppo, R.A. and elevations dated June 3rd, 2004, as prepared by Allied Design Architectural and Engineering Group, P.C., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be considered Type II pursuant to the to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board, 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 Check Number 2004- of the Office of the Financial Administrator of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Laurence Judd, as agent for American Legion Post #273., for the removal of a 20 ft. x 20 ft. (400 sq. ft.) portion of the existing structure and replacement with an 32 ft. x 60 ft. (1,920 sq. ft.) addition, and attendant site improvements, located at 89 Hubbard Avenue, Riverhead, New York 11901, site plan dated April 23rd, 2004, as prepared by Joseph P. Cacioppo,

R.A. and elevations dated June 3rd, 2004, as prepared by Allied Design Architectural and Engineering Group, 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 freestanding signage, as depicted upon the aforementioned site plan, has been conceptually approved by the Architectural Review Board, shall be submitted to the Town Board for its review and ministerial approval pursuant to Section 108-56 of the zoning ordinance prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design; and all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and all tenants shall be apprised of said requirements 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, 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, American Legion Post #273 hereby authorizes and consents to the Town of Riverhead to enter premises at 89 Hubbard Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground and all tanks shall be located underground;
12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to any clearing or grading of the subject parcels, 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. No clearing or grading shall commence, nor shall the building permit 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 project construction;
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 Laurence Judd, as agent for American Legion Post #273, 89 Hubbard Avenue, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2004, made by American Legion Post #273., 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 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, 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, American Legion Post #273, hereby authorizes and consents to the Town of Riverhead to enter premises at 89 Hubbard Avenue, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground and all tanks shall be located underground;
11. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to any clearing or grading of the subject parcels, 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. No clearing or grading shall commence, nor shall the building permit 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 project construction;
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.

AMERICAN LEGION POST #273

By: _____

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____, 2003, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 2004, before me personally came _____ who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY PUBLIC

8/17/04

TOWN OF RIVERHEAD

Resolution # 751

RE-APPOINTS A FILL-IN VOLLEYBALL LEADER TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Kim Hasty is hereby appointed to serve as a Fill-in Volleyball Leader, effective, November 1, 2004 to and including May 7, 2005 to be paid at the rate of \$10.00 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen /Res. Kim Hasty V-ball

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 752

RE-APPOINTS A FILL-IN VOLLEYBALL OFFICAL TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

_____ offered the following resolution,

COUNCILMAN BARTUNEK

which was seconded by _____

RESOLVED, that Don Devereaux is hereby appointed as a Fill-in Volleyball Official effective, December 1, 2004 to and including May 7, 2005, to be paid at the rate of \$9.00 per game, 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; and

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

Bartunek	<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	Densieski	<input checked="" type="checkbox"/>	yes	<input type="checkbox"/>	no
Cardinale	<input checked="" type="checkbox"/>	yes	<input type="checkbox"/>	no					

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Resolution. Don Devereaux

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 753

RE-APPOINTS A VOLLEYBALL LEADER TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

RESOLVED, that John Nowack is hereby appointed to serve as a Volleyball Leader, effective, November 1, 2004 to and including May 7, 2005 to serve as needed on an at will basis to be paid at the rate of \$10.00 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen /Res. John Nowack V-ball

Adopted

8/17/04

TOWN OF RIVERHEAD

Resolution # 754

RE-APPOINTS A VOLLEYBALL OFFICAL TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

RESOLVED, that Jessica Serrana is hereby appointed as a Volleyball Official effective, December 1, 2004 to and including May 7, 2005, to be paid at the rate of \$9.00 per game, 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; and

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

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION ~~X~~ WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Resolution. Jessica Serrana

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 755

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Industrial/Recreational (IR) Zoning Use District**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:05 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Industrial/Recreational (IR) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

INDUSTRIAL/RECREATIONAL (IR) ZONING USE DISTRICT

§ 108. __ Industrial / Recreational (IR) Zoning Use District.

1. Purpose and Intent.

The intent of the Industrial/Recreational (IR) Zoning Use District is to allow a mix of warehouses, office campuses, and commercial recreation uses in the area between Enterprise Park and the terminus of the Long Island Expressway. The use of generous landscaping and open space buffers is intended to help protect the rural appearance and minimize views of development from the Expressway and arterial roads.

2. Uses.

In the IR district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses.

A. Permitted Uses

- (1) Offices
- (2) Warehouses
- (3) Wholesale businesses
- (4) Laboratories, including prototype manufacturing
- (5) Vocational school
- (6) Day camps, day care
- (7) Golf courses
- (8) Parks and playgrounds
- (9) Equestrian facilities
- (10) Greenhouses
- (11) Commercial sports and recreation facilities

B. Special Permit Uses

- (1) Outdoor theaters (including bandshell, bandstand, amphitheater)
- (2) Sports arena

A. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Cafeteria for an office or other building, when contained within the building or ancillary structure on the same parcel, for the purpose of serving lunch trade

B. Prohibited uses

- (1) Professional offices
- (2) Municipal offices
- (3) Outdoor storage
- (4) Indoor theater

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The IR district is intended for moderate-sized industrial and warehouse development, generally defined as businesses with less than 40 employees, on lots smaller than in Enterprise Park. In addition, the district allows and encourages commercial recreation businesses.
- C. In order to foster environmental conservation as well as preservation of the Town's scenic and rural quality, properties shall provide attractively landscaped open space area(s) equal to at least 20 percent of the lot area, that shield views of the development from arterial roads and the Long Island Expressway. Preference is given to preservation of existing habitat (such as meadows or forests) rather than clearance and creation of new habitat. The open space should serve to provide on-site stormwater management.

4. Supplementary requirements.

- A. Design Standards.
 - (1) Developments of multiple buildings in the IR district shall be planned in a campus layout.
 - (2) Continuous sidewalks; off-street transit stops, where routes exist or are planned; and bike racks close to business entrances shall be provided for properties fronting Route 25 or other major arterial street.

- (3) Buffering and Transitions.
 - a. Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Dense buffer plantings (minimum 50 feet deep) shall be provided along borders with arterials streets and with Enterprise Park. The buffer planting shall minimize views of paving and buildings from the arterial street and from Enterprise Park.

B. Parking Standards.

- (1) The number of off-street parking spaces in the Industrial / Recreational District shall be provided in accordance with §108-60 (Off-Street Parking).
- (2) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (3) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 15 percent of their land area.
- (4) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (5) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide filtering and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.
- (6) Large areas of surface parking should be broken up by landscaped walkways leading to business entrances, in order to create parking "fields" of no more than 250 spaces each.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 756

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Industrial A (IA) Zoning Use District**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:10 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Industrial A (IA) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

INDUSTRIAL A (IA) ZONING USE DISTRICT

§ 108. __ Industrial A (IA) Zoning Use District

1. Purpose and Intent.

The intent of the Industrial A (IA) Zoning Use District is to allow light industrial and warehousing uses in defined areas, primarily located north and west of the terminus of the Long Island Expressway. The IA District is intended to allow somewhat heavier uses than the IR district. Compared to the PIP district in Enterprise Park, the IA area is intended to contain smaller, moderately-sized businesses with fewer employees on smaller parcels.

2. Uses.

In the IA district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses.

A. Permitted Uses

- (1) Agricultural production facilities
- (2) Bottling works
- (3) Mechanical contractor offices
- (4) Cold storage facilities
- (5) Large-scale commercial printing
- (1) Light manufacturing
- (2) Telephone exchange
- (3) Trucking stations
- (4) Vocational schools
- (5) Warehouses
- (6) Lumberyards
- (7) Body and fender shops

- B. Special Permit uses.
 - (1) Non-nuisance industries
 - (2) Wholesale businesses
 - (3) Dog and horse training and boarding facilities.

- C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Outdoor storage
- (2) Cafeteria for an office or other building, when contained within the building or ancillary structure on the same parcel, for the purpose of serving lunch trade

- D. Prohibited uses

- (1) Sand mining

1. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The IA district is intended for moderate-sized industrial and warehouse development, generally defined as businesses with less than 40 employees, on lots smaller than in Enterprise Park.
- C. In order to preserve the Town's scenic and rural quality, properties shall provide attractively landscaped open space area(s) equal to at least 15 percent of the lot area. Preference is given to preservation of existing habitat (such as meadows or forests) rather than clearance and creation of new habitat. The open space should serve to provide on-site stormwater management.

2. Supplementary requirements

- A. Design Standards.
 - (1) Continuous sidewalks; off-street transit stops, where routes exist or are planned; and bike racks close to business entrances shall be provided for properties fronting Route 25 or other major arterial street.

B. Buffering and Transitions.

- (1) Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
- (2) Dense buffer plantings (minimum 50 feet deep) shall be provided along borders with arterial streets, adjoining residential uses or zones, and agricultural protection zones. The buffer planting shall minimize views of paving and buildings from shared property lines and intervening streets.

C. Parking Standards.

- (1) The number of off-street parking spaces in the Light Industrial District shall be provided in accordance with § 108-60 (Off-Street Parking).
- (2) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (3) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 10 percent of their land area.
- (4) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (5) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 10 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide filtering and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.
- (6) Large areas of surface parking should be broken up by landscaped walkways leading to business entrances, in order to create parking "fields" of no more than 250 spaces each.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 757

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE
(Hamlet Center (HC) Zoning Use District)

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:15 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Hamlet Center (HC) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

§ 108. __ HC—Hamlet Center District

1. Purpose and Intent.

The intent of the HC Hamlet Center District is to provide small clusters of shops and professional services in a rural setting, with a residential character. Development is intended to be pedestrian-friendly, and clustered in a campus-style pattern. The HC District is intended to have larger front and side setbacks and more landscaping than the VC Village Center District.

2. Uses.

In the HC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Retail stores, including specialty stores
- (2) Art galleries and arts and craft shops
- (3) Antiques stores and home furnishing stores
- (4) Personal services
- (5) Dry cleaning and personal services
- (6) Community centers
- (7) Specialty food stores, wine shops and bakeries with retail sales on premises
- (8) Restaurants, cafes, banquet facilities, and ice cream parlors
- (9) Offices and professional offices
- (10) Museums
- (11) Libraries
- (12) Schools
- (13) Places of worship
- (14) Apartments, but only on upper floors over retail uses

B. Special Permit Uses.

- (1) Funeral homes
- (2) Bed-and-breakfast establishments
- (3) Day care or nursery school
- (4) Tavern
- (5) Billiard halls, game parlors or other similar recreational use

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Home occupations

D. Prohibited uses.

- (1) Single- and two-family houses and townhouses

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The lot, yard, bulk, & height requirements for new buildings in the Hamlet Center districts are intended to be contextual in nature. New buildings should meet the pattern of front and side setbacks of residential properties on the same street, if applicable. Where adjoining residential properties have different setbacks, the subject property should be built to meet their average setback. Where no adjacent residential buildings provide context, the standards in the Zoning Schedule shall apply.

A. Exemptions

Bay windows, unenclosed porches, and other projections shall be exempt from calculation of building area, in order to provide incentives for variety in façade design.

4. Supplementary requirements.

The following design and parking standards shall apply:

A. Design standards

- (1) The principal building entrance and front shall face the primary street frontage and sidewalk. Where a large parcel is developed with multiple buildings, a campus layout may be used, provided that building entries face internal streets and sidewalks rather than parking lots.
- (2) Building design and landscaping should serve to reinforce and announce the main pedestrian building entrances.
- (3) Development shall provide walkways for safe and convenient pedestrian access to storefront entries from sidewalks, and to link storefronts to adjacent public parks and residential and commercial areas.
- (4) Special materials, such as brick or cobblestones and picket fences, are encouraged for walkways in hamlet areas, particularly those with older or historic buildings.
- (5) Facades of commercial buildings that face streets or pedestrian walkways shall be broken up into bays of no more than 30 feet in width, through use of variations in façade plane, piers, or other architectural features.
- (6) For ground-floor commercial space, at least 50 percent of the linear width of the front façade shall be comprised of transparent windows. Where shade is desired, awnings are encouraged. Windows may not be obscured more than 20 percent by opaque banners, or either permanent or temporary advertisements or signs.
- (7) The exteriors of buildings in the HC District shall utilize natural cladding materials such as wood, brick, stucco, stone or a combination of such materials. The use of synthetic, metallic, and reflective materials should be avoided.
- (8) Building shape, proportions, massing, and design should be appropriate to the historic character of the hamlet in which the building is located. Architectural features such as porches, porticoes, shutters, decorative door and window frames, balconies, cornices, dormers, chimneys, turrets, and spires should be used to reinforce a pedestrian scale and create interest and variety in the façade.
- (9) Signs shall be provided in accordance with §108-56.
- (10) Buffering and transitions:
 - a. Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Buffer plantings or landscaping or opaque fences, preferentially wood fences, shall be provided between commercial uses and adjoining residential uses or zones.
 - c. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8 AM and 5 PM on weekdays.

B. Parking Standards

- (1) The number of off-street parking spaces in the Hamlet Center District shall be provided in accordance with § 108-60.
- (2) Where credible evidence is provided by traffic counts or data by a licensed traffic engineer, up to 20 percent reduction in off-street parking may be permitted for shared parking, where the peak parking of two or more uses occurs at different times.
- (3) Parking requirement may be reduced with payment of a fee or land dedication in lieu of providing off-street parking as provided for in § 108-60.
- (4) Off-street parking shall not be permitted in the front yard. Parking shall be sited to rear of buildings, away from street frontage(s) when possible, or to the side of buildings. In all cases, garages and parking areas shall be recessed at least five (5) feet from the primary front façade plane of the main building, and at least fifteen (15) feet back from the front property line.
- (5) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (6) Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.
- (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least 15 percent of their land area.
- (8) Parking lots shall have “orchard” planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following storm water management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

C. Transfer of Development Rights

The HC District is a designated receiving district for the Town of Riverhead’s Transfer of Development Rights (TDR) Law. In the HC District, the development yield may be increased by up to 50 percent over the maximum allowed, through

purchase of Preservation Credits.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 758

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Village Center (VC) Zoning Use District)**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:20 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Village Center (VC) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

Village Center District

§ 108. __ VC—Village Center District

1. Purpose and Intent.

The intent of the VC Village Center District is to transform village commercial nodes into vibrant "Main Streets" with small shops, restaurants, and professional services following a traditional pattern of development and design in a compact, pedestrian-oriented setting.

2. Uses.

In the VC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Retail stores
- (2) Indoor public markets
- (3) Antiques store and home furnishing stores
- (4) Art galleries
- (5) Arts and crafts shops
- (6) Personal services
- (7) Dry cleaning and laundries
- (8) Restaurants, cafes, banquet facilities and ice cream parlors
- (9) Bakeries with retail sales on premises, and specialty food stores
- (10) Community centers
- (11) Live entertainment
- (12) Theaters or cinemas
- (13) Banks

- (14) Offices and professional offices, but only on upper floors, over ground-floor retail uses
- (15) Bed and breakfast establishments and inns
- (16) Funeral homes
- (17) Museums
- (18) Libraries
- (19) Schools
- (20) Places of worship
- (21) Parks and playgrounds
- (22) Apartments, but only on upper floors, over ground-floor retail uses

B. Special Permit Uses.

- (1) Taverns
- (2) Billiard halls, game parlors, or other similar recreational uses
- (3) Day care establishments and nursery schools

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Home offices

D. Prohibited uses.

- (1) Single- and two-family homes and townhouses
- (2) Residential uses on ground floors
- (3) Offices, including professional offices, on ground floors

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The lot, yard, bulk, and height requirements for new buildings in the Village Center districts are intended to be contextual in nature. New buildings should meet the pattern of front and side setbacks of residential properties on the same street, if applicable. Where adjoining residential properties have different setbacks, the

subject property should be built to meet their average setback. Where no adjacent residential buildings provide context, the standards in the Zoning Schedule shall apply.

C. Exemptions.

Bay windows, unenclosed porches, and other projections shall be exempt from calculation of building area, in order to provide incentives for variety in façade design.

4. Supplementary Requirements.

The following design and parking requirements shall apply:

A. Design Standards.

- (1) The principal building entrance and front shall face the primary street frontage and sidewalk.
- (2) Building design and landscaping should serve to reinforce and announce the main pedestrian building entrances.
- (3) Development shall provide walkways for safe and convenient pedestrian access to storefront entries from sidewalks, and to link storefronts to any nearby public parks and residential and commercial areas.
- (4) Facades of commercial buildings that face sidewalks or pedestrian walkways shall be broken up into bays of no more than 30 feet in width, through use of variations in façade plane, piers, or other architectural features.
- (5) For ground-floor commercial space, at least 50 percent of linear width of the front façade shall be comprised of transparent windows. Where shade is desired, awnings are encouraged. Windows may not be obscured more than 20 percent by opaque banners, or either permanent or temporary advertisements or signs.
- (6) The exteriors of buildings in the VC district shall utilize natural cladding materials such as wood, brick, stucco, stone or a combination of such materials. The use of synthetic, metallic, and reflective materials should be avoided.
- (7) Building shape, proportions, massing, and design should be appropriate to the historic character of the Village Center in which the building is located. Architectural features such as porches, porticoes, shutters, decorative door and window frames, balconies, cornices, dormers, chimneys, turrets, and spires should be used to create pedestrian-scale interest and variety in the façade.
- (8) Signs shall be provided in accordance with § 108-56.
- (9) Buffering and Transitions:
 - a. Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.

- b. Buffer plantings or landscaping or opaque fences, preferentially wood fences, shall be provided between commercial uses and adjoining residential uses or zones.
- c. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8 AM and 5 PM on weekdays.

B. Parking Standards

- (1) The number of off-street parking spaces in the Village Center District shall be provided in accordance with § 108-60.
- (2) Where credible evidence is provided by traffic counts or data by a licensed traffic engineer, up to 20 percent reduction in off-street parking may be permitted for shared parking, where the peak parking of two or more uses occurs at different times.
- (3) Parking requirement may be reduced with payment of a fee or land dedication in lieu of providing off-street parking as provided for in §108-60.
- (4) Off-street parking shall not be permitted in the front yard. Parking shall be sited to rear of buildings, away from street frontage(s) when possible, or to the side of buildings. In all cases, garages and parking areas shall be recessed at least five (5) feet from the primary front façade plane of the main building, and at least fifteen (15) feet back from the front property line.
- (5) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (6) In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least 15 percent of their land area.
- (7) Parking lots shall have “orchard” planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (8) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 759

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Shopping Center (SC) Zoning Use District)**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK
_____ :

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:25 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Shopping Center (SC) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

SHOPPING CENTER DISTRICT

§ 108. __ SC—Shopping Center District.

1. Purpose and Intent.

The intent of the SC Shopping Center District is to provide adequate locations for moderate-sized convenience shopping centers, mainly on Route 58, in central locations that are accessible from adjacent neighborhoods by car, transit, walking, and biking, where residents may purchase daily necessities such as groceries. Retail development is intended to be arranged in a shopping center layout, with large-scale stores complemented by ancillary small-scale stores. Professional office buildings are intended to be arranged in campus-style layout. Strip or freestanding development is discouraged.

2. Uses.

In the SC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses.

- (1) Shopping centers (with a minimum size of 50,000 square feet of gross floor area)
- (2) Professional office campus
- (3) Health clubs and spas
- (4) Restaurants

B. Special Permit Uses.

None.

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

None.

3. Lot, yard, bulk, & height requirements.

A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.

B. In order to foster environmental conservation as well as preservation of the Town's scenic and rural quality, properties shall provide an attractively landscaped open space area equal to at least 20 percent of the lot area at the front of the lot.

4. Supplementary requirements

The following design and parking requirements shall apply:

A. Design Standards.

- (1) Retail development shall be arranged in a shopping center layout, with large-scale stores complemented by ancillary small-scale stores.
- (2) Professional office buildings shall be arranged in campus-style layout.
- (3) Driveway openings and curb cuts shall be aligned with the existing curb cuts along Route 58 or other major arterial roads, in order to reduce the potential addition of traffic lights and conflicting turning movements.
- (4) Continuous sidewalks, off-street transit stops (where routes exist or are planned) and bike racks close to business entrances shall be provided for properties fronting Route 58 or other major arterial street.
- (5) Buffering and transitions:
 - a. Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Buffer plantings or opaque fences, preferentially wood fences, shall be provided between commercial uses and adjoining residential uses or zones, as well as along frontages with arterial roads.

B. . Parking Standards.

- (1) The number of off-street parking spaces in the Shopping Center District shall be provided in accordance with §108-60.
- (2) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (3) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (4) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 15 percent of their land area.
- (5) Parking lots shall have “orchard” planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (6) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide filtering and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.
- (7) Large surface parking areas should be broken up by landscaped walkways connecting sidewalks and parking areas to business entrances, in order to create “parking fields” of no more than 250 spaces each.

5. **Transfer of Development Rights**

The SC—Shopping Center District is a designated receiving district for the Town of Riverhead’s Transfer of Development Rights (TDR) Law. In the SC District, an increase of up to fifty percent in the maximum permitted floor area ratio is permitted through purchase of Preservation Credits.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 760

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Business Center (BC) Zoning Use District**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:30 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Business Center (BC) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

BUSINESS CENTER (BC) ZONING USE DISTRICT

The intent of the Business Center (BC) Zoning Use District is to encourage small, freestanding roadside commercial uses, mainly along Route 58, between the existing Destination Retail Center Districts and Shopping Center Districts.

Land uses proposed to be permitted in the BC District shall include: retail stores, convenience stores, personal services, restaurants, cafes, banquet facilities, and ice cream parlors, bakeries with retail sales on premises, specialty food stores, funeral homes, banks, health clubs and spas, radio or television broadcast studio, offices and professional offices, new automobile dealerships, and recreational vehicle dealerships.

Land uses proposed to be specially permitted in the BC District shall include: car washes.

Usual and customary accessory uses will be allowed in connection with the permitted and specially permitted uses stated above. Accessory uses shall include, but not be limited to: drive-through windows, car washes, and day care establishments and nursery schools.

Driveway openings and curb cuts shall be aligned with the existing curb cuts along Route 58 or other major arterial roads, in order to reduce the potential addition of traffic lights and conflicting turning movements. Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof. Buffer plantings or opaque fences, preferentially wood fences, shall be provided between commercial uses and adjoining residential uses or zones.

The number of off-street parking spaces in the Business Center District shall be provided in accordance with § 108-60. Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots. Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.

Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway. In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 10 percent of their land area. Storm water management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater.

The BC District is a designated receiving district for the Town of Riverhead's Transfer of Development Rights (TDR) Program. In the BC District, an increase of up to fifty percent in the maximum permitted floor area ratio is permitted through purchase of Preservation Credits.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 761

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Commercial/Residential Campus (CRC) Zoning Use District)**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:35 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Commercial/Residential Campus (CRC) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

COMMERCIAL / RESIDENTIAL CAMPUS DISTRICT

§ 108. __ CRC—Commercial / Residential Campus District.

1. Purpose and Intent.

The intent of the CRC—Commercial/Residential Campus District is to provide locations for professional offices which offer essential legal, medical, accounting, real estate, travel, and other services to Riverhead residents; and to provide additional housing alternatives convenient to services and arterials.

2. Uses.

In the CRC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses.

- (1) Professional offices
- (2) Municipal offices
- (3) Banks
- (4) Restaurants
- (5) Funeral homes
- (6) Single-family and two-family residences
- (7) Radio and television broadcast studios
- (8) Schools
- (9) Museums and art galleries
- (10) Community centers
- (11) Civic clubs
- (12) Places of worship
- (13) Parks and playgrounds

B. Special Permit Uses.

None.

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. In order to foster environmental conservation as well as preservation of the Town's scenic and rural quality, properties shall provide an attractively landscaped open space area equal to at least 20 percent of the lot area at the front of the lot.

4. Supplementary requirements

The following design and parking requirements shall apply:

A. Design Standards.

- (1) Office developments shall be organized in a campus style.
- (2) Driveway openings and curb cuts shall be aligned with existing curb cuts along major arterial roads, in order to reduce the potential addition of traffic lights and conflicting turning movements.
- (3) Continuous sidewalks; off-street transit stops, where routes exist or are planned; and bike racks close to business entrances shall be provided for properties fronting Route 58 or other major arterial street.
- (4) Buffering and Transitions.
 - a. Trash / dumpster areas shall be screened from view of streets, sidewalks, pedestrian pathways, and windows of residential buildings.
 - b. Dense buffer plantings (minimum 50 feet deep) shall be provided between commercial uses and adjoining residential uses or zones, as well as along frontages with arterial roads.

B. Parking Standards

- (1) The number of off-street parking spaces in the Commercial / Residential Campus District shall be provided in accordance with §108-60.
- (2) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (3) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (4) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 15 percent of their land area.
- (5) Parking lots shall have “orchard” planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (6) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide filtering and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.
- (7) Large areas of surface parking should be broken up by landscaped walkways connecting sidewalks and parking areas to business entrances, in order to create “parking fields” of no more than 250 spaces each.

5. Transfer of Development Rights.

The CRC—Commercial / Residential Campus District is a designated receiving district for the Town of Riverhead’s Transfer of Development Rights (TDR) Law. In the CRC District, an increase of up to fifty percent in the maximum permitted floor area ratio intensity is permitted through purchase of Preservation Credits.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 762

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Destination Retail Center (DRC) Zoning Use District**

*
COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

_____ :
COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:40 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Destination Retail Center (DRC) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

DESTINATION RETAIL CENTER DISTRICT

§ 108. ___ Destination Retail Center (DRC) Zoning Use District

1. Purpose and Intent.

The intent of the Destination Retail Center (DRC) Zoning Use District is to provide a location for large retail centers along Route 58 that attract customers from the East End, Long Island, and beyond, while linking development to open space protected along the Route 58 corridor and in Agricultural Zones. Development is intended to have a campus-style layout, with no strip or freestanding businesses permitted.

2. Uses.

In the DRC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses.

- (1) Outlet centers
- (2) Shopping centers (with a minimum size of 100,000 square feet of gross floor area)
- (3) Cinemas
- (4) Hotels
- (5) New auto dealerships
- (6) Nursing homes
- (7) Life care

B. Special Permit Uses.

None.

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

None.

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. In order to foster environmental conservation as well as preservation of the Town of Riverhead's scenic and rural quality, properties shall provide an attractively landscaped open space area equal to at least 20 percent of the lot area. Such landscaped open space shall be provided predominantly at the front of the lot.

4. Supplementary Requirements

The following design and parking requirements shall apply.

A. Design Standards.

- (1) Development is intended to have a campus-style layout, with no strip or freestanding businesses permitted.
- (2) Driveway openings and curb cuts shall be aligned with the existing curb cuts along Route 58 or other major arterial roads, in order to reduce the potential addition of traffic lights and conflicting turning movements.
- (3) Continuous sidewalks; off-street transit stops, where routes exist or are planned; and bike racks close to business entrances shall be provided for properties fronting Route 58 or other major arterial street.
- (4) Properties within one-quarter mile of a Downtown Center District, Village Center District, or Hamlet Center District shall provide sidewalks within the public right-of-way, abutting their property.

B. Buffering and Transitions.

- (1) Trash / dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
- (2) Buffer plantings or opaque fences, preferentially wood fences, shall be provided between commercial uses and adjoining residential uses or zones, as well as along frontages with arterial roads.

C. Parking standards.

- (1) The number of off-street parking spaces in the Destination Retail Center District shall be provided in accordance with § 108-60 (Off-street parking).
- (2) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (3) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (4) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 15 percent of their land area.
- (5) Parking lots shall have “orchard” planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (6) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide filtering and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.
- (7) Large areas of surface parking should be broken up by landscaped walkways connecting sidewalks and parking areas to business entrances, in order to create “parking fields” of no more than 250 spaces each.

5. Transfer of Development Rights.

The DRC—Destination Retail Center District is a designated receiving district for the Town of Riverhead’s Transfer of Development Rights (TDR) Law. In the DRC District, an increase of up to fifty percent in the maximum permitted floor area ratio is permitted through purchase of Preservation Credits.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

TOWN OF RIVERHEAD

Adopted

Resolution # 763

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Rural Corridor (RLC) Zoning Use District**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

**THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED**

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:45 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Rural Corridor (RLC) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

RURAL CORRIDOR (RLC) ZONING USE DISTRICT

§ 108. __ Rural Corridor (RLC) Zoning Use District.

1. Purpose and Intent.

The intent of the Rural Corridor (RLC) Zoning Use District is to allow a very limited range of roadside shops and services that are compatible with an agricultural and rural setting along corridors leading into Downtown, a Village Center, or a Hamlet Center (mainly along Route 25).

2. Uses.

In the RLC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses.

- (1) Agricultural production
- (2) Antique stores and craft stores
- (3) Agriculture business services
- (4) Wine tasting establishments
- (5) Museums
- (6) Libraries
- (7) Schools
- (8) Places of worship
- (9) Parks and playgrounds
- (10) Single-family and two-family houses

B. Special Permit Uses

- (1) Professional offices, provided they are within a quarter (1/4) mile of VC—Village Center or HC—Hamlet Center Districts.

- (2) Bed and breakfast establishments, provided they are within a quarter (1/4) mile of VC—Village Center or HC—Hamlet Center Districts.
- (3) Funeral homes.

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

None.

D. Prohibited uses

- (1) Restaurants or eating or drinking establishments
- (2) Retail stores and personal services other than those specifically permitted above.

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The lot, yard, bulk, & height requirements for new buildings in the Village Center districts are intended to be contextual in nature. New buildings should meet the pattern of front and side setbacks of residential properties on the same street, if applicable. Where adjoining residential properties have different setbacks, the subject property should be built to meet their average setback. Where no adjacent residential buildings provide context, the standards in the Zoning Schedule shall apply.

4. Supplementary Requirements

The following design and parking standards shall apply:

A. Design Standards:

- (1) Properties within one-quarter mile of a Downtown Center District, Village Center District, or Hamlet Center District shall provide sidewalks within the public right-of-way abutting their properties.
- (2) Buildings should echo the character of the district's residences or farmhouses in terms of shape, roofline, and massing.
- (3) In order to minimize their visual impacts on the predominantly rural corridors, non-agricultural uses such as offices and bed-and-breakfast establishments should be housed in residential or farm-style buildings.

B. Parking Standards.

- (1) The number of off-street parking spaces in the Rural Corridor District shall be provided in accordance with § 108-60 (Off-street parking).
- (2) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (3) Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.
- (4) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (5) In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least 15 percent of their land area.
- (6) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (7) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 764

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Tourism/Resort Campus (TRC) Zoning Use District**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:50 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Tourism/Resort Campus (TRC) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

TOURISM / RESORT CAMPUS (TRC) ZONING USE DISTRICT

§ 108. ___ Tourism / Resort Campus (TRC) Zoning Use District.

1. Purpose and Intent.

The intent of the Tourism/Resort Campus (TRC) Zoning Use District is to provide opportunities for overnight accommodations and recreational amenities in a campus setting surrounded by picturesque open space preserves.

2. Uses.

In the TRC district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Spa
- (2) Hotels and country inns
- (3) Country club (but no golf courses)
- (4) Parks and playgrounds
- (5) Museums
- (6) Libraries

B. Special Permit Uses

- (1) Bed and breakfast establishments

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Banquet halls, restaurants and cafes
- (2) Retail stores
- (3) Art galleries
- (4) Marina
- (5) Equestrian facilities, accessory to spa or hotel

D. Prohibited uses

- (1) Motels
- (2) Golf courses

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. In order to foster environmental conservation as well as preservation of the Town's scenic and rural quality, properties shall provide an attractively landscaped open space area equal to at least 70 percent of the lot area.

4. Supplementary requirements

The following design and parking requirements shall apply:

- A. Design Standards.
 - (1) Driveway openings and curb cuts shall be aligned with the existing curb cuts along major arterial roads, in order to reduce the potential addition of traffic lights and conflicting turning movements.
- B. Buffering and Transitions.
 - (1) Trash / dumpster areas shall be screened from view of streets, sidewalks, pedestrian pathways, and windows of residential buildings.
 - (2) Dense buffer plantings (minimum 50 feet deep) shall be provided between commercial uses and adjoining residential uses or zones, as well as along frontages with arterial roads.

C. Parking Standards,

- (1) The number of off-street parking spaces in the Tourism / Resort Campus District shall be provided in accordance with § 108-60.
- (2) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (3) Where site grading and topography result in parking areas being located above and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from the roadway.
- (4) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 15 percent of their land area.
- (5) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (6) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas (equal to at least 15 percent of the parking lot land area, as described above) shall be planted, situated, and graded in a manner to provide filtering and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement shall be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.
- (7) Large areas of surface parking should be broken up by landscaped walkways connecting sidewalks and parking areas to business entrances, in order to create "parking fields" of no more than 250 spaces each.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 765

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Downtown Center 1: Main Street (DC-1) Zoning Use District)**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 1:55 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Downtown Center 1: Main Street (DC-1) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

Downtown Center 1: Main Street (DC-1) Zoning Use District

§ 108. __ Downtown Center 1: Main Street (DC-1) Zoning Use District

1. Purpose and Intent.

The intent of the Downtown Center 1: Main Street (DC-1) Zoning Use District is to allow, maintain, and foster a traditional downtown character along Main Street, with pedestrian-friendly streetscape, active ground-floor uses, and a compact, walkable scale.

2. Uses.

In the DC-1 District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Retail stores
- (2) Banks
- (3) Personal services businesses such as hairdressers, nail salons, dry cleaners, and travel agencies, having a floor area less than 4,000 square feet
- (4) Funeral homes
- (5) Indoor public markets
- (6) Art galleries and studios
- (7) Museums, libraries, aquariums and other cultural attractions
- (8) Community centers
- (9) Restaurants, cafés, bakeries with retail sale on premises, banquet facilities, specialty food stores, ice cream parlors
- (10) Live entertainment venues, theaters and cinemas
- (11) Radio or television broadcast studios

- (12) Offices, professional offices except on ground floor
- (13) Schools (including business and secretarial)
- (14) Dormitories, except residences on ground floor
- (15) Places of worship
- (16) Parks and playgrounds
- (17) Apartment buildings, except residences on the ground floor
- (18) Mixed-use buildings with active ground-floor uses, including, but not limited to, retail/service uses, but not office or residences on the ground floor

B. Special Permit Uses.

- (1) Hotels
- (2) Bed and breakfast establishments
- (3) Taverns
- (4) Billiards, game parlors, any other recreational uses
- (5) Day care, nursery school

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Artists' galleries and studios, provided they occupy 40 percent or less of a principal residence or are located in a detached accessory building of a residential parcel, which shall not exceed 1,000 square feet of floor area.
- (2) Home occupations

D. Prohibited uses.

- (1) Ground-floor offices, public offices, and service offices, such as social service agencies
- (2) Office-only buildings
- (3) Ground-floor residences
- (4) Flea markets
- (5) Gas stations, car washes, drive-in windows for restaurants and banks, and other automobile-oriented, low-intensity uses

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part

hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.

- B. The lot, yard, bulk, & height requirements for new buildings in the downtown districts are intended to be contextual in nature. New buildings shall meet the pattern of setbacks, bulk, and height of adjacent properties, so as to maintain a unified street wall pattern along Main Street. Where adjoining properties have different setbacks, the subject property shall be built to meet their average setback. Where no adjacent buildings provide guidance, or where meeting the average setbacks of adjacent buildings would be infeasible or impractical, the standards in the Zoning Schedule shall apply.

4. Supplementary requirements.

- A. The following design and parking standards shall apply:

Design Standards.

- (1) The principal building entrance and front shall face the primary street frontage and sidewalk.
- (2) At least 75 percent of linear width of the front façade shall be comprised of transparent windows. Where shade is desired, awnings are encouraged. Windows may not be obscured more than 20 percent by opaque banners, or either permanent or temporary advertisements or signs.
- (3) Building shape, massing, and siting should echo the prevalent character of surrounding buildings on the block, while allowing for freedom of architectural style.
- (4) Facades of commercial buildings that face sidewalks or pedestrian walkways shall be broken up into bays of no more than 30 feet in width, through use of variations in façade plane, piers, or other architectural features.
- (5) Signage in the DC-1 District shall be provided in accordance with §108-56.
- (6) Buffering and Transitions:
 - a. Trash and/or dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Buffer plantings or landscaping or opaque fences, preferentially wood fences, shall be provided between commercial businesses and adjoining residential uses.
 - c. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8 AM and 5 PM on weekdays.

B. Parking Standards

- (1) The number of off-street parking spaces in the DC-1 District shall be provided in accordance with § 108-60.
- (2) Where credible evidence is provided by traffic counts or data by a licensed traffic engineer, up to 20 percent reduction in off-street parking may be permitted for shared parking, where the peak parking of two or more uses occurs at different times.
- (3) Parking requirement may be reduced with payment of a fee in lieu of providing off-street parking as provided for in § 108-60.
- (4) Off-street parking shall not be permitted in the front yard. Parking shall be sited to rear of buildings, away from street frontage(s) when possible, or to the side of buildings. In all cases, garages and parking areas shall be recessed at least five (5) feet from the primary front façade plane of the main building, and at least fifteen (15) feet back from the front property line.
- (5) Parking may also be located fully below buildings, partially below grade in a building, or at-grade within a building, provided it is fully enclosed and no entry is provided facing a public street or front yard. Structured parking that is partially below grade shall be screened from the street by steps, trellises, or screens.
- (6) Curb cuts to parking lots shall be minimized by sharing driveways for access to adjacent parking lots.
- (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15 percent of their land area.
- (8) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot as well as the edges.
- (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas, equal to at least 15 percent of the parking lot land area, as described above, shall be planted, situated and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement may be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 766

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
Downtown Center 2: Waterfront (DC-2) Zoning Use District**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 2:00 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" Downtown Center 2: Waterfront (DC-2) Zoning Use District of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

DOWNTOWN CENTER 2: WATERFRONT (DC-2) ZONING USE DISTRICT

§ 108. __ Downtown Center 2: Waterfront (DC-2) Zoning Use District

(1) Purpose and Intent.

The intent of the Downtown Center 2: Waterfront (DC-2) Zoning Use District is to create a downtown waterfront area that meets the combined goals of continuous pathways and public waterfront access, generous open space and landscaping, and watershed protection through limits on impervious surfaces.

(2) Uses.

In the DC-2 District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Parks and playgrounds
- (2) Marinas
- (3) Concession stands, including food and recreational equipment, such as, but not limited to, canoe and paddleboat rentals and fishing supplies
- (4) Public restrooms

B. Special Permit Uses

- (1) Hotels

C. Accessory uses

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot.

Specifically permitted are the following:

- (1) Restaurants, cafes, cafeterias when part of marina facilities
- (2) Outdoor storage

D. Prohibited uses

- (1) Residential uses
- (2) Offices
- (3) Retail stores
- (4) Expansion of any existing non-recreation development

(3) Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. In order to foster environmental conservation as well as preservation of the Town of Riverhead's scenic and rural quality, properties shall provide a landscaped or natural open space area equal to at least fifty (50) percent of the lot area.

(4) Supplementary requirements

The following design and parking requirements shall apply:

A. Design Standards.

- (1) All properties shall provide a waterfront walking trail/pathway that connects to existing trails or provides the ability to connect to future trails on adjacent properties. Trails shall be at least 4 feet wide and constructed of either paved material, such as for bicycle access, or woodchips or similar soft materials if restricted to jogging or walking. The choice of materials shall be at the discretion of the approving authority.
- (2) New buildings and all other elements of the site plan, including access, parking areas and landscaped open space, shall be sited to preserve and enhance pedestrian pathways to, and view corridors of, the Peconic River.
- (3) All buildings in the DC-2 District shall provide entries to both a public street and the Peconic River walkway or trail.

- (4) For building facades facing streets or walkways, at least 50 percent of the linear width of the façade shall be comprised of transparent windows. Where shade is desired, awnings are encouraged. Windows may not be obscured more than 20 percent by opaque banners, or either permanent or temporary advertisements or signs.
- (5) Signage in the DC-2 District shall be provided in accordance with §108-56.
- (6) Buffering and Transitions:
 - a. Trash and/or dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Buffer plantings or landscaping or opaque fences, preferentially wood fences, shall be provided between commercial businesses and adjoining residential uses.
 - c. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8:00 AM and 5:00 PM on weekdays.

B. Parking Standards.

- (1) The number of off-street parking spaces in the DC-2 District shall be provided in accordance with § 108-60.
- (2) Where credible evidence is provided by traffic counts or data by a licensed traffic engineer, up to 20 percent reduction in off-street parking may be permitted for shared parking, where the peak parking of two or more uses occurs at different times.
- (3) Parking requirement may be reduced with payment of a fee in lieu of providing off-street parking as provided for in § 108-60.
- (4) Off-street parking shall not be permitted in the front yard. Parking shall be sited to rear of buildings, away from street frontage(s) when possible, or to the side of buildings. In all cases, garages and parking areas shall be recessed at least five (5) feet from the primary front façade plane of the main building, and at least fifteen (15) feet back from the front property line.
- (5) Parking may also be located fully below buildings, partially below grade in a building, or at-grade within a building, provided it is fully enclosed and no entry is provided facing a public street or front yard. Structured parking that is partially below grade shall be screened from the street by steps, trellises, or screens.
- (6) Curb cuts to parking lots shall be minimized by sharing driveways for access to adjacent parking lots.
- (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15 percent of their land area.
- (8) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot and along the edges.

- (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
- a. Parking lot landscaped areas, equal to at least 15 percent of the parking lot land area, as described above, shall be planted, situated and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement may be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Adopted

8/17/04

TOWN OF RIVERHEAD

Resolution # 767

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE
(Downtown Center 3: Office (DC-3) Zoning Use District)

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

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Denisieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 2:05 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Downtown Center 2: Office (DC-3) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

Downtown Center Office District

§ 108. __ DC-3. Downtown Center Office District.

(1) Purpose and Intent.

The intent of the DC-3 Downtown Center Office District is to allow, maintain, and foster a traditional downtown character, similar to that of the DC-1: Downtown Center Main Street District, but with somewhat lower intensities and a lesser urban character, fewer requirements for active ground-floor uses, and a greater mix of housing types allowed.

(2) Uses.

In the DC-3 Downtown Center Office District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Retail stores
- (2) Banks
- (3) Personal services businesses, such as hairdressers, nail salons, dry cleaners and travel agencies
- (4) Funeral homes
- (5) Art galleries and studios
- (6) Restaurants, cafes, bakeries with retail sales on premises, banquet facilities, ice cream parlors
- (7) Community centers
- (8) Radio and television broadcast studios
- (9) Offices and professional offices
- (10) Museums, libraries and other cultural attractions
- (11) Schools (including business and secretarial)
- (12) Places of worship
- (11) Parks and playgrounds
- (12) Apartment buildings
- (13) Townhouses

- (14) Live-work housing
- (15) Single-family and two-family houses
- (16) Retirement housing and residential health care facilities
- (17) Parking facilities
- (18) Mixed-use buildings with active ground-floor uses

B. Special Permit Uses

- (1) Hotels
- (2) Taverns
- (3) Billiard and game parlors, any other recreational use
- (4) Day care, nursery school
- (5) Bed and breakfast establishments

C. Accessory uses

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Artists' galleries and studios, provided they occupy 40 percent or less of a principal residence or are located in a detached accessory building of a residential parcel, which shall not exceed 1,000 square feet of floor area.
- (2) Home occupations.

D. Prohibited uses

- (1) Gas stations, car washes, drive-in windows for restaurants and banks, and other automobile-oriented, low-intensity uses

(3) Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The lot, yard, bulk, & height requirements for new buildings in the downtown districts are intended to be contextual in nature. New buildings shall meet the pattern of setbacks, bulk, and height of adjacent properties, so as to maintain a unified street wall pattern. Where adjoining properties have different setbacks, the subject property shall be built to meet their average setback. Where no adjacent buildings provide guidance, or where meeting the average setbacks of adjacent buildings would be infeasible or impractical, the standards in the Zoning Schedule shall apply.

C. Supplementary requirements

The following design and parking standards shall apply:

A. Design Standards

- (1) The principal building entrance and front shall face the primary street frontage and sidewalk.
- (2) For ground-floor commercial space, at least 75 percent of the linear width of the front façade shall be comprised of transparent windows. Where shade is desired, awnings are encouraged. Windows may not be obscured more than 20 percent by opaque banners, or either permanent or temporary advertisements or signs.
- (3) Building shape, massing, and siting should echo the prevalent character of surrounding buildings on the block, while allowing for freedom of architectural style.
- (4) Facades of commercial buildings that face sidewalks or pedestrian walkways shall be broken up into bays of no more than 30 feet in width, through use of variations in façade plane, piers, or other architectural features.
- (5) Signage in the DC-3 District shall be provided in accordance with § 108-56.
- (6) Buffering and Transitions:
 - a. Trash and/or dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Buffer plantings or landscaping or opaque fences, preferentially wood fences, shall be provided between commercial businesses and adjoining residential uses.
 - c. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8:00 AM and 5:00 PM on weekdays.

B. Parking Standards

- (1) The number of off-street parking spaces in the DC-3 District shall be provided in accordance with §108-60.
- (2) Where credible evidence is provided by traffic counts or data by a licensed traffic engineer, up to 20 percent reduction in off-street parking may be permitted for shared parking, where the peak parking of two or more uses occurs at different times.
- (3) Parking requirement may be reduced with payment of a fee in lieu of providing off-street parking as provided for in §108-60.
- (4) Off-street parking shall not be permitted in the front yard. Parking shall be sited to rear of buildings, away from street frontage(s) when possible, or to the side of buildings. In all cases, garages and parking areas shall be recessed at least five (5) feet from the primary front façade plane of the main building, and at least fifteen (15) feet back from the front property line.

- (5) Parking may also be located fully below buildings, partially below grade in a building, or at-grade within a building, provided it is fully enclosed and no entry is provided facing a public street or front yard. Structured parking that is partially below grade shall be screened from the street by steps, trellises, or screens.
- (6) Curb cuts to parking lots shall be minimized by sharing driveways for access to adjacent parking lots.
- (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15 percent of their land area.
- (8) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot and along the edges.
- (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas, equal to at least 15 percent of the parking lot land area, as described above, shall be planted, situated and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement may be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 768

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

Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek	<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	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 2:10 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Downtown Center 2: Office/Residential Transition (DC-4) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

**DOWNTOWN CENTER 4: OFFICE/RESIDENTIAL TRANSITION (DC-4)
ZONING USE DISTRICT**

§ 108. __ Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District.

(1) Purpose and Intent.

The intent of the Downtown Center Office/Residential Transition District is to allow, maintain, and foster a quieter downtown neighborhood of homes and offices. The district is similar to DC-3 Downtown Center Office District, but does not allow any retail or personal services. Residential buildings are encouraged to establish an active, friendly relationship to the street through the use of front porches.

(2) Uses.

In the DC-4 district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses.

- (1) Offices, professional offices, public offices
- (2) Dormitories
- (3) Places of worship
- (4) Parks and playgrounds
- (5) Cottage accommodations
- (6) Apartment buildings
- (7) Townhouses
- (8) Live-work housing
- (9) Retirement housing and residential health care facilities
- (10) Schools (including business and secretarial)

B. Special Permit Uses

- (1) New or expansion of residential uses on the north side of Third Street is discouraged due to proximity to the rail line
- (2) Bed and breakfast establishments

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

- (1) Artists' galleries and studios, provided they occupy 40 percent or less of a principal residence or are located in a detached accessory building of a residential parcel, which shall not exceed 1,000 square feet of floor area.
- (2) Home occupations.

(3) Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The lot, yard, bulk, & height requirements for new buildings in the downtown districts are intended to be contextual in nature. New buildings shall meet the pattern of setbacks, bulk, and height of adjacent properties, so as to maintain a unified street wall pattern. Where adjoining properties have different setbacks, the subject property shall be built to meet their average setback. Where no adjacent buildings provide guidance, or where meeting the average setbacks of adjacent buildings would be infeasible or impractical, the standards in the Zoning Schedule shall apply.

(4) Supplementary Requirements

The following design and parking standards shall apply.

A. Design Standards

- (1) The principal building entrance and front shall face the primary street frontage and sidewalk.
- (2) Building shape, massing, and siting should echo the prevalent character of surrounding buildings on the block, while allowing for freedom of architectural style.

- (3) In commercial buildings, at least 75 percent of linear width of the front façade shall be comprised of transparent windows. Where shade is desired, awnings are encouraged. Windows may not be obscured more than 20 percent by opaque banners, or either permanent or temporary advertisements or signs.
- (4) Front porches are encouraged for all entries to townhouses. Apartment buildings and retirement housing are encouraged to have prominent stoops and entryways marking shared entrances. Porches, where provided, shall have minimum dimensions of five (5) feet in depth and ten (10) feet in width.
- (5) Facades of commercial buildings that face sidewalks or pedestrian walkways shall be broken up into bays of no more than 30 feet in width, through use of variations in façade plane, piers, or other architectural features.
- (6) Signage in the DC-4 District shall be provided in accordance with §108-56.
- (7) Buffering and Transitions:
 - a. Trash and/or dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.
 - b. Buffer plantings or landscaping or opaque fences, preferentially wood fences, shall be provided between commercial businesses and adjoining residential uses.
 - c. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8:00 AM and 5:00 PM on weekdays.

B. Parking Standards

- (1) The number of off-street parking spaces in the DC-4 District shall be provided in accordance with § 108-60.
- (2) Where credible evidence is provided by traffic counts or data by a licensed traffic engineer, up to 20 percent reduction in off-street parking may be permitted for shared parking, where the peak parking of two or more uses occurs at different times.
- (3) Parking requirement may be reduced with payment of a fee in lieu of providing off-street parking as provided for in § 108-60.
- (4) Off-street parking shall not be permitted in the front yard. Parking shall be sited to rear of buildings, away from street frontage(s) when possible, or to the side of buildings. In all cases, garages and parking areas shall be recessed at least five (5) feet from the primary front façade plane of the main building, and at least fifteen (15) feet back from the front property line.
- (5) Parking may also be located fully below buildings, partially below grade in a building, or at-grade within a building, provided it is fully enclosed and no entry is provided facing a public street or front yard. Structured parking that is partially below grade shall be screened from the street by steps, trellises, or screens.

- (6) Curb cuts to parking lots shall be minimized by sharing driveways for access to adjacent parking lots.
- (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15 percent of their land area.
- (8) Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot and along the edges.
- (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas, equal to at least 15 percent of the parking lot land area, as described above, shall be planted, situated and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement may be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

TOWN OF RIVERHEAD

Resolution # 769

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Downtown Center 5: Residential (DC-5) Zoning Use District)**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no ___ Sanders yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 2:15 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Downtown Center 2: Residential (DC-5) Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

Downtown Center Residential District

§ 108. __ DC-5. Downtown Center Residential District.

1. Purpose and Intent.

The intent of the Downtown Center Residential District is to allow, maintain, and foster a downtown residential neighborhood enlivened with live/work spaces and home occupations. Residential buildings are encouraged to establish an active, friendly relationship to the street through the use of front porches.

2. Uses.

In the DC-5 district, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted Uses

- (1) Townhouses
- (2) Live-work housing
- (3) Single-family houses and two-family houses
- (4) Cottage accommodations
- (5) Retirement housing
- (6) Parks and playgrounds

B. Special Permit Uses.

None.

C. Accessory uses.

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot.

Specifically permitted are the following:

- (1) Artists' galleries and studios, provided they occupy 40 percent or less of a principal residence or are located in a detached accessory building of a residential parcel, which shall not exceed 1,000 square feet of floor area.
- (2) Home occupations.

D. Prohibited uses.

- (1) Apartment buildings and residential health care facilities

3. Lot, yard, bulk, & height requirements.

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. The lot, yard, bulk, & height requirements for new buildings in the downtown districts are intended to be contextual in nature. New buildings shall meet the pattern of setbacks, bulk, and height of adjacent properties, so as to maintain a unified street wall pattern. Where adjoining properties have different setbacks, the subject property shall be built to meet their average setback. Where no adjacent buildings provide guidance, or where meeting the average setbacks of adjacent buildings would be infeasible or impractical, the standards in the Zoning Schedule shall apply.
- C. Exemptions.

Bay windows, unenclosed porches, and other projections shall be exempt from calculation of building area, so as to encourage a variety in façade design.

4. Supplementary requirements

A. Design Standards

- (1) To the maximum extent possible, housing should exhibit variations in massing, finishes, features, and colors within each block in order to provide variety and interest at the street.
- (2) The principal building entrance and front shall face the primary street frontage and sidewalk.
- (3) Front porches are encouraged for all individual entries to residential buildings. Apartment buildings and retirement housing are encouraged to have prominent stoops and entryways marking shared entrances. Porches, where

provided, shall have minimum dimensions of five (5) feet in depth and ten (10) feet in width.

- (4) Building shape, massing, and siting should echo the prevalent character of surrounding buildings on the block, while allowing for freedom of architectural style.
- (5) Trash and/or dumpster areas shall be screened by wood fences or landscaping, or a combination thereof.

B. Parking Standards

- (1) The number of off-street parking spaces in the DC-5 District shall be provided in accordance with § 108-60.
- (2) Garages or parking areas shall be located to the rear or side of a building. No surface parking spaces shall be allowed within 15 feet of the front property line. At-grade garages and/or parking areas in all cases shall be recessed at least 5 feet from the primary front façade plane of the main building, and at least 15 feet back from the front property line.
- (3) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15 percent of their land area.
- (4) Parking lots shall have “orchard” planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot and along the edges.
- (5) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following storm water management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - a. Parking lot landscaped areas, equal to at least 15 percent of the parking lot land area, as described above, shall be planted, situated and graded in a manner to provide infiltration and detention of runoff from paved areas.
 - b. Alternately, where sanding and salting are not used in the winter, porous pavement may be used for low-traffic or overflow areas of the parking lot, if sited downstream from impervious areas.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 770

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Transfer of Development Rights (TDR) Law)**

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 2:20 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Transfer of Development Rights (TDR) Law) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

TRANSFER OF DEVELOPMENT RIGHTS LAW

The intent of the Transfer of Development Rights (TDR) Law is to implement the land use policies set forth in the Town of Riverhead Comprehensive Plan with specific reference to the preservation of agricultural lands, the support of the existing agricultural industry, and the necessary and appropriate economic development of the community.

Pursuant to § 261-a subsection (2) (b) of the New York Town Law, the relevant sending and receiving districts of the Town of Riverhead TDR Law shall be those areas specifically mapped in accordance with the stated goals of the Town of Riverhead Comprehensive Plan adopted by the Riverhead Town Board by resolution dated November 3, 2003 or as further amended.

Sending districts shall be mapped in areas with agricultural use or prime agricultural soils or other natural features identified for protection.

Receiving districts shall be mapped in areas that contain adequate transportation, water supply, waste disposal and fire protection, wherein the effects of such increased development will not result in significant environmentally damaging consequences.

The procedures for the severing and redemption of development rights shall be as follows: The property owner or contract vendee shall make application to the Riverhead Planning Board for a letter of interpretation on a form to be supplied by the Planning Board together with: property survey; legal description of that portion of the property to be considered in the letter of interpretation; copy of deed; copy of tax bill; fee of \$500; and a letter indicating whether the preservation certificates are intended to be utilized for residential, commercial and/or industrial development.

Upon the submission of a complete application, the Planning Board will issue a letter of interpretation indicating the number of preservation credits which could ultimately be severed from the real property or a portion thereof. The property owner has thirty (30) days from the date of the letter of interpretation to appeal the allocation of preservation credits identified in the letter of interpretation. A letter of interpretation shall expire one (1) year following its issuance.

Subsequent to receipt of a letter of interpretation, a property owner may request a preservation credit certificate from the Planning Board by submission of the following: the letter of interpretation; a title report extending back a minimum of thirty (30) days; a completed preservation credit certificate application form to be supplied by the Planning Board.

Upon the recording of the agricultural easement in the Office of the County Clerk encumbering all or part of a sending parcel and the provision of evidence of same to the Planning Board, the Planning Board shall issue a preservation credit certificate certifying that the holder is entitled to a *specific number of preservation credits*. Fractional credits may be issued by the Planning Board.

When an application for the allocation of preservation credits is made to the Planning Board, such board shall calculate the total number of credits upon the real property within a designated sending area using a development yield factor. Development yield is established by multiplying the gross area of the parcel by the relevant development yield factor for the sending district. The development yield factor for all mapped sending areas shall be one right per 43,560 square feet of real property.

No allocation of preservation credits shall be made for the following: real property from which rights have been previously purchased or transferred; real property encumbered by easements, rights of way, or other encumbrances of record; or real property improved with either residential or agricultural buildings, or other improvements including golf courses.

Preservation credits are considered to be an interest in real property and may be used to increase the development yields within mapped receiving areas according to the procedures which shall be determined by the Town Board in accordance with the goals and objectives set forth in the Town of Riverhead Comprehensive Plan adopted on November 3, 2003.

The Planning Board shall be the sole administrator of the procedures and functions associated with this article. The Planning Board shall discontinue issuing Letters of Intent for residential TDR upon the determination that 500 Letters of Intent for residential development rights are outstanding.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

TOWN OF RIVERHEAD

Resolution # 771

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(Business CR Zoning Use District)**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK
_____ :

RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 26, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 13th day of September, 2004 at 2:30 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" (Business CR Zoning Use District) of the Riverhead Town Code in accordance with the attached abstract.

ABSTRACT OF TOWN ZONING CODE AMENDMENT

BUSINESS CR ZONING USE DISTRICT

The intent of the Business CR Zoning Use District is to allow for the development of small clusters of shops, including eating and drinking establishments and professional offices, geared primarily toward providing daily services to residents in the adjacent residential areas. The scale and design of new development in this district are intended to complement the rural character of the town and preserve and enhance natural open space areas and habitat. Where lot sizes and depths permit, development is intended to be clustered in a campus-style pattern.

Land uses proposed to be permitted in the Business CR District shall include: retail stores, specialty food stores, wine shops and bakeries with retail sales on premises, personal services, dry cleaning and personal laundry services, restaurants, cafes, and ice cream parlors, professional offices, professional studios and performing arts studios, public libraries, and country inns.

Land uses proposed to be specially permitted in the Business CR District shall include: bed-and-breakfast establishments, day care centers or nursery schools, and flea markets.

Usual and customary accessory uses will be allowed in connection with the permitted and specially permitted uses stated above.

Land uses proposed to be prohibited shall include: retail food stores with a floor area exceeding 10,000 square feet, drive-in or drive-through windows or establishments.

For all parcels, the front yard shall be landscaped, except for areas devoted to walkways and an optional, limited amount of parking.

To mitigate the appearance of any parking in the front yards, parking areas shall be set back at least thirty (30) feet within landscaped front yards.

For corner parcels, the street-facing side yard shall be landscaped, except for areas devoted to walkways and an optional, limited amount of parking. To mitigate the appearance of any parking in street-facing side yards, parking areas shall be set back at least fifteen (15) feet within landscaped side yards.

The central organizing element for buildings in the Business CR District shall be one or more "central squares," such as greens, plazas, or courtyards. Such central squares shall open towards, and be visible from, front and any side streets.

In no case shall the rear of buildings face a public street, and in no case shall the front of a building face a rear service access road or a side driveway. Building design and landscaping shall serve to reinforce and announce the main pedestrian building entrances.

Walkways shall be provided for safe and convenient pedestrian access to storefront entries from sidewalks and link storefronts to adjacent public parks and residential and commercial areas.

Front yards, street-facing side yards, and rear yards shall be landscaped or maintained as natural open space. In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least fifteen percent (15%) of their land area. Parking lots shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges. Storm water management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater.

Signs shall be provided in accordance with §108-56.

The number of off-street parking spaces in the Business CR District shall be provided in accordance with §108-60. No more than twenty (20%) percent of the required parking supply may be provided in front and street-facing side yards. Any parking in front or street-facing side yards shall be sited within the rear portion of said yard, behind landscaping. The remaining eighty (80%) percent or more of the parking supply shall be sited to the rear or side of buildings, adjacent to interior lot lines or access driveways, and away from front and side street frontages.

Curb cuts shall be limited to one curb cut every four hundred (400) linear feet on public front and side streets. Curb cuts leading to front and side parking areas from public streets shall not exceed 20 feet in width. Driveway entrances to adjacent parking lots shall be shared and consolidated.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, beginning on September 2, 2004, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
August 17, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/04

Adopted

TOWN OF RIVERHEAD

Resolution # 772

**AUTHORIZES SUPERVISOR TO EXECUTE RETAINER AGREEMENT WITH
GROTTA, GLASSMAN & HOFFMAN, P.A. FOR LEGAL SERVICES**

COUNCILMAN BARTUNEK

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Law Firm of Grotta, Glassman & Hoffman, P.A. has submitted a proposal to the Town Board to enter into a three (3) year agreement with the Town of Riverhead in connection with all labor issues including negation of successor contracts with the PBA & SOA unites and consultation with the administration of the PBA, SOA and CSEA agreements.

NOW THEREFORE BE IT HEREBY RESOLVES, that the Law Firm of Grotta, Glassman & Hoffman, P.A. is hereby appointed to special counsel in connection with all labor issues including PBA, SOA and CSEA Unit matters; and be it further

RESOLVED, that the Riverhead Town Board hereby approves the attached Retainer Agreement from the Law Firm of Grotta, Glassman & Hoffman, P.A.; and be it further

RESOLVED, that the Riverhead Town Board hereby accepts the terms of the retainer agreement and authorizes the Supervisor to execute same; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Law Firm of Grotta, Glassman & Hoffman, P.A., 532 Broadhollow Road, Suite 142, Melville, New York, 11747, the Office of Accounting and the Office of the Town Attorney.

THE VOTE

SANDERS

YES

NO

BLASS

YES

NO

Abstain

DENSIESKI

YES

NO

BARTUNEK

YES

NO

CARDINALE

YES

NO

8/17/04

TOWN OF RIVERHEAD

Resolution # 773

AUTHORIZES THE TOWN CLERK TO PUBLISH NOTICE OF
SPECIAL TOWN BOARD MEETING

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

WHEREAS, the Riverhead Town Board has scheduled a Special Town Board meeting on September 13, 2004 for public hearings on the proposed commercial, industrial and transfer of development rights zoning ordinances; and

WHEREAS, it is the desire of the Riverhead Town Board to fully inform the public about the Special Town Board Meeting being held on September, 13 2004; and be it further

RESOLVED, the Town Clerk be and is hereby authorized to submit the attached notice for inclusion in the calendar of events section of The News Review, The Traveler Watchman, Suffolk Life Newspapers, the Community Journal and the Sound Observer and also to cause a copy of the attached notice to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Supervisor's Office.

THE VOTE

Sanders ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Bartunek ~~Yes~~ No

Cardinale ~~Yes~~ No

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that the Riverhead Town Board will hold a Special Town Board meeting on Monday, September 13, 2004, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York at 1:00 p.m. for public hearings on the commercial, industrial and transfer of development rights program zoning ordinances.

Dated: Riverhead, New York
August 17, 2004

Adopted

FUND NAME		CD -	CHECKRUN TOTALS	GRAND TOTALS
RESOLUTION # 774 ABSTRACT #33-04 AUGUST 5, 2004 (TBM 08/17/04)				
<i>Bartunek, Sanders, Blass, Densieski</i> offered the following Resolution which was seconded by				
GENERAL	1	\$ 9,500,000.00	\$ 693,773.41	\$ 10,193,773.41
POLICE ATHLETIC LEAGUE	4	\$ 20,000.00	\$ 4,925.50	\$ 24,925.50
TEEN CENTER FUND	5	\$ 4,000.00	\$ -	\$ 4,000.00
RECREATION PROGRAM FUND	6	\$ 65,000.00	\$ 31,497.63	\$ 96,497.63
CHILD CARE CENTER BUILDING FUN	9	\$ 36,500.00	\$ -	\$ 36,500.00
TOWN BOARD SPECIAL PROGRAM FUN	24	\$ 22,500.00	\$ -	\$ 22,500.00
SENIOR CITIZEN DAY CARE CENTER	27	\$ -	\$ 2,089.06	\$ 2,089.06
ANIMAL SHELTER DONATION FUND	28	\$ 38,500.00	\$ -	\$ 38,500.00
ECONOMIC DEVELOPMENT ZONE	30	\$ -	\$ 2,870.87	\$ 2,870.87
HIGHWAY FUND	111	\$ 1,425,000.00	\$ 65,041.68	\$ 1,490,041.68
WATER DISTRICT	112	\$ 540,000.00	\$ 87,152.50	\$ 627,152.50
REPAIR & MAINTENANCE RESERVE F	113	\$ 745,000.00	\$ 794,360.65	\$ 1,539,360.65
RIVERHEAD SEWER DISTRICT	114	\$ 2,025,000.00	\$ 24,491.74	\$ 2,049,491.74
REFUSE & GARBAGE COLLECTION DI	115	\$ 240,000.00	\$ 7,124.00	\$ 247,124.00
STREET LIGHTING DISTRICT	116	\$ 240,000.00	\$ 8,033.40	\$ 248,033.40
PUBLIC PARKING DISTRICT	117	\$ 105,000.00	\$ 2,663.12	\$ 107,663.12
BUSINESS IMPROVEMENT DISTRICT	118	\$ 15,000.00	\$ -	\$ 15,000.00
AMBULANCE DISTRICT	120	\$ 215,000.00	\$ 22.02	\$ 215,022.02
EAST CREEK DOCKING FACILITY	122	\$ -	\$ 1,856.20	\$ 1,856.20
CALVERTON SEWER DISTRICT	124	\$ 275,000.00	\$ 1,034.80	\$ 276,034.80
RIVERHEAD SCAVANGER WASTE DIST	128	\$ 90,000.00	\$ 13,410.12	\$ 103,410.12
RIVERHEAD SEWER DENITRIFICATIO	130	\$ 25,000.00	\$ -	\$ 25,000.00
WORKERS' COMPENSATION FUND	173	\$ 1,050,000.00	\$ 15,313.36	\$ 1,065,313.36
RISK RETENTION FUND	175	\$ 810,000.00	\$ 26,371.63	\$ 836,371.63
UNEMPLOYMENT INSURANCE RESERVE	176	\$ 23,500.00	\$ -	\$ 23,500.00
PUBLIC PARKING DEBT SERVICE	381	\$ 28,000.00	\$ -	\$ 28,000.00
SEWER DISTRICTS DEBT SERVICE	382	\$ 1,035,000.00	\$ -	\$ 1,035,000.00
WATER DISTRICT DEBT SERVICE	383	\$ 595,000.00	\$ -	\$ 595,000.00
GENERAL FUND DEBT SERVICE	384	\$ 6,250,000.00	\$ -	\$ 6,250,000.00
SCAVANGER WASTE DISTRICT DEBT	385	\$ 185,000.00	\$ -	\$ 185,000.00
TOWN HALL CAPITAL PROJECTS	406	\$ 3,817,000.00	\$ 882,082.42	\$ 4,699,082.42
YOUTH SERVICES CAP PROJECT	452	\$ -	\$ 2,167.73	\$ 2,167.73
SENIORS HELP SENIORS CAP PROJ	453	\$ -	\$ 3,035.58	\$ 3,035.58
EISEP CAP PROJECT	454	\$ -	\$ 231.85	\$ 231.85
MUNICIPAL FUEL FUND	625	\$ 75,000.00	\$ 7,507.34	\$ 82,507.34
MUNICIPAL GARAGE FUND	626	\$ -	\$ 16,971.79	\$ 16,971.79
TRUST & AGENCY	735	\$ -	\$ 788,915.43	\$ 788,915.43
SPECIAL TRUST	736	\$ 850,000.00	\$ 22,500.00	\$ 872,500.00
COMMUNITY PRESERVATION FUND	737	\$ 500,000.00	\$ 1,000,000.00	\$ 1,500,000.00
CALVERTON PARK □ C.D.A.	914	\$ 1,450,000.00	\$ -	\$ 1,450,000.00
	999	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
TOTAL		\$ 32,295,000.00	\$ 4,505,443.83	\$ 36,800,443.83

THE VOTE

Bartunek yes no Sanders yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

Adopted

FUND NAME		\$	-	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1	\$	-	739,108.54	739,108.54
RECREATION PROGRAM FUND	6	\$	-	3,022.00	3,022.00
NUTRITION SITE COUNCIL FUND	7	\$	-	54.00	54.00
CHILD CARE CENTER BUILDING FUN	9	\$	-	1,636.36	1,636.36
R.I.F.T.A. FUND	23	\$	-	26.69	26.69
ANIMAL SPAY & NEUTERING PROGRA	29	\$	-	270.00	270.00
ECONOMIC DEVELOPMENT ZONE FUND	30	\$	-	51.97	51.97
HIGHWAY FUND	111	\$	-	2,484.99	2,484.99
WATER DISTRICT	112	\$	-	3,935.36	3,935.36
RIVERHEAD SEWER DISTRICT	114	\$	-	42,076.65	42,076.65
REFUSE & GARBAGE COLLECTION DI	115	\$	-	1,196.53	1,196.53
STREET LIGHTING DISTRICT	116	\$	-	703.26	703.26
PUBLIC PARKING DISTRICT	117	\$	-	3,311.74	3,311.74
BUSINESS IMPROVEMENT DISTRICT	118	\$	-	789.16	789.16
AMBULANCE DISTRICT	120	\$	-	930.21	930.21
EAST CREEK DOCKING FACILITY FU	122	\$	-	99.86	99.86
CALVERTON SEWER DISTRICT	124	\$	-	4,461.84	4,461.84
RIVERHEAD SCAVANGER WASTE DIST	128	\$	-	11,319.17	11,319.17
WORKERS' COMPENSATION FUND	173	\$	-	3,105.96	3,105.96
RISK RETENTION FUND	175	\$	-	339.84	339.84
RESIDENTIAL REHAB LOAN PROGRAM	179	\$	-	5,700.00	5,700.00
CDBG CONSORTIUM ACOUNT	181	\$	-	11,766.97	11,766.97
WATER DISTRICT DEBT SERVICE	383	\$	-	112.08	112.08
GENERAL FUND DEBT SERVICE	384	\$	-	555.06	555.06
TOWN HALL CAPITAL PROJECTS	406	\$	-	42,321.38	42,321.38
YOUTH SERVICES CAP PROJECT	452	\$	-	74.04	74.04
MUNICIPAL FUEL FUND	625	\$	-	9,651.78	9,651.78
MUNICIPAL GARAGE FUND	626	\$	-	4,223.64	4,223.64
TRUST & AGENCY	735	\$	-	27,558.12	27,558.12
CALVERTON PARK - C.D.A.	914	\$	-	1,250.63	1,250.63
		\$	-		0.00
TOTAL ALL FUNDS		\$	-	\$ 922,137.83	922,137.83

RESOLUTION # 174 ABSTRACT #34-04 AUGUST 12, 2004 (TBM 08/17/04)
Christopher Sanders offered the following Resolution which was seconded by
Christopher Sanders

THE VOTE

Bartunek yes no Sanders yes no
 Blass yes no Densieski yes no
 Cardinale yes no

**THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED**