

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

March 1, 2005

**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**

Call to Order and Salute to the Flag

**Approves minutes of February 15th, 2005
and Public Hearing of February 15th, 2005**

_____ Offered the minutes to be approved, which
was seconded by _____.

REPORTS

Receiver of Taxes: Total Collections to Date: \$50,818,970.23

Town Clerk: Monthly Report for February, 2005
Total Collected: \$10,354.29

Rhd Development Corporation: Annual Report

Juvenile Aid Bureau: Monthly Report for January, 2005

Building Dept.: Monthly Report for January, 2005
Total Collected: \$63,518.00

Farmland Select Committee: Annual report for 2004

Jamesport Fire District: Annual Financial Report for 2004

Sewer Dist.: Discharge Monitoring Report for Jan. 2005

APPLICATIONS

Special Events: Rhd Central School Dist.-June 17 to 18th
American Cancer Society Fund Raiser

East End Arts-May 29th -Street Painting Festival

American Diabetes Assoc.-June 11th-Bicycle Ride

Site Plans: Cohen Properties-Apartment Building

Suffolk 87 Associates (Waldbaums Shopping Center
(refacing of existing building façade. sidewalk repairs)

CORRESPONDENCE

Crown Sanitation: Re: Waste Disposal License

Fred & Serena Moehring: Re: Removal of tree leaves from Town Property
located on Park Road & Midland & Marine Streets

Larry Oxman: Re: Workforce Housing

Warren McKnight: Re: Closing of NYS Dept. of Labor

Peter Danowski: Re: Tanger Outlet Centers

Sal Mastropaolo: Re: Cablevision Pricing

PUBLIC HEARINGS

7:05 p.m. The Consideration of a Local Law to amend Chapters 52 and 108 of the Town Code to create Section 52-10(F), Section 108-77(A) (3), Section 108-96(D) (4), Section 108-97 (F)(6), Section 108-131(B) (6) entitled, "Electronics Records Retention Fees.

7:10 p.m. The Consideration of a Local Law to amend Chapter 108 of the Town Code to provide for the following definition:

**Floor Area-Gross
Floor Area-Ratio**

7:15 p.m. The Consideration of a Local Law to amend Chapter 108;

**Article VA Residence A-80 (RA-80) Zoning Use District
Article V Residence B-80 Zoning Use District**

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:

REGULAR TOWN BOARD MEETING:

- #171 Highway Fund Budget Adjustment
- #172 Accepts 5% Security Bond of Sprint Spectrum LP (Riverhead Water District Plant #9)
- #173 Accepts Resignation of Part Time Maintenance Mechanic II (J. Bray)
- #174 Approves Temporary Sign Permit of New York Blood Center (Long Island Blood Services)
- #175 Authorizes Town Clerk to Advertise for Bids on Precast Concrete Drainage Rings & Associates Items
- #176 Authorizes Town Clerk to Advertise for Bids on Traffic Line Striping
- #177 Authorizes Town Clerk to Advertise for Bids on Traffic Signals and Related Items
- #178 Authorizes Town Clerk to Advertise for Bids on Traffic Paint
- #179 Approves the Submission of a Grant Application to the New York State Housing Trust Fund Corporation
- #180 Approves the Submission of a Grant Application to the United State Department of Justice
- #181 Approves the Submission of a Grant Application to the United State Department of Justice
- #182 Authorization to Publish Advertisement for Town of Riverhead Demolition and Construction Debris Disposal
- #183 Authorization to Publish Advertisement for Disposal of Town of Riverhead Municipal Solid Waste
- #184 Authorization to Publish Advertisement for Sporting Goods
- #185 Authorizes Town Clerk to Publish and Post Notice of Public Hearing to Consider the Designation of Certain Structure(s) as a Landmark Pursuant to Chapter 73 Entitled, "Landmarks Preservation" of the Riverhead Town Code (Washington Young House)

- #186 Authorizes Town Clerk to Publish and Post a Notice of Public Hearing for the Edward Byrne Memorial Justice Assistance Grant
- #187 Extends Bid Contract for Annual Diesel/Generator Maintenance for the Riverhead Water District
- #188 Extends Bid Contract for Quick Lube Maintenance for the Riverhead Water District
- #189 Senior Account Clerk Typist Promotion (S. Butler)
- #190 Release Certificate of Deposit of Robert Hartman
- #191 Approves Chapter 90 Application of Speedworld FX (Car show)
- #192 Approves Chapter 90 Application of East End Arts & Humanities Council, Inc.
- #193 Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider an Amendment to Chapter 64 Entitled, "Fire Prevention" of the Riverhead Town Code
- #194 Authorizes the Town Clerk to Publish and Post a Help Wanted ad for a Part Time Maintenance Mechanic II for the Seniors Helping Seniors Program
- #195 Authorizes Attendance at a National Animal Control Association Training Course Workshop in East Windsor, CT
- #196 Authorizes Town Clerk to Publish and Post a Help Wanted Ad for Water Treatment Plant Operator Trainee
- #197 Classifies Action and Refers Special Permit Petition of David & Mary Andruszkewicz to the Planning Board
- #198 Classifies Action and Refers Special Permit Petition of John E. Wherry to the Planning Board
- #199 Approves Site Plan of Kamal K. Singh, MD
- #200 Approves Amended Site Plan of Barbara Woodhull and Michelle Hulse-Phase I

- #201 Calverton Community Center Capital Project Budget Adjustment
- #202 Authorizes Town Clerk to Advertise for Bids Hounds Gate Development
- #203 General Fund Budget Adjustment
- #204 Authorizes Supervisor to Execute Assembly Home Ruler Request (Assembly Bill #189/A.124)
- #205 Authorizes Town Supervisor to Execute Change Order for Calverton Community Center- General Construction
- #206 Reginald & Connie Farr Farmland Development Rights Program
- #207 Order Establishing Extension No. 75-RWD- Calverton Water Extension
- #208 Order Establishing Ext No. 1- Calverton Sewer District
- #209 Authorizes Supervisor to Execute Letter Agreement
- #210 Approves Settlement Agreement
- #211 434 Pulaski Street Chapter 96 Budget Adoption
- #212 Authorizes the Supervisor to Execute a Contract Agreement between the Town of Riverhead and Newmark of Long Island, LLC
- #213 Authorization to Publish Advertisement for Removal of Hazardous Household Products (S.T.O.P Program)
- #214 Authorizes Supervisor to Execute Declaration of Covenants, Drainage Easement, and Water Main Easement- Mountain Brook Homes
- #215 Transfer of Employees in the General Fund (B. Jaeger and L. McKay)
- #216 Pays Bills
- #217 Authorizes Town Clerk to Dispense the Town of Riverhead Zoning Use District Map

MARCH 1, 2005

TOWN OF RIVERHEAD

HIGHWAY FUND

BUDGET ADJUSTMENT

RESOLUTION # 171

Adopted

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>
111.000000.390599	APPROPRIATED FUND BALANCE	\$25,000	
111.051420.540000	SNOW REMOVAL CONTRACTUAL EXPENSES		\$25,000

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

TOWN OF RIVERHEAD

Resolution # 172

ACCEPTS 5% SECURITY BOND OF SPRINT SPECTRUM LP (RIVERHEAD WATER DISTRICT PLANT #9)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, Sprint Spectrum LP d/b/a Sprint PCS has posted a security bond (No.6307986) in the sum of Three Thousand Seven Hundred Fifty Dollars (\$3,750) representing the 5% site plan security bond as noted in the approved site plan dated February 15, 2005 Resolution #160 to collocate 6 (six) public utility telecommunications antenna panels to an existing municipal water tank located at Tower #2, Plant #9 of the Riverhead Water District, Wading River (Lewin Hills), New York, Suffolk County Tax Map # 600-57.-1-1.5 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said security bond and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bond in the sum of Three Thousand Seven Hundred Fifty Dollars (\$3,750) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Kerry A Foster, Amato and Associates, PC, 666 Old Country Road, Suite 901, Garden City, New York 11530, the Building Department; the Planning Department 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
Thereupon Duly Declared Adopted

March 1, 2005

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF PART TIME MAINTENANCE MECHANIC II

RESOLUTION # 173

COUNCILMAN BARTUNEK

_____ offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS.

WHEREAS, James Bray has notified Judy Doll of his resignation from the position of Part Time Maintenance Mechanic II in the Nutrition Department , effective February 3, 2005.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of James Bray.

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, directed to forward a Certified Copy of this Resolution to James Bray, the Nutrition Department, the Supervisor's Office and the Office of Accounting.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

March 1, 2005

TOWN OF RIVERHEAD
Resolution # 174

Adopted

APPROVES TEMPORARY SIGN PERMIT OF NEW YORK BLOOD CENTER
(LONG ISLAND BLOOD SERVICES)

COUNCILWOMAN BLASS offered the following resolution, which was seconded by

COUNCILMAN BARTUNEK

WHEREAS, a temporary sign permit and sketch were submitted by New York Blood Center (LI Blood Services) for property located at 1149 Old Country Road, Riverhead, New York also known as SCTM# 108.00-04-006.01; and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the temporary sign permit application for LI Blood Services submitted by A. Thomas Henski and be it

RESOLVED, that said temporary sign permit shall expire on May 31, 2005 and the applicant shall remove the affected signs, in their entirety, on or before said date; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to New York Blood Center (LI Blood Services), 1200 Prospect Avenue, Westbury, NY 11590 the Planning Department and the Building Department.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

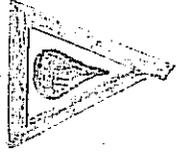
Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

White Vinyl Banner

Long Island Blood Services

Proudly
Sponsored by Central Suffolk
HOSPITAL



Red

Blue

Gray

one banner on front

one banner west side

1149 Old Stuy Rd.

Application
FOR SIGN PERMIT
Town of Riverhead
 Suffolk County, New York

Fee	200	Receipt No.	31078
Application No	33966	Date Permit Issued	
ZB No.	29137	Date Approved or Denied	
Building Inspector			
Board of Appeals No.			
Date Granted			
Date Denied			

USE
ZB 28460

Dated: 2/18/05
 SCTM# 108-4-b.1

APPLICATION IS HEREBY MADE to the Building Inspector in the Town of Riverhead for the issuance of a Permit pursuant to the Zoning Ordinance of the Town of Riverhead, Suffolk County, New York, for the use and the erection or the structural alteration of a sign or signs, as hereinafter described and as shown on the accompanying layout or plot plan:

1. The sign to be located at 1149 OLD COUNTRY RD in the Town of Riverhead,

Use District, is to be TEMPORARILY HUNG ON BUILDING
 Erected or Structurally altered

2. The sign will have an area of 35 Sq. feet, and will be 23' 4.25" feet in height. The base of the sign will be 8 feet above ground level.

3. The sign will be Permanent or Temporary installation.
 (Circle one)

4. Description of sign: (Check appropriate items below).

- | | | |
|-------------------------|--------------------------------------|----------------------|
| a. Lighted | ... X... d. Attached to Building | g. Advertising |
| ... X... b. Single Face | e. Facial (Painted or Affixed) | ... X... h. Business |
| c. Double Faced | f. Independent Construction | |

5. Materials to be used: VINYL

6. Has permission been obtained from property owner, if other than the applicant, upon which the sign is to be erected? YES

All statements made in this application and shown on the attached plot plan are true to the best of my knowledge and belief.

Property Owner Name & Address: NORTHFORK MANAGEMENT
 6 MAIN AVE, GARDEN CITY, NY 11530

Applicant Name: LONG ISLAND BLOOD SERVICES

Business Name: NEW YORK BLOOD CENTER

Address: 1200 PROSPECT AVE, WESTBURY, NY 11590 Phone Number: 516-478-5133

Signature of owner of applicant: Thomas Henske, DIRECTOR - CORPORATE ENGINEERING

I, THOMAS HENSKE, sworn to before me this 18 day of

February, 2005

Alan Heitner

Notary Public

ALAN C. HEITNER
 NOTARY PUBLIC-STATE OF NEW YORK
 No. 01-HE6106741
 Qualified in Nassau County
 Commission Expires March 15, 2008

TB 3/1/05

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 175
ADOPTED MARCH 1, 2005

AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR BIDS ON PRECAST
CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS

_____ COUNCILMAN BARTUNEK _____ OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY _____ COUNCILMAN DENSIESKI _____.

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:10 A.M. on March 21, 2005, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on MARCH 21, 2005 at 11:10 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS".

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

NOTICE TO BIDDERS

Scaled bids for **"PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS"** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:10 A.M. on March 21, 2005.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation **"Exceptions to the Specifications"**, and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation **"BID on PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS"**.

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

Tb 3/1/05

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 176
ADOPTED MARCH 1, 2005

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON
TRAFFIC LINE STRIPING

COUNCILMAN DENSIESKI

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILWOMAN SANDERS

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for TRAFFIC LINE STRIPING for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:15 A.M. on MARCH 21, 2005, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on MARCH 21, 2005 at 11:15 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON TRAFFIC LINE STRIPING".

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

NOTICE TO BIDDERS

Scaled bids for **"TRAFFIC LINE STRIPING"** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:15 A.M. on March 21, 2005.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation **"Exceptions to the Specifications"**, and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation **"BID on TRAFFIC LINE STRIPING"**.

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

Adopted

TB 3/1/05

TOWN OF RIVERHEAD

RESOLUTION # 177
ADOPTED MARCH 1, 2005

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON
TRAFFIC SIGNS AND RELATED ITEMS

COUNCILWOMAN SANDERS

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILWOMAN BLASS

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for TRAFFIC SIGNS AND RELATED ITEMS for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:20 A.M. on MARCH 21, 2005, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on MARCH 21, 2005 at 11:20 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON TRAFFIC SIGNS AND RELATED ITEMS".

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

NOTICE TO BIDDERS

Sealed bids for **"TRAFFIC SIGNS AND RELATED ITEMS"** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:20 A.M. on March 21, 2005.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation **"Exceptions to the Specifications"**, and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation **"BID on TRAFFIC SIGNS AND RELATED ITEMS"**.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA A. GRATTAN, TOWN CLERK

Adopted

TB 3/1/05

TOWN OF RIVERHEAD

RESOLUTION #178
ADOPTED MARCH 1, 2005

AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR
BIDS ON TRAFFIC PAINT

COUNCILWOMAN BLASS

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILMAN DENSIESKI

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of TRAFFIC PAINT for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:25 A.M. on March 21, 2005, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on MARCH 21, 2005 at 11:25A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON TRAFFIC PAINT".

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

NOTICE TO BIDDERS

Sealed bids for "TRAFFIC PAINT" for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until 11:25 A.M. on March 21, 2005.

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation "Exceptions to the Specifications", and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation "BID on TRAFFIC PAINT".

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

March 1, 2005

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 179

APPROVES THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE HOUSING TRUST FUND CORPORATION

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by

COUNCILWOMAN SANDERS

WHEREAS, grant funding is available from the New York State Housing Trust Fund Corporation Residential Emergency Services to Offer Repairs to the Elderly program (RESTORE); and

WHEREAS, the RESTORE grant provides funds for the cost of emergency repairs to eliminate hazardous conditions in homes owned by eligible elderly residents when the homeowners cannot afford to make the repairs in a timely fashion; and

WHEREAS, the Town of Riverhead Community Development Department wishes to apply for these funds for the benefit of the Town's elderly residents; and

WHEREAS, the maximum grant allowable grant award is \$50,000 to fund eligible home repair projects costing less than \$5,000 each;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Community Development Department Director Andrea Lohneiss and Grants Coordinator Jennifer Mesiano to complete and submit a RESTORE grant application for \$50,000 and authorizes the Town Supervisor to sign the grant application.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Community Development Director Andrea Lohneiss, Grants Coordinator Jennifer Mesiano, 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

March 1, 2005

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 180

APPROVES THE SUBMISSION OF A GRANT APPLICATION
TO THE UNITED STATES DEPARTMENT OF JUSTICE

Councilman Bartunek offered the following resolution, which was seconded by

Councilman Densieski.

WHEREAS, grant funding is available from the United States Department of Justice Drug Court Discretionary Grant Program; and

WHEREAS, Drug Court Discretionary Grant Program provides funds to enhance existing adult drug court programs; and

WHEREAS, the East End Drug Court wishes to apply for grant funds to enhance the services it provides to local residents and conduct a process and outcome evaluation of its program; and

WHEREAS, the maximum allowable grant award is \$200,000 to fund eligible projects lasting a period not to exceed two years;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Grants Coordinator Jennifer Mesiano, The Honorable Judge Allen Smith and East End Regional Intervention Court (EERIC) Coordinator Charlene Mascia, to complete and submit a Drug Court grant application and authorizes the Town Supervisor to sign the grant application.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to The Honorable Judge Allen Smith, EERIC Coordinator Charlene Mascia, Grants Coordinator Jennifer Mesiano, 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

Adopted

March 1, 2005

TOWN OF RIVERHEAD

RESOLUTION # 181

**APPROVES THE SUBMISSION OF A GRANT MODIFICATION
TO THE UNITED STATES DEPARTMENT OF JUSTICE**

COUNCILWOMAN SANDERS offered the following resolution, which was seconded by

COUNCILWOMAN BLASS

WHEREAS, the United States Department of Justice Local Law Enforcement Block Grant Program awarded the Town of Riverhead a grant in the amount of \$23,311 on January 6, 2004 to support activities that reduce crime and improve public safety; and

WHEREAS, the Riverhead Justice Court has secured grant funding to purchase a magnetometer and handheld scanning devices that will be used to enhance Court security and improve public safety; and

WHEREAS, the staffing plan for the operation of said devices includes contract staff to be utilized during an implementation period, during which a permanent staffing plan will be established; and

WHEREAS, the Town Board strongly supports measures to enhance security at the Justice Court;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Grants Coordinator Jennifer Mesiano to complete and submit a Local Law Enforcement Block Grant modification to support the stated security measures and authorizes the Town Supervisor to sign the grant modification.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to The Honorable Judge Allen Smith, Police Chief David Hegermiller, Grants Coordinator Jennifer Mesiano, and the Office of Accounting.

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

March 1, 2005

Adopted

TOWN OF RIVERHEAD

Resolution # 182

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DISPOSAL OF
DEMOLITION & CONSTRUCTION DEBRIS

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for
DEMOLITION & CONSTRUCTION DEBRIS and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the
following public notice in the March 10, 2005 issue of the Traveler Watchman newspaper
and;

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

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
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **DISPOSAL OF DEMOLITION & CONSTRUCTION DEBRIS** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:10 a.m. on MARCH 24th, 2005.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BIDS FOR DISPOSAL OF DEMOLITION & CONSTRUCTION DEBRIS.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

March 1, 2005

TOWN OF RIVERHEAD

Adopted

Resolution # 183

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DISPOSAL OF TOWN OF RIVERHEAD MUNICIPAL SOLID WASTE

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for processing & disposal of TOWN OF RIVERHEAD MUNICIPAL SOLID WASTE from the Town of Riverhead departments and,

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 10th, 2005 issue of the Traveler Watchman and;

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

THE VOTE

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
NOTICE TO BIDDERS

Sealed bids for the disposal of **MUNICIPAL SOLID WASTE** for the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:30 a.m. on March 24, 2005.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BIDS FOR DISPOSAL OF MUNICIPAL SOLID WASTE.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

March 1, 2005

TOWN OF RIVERHEAD

Adopted

Resolution # 184

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR SPORTING GOODS

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for SPORTING GOODS and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the MARCH 10TH, 2005 issue of the Traveler Watchman and;

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

THE VOTE

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
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **SPORTING GOODS** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00 a.m. on MARCH 24, 2005.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BIDS FOR SPORTING GOODS.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

03/01/2005

Adopted

TOWN OF RIVERHEAD

Resolution # 185

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING TO CONSIDER THE DESIGNATION OF CERTAIN STRUCTURE(S) AS A LANDMARK PURSUANT TO CHAPTER 73 ENTITLED, "LANDMARKS PRESERVATION" OF THE RIVERHEAD TOWN CODE (WASHINGTON YOUNG HOUSE)

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

WHEREAS, pursuant to Article IV of Chapter 73 of the Riverhead Town Code, a procedure exists for Designation of Landmarks; and

WHEREAS, the Town Board of the Town of Riverhead desires to have the Washington Young House attain Landmark status and has submitted the appropriate application to the Landmarks Preservation Commission for consideration; and

WHEREAS, proper notice of a public hearing will be given to the owners of all property located within two hundred fifty (250) feet of the exterior boundary lines of the subject parcel; and

WHEREAS, the Landmarks Preservation Commission has carefully considered the merits of this application and has approved it for landmark status; and

WHEREAS, the Town Board in its discretion may call a public hearing on this application and wishes to exercise its option.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk is hereby directed to publish and post the attached Notice of Public Hearing, once in the March 10, 2005 issue of the Traveler Watchman, the official newspaper for this purpose and to cause such additional notification as required pursuant to Article IV, Section 73-7 (E) of the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Landmarks Preservation Commission; the Building Department; the Assessor's Office 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 on the 15th day of March, 2005 at 7:05 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the designation of the following structure(s) as a landmark:

Washington Young House: Suffolk County Tax Map #0600 088.000 0001 016-002

DATED: March 1, 2005

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A NOTICE OF PUBLIC HEARING FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

RESOLUTION # 186

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 Notice of Public Hearing in the March 10, 2005 issue of The Traveler Watchman.

THE VOTE

THE VOTE

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

Mesiano_JAG_notice

MARCH 1, 2005

The Traveler Watchman
PO Box 725
Southold, NY 11971

Gentlemen:

Please publish the following notice once in your issue of March 10, 2005 and send us two copies of proof of publication:

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC MEETING**

PLEASE TAKE NOTICE, that a meeting of the Town Board will be held at Riverhead Town Hall Meeting Room, 200 Howell Avenue, Riverhead, New York at 7:00 p.m. on the March 15, 2005. Citizens and neighborhood and community organizations will be provided an opportunity to comment on the Town of Riverhead's grant application to the United States Department of Justice Edward Byrne Memorial Justice Assistance Grant. Grant funds will be requested to support Police Department efforts to reduce crime and enhance public safety in targeted areas of the Town.

DATED: March 1, 2005
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

March 1, 2005

TOWN OF RIVERHEAD

EXTENDS BID CONTRACT FOR ANNUAL DIESEL/GENERATOR
MAINTENANCE FOR THE RIVERHEAD WATER DISTRICT

RESOLUTION # 187

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

WHEREAS, the Riverhead Water District has requested that the contract with Atlantic Detroit Diesel Allison for diesel/generator maintenance for the Riverhead Water District, originally awarded under Resolution #518 adopted June 1, 2004, be extended until June 1, 2006 pursuant to the attached Bid Extension Notice; and

WHEREAS, the above-named vendor has agreed to extend the contract until June 1, 2006, at the original bid amount as attached hereto; and

WHEREAS, the Town Board has reviewed said request.

NOW, THEREFORE, BE IT

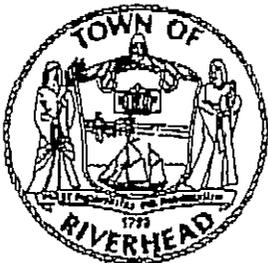
RESOLVED, that the bid contract awarded to Atlantic Detroit Diesel Allison for diesel/generator annual maintenance for the Riverhead Water District be and is hereby extended to June 1, 2006; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Mr. Michael McNeil, Atlantic Detroit Diesel Allison, 3025 Veterans Memorial Highway, Ronkonkoma, New York, 11779, the Riverhead Water District and the Purchasing 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



RWD Riverhead Water District

Gary J. Pendzick, Superintendent
1035 Pulaski Street, Riverhead, New York 11901
Phone: 631-727-3205 FAX: 631-369-4608

Bid Extension Notice

To: Pete Padavana
From: Riverhead Water District
Date: 2/17/05
Subject: Extension of Bid Services

This letter is to inform you that our current bid contract with you for Annual Diesel/Generator Maintenance will expire on June 1, 2005.

The Town of Riverhead would like to extend this contract for a period of one (1) year until June 1, 2006. This will be the first extension.

If this extension meets with your approval, please complete the bottom portion of this letter and return it to us immediately.

Authorized Signature

MIKE McNeil

Print Name

Atlantic Detroit Diesel Allison

Company Name

2/18/05

Date

BID PROPOSAL SHEET

Item #1 - Annual Maintenance Bid (three [3] units total) \$ 3,030.⁰⁰ L.S. per unit
 Item #2 - Annual Maintenance Bid w/Generators (six [6] units) \$ 6,060.⁰⁰ L.S. per unit

Item #3 - Labor:

- a) During normal business hours \$ 102.⁰⁰ per hr.
- b) After normal business hours \$ 153.⁰⁰ per hr.
- c) Weekends \$ 153.⁰⁰ per hr.
- d) Sundays & Holidays \$ 204.⁰⁰ per hr.
- *e) Mileage normal business hours \$ 1.25 per mi.
- *f) Mileage after hours & weekends \$ 1.25 per mi.
- *g) Normal response time 4-8 hr/min.
- *h) Emergency response time 2-4 hr/min.

*Please supply point of origin: RONKONKOMA, N.Y.

Item #4 - Parts and Components

(Lump Sum [L.S.] = \$ amount + percentage; ex., \$100 x 20% = \$120.00 L.S.)

- a) Up to \$100 certified cost plus 20 % = \$ 120.⁰⁰ L.S.
- b) Up to \$500 certified cost plus 20 % = \$ 600.⁰⁰ L.S.
- c) Up to \$1000 certified cost plus 20 % = \$ 1200.⁰⁰ L.S.
- d) Up to \$5000 certified cost plus 20 % = \$ 6000.⁰⁰ L.S.
- e) Above \$5000 certified cost plus 20 % = \$ — L.S.

March 1, 2005

Adopted

TOWN OF RIVERHEAD

EXTENDS BID CONTRACT FOR QUICK LUBE MAINTENANCE
FOR THE RIVERHEAD WATER DISTRICT

RESOLUTION # 188

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

WHEREAS, the Riverhead Water District has requested that the contract with North Shore Generator Systems, Inc., originally awarded under Resolution #541, adopted May 20, 2003, for quick lube maintenance of its diesel generators be extended; and

WHEREAS, the above-named vendor has agreed to extend the contract until May 20, 2006, per the attached Bid Extension Notice, at the original bid amount as attached hereto; and

WHEREAS, this shall be the first extension of this contract; and

WHEREAS, the Town Board has reviewed said request.

NOW, THEREFORE, BE IT

RESOLVED, that the bid contract for with North Shore Generator Systems, Inc., for quick lube maintenance of its diesel generators for the Riverhead Water District be and is hereby extended to May 20, 2006; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to North Shore Generator Systems, Inc., 1860 Pond Road, Suite 5, Ronkonkoma, New York, 11779, the Riverhead Water District and the Purchasing 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



RWD Riverhead Water District

Gary J. Ponzick, Superintendent
1035 Pulaski Street, Riverhead, New York 11901
Phone: 631-727-3205 FAX: 631-369-4608

Bid Extension Notice

To: Pam Graf, North Shore Generator Systems, Inc.
From: Riverhead Water District
Date: 2/8/05
Subject: Extension of Bid Services

This letter is to inform you that our current bid contract with you for Quick Lube Maintenance of our diesels, which was extended by Resolution #40, will expire on May 20, 2005.

The Town of Riverhead would like to extend this contract for a period of one year until May 20, 2006. This will be the second extension.

If this extension meets with your approval, please complete the bottom portion of this letter and return it to us immediately.

Pamela Graf
Authorized Signature

PAMELA GRAF
Print Name

North Shore Generator Systems
Company Name

2-14-05
Date

BID PROPOSAL SHEET

Item #1 - Quick Lube Bid

\$ 245.00 L.S.

Item #2 - Labor:

- a) During normal business hours \$ 75.00 per hr.
- b) After normal business hours \$ 112.50 per hr.
- c) Weekends \$ 112.50 per hr.
- d) Sundays & Holidays \$ 150.00 per hr.
- e) Mileage normal business hours \$.75 per mi.
- f) Mileage after hours & weekends \$.75 per mi.
- g) Normal response time Same Day hr/min
- h) Emergency response time 1-2 hr/min

Item #3 - Parts and Components

(Lump Sum [L.S.] = \$ amount + percentage; ex., \$100 x 20% = \$120.00 L.S.)

- a) Up to \$100 certified cost plus 40 % = \$ 140.00 L.S.
- b) Up to \$500 certified cost plus 30 % = \$ 545.00 L.S.
- c) Up to \$1000 certified cost plus 20 % = \$ 1200.00 L.S.
- d) Up to \$5000 certified cost plus 10 % = \$ 5500.00 L.S.
- e) Above \$5000 certified cost plus 10 % = \$ 5500.00 L.S.

North Shore Generator Systems Inc
1860 Pond Road
Ronkonkoma, NY 11779

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

SENIOR ACCOUNT CLERK TYPIST PROMOTION

Resolution # 189

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK.

WHEREAS, the Suffolk County Department of Civil Service has carefully reviewed the duties and responsibilities of the position occupied by Sonja Butler and has reclassified this position from an Account Clerk Typist to a Senior Account Clerk Typist, and

WHEREAS, Sonja Butler appears on the Suffolk County Certification List of Eligibles for Senior Account Clerk Typist.

NOW, THEREFORE BE IT, RESOLVED, that Sonja Butler is hereby appointed to the position of Senior Account Clerk Typist Group 11 Step 6A of the Salary Administration Schedule effective February 28, 2005.

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, authorized to forward a copy of this Resolution to Sonja Butler and the Office of Accounting.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

3/1/05

RELEASES CERTIFICATE OF DEPOSIT
OF ROBERT HARTMAN

Adopted _____

Adopted

Resolution # 190

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

WHEREAS, by previous resolution of this Board, No 367, adopted June 5, 1990, a certificate of deposit was accepted to assure the construction of a water main to serve a proposed subdivision of Robert Hartman, and

WHEREAS, such subdivision has not been constructed and the property has been preserved as open space through the approval of the NF Golf subdivision,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to return and release passbook No. 90030231 to Robert Hartman, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Robert Hartman, Peter Danowski, Jr., Esq., Gary Pendzick, John J. Hansen, and H2M Group.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blas yes ___ no Densieski yes ___ no
Cardinale yes ___ no

This resolution prepared by Frank A. Isler for the River Falls Water District

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

TOWN OF RIVERHEAD

Adopted

Resolution # 191

**APPROVES CHAPTER 90 APPLICATION OF SPEEDWORLD FX
(CAR SHOW)**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, Speedworld FX has submitted a Chapter 90 Application for the purpose of conducting a custom car show to be held at 162 Old Country Road, Riverhead, New York, on Sunday, May 15, 2005 between the hours of 8:00 a.m. and 8:00 p.m., having a rain date of Sunday, May 22, 2005; and

WHEREAS, Speedworld FX has completed and filed and Short Form Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b); and

WHEREAS, Speedworld FX had paid the required \$200.00 application fee; 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 Chapter 90 Application of Speedworld FX for the purpose of conducting a custom car show to be held at 162 Old Country Road, Riverhead, New York, on Sunday, May 15, 2005 between the hours of 8:00 a.m. and 8:00 p.m., having a rain date of Sunday, May 22, 2005, 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 all food vendors shall have the necessary Suffolk County Health Department permits; and be it further

RESOLVED, that Speedworld FX shall provide all traffic control devices, i.e., barricades and/or traffic cones; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Speedworld FX, 162 Old Country Road, Riverhead, New York, 11901; the Riverhead Fire Marshal; Chief Hegermiller, Riverhead Police 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

3/1/05

TOWN OF RIVERHEAD

Adopted

Resolution # 192

APPROVES CHAPTER 90 APPLICATION OF EAST END ARTS & HUMANITIES COUNCIL, INC.

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

WHEREAS, the East End Arts & Humanities Council Inc. ("EEAC") has submitted a Chapter 90 Application for the purpose of conducting their 9th Annual Community Mosaic Street Painting Festival with music and art exhibits to be held on EEAC grounds and parking lot, Riverhead, New York, on Sunday, May 29, 2005 having a rain date of Monday, May 30, 2005, between the hours of 12:00 noon and 5:00 p.m.; and

WHEREAS, EEAC has completed and filed and Short Form Environmental Assessment Form in accordance with 6 NYCRR 617, and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b), and

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

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

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

NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2), and be it further

RESOLVED, that the application of EEAC for the purpose of conducting their 9th Annual Community Mosaic Street Painting Festival with music and art exhibits to be held on EEAC grounds and parking lot, Riverhead, New York, on Sunday, May 29, 2005, having a rain date of Monday, May 30, 2005, between the hours of 12:00 noon and 5:00 p.m., is hereby approved; and be it further

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

RESOLVED, that a fire safety inspection by the Town Fire 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 the East End Arts & Humanities Council, Inc., 133 East Main Street, Riverhead, New York, 11901; Bruce Johnson, Fire Marshal; Ken Testa, P.E. and the Riverhead Police Department.

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

3/1/05

Adopted

TOWN OF RIVERHEAD

Resolution # 193

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 64 ENTITLED, "FIRE PREVENTION" OF THE RIVERHEAD TOWN CODE

Councilwoman Sanders 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 local law to amend Chapter 64 entitled, "Fire Prevention" of the Riverhead Town Code once in the March 10, 2005 issue of the Traveler Watchman, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department; the Riverhead Fire Marshal; the Planning Board; the Planning Department and the Board of Fire Commissioners.

THE VOICE					
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
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 5th day of April 2005 at 7:10 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend Chapter 64 entitled, "Fire Prevention" of the Riverhead Town Code as follows:

§ 64-9. Fire prevention permit fees

A. Installation Permits

1. Application for the installation, modification or removal of any fire prevention system, including but not limited to fire alarm system, fire and smoke detecting system, fire sprinkler system, fixed-pipe dry or wet chemical extinguishing system or vent system for the removal of hazardous or grease-laden vapors, new building construction plans or existing building alteration plans, shall be made to the Fire Marshal on forms provided by the Town Fire Marshal. Such forms shall be in accordance with § 64-8 D-1 and contain information as may be reasonably required by the Fire Marshal to establish compliance with the applicable codes, ordinances and Regulations.

C. Installation and Operational Fire Prevention Permit and Fees

The Town Board has determined fire prevention fees shall be as follows:

- (1) Installation permit fees
 - (a) Installation of fire detection/alarm systems and water-based fire protection systems: ~~\$50~~ 150. for the first 25 devices and ~~\$1~~ \$2. per device in excess thereof. A device shall include, but not be limited to, a heat detector, a smoke detector, a pull station, a bell or other sounding device, a speaker, a fire alarm control panel, a remote annunciator, a floor command station, an alarm and check valve, a deluge valve, an exhauster, an accelerator, a retard chamber or a Fire Department connection.
 - (b) Installation of automatic fixed pipe extinguishing systems: ~~\$50.~~ 200.
 - (c) Installation of exhaust systems for the removal of smoke and/or grease laden or other vapors: ~~\$50.~~ 100.
 - (d) Installation permits required by Article XX, Liquefied Petroleum Gases: \$75 for the first 10,000 gallons and \$0.005 per gallon in excess thereof.
 - (e) Installation Permit required by Section 64-9 A-1 for review of new building construction plans or existing building alteration plans: \$50.

Dated: Riverhead, New York
March 1, 2005

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

BARBARA GRATTAN, Town Clerk

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

March 1, 2005

Adopted

TOWN OF RIVERHEAD

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR A PART TIME MAINTENANCE MECHANIC II FOR THE
SENIORS HELPING SENIORS PROGRAM

RESOLUTION # 194

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

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the March 10, 2005 issue of The Traveler Watchman

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

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 a qualified individual to serve in the position of Part Time Maintenance Mechanic II in the Seniors Helping Seniors Program with a minimum trade experience of 2 years. Applications are to be submitted to the Accounting Office, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY. No applications will be accepted after 4:00pm on Friday, March 18, 2005. EOE

BY ORDER OF:

THE RIVERHEAD TOWN BOARD

BARBARA GRATTAN, TOWN CLERK

March 1, 2005

TOWN OF RIVERHEAD

Resolution # 195

Adopted

**AUTHORIZES ATTENDANCE AT A NATIONAL ANIMAL CONTROL ASSOCIATION
TRAINING COURSE**

WORKSHOP IN EAST WINDSOR, CONNECTICUT

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, the National Animal Control Association is holding a N.A.C.A. Level II Training session in WINDSOR, CONNECTICUT APRIL 4-8, 2005;

WHEREAS, the Department Head, John Reeve has requested that the Animal Control Officer attend this Workshop; and

NOW, THEREFORE, BE IT, RESOLVED, that the Town Board hereby authorizes the attendance of A.C.O. Louis Coronessi, at this Workshop in EAST WINDSOR, CONNECTICUT, with reimbursement of expenses upon submission of proper receipts; and

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

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

03/01/05

TOWN OF RIVERHEAD

Adopted

Resolution # 196

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A HELP WANTED AD FOR
WATER TREATMENT PLANT OPERATOR TRAINEE

COUNCILWOMAN BLASS

_____ offered the following

resolution, which was seconded by COUNCILMAN BARTUNEK

RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the March 10, 2005 issue of The Traveler Watchman.

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 qualified individuals to serve in the position of Water Treatment Plant Operator Trainee. Applicants must have a valid NYS Driver's License. Applications are to be submitted to the Accounting Department, 200 Howell Avenue, Riverhead, NY, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday. No applications will be accepted after 4:00 p.m. on March 18, 2005. EOE

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

March 1, 2005

TOWN OF RIVERHEAD

Resolution # 197

Adopted

**CLASSIFIES ACTION AND REFERS SPECIAL PERMIT
PETITION OF DAVID AND MARY ANDRUSZKIEWICZ
TO THE PLANNING BOARD**

COUNCILMAN BARTUNEK offered the following resolution which

was seconded by COUNCILWOMAN BLASS

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from David J. and Mary E. Andruszkiewicz pursuant to Section 108-12B.(1) and Article XXVIA. of the Riverhead Town Code to convert one floor of an existing two floor residentially accessory garage to a second residence on a 0.67ac. parcel zoned Residence B-40; such property more particularly described as SCTM 0600-90-2-19, and

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

WHEREAS, the Riverhead Planning Department has reviewed the submission and recommended it be considered a Type II action pursuant to 6NYCRR Part 617.5(c)(9) as construction of a single, two or three family dwelling on an approved lot, and

WHEREAS, pursuant to 617.3(f), 617.5(a) and 617.6(a)(1)(i), agency SEQR responsibilities end with this designation with no significance determination being necessary, and

WHEREAS, the Town Board requires the recommendations of the Riverhead Planning Board respecting planning and zoning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares the special permit petition of David and Mary Andruszkiewicz to be a Type II action for the purposes of SEQR compliance, and

BE IT FURTHER

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densleski yes ___ no
Cardinale yes ___ no

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

March 1, 2005

TOWN OF RIVERHEAD

Resolution # 198

Adopted

**CLASSIFIES ACTION AND REFERS SPECIAL PERMIT
PETITION OF JOHN E. WHERRY
TO THE PLANNING BOARD**

COUNCILWOMAN BLASS

offered the following resolution which

was seconded by COUNCILWOMAN SANDERE

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from John E. Wherry pursuant to Section 108-12B.(1) and Article XXVIA. of the Riverhead Town Code to convert a portion of an existing residence to an accessory apartment on a 0.43ac. parcel zoned Residence B-40; such property more particularly described as SCTM 0600-90-2-38, and

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

WHEREAS, the Riverhead Planning Department has reviewed the submission and recommended it be considered a Type II action pursuant to 6NYCRR Part 617.5(c)(9) as construction of a single, two or three family dwelling on an approved lot, and

WHEREAS, pursuant to 617.3(f), 617.5(a) and 617.6(a)(1)(i), agency SEQR responsibilities end with this designation with no significance determination being necessary, and

WHEREAS, the Town Board requires the recommendations of the Riverhead Planning Board respecting planning and zoning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares the special permit petition of John E. Wherry to be a Type II action for the purposes of SEQR compliance, and

BE IT FURTHER

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

THE VOTE

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

THE RESOLUTION WAS ___ WAS NOT

THEREFORE DULY ADOPTED

March 1st, 2005

Adopted

TOWN OF RIVERHEAD

Resolution # 199

APPROVES SITE PLAN OF KAMAL K. SINGH, MD

Councilwoman Sanders offered the following resolution,

which was seconded by Councilman Densieski :

WHEREAS, a site plan was submitted by Kamal K. Singh, M.D. to allow the conversion of an existing two story home in order to provide for a medical office use, upon real property located at 712 Roanoke Avenue, Riverhead, New York, such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-126-2-38; and

WHEREAS, by determination dated 31st August 2004, the relief was granted by the Riverhead Zoning Board of Appeals to allow buffer yards of three (3) and five (5) feet instead of the required 10 feet; and

WHEREAS, the Planning Department has reviewed a site plan dated October 26th, 2004, as prepared by Searles Stromski Associates and elevations dated October 26th, 2004, as prepared by Searles Stromski Associates, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2004-1210 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 in the matter of the site plan application of Kamal K. Singh, M.D., the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the action to be Unlisted without a significant impact upon the environment

pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the site plan was submitted by Karmal K. Singh, M.D., to allow conversion of an existing two story home in order to provide for a medical office, located at 712 Roanoke Avenue, Riverhead, New York, such site plan prepared by Searles Stromski Associates, dated October 26th, 2004 and elevations dated October 26th, 2004 as prepared by Searles Stromski Associates, are hereby approved by the Town Board 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 draft covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be reviewed by the Town Attorney's Office prior to recording with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan approves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Kamal K. Singh, M.D. hereby authorizes and consents to the Town of Riverhead to enter premises at the 712 Roanoke 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 new utilities shall be constructed underground if feasible;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
15. That no Certificate of Occupancy shall be issued prior to the installation of a "No Left Hand Exit" sign within the County Right of Way;
16. That no Certificate of Occupancy shall issue prior to the reconstruction of the sidewalk to the satisfaction of the Highway Superintendent;
17. That no building permit shall be issued prior to the recording of a cross-easement, to the satisfaction of the Town Attorney, allowing a perpetual right of pass and re-pass along the entire length of the southerly property zone (570 degrees 33 feet, 00 inches w, 152.75 feet); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to, Searles Stromski Associates, 131Route 25A, Rocky Point, New

York 11778, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

Planning Dept.

Planning Dept.

DRAFT

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2004, made by Kamal K. Singh, M.D., 712 Roanoke Avenue, Riverhead, New York 11901, Declarant:

WITNESSETH:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Dr. Kamal K. Singh, M.D. hereby authorizes and consents to the Town of Riverhead to enter premises at the 712 Roanoke 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 new utilities shall be constructed underground if feasible;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock", as published by the American Association of Nurserymen;
14. That all necessary precautions shall be taken to contain all dust, dirt, and sand within property boundaries. Such precautions may include the application of dust down, watering, or proper screening or other appropriate measures;
15. That no building permit shall be issued prior to the recording of a cross-easement, to the satisfaction of the Town Attorney, allowing a perpetual right of pass and re-pass along the entire length of the southerly property zone (570 degrees 33 feet, 00 inches w, 152.75 feet).

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

KAMAL K. SINGH, M.D.

State of New York, County of Suffolk) ss.:

On the ___ day of _____ in the year 2005, before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



TOWN OF RIVERHEAD

Office of the Town Attorney

200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901-2596

(631) 727-3200 Fax (631) 727-6152 e-mail: thomas@riverheadli.com

Dawn C. Thomas, Esq., Town Attorney - Ext. 215

Christopher Kent, Esq., Deputy Town Attorney - Ext. 215

Mary C. Hartill, Esq., Deputy Town Attorney - Ext. 378

Sean M. Walter, Esq., Deputy Town Attorney - Ext. 608

Laura J. Calamita, Paralegal - Ext. 215

Instructions Regarding Covenants for Town of Riverhead Subdivisions and Site plan Applications

The Riverhead Town Attorneys Office reviews all signed covenants before they are approved for recording. All covenants must be recorded in the Office of the Suffolk County Clerk with an original certified copy and three photocopies forwarded to the Office of the Town Attorney before any subdivision maps will be signed or building permits will be issued.

Submit the following to the Office of the Town Attorney for review:

1. Covenants

- A. Three photocopies of the covenants, no originals, completely assembled in proper order. The covenants must include:
 - a. All declarants listed in the title certification.
 - b. Signatures and acknowledgements for all declarants.
 - c. Schedule "A" – Description of the property and the easement area if applicable. The description of the property must match the property as shown in the subdivision of site plan application.
 - d. Schedule "B" – Fully executed consent of mortgagees/lienors, if applicable. All signatures must be acknowledged.
- B. Do not send original covenants to the Office of the Town Attorney. The original must be retained by you for recording in Office of the Suffolk County Clerk. Do not record a covenant until you receive written approval from the Office of the Town Attorney.
- C. Business Entities Authorization to record covenants (LLC, Inc. Corp.), if applicable, does not have to be attached to or recorded with covenants. However, a business entity must

submit along with the proposed covenant an opinion letter of counsel establishing the authorization of the individual(s) executing all documents pursuant to the corporate bylaws, operation agreement. Etc.. The opinion letter shall be in the form prescribed by the Office of the Town Attorney.

2. Title Certification – The original and one copy of the Title certification must be included in your submission. Title certifications must follow the format of the model certification included in this packet and must be up to date (no more than 2 weeks from the date of submission). Title certifications must include the property description matching the covenants. The Town will only accept title certifications underwritten by a title company licensed to do business in New York State. Title certifications must be insured for a minimum of \$1,000.00.
3. Recording – The Following procedure must be followed to record covenants:
 - A. Take the original and one copy of the covenant to the Real Property Tax Service Agency located on the second floor of the Riverhead County Center. The Real Property Tax Service Agency will verify the lot information in the covenant.
 - B. After verification, submit the original and a copy of the covenant to the Recording Office located on the first floor of the Riverhead County Center. Request that the Clerk certify the copy. The Clerk will give you the certified copy immediately.
 - C. After recording, submit one certified copy of the covenants along with three photocopies to the Office of the Riverhead Town Attorney.

DECLARATION OF COVENANTS

THIS DECLARATION made by _____ this _____ day of _____

1. a domestic corporation with offices located at _____

2. residing at _____

3. a sole proprietorship or partnership having a principal place of business at _____

hereinafter referred to as the DECLARANT, as the owner of premises described in

Schedule "A" annexed hereto (hereinafter referred to as the PREMISES) desires to

restrict the use and enjoyment of said PREMISES and has for such purposes

determined to impose on said PREMISES covenants and restrictions and does hereby

declare that said PREMISES shall be held and shall be conveyed subject to the

following covenants and restrictions:

1. DECLARANT has made application to the Town of Riverhead (hereinafter referred to as the TOWN) for a permit to construct, approval of plans or approval of a subdivision or site plan for development on the PREMISES.

2. As a condition of approval by the DECLARANT of the subdivision or site plan, the DECLARANT covenants that there

3. The DECLARANT, its successors and/or assigns shall set forth these covenants, agreements and declarations in any and all leases to occupants, tenants and/or lessees of the above described property and shall, by their terms, subject same to the covenants and restrictions contained herein. Failure of the DECLARANT, its successors and/or assigns to so condition the leases shall not invalidate their automatic subjugation to the covenants and restrictions.
4. All of the covenants and restrictions contained herein shall be construed to be in addition to and not in derogation or limitation upon any provisions of local, state and federal laws, ordinances and/or regulations in effect at the time of execution of this agreement, or at the time such laws, ordinances, and/or regulations may thereafter be revised, amended or promulgated.
5. This document is made subject to the provisions of all laws required by law or by their provisions to be incorporated herein and they are deemed to be incorporated herein and made a part hereof, as though fully set forth.
6. The aforementioned Restrictive Covenants shall be enforceable by the Town of Riverhead, State of New York, by injunctive relief or by any other remedy in equity or at law. The failure of said agencies of the Town of Riverhead to enforce the same shall not be deemed to affect the validity of this covenant nor to impose any liability whatsoever upon the Town of Riverhead or any officer or employee thereof.

7. These covenants and restrictions shall run with the land and shall be binding upon the DECLARANT, its successors and assigns, and upon all persons or entities claiming under them, and may be terminated, revoked or amended only with the written consent of the TOWN.
8. If any section, subsection, paragraph, clause, phrase or provision of these covenants and restrictions shall, by a Court of competent jurisdiction, be adjudged illegal, unlawful, invalid or held to be unconstitutional, the same shall not affect the validity of these covenants as a whole, or any other part or provision hereof other than the part so adjudged to be illegal, unlawful, invalid, or unconstitutional.
9. The DECLARANT represents and warrants that he has not offered or given any gratuity to any official, employee or agent of Town of Riverhead, Suffolk County, New York, State, or of any political party, with the purpose or intent of securing favorable treatment with respect to the performance of an agreement.

By: _____

ACKNOWLEDGMENT

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____ before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

SCHEDULE "A"

DESCRIPTION OF PROPERTY

DECLARANT:

Town of Riverhead Reference Number

SCHEDULE "B"

CONSENT OF MORTGAGEE/LIENOR

DECLARANT:

Town of Riverhead REF. NO.

NAME OR MORTGAGEE:

LIBER NO.:

PAGE NO.:

In the Matter of the application of _____, the undersigned,
as holder of a mortgage or lien on premises described in Schedule "A" annexed hereto,
hereby consents to the annexed covenants and restrictions on said premises.

By:

Town of Riverhead
Office of the Town Attorney
200 Howell Avenue
Riverhead, New York 11901

Re: Applicant:

Dear Sir/Madam:

The undersigned, _____, is counsel for _____.
I am of the opinion, based upon my review of the documents, corporate documents and
banking records that _____ have full
authorization to execute covenants on behalf of _____. I give
this opinion knowing that the Town of Riverhead will rely on same.

By: _____

March 1st, 2005

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 200

**AMENDS APPROVED PHASED SITE PLAN OF
BARBARA WOODHULL AND MICHELLE HULSE**

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK.

WHEREAS, by Resolution #850, dated August 6th, 2002, the Riverhead Town Board did approve the Phase I construction of a 5,000 sq. ft. office building located at the east side of Harrison Avenue, Riverhead, New York, known and designated as Suffolk Tax Map Number 0600-108-4-4; and

WHEREAS, RIVERWALK RHC LLC has requested that a modification of said site plan approval be approved by the Riverhead Town Board to allow in the alternative the construction of two 9,760 sq. ft. buildings together with related site improvements; and

WHEREAS, the Planning Department has reviewed the site plan dated January 5th, 2005, as prepared by Martin Sendlewski, R.A. and elevations dated January 5th, 2005, as prepared by Martin Sendlewski, R.A., and has recommended that the Town Board grant such amendment; and

WHEREAS, this Town Board has reviewed the amendment aforementioned; and

WHEREAS, the site plan 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 2004-1026 of the Office of the Financial Administrator.

NOW, THEREFORE BE IT

RESOLVED, that in the matter of the site plan application of RIVERWALK RHC LLC, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted pursuant to 6NYCRR Part 617.

BE IT FURTHER

RESOLVED, the Town Board of Riverhead does hereby approve the site plan amendment of RIVERWALK RHC LLC as prepared by Martin Sendlewski, R.A. dated 5th January 2005 and elevations prepared by Martin Sendlewski, R.A. and dated 5th January 2005; and

BE IT FURTHER

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.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to RIVERWALK RHC LLC, PO Box 696, Aquebogue, New York 11931, the Riverhead Planning Department, Building Department, Town Engineer, Assessors' Office and the Office of the Town Attorney.

Planning Dept.

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

DRAFT

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2005, made by RIVERWALK RHC LLC, Declarant:

WITNESSETH:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, RIVERWALK RHC LLC hereby authorizes and consents to the Town of Riverhead to enter premises at Harrison 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 new utilities shall be constructed underground if feasible;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock", as published by the American Association of Nurserymen;
14. That all necessary precautions shall be taken to contain all dust, dirt, and sand within property boundaries. Such precautions may include the application of dust down, watering, or proper screening or other appropriate measures;

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

RIVERWALK RHC LLC

State of New York, County of Suffolk) ss.:

On the ___ day of _____ in the year 2005, before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



TOWN OF RIVERHEAD

Office of the Town Attorney

200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901-2596

(631) 727-3200 Fax (631) 727-6152 e-mail: thomas@riverheadli.com

Dawn C. Thomas, Esq., Town Attorney - Ext. 215

Christopher Kent, Esq., Deputy Town Attorney - Ext. 215

Mary C. Hartill, Esq., Deputy Town Attorney - Ext. 378

Sean M. Walter, Esq., Deputy Town Attorney - Ext. 608

Laura J. Calamita, Paralegal - Ext. 215

Instructions Regarding Covenants for Town of Riverhead Subdivisions and Site plan Applications

The Riverhead Town Attorneys Office reviews all signed covenants before they are approved for recording. All covenants must be recorded in the Office of the Suffolk County Clerk with an original certified copy and three photocopies forwarded to the Office of the Town Attorney before any subdivision maps will be signed or building permits will be issued.

Submit the following to the Office of the Town Attorney for review:

1. Covenants

- A. Three photocopies of the covenants, no originals, completely assembled in proper order. The covenants must include:
 - a. All declarants listed in the title certification.
 - b. Signatures and acknowledgements for all declarants.
 - c. Schedule "A" - Description of the property and the easement area if applicable. The description of the property must match the property as shown in the subdivision of site plan application.
 - d. Schedule "B" - Fully executed consent of mortgagees/lienors, if applicable. All signatures must be acknowledged.
- B. Do not send original covenants to the Office of the Town Attorney. The original must be retained by you for recording in Office of the Suffolk County Clerk. Do not record a covenant until you receive written approval from the Office of the Town Attorney.
- C. Business Entities Authorization to record covenants (LLC, Inc. Corp.), if applicable, does not have to be attached to or recorded with covenants. However, a business entity must

submit along with the proposed covenant an opinion letter of counsel establishing the authorization of the individual(s) executing all documents pursuant to the corporate bylaws, operation agreement. Etc.. The opinion letter shall be in the form prescribed by the Office of the Town Attorney.

2. Title Certification – The original and one copy of the Title certification must be included in your submission. Title certifications must follow the format of the model certification included in this packet and must be up to date (no more than 2 weeks from the date of submission). Title certifications must include the property description matching the covenants. The Town will only accept title certifications underwritten by a title company licensed to do business in New York State. Title certifications must be insured for a minimum of \$1,000.00.
3. Recording – The Following procedure must be followed to record covenants:
 - A. Take the original and one copy of the covenant to the Real Property Tax Service Agency located on the second floor of the Riverhead County Center. The Real Property Tax Service Agency will verify the lot information in the covenant.
 - B. After verification, submit the original and a copy of the covenant to the Recording Office located on the first floor of the Riverhead County Center. Request that the Clerk certify the copy. The Clerk will give you the certified copy immediately.
 - C. After recording, submit one certified copy of the covenants along with three photocopies to the Office of the Riverhead Town Attorney.

DECLARATION OF COVENANTS

THIS DECLARATION made by _____ this _____ day of _____

1. a domestic corporation with offices located at _____
2. residing at _____
3. a sole proprietorship or partnership having a principal place of business at _____
hereinafter referred to as the DECLARANT, as the owner of premises described in
Schedule "A" annexed hereto (hereinafter referred to as the PREMISES) desires to
restrict the use and enjoyment of said PREMISES and has for such purposes
determined to impose on said PREMISES covenants and restrictions and does hereby
declare that said PREMISES shall be held and shall be conveyed subject to the
following covenants ad restrictions:

1. DECLARANT has made application to the Town of Riverhead
(hereinafter referred to as the TOWN) for a permit to construct,
approval of plans or approval of a subdivision or site plan for
development on the PREMISES.
2. As a condition of approval by the DECLARANT of the subdivision or
site plan, the DECLARANT covenants that there

3. The DECLARANT, its successors and/or assigns shall set forth these covenants, agreements and declarations in any and all leases to occupants, tenants and/or lessees of the above described property and shall, by their terms, subject same to the covenants and restrictions contained herein. Failure of the DECLARANT, its successors and/or assigns to so condition the leases shall not invalidate their automatic subjugation to the covenants and restrictions.
4. All of the covenants and restrictions contained herein shall be construed to be in addition to and not in derogation or limitation upon any provisions of local, state and federal laws, ordinances and/or regulations in effect at the time of execution of this agreement, or at the time such laws, ordinances, and/or regulations may thereafter be revised, amended or promulgated.
5. This document is made subject to the provisions of all laws required by law or by their provisions to be incorporated herein and they are deemed to be incorporated herein and made a part hereof, as though fully set forth.
6. The aforementioned Restrictive Covenants shall be enforceable by the Town of Riverhead, State of New York, by injunctive relief or by any other remedy in equity or at law. The failure of said agencies of the Town of Riverhead to enforce the same shall not be deemed to affect the validity of this covenant nor to impose any liability whatsoever upon the Town of Riverhead or any officer or employee thereof.

7. These covenants and restrictions shall run with the land and shall be binding upon the DECLARANT, its successors and assigns, and upon all persons or entities claiming under them, and may be terminated, revoked or amended only with the written consent of the TOWN.
8. If any section, subsection, paragraph, clause, phrase or provision of these covenants and restrictions shall, by a Court of competent jurisdiction, be adjudged illegal, unlawful, invalid or held to be unconstitutional, the same shall not affect the validity of these covenants as a whole, or any other part or provision hereof other than the part so adjudged to be illegal, unlawful, invalid, or unconstitutional.
9. The DECLARANT represents and warrants that he has not offered or given any gratuity to any official, employee or agent of Town of Riverhead, Suffolk County, New York, State, or of any political party, with the purpose or intent of securing favorable treatment with respect to the performance of an agreement.

By: _____

ACKNOWLEDGMENT

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____ before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

SCHEDULE "A"

DESCRIPTION OF PROPERTY

DECLARANT:

Town of Riverhead Reference Number

SCHEDULE "B"

CONSENT OF MORTGAGEE/LIENOR

DECLARANT:

Town of Riverhead REF. NO.

NAME OR MORTGAGEE:

LIBER NO.:

PAGE NO.:

In the Matter of the application of _____, the undersigned, as holder of a mortgage or lien on premises described in Schedule "A" annexed hereto, hereby consents to the annexed covenants and restrictions on said premises.

By:

ACKNOWLEDGMENT

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____ before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

Town of Riverhead
Office of the Town Attorney
200 Howell Avenue
Riverhead, New York 11901

Re: Applicant:

Dear Sir/Madam:

The undersigned, _____, is counsel for _____.
I am of the opinion, based upon my review of the documents, corporate documents and
banking records that _____ have full
authorization to execute covenants on behalf of _____. I give
this opinion knowing that the Town of Riverhead will rely on same.

By: _____

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

CALVERTON COMMUNITY CENTER CAPITAL PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 201

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

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

	<u>FROM</u>	<u>TO</u>
406.071400.541203.70004 Landscaping Expense.	\$1,600	
406.071400.522150.70004 Construction – Building Improvement		\$1,600

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No ABSTAIN

Cardinale Yes No

3/1/05

Adopted

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS HOUNDS GATE DEVELOPMENT

Resolution # 202

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

RESOLVED, that the town Clerk be and is hereby authorized to publish and post the attached Notice of Bidders in the March 10, 2005, edition of the Traveller Watchman Newspaper, with regard to receiving bids for the installation of water mains and appurtenances for Hounds Gate Development, and be it further

RESOLVED, that the town Clerk shall forward certified copies of this resolution to Gary Pendzick, H2M, Frank Isler, Esq., and the developer for Hounds Gate Development.

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

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

NOTICE TO BIDDERS

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

Installation of Water Mains and Appurtenances
Hounds Gate Development (Wading River Woods) – RDWD 04-52
Riverhead Town No.: 03-0075

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, March 21, 2005**, 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 March 10, 2005* 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: March 10, 2005

Town No.: 03-0075

NB

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 203

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

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

	<u>FROM</u>	<u>TO</u>
001.000000.390599 APPROPRIATED FUND BALANCE	\$2,300	
001.016200.524000 SHARED SERVICES, EQUIPMENT		\$2,300

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

TOWN OF RIVERHEAD

Resolution # 204

AUTHORIZES SUPERVISOR TO EXECUTE ASSEMBLY HOME RULE REQUEST (Assembly Bill #189/A.124)

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

WHEREAS, The Assembly of the State of New York has introduced Bill No. 189/A.124 entitled, "An Act to amend the highway law, in relation to the limitations on amounts to be raised by taxes for the purchase of certain highway equipment.

WHEREAS, such legislation will allow the Town Board of the Town of Riverhead to increase the limitation amounts to be raised by taxes for the purchase of certain highway equipment in the Towns of Riverhead, Southold and Southampton County of Suffolk, from two hundred thousand dollars to three hundred thousand dollars.

WHEREAS, it is necessary that a Home Rule Request be signed with regard to this legislation.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and is hereby authorizes to execute an Assembly Home Rule Request with regard to Bill No. 189/A.124, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the highway superintendent, Senator Ken LaValle, Assemblywoman Patricia Acampora, and the Clerk of the New York State Assembly.

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

March 1, 2005

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 205

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER FOR CALVERTON COMMUNITY CENTER – GENERAL CONSTRUCTION

COUNCILMAN BARTUNEK offered the following resolution which was

seconded by COUNCILWOMAN BLASS.

WHEREAS, on November 5, 2003, the Riverhead Town Board adopted Resolution No. 1183 entitled, "Awards Bid for Recreation Building Improvements (formerly Grumman Guard House)": and

WHEREAS, the bid for general construction was awarded to TBL Construction in the amount of One Hundred Sixty Six Thousand Two Hundred Ninety Seven & 00/100 (\$166,297.00); and

WHEREAS, the Engineering Department has recommended that additional work is required for structural steel main members and sub-members to frame roof openings in the amount of \$4,440.00, carpet installation instead of tile, cement work repairs, repairs due to plumbing work and repairs as a result of asbestos abatement in the amount of \$4,650.00 and a credit of <\$1,400> for tile for a total net change order of Seven Thousand Six Hundred Ninety Dollars & 00/100 (\$7,690.00).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute a change order in the amount of \$7,690.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to TBL Construction, 145-80 228th Street, Springfield Gardens, NY 11413, David Carrick, Deputy Town Engineer, and the Office of Accounting.

THE VOTE

Bartunek yes no Sanders yes no

Blass yes no Densieski yes no ABSTAIN

Cardinale yes no

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

REGINALD & CONNIE FARR
FARMLAND DEVELOPMENT RIGHTS PROGRAM

BUDGET ADOPTION

RESOLUTION # 206

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 adoption:

		<u>FROM</u>	<u>TO</u>
406.019400.494200.42043	Serial Bond Proceeds	\$800,000	
406.019400.521000.42043	Land Develop Rights Acquisition		\$790,000
406.019400.543000.42043	Professional Services		\$ 10,000

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

3/1/05

Adopted

ORDER ESTABLISHING
EXTENSION No. 75
RIVERHEAD WATER DISTRICT
CALVERTON WATER EXTENSION

RESOLUTION # 207
Adopted _____

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

WHEREAS, a petition has been filed by M-GBC, LLC to allow public water to be provided to Calverton Enterprise Park, which parcel of land is located just outside the boundaries of the existing water district, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Water District which report recommends an extension of 150 feet of six inch, 3,250 feet of eight inch and 8,000 twelve inch ductile iron water main, with valves, castings and hydrants, as more particularly set forth in table 3-1 of the revised summary of costs prepared by H2M, and

WHEREAS, all costs associated with this extension shall be borne by M-GBC, LLC with an estimated cost of \$731,000 and no public monies shall be expended for this extension, and

WHEREAS, key money will be assessed by new connections, which will be owed at Certificate of Occupancy for any new construction within the District as extended, and

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

WHEREAS, the Town Board called a public hearing for February 15, 2005, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be known as Extension No. 75 as shown on Exhibit A attached is in the best interest of the District and will benefit the property to be served, and

BE IT FURTHER RESOLVED, that the Town Board determines that the

installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost of the installation of the extension is \$731,000, all being constructed subject to the following conditions:

- 1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of sewer mains and appurtenances within the proposed extension;
- 2. The developer will deposit cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of \$731,000, before this resolution shall become a final order. After the deposit of all costs in the aforesaid amount, the Clerk shall certify this resolution as a final order and cause the same to be recorded and filed as set forth below; and
- 3. Key money will be assessed by new connections, which will be owed at Certificate of Occupancy for any new construction within the District as extended;
- 4. That the petitioner execute an acknowledgement evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgement to be filed with the Town Clerk and

BE IT FURTHER RESOLVED, that when the conditions call for herein have been completed, the town Clerk shall cause of a copy of this order to be recorded in the Office of the clerk of Suffolk county and filed with the New York State Comptroller, 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., M-GBC, LLC, and H2M.

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

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



EXHIBIT "A"

RIVERHEAD WATER DISTRICT

**ENGINEERING REPORT
FOR
PROPOSED EXTENSION NO. 75
CALVERTON ENTERPRISE PARK**

DESCRIPTION OF EXTENSION

DECEMBER 2002

All those certain lots, parcels of land, said properties being known as Section 135, Block 1, Lots 7.10, 7.13, 7.14, 7.16, 7.18, 7.20, 7.22, 7.23, 7.25, 7.26, 7.27 and 7.8, situated and lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point formed by the northerly right-of-way of Grumman Boulevard and the easterly right-of-way of Wading River-Manorville Road.

Traveling easterly along the northerly right-of-way of Grumman Boulevard a distance of 10,026.36 feet to a POINT OF BEGINNING.

From said POINT OF BEGINNING, running thence along the lands of the Town of Riverhead the following 10 courses and distances:

1. North 04° 07' 36" West, a distance of 721.6 feet;
2. THENCE along an arc of a curve bearing to the left and having a radius of 3,634.79 feet; a distance of 400.24 feet and the said arc having a chord of a line being South 86° 08' 13" West, a distance of 400.04 feet;
3. THENCE South 82° 58' 57" West, a distance of 1,633.67 feet;
4. THENCE North 30° 00' 00" West, a distance of 318.17 feet;
5. THENCE North 90° 00' 00" West, a distance of 330.33 feet;
6. THENCE North 04° 05' 28" West, a distance of 2,564.03 feet;

H2M GROUP

7. THENCE North 40° 20' 10" East, a distance of 3,321.67 feet;
8. THENCE South 49° 39' 50" East, a distance of 8,453.30 feet;
9. THENCE South 69° 37' 16" West, a distance of 318.93 feet;
10. THENCE North 89° 01' 31" West, a distance of 1,480.82 feet to the lands of the United States of America.

THENCE running along the lands of the United States of America the following three (3) courses and distances:

1. North 53° 05' 17" West, a distance of 3,080.34 feet;
2. THENCE North 90° 00' 00" West, a distance of 1,306.50 feet;
3. THENCE South 04° 00' 00" East, a distance of 2,153.67 feet to the northerly side of Grumman Boulevard.

THENCE westerly along the northerly side of Grumman Boulevard the following two (2) courses and distance:

1. South 86° 13' 29" West, a distance of 206.66 feet;
2. THENCE westerly along the arc of a curve concave bearing to the left having a radius of 2,914.79 feet, a distance of 244.17 feet and the said arc having a chord of a line being South 87° 21' 39" West, a distance of 2,44.10 feet to the said POINT OF BEGINNING.

All these certain lots, parcels of land, said properties described above being known as "Proposed Extension No. 76 – Calverton Enterprise Park" shall EXCLUDE a certain lot, known as Section 135, Block 1, Lot 7.3 or "OUT PARCEL" and described as follows:

H2M GROUP

BEGINNING at a point which is the following five (5) courses and distances from the intersection of the northerly right-of-way of Grumman Boulevard and the easterly right-of-way of wading River-Manorville Road:

1. Easterly along the northerly right-of-way of Grumman Boulevard 10,026.36 feet;
2. Easterly still along the northerly right-of-way of Grumman Boulevard along the arc of a curve bearing to the right, having a radius of 2,914.79 feet, a distance of 244.17 feet;
3. Still along the northerly right-of-way of Grumman Boulevard North 86° 13' 29" East, a distance of 206.66 feet to the lands of the United States of America;
4. North 04° 00' 00" West, a distance of 2,153.67 feet along the lands of the United States of America to a rebar & cap;
5. North 79° 33' 33" West, a distance of 1,277.77 feet, to the POINT OF BEGINNING for "OUT PARCEL".

From said POINT OF BEGINNING running the following eight (8) courses and distances:

1. North 78° 43' 00" West, a distance of 831.93 feet;
2. North 07° 05' 00" East, a distance of 314.99 feet;
3. South 78° 43' 00" East, a distance of 210.00 feet;
4. North 11° 17' 00" East, a distance of 155.00 feet;
5. South 78° 43' 00" East, a distance of 385.00 feet;
6. North 11° 17' 00" East, a distance of 215.00 feet;
7. South 78° 43' 00" East, a distance of 260.00 feet;
8. South 11° 17' 00" West, a distance of 684.15 feet;

to the said POINT OF BEGINNING for "OUT PARCEL".

END OF DESCRIPTION

EXHIBIT "A" - 3 of 3

3/1/05

Adopted

ORDER ESTABLISHING
EXTENSION No. 1
CALVERTON SEWER DISTRICT

RESOLUTION # 208
Adopted _____

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

WHEREAS, the Town of Riverhead owns and operates the existing sewage collection and conveyance system and sewage treatment plant servicing the former Naval Weapons Industrial Reserve Plant in Calverton, New York, and

WHEREAS, a petition was filed by M-GBC, LLC to extend the boundary of the Calverton Sewer District to include the entire area of the Calverton Industrial Park Development at the sole and expense of the petitioner, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Sewer District which report recommends the construction of Pump Stations and gravity sewer and force main as more particularly set forth in the map and plan of H2M dated November 18, 2004, which is on file with the Town Clerk, and

WHEREAS, all costs associated with this extension shall be borne by M-GBC, LLC with an estimated cost of \$1,470,000 and no public monies shall be expended for this extension, and

WHEREAS, by previous resolution the District has established the Nitrogen Reduction Fund to be paid by new connection and flow increases at the rate of \$14.20 per gallon per day, which will be owed at Certificate of Occupancy for any new construction within the District as extended, and

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

WHEREAS, the Town Board called a public hearing for February 15, 2005, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, upon the proceeding and record of the

hearing had herein, determines that the extension to the Calverton Sewer District to be known as Extension No. 1 as shown on Exhibit A attached is in the best interest of the District and will benefit the property to be served, and

BE IT FURTHER RESOLVED, that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost of the installation of the extension is \$1,470,000, all being constructed subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of sewer mains and appurtenances within the proposed extension;

2. The developer will deposit cash, bank or certified check with the Town of Riverhead prior covering the cost of construction in the amount of \$1,470,000, before this resolution shall become a final order. After the deposit of all costs in the aforesaid amount, the Clerk shall certify this resolution as a final order and cause the same to be recorded and filed as set forth below.

3. That the petitioner execute an acknowledgement evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgement to be filed with the Town Clerk and

BE IT FURTHER RESOLVED, that when the conditions called for herein have been completed, the town Clerk shall cause of a copy of this order to be recorded in the Office of the clerk of Suffolk county and filed with the New York State Comptroller, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Michael Reichel, Frank Isler, Esq., M-GBC, LLC, and H2M.

RESOLUTION PREPARED BY FRANK A. ISLER, ESQ., FOR
THE CALVERTON SEWER 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

CALVERTON SEWER DISTRICT

SCHEDULE A

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

BEGINNING at a point on the northerly side of Grumman Boulevard distance 10,026.36 feet easterly from the intersection formed by the easterly line of Wading River-Manorville Road (CR25) and the northerly line of Grumman Boulevard;

Running thence along the lands of town of Riverhead the following ten (10) courses and distances:

1. North 04 degrees 07'36" west, a distance of 721.60 feet;
2. Thence along the arc of a curve bearing to the left and having a radius of 3634.79 feet, a distance of 400.24 feet;
3. Thence South 82 degrees 58'57" west a distance of 1,633.67 feet;
4. Thence North 30 degrees 00'00" west a distance of 318.17 feet;
5. Thence North 90 degrees 00'00" west a distance of 330.33 feet;
6. Thence North 04 degrees 05'28" west a distance of 2,564.03 feet;
7. Thence north 40 degrees 20'10" east a distance of 3,321.67 feet;
8. Thence south 49 degrees 39'50" east a distance of 8,453.30 feet;
9. Thence South 69 degrees 37'16" west a distance of 318.93 feet;
10. Thence North 89 degrees 01'31" west a distance of 1,480.82 feet to the lands of the United State of America;

Thence running along the lands of the United States of America the following three (3) courses and distances:

1. North 53 degrees 05'17" west a distance of 3,080.34 feet;

2. Thence North 90 degrees 00'00" west a distance of 1,306.50 feet;
3. Thence south 04 degrees 00'00" east a distance of 2,153.67 feet to the northerly side of Grumman Boulevard;

Thence westerly along the northerly side of Grumman Boulevard the following two (2) courses and distances:

1. South 86 degrees 13'29" west a distance of 206.66 feet;
2. Westerly along the arc of a curve concave bearing to the left having a radius of 2,914.79 feet a distance of 243.87 feet to the point or place of beginning.

Excepting therefrom the following described property:

Beginning at a point which is the following five (5) courses and distances from the intersection of the northerly side of Grumman Boulevard and the easterly side of Wading River Manorville Road (CR25):

1. Easterly along the northerly side of Grumman Boulevard, 10,026.36 feet;
2. Easterly still along the northerly side of Grumman Boulevard along the arc of a curve bearing to the right having a radius of 2,914.79 feet a distance of 243.87 feet;
3. Still along the northerly side of Grumman Boulevard North 86 degrees 13'29" east a distance of 206.66 feet to the lands of the United States of America;
4. North 04 degrees 00'00" west a distance of 2,153.67 feet along the lands of the United States of America to a rebar and cap.
5. North 79 degrees 33'33" west a distance of 1,277.77 feet to the Point or place of beginning.

Running thence north 78 degrees 43'00" west a distance of 831.93 feet; thence north 07 degrees 05'00" east a distance of 314.99 feet; thence South 78 degrees 43'00" east a distance of 210 feet; thence north 11 degrees 17'00" east a distance of 155 feet; thence South 78 degrees 43'00" east a distance of 385 feet; thence North 11 degrees 17'00" east a distance of 215 feet; thence south 78 degrees 43'00" east a distance of 260 feet; thence south 11 degrees 17'00" west a distance of 684.15 feet to the point of beginning.

Excluding therefrom all of the property within the existing Calverton Sewer District as described below:

Commencing at the point of beginning, which is on the northerly side of Grumman Boulevard, being distant 8,484.96 feet westerly along the northerly side of said road from a highway monument at the intersection formed by the northerly side of Grumman Boulevard and the easterly side of Wading River - Manorville Road; from said point of beginning, running thence North 04 degrees 20 minutes 00 seconds West a distance of 1,310.73 feet; thence South 85 degrees 40 minutes 00 seconds West, a distance of 375.00 feet; thence North 04 degrees 20 minutes 00 seconds West a distance of 2,336.06 feet; thence North 41 degrees 21 minutes 00 seconds East a distance of 2,109.42 feet; thence South 48 degrees 39 minutes 00 seconds East a distance of 2,235.06 feet; thence South 41 degrees 21 minute 00 seconds West a distance of 1,116.40 feet; thence South 04 minutes 00 seconds 00 minutes East a distance of 2,728.16 feet; thence South 86 degrees 13 minutes 29 seconds West a distance of 206.66 feet to the beginning of a curve concave to the south having a radius of 2,914.79 feet, a central angle of 11 degrees 56 minutes 55 seconds, an arc length of 607.86 feet and subtended by a chord which bears South 88 degrees 57 minutes 25 seconds West 606.75 feet; thence South 82 degrees 58 minutes 57 seconds west a distance of 1,069.85 feet to the point or place of beginning, containing 236.28 acres.

March 1, 2005

Adopted

TOWN OF RIVERHEAD

Resolution # 209

AUTHORIZES SUPERVISOR TO EXECUTE LETTER AGREEMENT

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

WHEREAS, the Town Board desires to pursue certain amendments to the Town of Riverhead Zoning Ordinance and Zoning Use District Map with respect to the Planned Recreational Park Zoning Use District, and

WHEREAS, the Planning Department has recommended that such contemplated amendments are a Type I action pursuant to 6 NYCRR Part 617 and that a Supplemental Generic Environmental Impact Statement ("SGEIS") supporting such amendments be prepared, and

WHEREAS, the Riverhead Town Board is in receipt of a proposal from Divirka & Bartilucci, P.C. to prepared such SGEIS, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby authorizes the Town Supervisor to execute the attached letter agreement.

Rh/planning/prp

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

Dvirka and Bartilucci
CONSULTING ENGINEERS

Richard Hanley
Director of Planning
Town of Riverhead
January 7, 2005

FEE

The estimated fee to provide the above is as follows:

- Market Study: \$15,000
 - Supplemental GEIS: \$20,000*
- Total: \$35,000

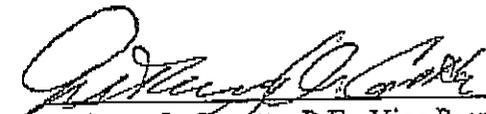
*This fee assumes that generic impacts to be analyzed include those enumerated above. If additional tasks evolve as a result of the Town's scoping process, the fee may be augmented with an hourly rate as shown on the attached rate sheet to reflect the additional tasks or greater than anticipated level of detail, particularly with respect to traffic impacts and the associated number of intersections and required analysis. If this additional level of work were deemed necessary, the GEIS effort would be greater than the \$20,000 effort identified above and could approach \$30,000 to \$35,000. Notwithstanding the foregoing, no fee shall be charged above \$35,000 without prior Town Board approval.

If you are in agreement with this proposal, please execute this original and one conformed copy and return an executed copy to me for our files.

AGREED:

AGREED:

Richard Hanley, Director of Planning
Town of Riverhead



Anthony O. Conetta, P.E., Vice President
Dvirka and Bartilucci Consulting Engineers

DATE:

DATE:

1/7/05

AOC/jmy,ld

cc: V. Ferrandino

•PC3796AOC01075TOH PROP.DOC(R04)

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

APPROVES SETTLEMENT AGREEMENT

RESOLUTION # 210

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

WHEREAS, A Settlement Agreement was developed due to a complaint by the CSEA to the NYS Public Employment Relations Board; and

WHEREAS, both parties have met and agreed to a settlement;

NOW THEREFORE BE IT RESOLVED, that the Town Board approved the Settlement Agreement (Case #U-25466); and

BE IT FURTHER RESOLVED, that a certified copy be forwarded to the Town Attorney and the Financial Administrator.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

434 PULASKI ST. CHAPTER 96

BUDGET ADOPTION

RESOLUTION # 211

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 adoption:

		<u>FROM</u>	<u>TO</u>
406.010010.411000.41051	Property Taxes	\$5,740	
406.086660.540000.41051	Contr Expense Cleaning		\$ 5,000
406.086660.549001.41051	Administrative Fees		\$ 740

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

March 1, 2005

Adopted

TOWN OF RIVERHEAD

Resolution # 212

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR REMOVAL OF
HAZARDOUS HOUSEHOLD PRODUCTS (S.T.O.P. PROGRAM)

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for
HAZARDOUS HOUSEHOLD PRODUCTS and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the
following public notice in the March 10, 2005 issue of the Traveler Watchman newspaper
and;

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

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **REMOVAL OF HOUSEHOLD HAZARDOUS WASTE (HAZMAT)** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:15 a.m. on MARCH 24TH, 2005.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BIDS FOR REMOVAL OF HOUSEHOLD HAZARDOUS WASTE (HAZMAT).**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

3/1/05

Adopted

**AUTHORIZES SUPEVISOR TO EXECUTE
DECLARATION OF COVENANTS, DRAINAGE
EASEMENT, AND WATER MAIN EASEMENT
MOUNTAIN BROOK HOMES**

Adopted 3/1/2005

Resolution # 213

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

WHEREAS, the Riverhead Planning Board granted preliminary subdivision approval to Mountain Brook Homes at Roanoke Landing, LLC, and

WHEREAS, this approval is conditioned upon the execution, delivery and recording of Declaration of Covenants, Drainage Easement, and Water Main Easement,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to accept the Declaration of Covenants, Drainage Easement and Water Main Easement as attached hereto and execute same on behalf of the Town of Riverhead, and be it further

RESOLVED, that the town Clerk shall forward certified copies of this resolution to Marcia L. Finkelstein, Esq., P. O. Box 9034, Melville, NY 11747, Gary Pendzick, and the Planning Board.

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 OF COVENANTS

This declaration made and dated the ____ day of _____, 2005, by MOUNTAIN BROOK HOMES AT ROANOKE LANDING, LLC, a New York limited liability company, with an office at 11 Wendover Drive, Huntington, NY 11743, hereinafter referred to as the "declarant":

WITNESSETH:

WHEREAS, declarant is the owner in fee simple of the real property located in Riverhead, New York and more further described in Schedule A annexed hereto and made a part hereof with tax lot designations of District 0600, Section 017.00, Block 01.00, Lot 008.00 (hereinafter the "Premises"); and

WHEREAS, an application for approval of the subdivision map known as the "Map of Roanoke Landing" (the "Map") has been filed with the Planning Board of the Town of Riverhead; and

WHEREAS, pursuant to the Town of Riverhead's Planning Board's resolution dated September 15, 2004, the Planning Board has approved the Map, subject to the declarant recording certain covenants; and

WHEREAS, the declarant deems it advisable for the best interest of the Town of Riverhead to impose certain covenants upon the Premises.

NOW, THEREFORE, in consideration of the premises, the declarant declares that the Premises is held subject to the following covenants:

1. Prior to the issuance of a building permit and/or land clearing permit for lot numbers 1 through 20, a residential site plan for said lot shall be submitted to the Planning Board for approval. At the minimum, the residential site plan shall depict the existing topographical conditions of the entire lot extending twenty-five (25) feet beyond the property boundaries at two (2) foot contour intervals including any significant site features and the proposed site improvements as well as a grading and drainage design that addresses storm water runoff and on-site containment.
2. That at the onset of the project and prior to receiving a certificate of occupancy on either or any lot numbered 2 through 16 a temporary construction barrier shall be erected, placed and maintained at the terminus of Louise Court (Station ±1+20), which obstructs vehicles from entering and exiting Louise Court Extension.
3. That no building permits shall be issued for lot numbers 2 through 16 until the required clearing, rough grading, drainage improvements, excluding the recharge basin and pond area for Roanoke Court and Louise Court Extension and the temporary construction road are completed to the satisfaction of the Town's consulting engineer.
4. That all construction vehicles and equipment including the delivery of materials shall be limited to accessing Louise Court Extension (lot numbers 2 through 16) from Roanoke Court via a twenty (20) foot wide temporary construction road. The temporary construction road shall be improved along lot numbers 16 and 17 on the Map and within the limits of the proposed drainage easement. The temporary construction road shall be graded and stabilized with ¾ inch crushed stone blend or an approved equal material, six (6) inches thick, on a stabilized soil subgrade. The temporary construction road shall be constructed upon completion of the drainage improvements and be maintained up to the issuance of a certificate of occupancy on either lots 16 and 17, at which time the temporary road must be removed and the area restored.
5. That no certificate of occupancy shall be issued for any of the subdivision lots, excluding lot number 1, until the base course asphalt pavement for Roanoke Court and Louise Court extension has been constructed to the satisfaction of the Town's consulting engineer.
6. That no building permits shall be issued for lots 16 and 17 until a base course asphalt pavement has been satisfactorily installed.
7. As required by DEC Permit Number 1-4730-01272/00001: Regulated tidal wetlands associated with Long Island South are located at Sound

Avenue, Riverhead, Suffolk County Tax Map Number: District 0600, Section 017.00, Block 01.00, Lot 008.00, otherwise known as the properties of Mountain Brook Homes and their heirs, assigns, or successors. This property is subject to the provisions of New York State Environmental Conservation Law (ECL) Article 25 or its successor, and the conduct of regulated activities may occur only pursuant to ECL Article 25 if prior approval is given by the New York State Department of Environmental Conservation (NYSDEC) or its successor. Regulated activities include, but are not limited to the erection of any structure(s); excavation; dredging, grading and filling; clearing of vegetation; and application of chemicals.

The aforementioned restrictive covenants shall be enforceable by the Town of Riverhead by injunctive relief or by any other remedy in equity or at law.

Said covenants, restrictions and easement are real covenants, shall run with the land, shall be binding on the heirs, successors and assigns of the declarant and may not be amended.

MOUNTAIN BROOK HOMES
AT ROANOKE LANDING, LLC, declarant

By: MOUNTAIN BROOK HOMES, INC., Manager

By: _____
Anthony J. Murolo, President

ACCEPTED BY:

TOWN OF RIVERHEAD

By: _____
Phil Cardinale, Supervisor

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

On the _____ day of _____, 2005, before me the undersigned personally appeared ANTHONY J. MUROLO, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

Notary Public

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

On the _____ day of _____, 2005 before me, the undersigned, personally appeared PHIL CARDINALE, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

SCHEDULE A

ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, SITUATE, LYING AND BEING IN THE TOWN OF RIVERHEAD, COUNTY OF SUFFOLK AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY SIDE OF SOUND AVENUE DISTANT 160.92 FEET WESTERLY WHEN MEASURED ALONG THE NORTHERLY SIDE OF SOUND AVENUE FROM THE EXTREME WESTERLY END OF THE ARC OF A CURVE WHICH CONNECTS THE NORTHERLY SIDE OF SOUND AVENUE WITH THE WESTERLY SIDE OF DOLPHIN WAY, SAID POINT OF BEGINNING ALSO BEING WHERE THE DIVISION LINE BETWEEN PREMISES HEREIN DESCRIBED AND MAP OF DOLPHIN WAY ESTATES, SECTION NO. 2, MAP NO. 5417, INTERSECTS THE NORTHERLY SIDE OF SOUND AVENUE;

RUNNING THENCE SOUTH $71^{\circ} 06' 00''$ WEST ALONG THE NORTHERLY SIDE OF SOUND AVENUE 455.20 FEET TO A MONUMENT AND LAND NOW OR FORMERLY OF PHILIP A. SCHMITT;

THENCE ALONG SAID LAST MENTIONED LAND AND ALONG MAP OF ROLLING WOODS AT ROANOKE, SECTION ONE, MAP NO. 5170, THE FOLLOWING SEVEN COURSES AND DISTANCES:

(1) NORTH $31^{\circ} 51' 50''$ WEST 1362.15 FEET;

(2) NORTH $30^{\circ} 21' 20''$ WEST 414.50 FEET;

(3) NORTH $31^{\circ} 15' 10''$ WEST 171.86 FEET;

(4) NORTH $33^{\circ} 12' 10''$ WEST 257.36 FEET;

(5) NORTH $31^{\circ} 29' 30''$ WEST 335.50 FEET;

(6) NORTH $33^{\circ} 46' 30''$ WEST 119.26 FEET;

(7) NORTH $31^{\circ} 57' 20''$ WEST AND PASSING THROUGH A MONUMENT 1548.11 FEET TO THE AVERAGE HIGH WATER MARK OF LONG ISLAND SOUND;

THENCE ALONG THE AVERAGE HIGH WATER MARK OF LONG ISLAND SOUND THE FOLLOWING THREE TIE LINE COURSES AND DISTANCES:

(1) NORTH $72^{\circ} 46' 31''$ EAST 140.81 FEET;

(2) NORTH $66^{\circ} 06' 07''$ EAST 97.13 FEET;

(3) NORTH $73^{\circ} 29' 53''$ EAST 234.39 FEET TO LAND NOW OR FORMERLY OF JOHN DIVELLO;

THENCE ALONG SAID LAST MENTIONED LAND AND LAND NOW OR FORMERLY OF ALI AGARABI THE FOLLOWING FOUR COURSES AND DISTANCES:

(1) SOUTH $31^{\circ} 37' 40''$ EAST 367.43 FEET TO A MONUMENT;

(2) SOUTH $58^{\circ} 22' 20''$ WEST 75.00 FEET;

(3) SOUTH $31^{\circ} 37' 40''$ EAST 400.42 FEET; AND

(4) NORTH $58^{\circ} 22' 20''$ EAST 75.00 FEET TO A MONUMENT AND MAP OF DOLPHIN WAY ESTATES, MAP NO. 4573;

THENCE SOUTH $31^{\circ} 37' 40''$ EAST ALONG SAID LAST MENTIONED MAP AND MAP OF DOLPHIN WAY ESTATES, SECTION NO. 2, MAP NO. 5417, PASSING THROUGH TWO MONUMENTS 3431.61 FEET TO THE MONUMENT ON THE NORTHERLY SIDE OF SOUND AVENUE AT THE POINT OR PLACE OF BEGINNING.

CONSENT OF MORTGAGE/LIENOR

DECLARANT:

MOUNTAIN BROOK HOMES AT ROANOKE LANDING, LLC

NAME OF SUBDIVISION:

MAP OF ROANOKE LANDING

In the matter of the subdivision application of Mountain Brook Homes at Roanoke Landing, LLC, the undersigned, as holder of a mortgage or lien on premises described in Schedule "A" annexed hereto, hereby consents to the annexed covenants on said premises.

STATE BANK OF LONG ISLAND

By: _____
T. Scott Swain, Vice President

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

On the _____ day of _____, 2005, before me the undersigned, a Notary Public in and for said state, personally appeared T. SCOTT SWAIN, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

DRAINAGE EASEMENT

THIS EASEMENT made the ____ day of _____, 2005, between MOUNTAIN BROOK HOMES AT ROANOKE LANDING, LLC, a New York limited liability company, having its office at 11 Wendover Drive, Huntington, New York 11743 ("Grantor"), and the TOWN OF RIVERHEAD, a municipal corporation with the Town Board acting for and as governing body of the Riverhead Water District, with an address of 200 Howell Avenue, Riverhead, NY 11901, County of Suffolk, State of New York ("Grantee").

WITNESSETH:

WHEREAS, Grantor is the owner in fee simple of the real property located in Riverhead, New York and more further described in Schedule A annexed hereto and made a part hereof with tax lot designations of District 0600, Section 017.00, Block 01.00, Lot 008.00 (hereinafter the "Premises"); and

WHEREAS, an application for approval of the subdivision map known as the "Map of Roanoke Landing" (the "Map") has been filed with the Planning Board of the Town of Riverhead; and

WHEREAS, pursuant to the Town of Riverhead's Planning Board's resolution dated September 15, 2004, the Planning Board has approved the Map, subject to the Grantor recording a certain easement; and

WHEREAS, the Grantor is willing to grant such easement on the following terms and conditions:

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the Grantor and the Grantee do hereby agree as follows:

1. The Grantor does hereby grant to the Grantee an easement over the Premises to install, construct, reconstruct, excavate, lay, relay, operate, alter and maintain underground water pipes between Waterview Court and Louise Court and along the westerly sides of Lots 1 and 5 (collectively, the "Easement Area"), which Easement Area is described in Schedule B annexed hereto and made a part hereof.
2. The Grantor will not obstruct or interfere with the drainage pipes in any way and shall keep the Easement Area free and clear of trees or other structures (other than road surfacing and road-related improvements) that would adversely affect the drainage pipes or make the pipes relatively inaccessible.
3. Grantee agrees to indemnify, defend and hold harmless Grantor from and against any and all obligations, liabilities, claims, liens, encumbrances, losses, damages, costs, expenses, reasonable attorneys' fees and disbursements, suffered or incurred by Grantor (including claims by third parties) arising out of or otherwise related to the Grantee's use, enjoyment, possession or maintenance, repair or restoration of the drainage pipes and the Easement Area.
4. This Easement Agreement shall run with the land and be binding upon the parties hereto and their successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Easement Agreement the day and year first above written.

MOUNTAIN BROOK HOMES
AT ROANOKE LANDING, LLC, Grantor

By: MOUNTAIN BROOK HOMES, INC., Manager

By: _____
Anthony J. Murolo, President

TOWN OF RIVERHEAD, Grantee

By: _____
Phil Cardinale, Supervisor

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

On the _____ day of _____, 2005 before me, the undersigned, personally appeared ANTHONY S. MUROLO, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

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

On the _____ day of _____, 2005 before me, the undersigned, personally appeared PHIL CARDINALE, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

SCHEDULE A

OVERALL PREMISES

ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, SITUATE, LYING AND BEING IN THE TOWN OF RIVERHEAD, COUNTY OF SUFFOLK AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY SIDE OF SOUND AVENUE DISTANT 160.92 FEET WESTERLY WHEN MEASURED ALONG THE NORTHERLY SIDE OF SOUND AVENUE FROM THE EXTREME WESTERLY END OF THE ARC OF A CURVE WHICH CONNECTS THE NORTHERLY SIDE OF SOUND AVENUE WITH THE WESTERLY SIDE OF DOLPHIN WAY, SAID POINT OF BEGINNING ALSO BEING WHERE THE DIVISION LINE BETWEEN PREMISES HEREIN DESCRIBED AND MAP OF DOLPHIN WAY ESTATES, SECTION NO. 2, MAP NO. 5417, INTERSECTS THE NORTHERLY SIDE OF SOUND AVENUE;

RUNNING THENCE SOUTH $71^{\circ} 06' 00''$ WEST ALONG THE NORTHERLY SIDE OF SOUND AVENUE 455.20 FEET TO A MONUMENT AND LAND NOW OR FORMERLY OF PHILIP A. SCHMITT;

THENCE ALONG SAID LAST MENTIONED LAND AND ALONG MAP OF ROLLING WOODS AT ROANOKE, SECTION ONE, MAP NO. 5170, THE FOLLOWING SEVEN COURSES AND DISTANCES:

(1) NORTH $31^{\circ} 51' 50''$ WEST 1362.15 FEET;

(2) NORTH $30^{\circ} 21' 20''$ WEST 414.50 FEET;

(3) NORTH $31^{\circ} 15' 10''$ WEST 171.86 FEET;

(4) NORTH $33^{\circ} 12' 10''$ WEST 257.36 FEET;

(5) NORTH $31^{\circ} 29' 30''$ WEST 335.50 FEET;

(6) NORTH $33^{\circ} 46' 30''$ WEST 119.26 FEET;

(7) NORTH $31^{\circ} 57' 20''$ WEST AND PASSING THROUGH A MONUMENT 1548.11 FEET TO THE AVERAGE HIGH WATER MARK OF LONG ISLAND SOUND;

THENCE ALONG THE AVERAGE HIGH WATER MARK OF LONG ISLAND SOUND THE FOLLOWING THREE TIE LINE COURSES AND DISTANCES:

(1) NORTH $72^{\circ} 46' 31''$ EAST 140.81 FEET;

(2) NORTH $66^{\circ} 06' 07''$ EAST 97.13 FEET;

(3) NORTH $73^{\circ} 29' 53''$ EAST 234.39 FEET TO LAND NOW OR FORMERLY OF JOHN DIVELLO;

THENCE ALONG SAID LAST MENTIONED LAND AND LAND NOW OR FORMERLY OF ALI AGARABI THE FOLLOWING FOUR COURSES AND DISTANCES:

(1) SOUTH $31^{\circ} 37' 40''$ EAST 367.43 FEET TO A MONUMENT;

(2) SOUTH $58^{\circ} 22' 20''$ WEST 75.00 FEET;

(3) SOUTH $31^{\circ} 37' 40''$ EAST 400.42 FEET; AND

(4) NORTH $58^{\circ} 22' 20''$ EAST 75.00 FEET TO A MONUMENT AND MAP OF DOLPHIN WAY ESTATES, MAP NO. 4573;

THENCE SOUTH $31^{\circ} 37' 40''$ EAST ALONG SAID LAST MENTIONED MAP AND MAP OF DOLPHIN WAY ESTATES, SECTION NO. 2, MAP NO. 5417, PASSING THROUGH TWO MONUMENTS 3431.61 FEET TO THE MONUMENT ON THE NORTHERLY SIDE OF SOUND AVENUE AT THE POINT OR PLACE OF BEGINNING.

SCHEDULE B
EASEMENT AREA

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, lying, situate and being at Roanoke, Town of Riverhead, County of Suffolk and State of New York, known and designated as a 25' Drainage Easement, as shown on Subdivision Map of "Roanoke Landing", more particularly bounded and described as follows:

BEGINNING at a point on the westerly side of the turn-around of Louise Court where same is intersected by the northerly line of Lot 7, Subdivision Map "Roanoke Landing":

RUNNING thence from said point of beginning South 56 deg. 47 min. 24 sec. West along the northerly line of Lot 7, Subdivision Map "Roanoke Landing" 141.81 feet to Lot 13, Subdivision Map "Rolling Woods at Roanoke, Section One" Suffolk County File No. 5170;

RUNNING thence North 31 deg. 57 min. 20 sec. West along Lot 13, Lot 12, Lot 11, Lot 4, Subdivision Map "Rolling Woods at Roanoke, Section One" and crossing Waterview Court 645.15 feet to the northerly side of Waterview Court;

RUNNING thence through Lot 1 and through Lot 5, Subdivision Map "Roanoke Landing" the following three (3) courses and distances:

1. North 58 deg. 02 min. 40 sec. East 25.00 feet,
2. South 31 deg. 57 min. 20 sec. East 619.59 feet,
3. North 56 deg. 47 min. 24 sec. East 120.87 feet to the westerly side of the turn-around of Louise Court;

RUNNING thence on the arc of a curve to the left having a radius of 70.00 feet along the westerly side of the turn-around of Louise Court for a distance of 25.56 feet to the point or place of Beginning.

SUB-SURFACE WATER MAIN EASEMENT

THIS EASEMENT made the ____ day of _____, 2005, between MOUNTAIN BROOK HOMES AT ROANOKE LANDING, LLC, a New York limited liability company, having its office at 11 Wendover Drive, Huntington, New York 11743 ("Grantor"), and the TOWN OF RIVERHEAD, a municipal corporation with the Town Board acting for and as governing body of the Riverhead Water District, with an address of 200 Howell Avenue, Riverhead, NY 11901, County of Suffolk, State of New York ("Grantee").

WITNESSETH:

WHEREAS, the Grantor is the owner of certain real property located at Sound Avenue, Riverhead, NY 11901, more particularly bounded and described on SCHEDULE A attached hereto and made a part hereof (hereinafter referred to as the "Premises");

WHEREAS, the Grantor filed a petition with the Grantee for the installation of a lateral water main of the Riverhead Water District to serve the Premises:

WHEREAS, the Grantee approved of the lateral water main subject to the Grantor granting a sub-surface easement to the Grantee for the purposes of installing and maintaining the water main; and

WHEREAS, the Grantor is willing to grant such easement on the following terms and conditions:

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the Grantor and the Grantee do hereby agree as follows:

1. The Grantor does hereby grant to the Grantee an easement over the Premises to install, construct, reconstruct, excavate, lay, relay, operate, alter and maintain an underground water main or mains, both supply and distribution, and appurtenances under and within the interior roadways of the Premises and additional connections to the mains on Dolphin Way and on Waterview Court (collectively, the "Easement Area") for the transmission of water to serve the Premises, which Easement Area is further described on SCHEDULE B .
2. The Grantor will not obstruct or interfere with the water mains and connections in any way and shall keep the Easement Area free and clear of trees or other structures (other than road surfacing and road-related improvements) that would adversely affect the water service or make the mains and connections inaccessible.
3. Grantee agrees to indemnify, defend and hold harmless Grantor from and against any and all obligations, liabilities, claims, liens, encumbrances, losses, damages, costs, expenses, reasonable attorneys' fees and disbursements, suffered or incurred by Grantor (including claims by third parties) arising out of or otherwise related to the Grantee's use, enjoyment, possession or maintenance, repair or restoration of the water main and the Easement Area.
4. This Easement Agreement shall run with the land and be binding upon the parties hereto and their successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Easement Agreement the day and year first above written.

MOUNTAIN BROOK HOMES
AT ROANOKE LANDING, LLC, Grantor

By: MOUNTAIN BROOK HOMES, INC., Manager

By: _____
Anthony J. Murolo, President

TOWN OF RIVERHEAD, Grantee

By: _____
Phil Cardinale, Supervisor

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

On the _____ day of _____, 2005 before me, the undersigned, personally appeared ANTHONY S. MUROLO, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

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

On the _____ day of _____, 2005 before me, the undersigned, personally appeared PHIL CARDINALE, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

SCHEDULE A

OVERALL PREMISES

ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, SITUATE, LYING AND BEING IN THE TOWN OF RIVERHEAD, COUNTY OF SUFFOLK AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY SIDE OF SOUND AVENUE DISTANT 160.92 FEET WESTERLY WHEN MEASURED ALONG THE NORTHERLY SIDE OF SOUND AVENUE FROM THE EXTREME WESTERLY END OF THE ARC OF A CURVE WHICH CONNECTS THE NORTHERLY SIDE OF SOUND AVENUE WITH THE WESTERLY SIDE OF DOLPHIN WAY, SAID POINT OF BEGINNING ALSO BEING WHERE THE DIVISION LINE BETWEEN PREMISES HEREIN DESCRIBED AND MAP OF DOLPHIN WAY ESTATES, SECTION NO. 2, MAP NO. 5417, INTERSECTS THE NORTHERLY SIDE OF SOUND AVENUE;

RUNNING THENCE SOUTH $71^{\circ} 06' 00''$ WEST ALONG THE NORTHERLY SIDE OF SOUND AVENUE 455.20 FEET TO A MONUMENT AND LAND NOW OR FORMERLY OF PHILIP A. SCHMITT;

THENCE ALONG SAID LAST MENTIONED LAND AND ALONG MAP OF ROLLING WOODS AT ROANOKE, SECTION ONE, MAP NO. 5170, THE FOLLOWING SEVEN COURSES AND DISTANCES:

(1) NORTH $31^{\circ} 51' 50''$ WEST 1362.15 FEET;

(2) NORTH $30^{\circ} 21' 20''$ WEST 414.50 FEET;

(3) NORTH $31^{\circ} 15' 10''$ WEST 171.86 FEET;

(4) NORTH $33^{\circ} 12' 10''$ WEST 257.36 FEET;

(5) NORTH $31^{\circ} 29' 30''$ WEST 335.50 FEET;

(6) NORTH $33^{\circ} 46' 30''$ WEST 119.26 FEET;

(7) NORTH $31^{\circ} 57' 20''$ WEST AND PASSING THROUGH A MONUMENT 1548.11 FEET TO THE AVERAGE HIGH WATER MARK OF LONG ISLAND SOUND;

THENCE ALONG THE AVERAGE HIGH WATER MARK OF LONG ISLAND SOUND THE FOLLOWING THREE TIE LINE COURSES AND DISTANCES:

(1) NORTH $72^{\circ} 46' 31''$ EAST 140.81 FEET;

(2) NORTH $66^{\circ} 06' 07''$ EAST 97.13 FEET;

(3) NORTH $73^{\circ} 29' 53''$ EAST 234.39 FEET TO LAND NOW OR FORMERLY OF JOHN DIVELLO;

THENCE ALONG SAID LAST MENTIONED LAND AND LAND NOW OR FORMERLY OF ALI AGARABI THE FOLLOWING FOUR COURSES AND DISTANCES:

(1) SOUTH $31^{\circ} 37' 40''$ EAST 367.43 FEET TO A MONUMENT;

(2) SOUTH $58^{\circ} 22' 20''$ WEST 75.00 FEET;

(3) SOUTH $31^{\circ} 37' 40''$ EAST 400.42 FEET; AND

(4) NORTH $58^{\circ} 22' 20''$ EAST 75.00 FEET TO A MONUMENT AND MAP OF DOLPHIN WAY ESTATES, MAP NO. 4573;

THENCE SOUTH $31^{\circ} 37' 40''$ EAST ALONG SAID LAST MENTIONED MAP AND MAP OF DOLPHIN WAY ESTATES, SECTION NO. 2, MAP NO. 5417, PASSING THROUGH TWO MONUMENTS 3431.61 FEET TO THE MONUMENT ON THE NORTHERLY SIDE OF SOUND AVENUE AT THE POINT OR PLACE OF BEGINNING.

SCHEDULE B

EASEMENT AREA

PARCEL ONE

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, lying, situate and being at Roanoke, Town of Riverhead, County of Suffolk and State of New York, known and designated as Louise Court, as shown on Subdivision Map of "Roanoke Landing", more particularly bounded and described as follows:

BEGINNING at a point marked by a monument found on the southerly side of Louise Court, where said southerly side of Louise Court is intersected by the westerly line of Lot 16, Subdivision Map "Roanoke Landing";

RUNNING thence from said point of beginning crossing Louise Court the following two (2) courses and distances:

1. North 31 deg. 15 min. 10 sec. West 28.95 feet,
2. North 33 deg. 12 min. 10 sec. West 26.56 feet to a monument found;

RUNNING thence along Lot 13, Lot 11, Lot 9, Lot 7, Lot 5, Lot 2, Lot 3, Lot 4, Lot 6, Lot 8, Lot 10, Lot 12, Lot 14, Lot 15 & Lot 16, Subdivision Map "Roanoke Landing" the following twelve (12) courses and distances:

1. North 65 deg. 16 min. 20 sec. East 59.65 feet,
2. On the arc of a curve to the left having a radius of 147.50 feet for a distance of 261.90 feet,
3. North 36 deg. 27 min. 31 sec. West 654.82 feet,
4. On the arc of a curve to the right having a radius of 1,027.50 feet for a distance of 152.60 feet,
5. On the arc of a curve to the left having a radius of 25.00 feet for a distance of 24.63 feet,
6. On the arc of a curve to the right having a radius of 70.00 feet for a distance of 357.85 feet,
7. On the arc of a curve to the left having a radius of 25.00 feet for a distance of 24.63 feet,
8. On the arc of a curve to the left having a radius of 972.50 feet for a distance of 144.43 feet,
9. South 36 deg. 27 min. 31 sec. East 654.82 feet,
10. On the arc of a curve to the right having a radius of 202.50 feet for a distance of 257.88 feet,
11. South 47 deg. 49 min. 36 sec. East 32.11 feet,
12. South 66 deg. 51 min. 35 sec. West 162.55 feet to a monument found at the point or place of Beginning.

SCHEDULE B

EASEMENT AREA

PARCEL TWO

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, lying, situate and being at Roanoke, Town of Riverhead, County of Suffolk and State of New York, known and designated as Roanoke Court, as shown on Subdivision Map of "Roanoke Landing", more particularly bounded and described as follows:

BEGINNING at a point marked by a monument found on the northerly side of Sound Avenue, said point being situate the following two (2) courses and distances as measured along the northerly side of Sound Avenue from the northerly terminus of the arc of a curve connecting the westerly side of Dolphin Way and the northerly side of Sound Avenue:

1. On the arc of a curve to the right having a radius of 25.00 feet for a distance of 43.19 feet,
2. South 71 deg. 06 min. 00 sec. West 453.62 feet;

RUNNING thence from said point of beginning South 71 deg. 06 min. 00 sec. West crossing Roanoke Court 105.00 feet to Drainage Parcel 'B', as shown on Subdivision Map "Roanoke Landing";

RUNNING thence along Drainage Parcel 'B', along Lot 31, Lot 29, Lot 27, Lot 25, Lot 23, Lot 21, Lot 19, Lot 17, Lot 18, Lot 20, Lot 22, Lot 24, Lot 26, Lot 28, Lot 30, Lot 32, and Drainage Parcel 'A', as shown on Subdivision Map "Roanoke Landing" the following nineteen (19) courses and distances:

1. On the arc of a curve to the left having a radius of 25.00 feet for a distance of 39.27 feet,
2. North 18 deg. 54 min. 00 sec. West 82.77 feet,
3. On the arc of a curve to the right having a radius of 1,027.50 feet for a distance of 132.31 feet,
4. North 11 deg. 31 min. 20 sec. West 93.79 feet,
5. On the arc of a curve to the left having a radius 472.50 feet for a distance 185.03 feet,
6. North 33 deg. 57 min. 32 sec. West 216.52 feet,
7. On the arc of a curve to the right having a radius of 2,027.50 feet for a distance of 96.39 feet,
8. North 31 deg. 14 min. 06 sec. West 368.76 feet,
9. On the arc of a curve to the left having a radius of 25.00 feet for a distance of 24.63 feet,

SCHEDULE B
EASEMENT AREA

PARCEL TWO (continued)

10. On the arc of a curve to the right having a radius of 70.00 feet for a distance of 357.85 feet,
11. On the arc of a curve to the left having a radius of 25.00 feet for a distance of 24.63 feet,
10. South 31 deg. 14 min. 06 sec. East 368.76 feet,
11. On the arc of a curve to the left having a radius of 1,972.50 feet for a distance of 93.78 feet,
12. South 33 deg. 57 min. 32 sec. East 216.52 feet,
13. On the arc of a curve to the right having a radius of 527.50 feet for a distance of 206.57 feet,
14. South 11 deg. 31 min. 20 sec. East 93.79 feet,
15. On the arc of a curve to the left having a radius of 972.50 feet for a distance of 125.23 feet,
16. South 18 deg. 54 min. 00 sec. East 82.77 feet,
17. On the arc of a curve to the left having a radius of 25.00 feet for a distance of 39.27 feet to the northerly side of Sound Avenue and the point or place of Beginning.

SCHEDULE B
EASEMENT AREA

PARCEL THREE

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, lying, situate and being at Roanoke, Town of Riverhead, County of Suffolk and State of New York, known and designated as a 20' Drainage Easement & Utility Easement, as shown on Subdivision Map of "Roanoke Landing", more particularly bounded and described as follows:

BEGINNING at a point on the northerly side of the turn-around of Roanoke Court where same is intersected by the easterly line of Lot 19, Subdivision Map "Roanoke Landing":

RUNNING thence from said point of beginning along Lot 19, through Lot 17 and through Lot 16, Subdivision Map "Roanoke Landing" the following two (2) courses and distances:

1. North 29 deg. 46 min. 12 sec. West 336.62 feet,
2. North 47 deg. 49 min. 36 sec. West 260.57 feet to the southerly side of Louise Court;

RUNNING thence North 66 deg. 51 min. 35 sec. East along the southerly side of Louise Court 22.01 feet to Lot 15, Subdivision Map "Roanoke Landing";

RUNNING thence along Lot 15 and Lot 18, Subdivision Map "Roanoke Landing" the following two (2) courses and distances:

1. South 47 deg. 49 min. 36 sec. East 257.19 feet,
2. South 29 deg. 46 min. 12 sec. East 334.81 feet to the northerly terminus of Roanoke Court;

RUNNING thence on the arc of a curve to the left having a radius of 70.00 feet along the northerly terminus of Roanoke Court for a distance of 20.22 feet to the point or place of Beginning.

SCHEDULE B

EASEMENT AREA

PARCEL FOUR

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, lying, situate and being at Roanoke, Town of Riverhead, County of Suffolk and State of New York, known and designated as a 25' Drainage Easement, as shown on Subdivision Map of "Roanoke Landing", more particularly bounded and described as follows:

BEGINNING at a point on the westerly side of the turn-around of Louise Court where same is intersected by the northerly line of Lot 7, Subdivision Map "Roanoke Landing":

RUNNING thence from said point of beginning South 56 deg. 47 min. 24 sec. West along the northerly line of Lot 7, Subdivision Map "Roanoke Landing" 141.81 feet to Lot 13, Subdivision Map "Rolling Woods at Roanoke, Section One" Suffolk County File No. 5170;

RUNNING thence North 31 deg. 57 min. 20 sec. West along Lot 13, Lot 12, Lot 11, Lot 4, Subdivision Map "Rolling Woods at Roanoke, Section One" and crossing Waterview Court 645.15 feet to the northerly side of Waterview Court;

RUNNING thence through Lot 1 and through Lot 5, Subdivision Map "Roanoke Landing" the following three (3) courses and distances:

1. North 58 deg. 02 min. 40 sec. East 25.00 feet,
2. South 31 deg. 57 min. 20 sec. East 619.59 feet,
3. North 56 deg. 47 min. 24 sec. East 120.87 feet to the westerly side of the turn-around of Louise Court;

RUNNING thence on the arc of a curve to the left having a radius of 70.00 feet along the westerly side of the turn-around of Louise Court for a distance of 25.56 feet to the point or place of Beginning.

03/01/05

Adopted

TOWN OF RIVERHEAD

Resolution # 214

TRANSFER OF EMPLOYEES IN THE GENERAL FUND

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

WHEREAS, a vacancy exists for the position of Account Clerk Typist, and

WHEREAS, the C.B.A. of the C.S.E.A requires the posting of job vacancies and two employees applied to move to a new department, and

NOW, THEREFORE, BE IT RESOLVED, that effective March 7, 2005 Billie Jo Jaeger is hereby transferred to the Police Department from Code Enforcement and Linda McKay is hereby transferred to Code Enforcement from the Police Department at no change of title or pay grade

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Billie Jo Jaeger, Linda McKay, the Chief of Police, Bruce Johnson and the Office of Accounting.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

03/01/05

Adopted

TOWN OF RIVERHEAD

Resolution # 216

APPOINTS PROVISIONAL ACCOUNT CLERK TYPIST
IN THE ACCOUNTING DEPARTMENT

Councilwoman Blass offered the following
resolution, which was seconded by Councilwoman Sanders

WHEREAS, an Account Clerk Typist vacancy exists in the Accounting office due to the promotion/transfer of the incumbent to the Town Attorney's office and

WHEREAS, the Suffolk County Civil Service list of eligibility has been exhausted and the position was posted (post#2);and

WHEREAS, all eligible candidates were interviewed and the personnel committee and the Department Head have recommended a candidate.

NOW, THEREFORE, BE IT RESOLVED, that effective March 7, 2005 subject to verification of background check the Town Board hereby appoints Cheryl Kozakiewicz to the provisional position of Account Clerk Typist on Group 9 Step P of the Clerical and Supervisory Salary Schedule of the CSEA Contract.

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

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MARCH 1, 2005

Adopted

TOWN OF RIVERHEAD

AUTHORIZES TOWN CLERK TO DISPENSE THE TOWN OF RIVERHEAD ZONING USE DISTRICT MAP

RESOLUTION # 217

Councilwoman Blass

offered the following resolution,

which was seconded by Councilman Densieski.

WHEREAS, Pursuant to the adoption of the Town of Riverhead Comprehensive Plan, the Riverhead Town Board has implemented the plan through amendments to both the text of the Zoning Ordinance and the Zoning Use District Map; and

WHEREAS, it is the obligation of the Town to supply prints of the Zoning Use District Map to the Town Clerk for sale to the public.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is authorized to dispense copies of the Zoning Use District Map of the Town of Riverhead at a price of Fifty Dollars (\$50) per map.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No