

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

August 1st, 2006

**Edward Densieski, Councilman
George Bartunek, Councilman**

**Barbara Blass, Councilwoman
John Dunleavy, Councilman**

**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
Ray Coyne
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

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

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:
REGULAR TOWN BOARD MEETING:

- #708 Middle Road Roundabout Project Budget Adoption
- #709 So. Jamesport Roads Improvement Project Budget Adjustment
- #710 Highway Department Budget Adjustment
- #711 General Fund Budget Adjustment
- #712 Reduces Performance Bond of NF Golf Resorts
- #713 Authorizes Ann Marie Prudenti to act a Special Prosecutor for the Prosecution of Violations of the Code of the Town of Riverhead
- #714 Authorizes Harold A. Steuerwald to Act as Special Prosecutor for the Prosecution of Violations of the Code of the Town of Riverhead
- #715 Setting Terms and Conditions of Employment for AnnMarie Prudenti, Deputy Town Attorney
- #716 Modifies Terms and Conditions of Employment for Harold A. Steuerwald, Deputy Town Attorney
- #717 Approves the Transfer of a Police Officer (B. Bobinski)
- #718 Accepts the Retirement of Jane Stromski in the Planning Department
- #719 Provisional Appointment of Traffic Signal Maintenance Supervisor
- #720 Appoints Maintenance Mechanic II in the Engineering Department (J. Smith)
- #721 Appoints Seasonal Pump Out Boat Operator
- #722 Appoints a Beach Attendant/Concession Stand Operator Level III to the Recreation Department (K. Drumm)
- #723 Ratifies the Appointment of a P/T Recreation Aide Level II to the Recreation Department (M. Fioto)

- #724 Approves Long Island North Shore Heritage Area Management Plan and Approves Issuing SEQR Findings Regarding Approval of the Plan
- #725 Approves Sign Permit of Bethpage Federal Credit Union
- #726 Approves Site Plan of First Baptist Church of Riverhead
- #727 Approves Site Plan of Culinary Arts Riverhead, LLC
- #728 Approves Chapter 90 Application of Martha Clara Vineyards, LLC
- #729 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (108-42- Calverton Office Zoning Use District)
- #730 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (108-20.2- Residence A-80 (RA-80) Zoning Use District)
- #731 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Destination Retail (DRC) Zoning Use District- Permitted Uses)
- #732 Adopts a Local Law Amending Chapter 101 Entitled, "Vehicles and Traffic" of the Riverhead Town Code (101-8 Weight Limits)
- #733 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Residence Districts Schedule of Dimensional Regulations)
- #734 Adopts Amended Fee Schedule for Electrical Inspections Under Chapter 52
- #735 Authorizes the Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment to Chapter 101 "Vehicles and Traffic" of the Riverhead Town Code (101-10 Parking Prohibited)
- #736 Authorizes the Town Supervisor to Execute the Attached Agreement with Energy Curtailment Specialists

- #737 Authorizes the Town Clerk to Post and Publish a Public Notice for a Public Hearing Regarding a Local Law to Repeal §108-56.1 "Penalties for Offenses Against Sign Provisions"
- #738 Authorizes Town Clerk to Publish and Post Public Notice of Public hearing to Consider a Local Law to Amend Chapter 101 Entitled, "Vehicles & Traffic" of the Riverhead Town Code (101-8.1 Weight Limits)
- #739 Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law to Amend Chapter 107 Entitled, "Tidal and Freshwater Wetlands" of the Riverhead Town Code
- #740 Authorizes Town Clerk to Advertise for Bids-RWD- Country Trails- Extension No. 71
- #741 Authorizes Town Clerk to Advertise for Bids Stoneleigh Woods Development Phase I Extension No. 83
- #742 Authorizes the Retention of Mary C. Hartill as Special Counsel for Open Space and Development Rights Purchases
- #743 Pays Bills

AUGUST 1, 2006

Adopted

TOWN OF RIVERHEAD

MIDDLE ROAD ROUNDABOUT PROJECT

BUDGET ADOPTION

RESOLUTION # 708

COUNCILMAN DUNLEAVY 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>
406.095710.494200.40104	Serial Bond Proceeds	551,000	
406.051400.523007.40104	Construction/Constr. & Mgmt		481,000
406.051400.543505.40104	Professional Services/Engineering		70,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

AUGUST 1, 2006

TOWN OF RIVERHEAD

SO JAMESPORT ROADS IMPR PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 709

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

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

		<u>FROM</u>	<u>TO</u>
406.051100.487451.45098	Transfer from CHIPS	75,000	
406.051100.541301.45098	Roads R&M/Blacktop		75,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 1, 2006

Adopted

TOWN OF RIVERHEAD

HIGHWAY DEPARTMENT

BUDGET ADJUSTMENT

RESOLUTION # 710

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

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

		<u>FROM</u>	<u>TO</u>
111.051100.541309	Roads R&M/Sweeping Removal	10,000	
111.051400.541306	Drainage		10,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 1, 2006

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 711

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

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

		<u>FROM</u>	<u>TO</u>
001.031200.541500	Automotive Repairs	9,000	
001.031220.541545	Bay Constable Boat – Repair & Labor		9,000
001.071100.546000	Utilities	3,000	
001.071100.541000	Repairs & Maintenance		3,000

THE VOTE

Dunleavy Yes No Bartunek Yes No
 Blass Yes No Densieski Yes No
 Cardinale Yes No

TOWN OF RIVERHEAD

Resolution # 712

REDUCES PERFORMANCE BOND OF NF GOLF RESORTS

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

WHEREAS, pursuant to Resolution #37 dated January 6, 2004, the Riverhead Town Board accepted a performance bond from NF Golf Resorts in the amount of \$2,530,000.00 (International Fidelity Insurance Co. #0371110) representing road and drainage improvements in the subdivision entitled, "NF Golf Resorts"; and

WHEREAS, pursuant to Riverhead Planning Board Resolution #21 dated March 4, 2005, John J. Raynor, P.E., Town Engineer has determined that a substantial portion of the road and drainage improvements have been completed and has further recommended that the performance bond be reduced to the amount of \$2,033,000.00; and

WHEREAS, pursuant to Riverhead Planning Board Resolution #66 dated July 10, 2006, John J. Raynor, P.E., Town Engineer has determined that a substantial portion of the road and drainage improvements have been completed and has further recommended that the performance bond be reduced to the amount of \$1,400,000.00.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the reduction of the performance bond of NF Golf Resorts to the amount of \$1,400,000.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; Mr. Herman Safar, The Highlands, 4681 Sound Avenue, Riverhead, New York, 11901; the Riverhead Planning Department; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

8/1/06

TOWN OF RIVERHEAD

Adopted

Resolution # 713

SETTING TERMS AND CONDITIONS OF EMPLOYMENT
FOR ANNEMARIE PRUDENTI, DEPUTY TOWN ATTORNEY

COUNCILMAN BARTUNEK

_____ offered the following resolution,

COUNCILMAN DUNLEAVY

which was seconded by _____

BE IT RESOLVED, THAT the terms and conditions of employment of Annemarie Prudenti, Deputy Town Attorney ("the Employee") shall, effective Sep. 5, 2006, be as follows:

TERM

1. These terms and conditions of employment shall continue in full force and effect until subsequently altered by Town Board resolution.
2. The employee is employed at the will of the Town Board and for no specific term or duration, except as otherwise provided by law.

HOURS OF WORK

1. The employee's minimum basic work week shall be 35 hours. There shall be no maximum number of hours of work per week. The employee shall not receive additional compensation for holiday pay. The employee is not entitled to earn, accrue, or be paid for overtime or compensatory time.
2. The employee shall be entitled to the same paid holidays as are set forth in the 2004-2007 CSEA collective bargaining agreement,
3. (a) Five (5) days of personal leave will be granted.

(b) Personal leave may not be accumulated and must be used within the calendar year earned, except that unused personal days at the end of each year shall be converted to sick time and may be used as sick time, subject to all the rules and pertaining to sick time.

(c) Personal leave must be approved by the Town Supervisor. The employee must request such leave at least forty eight (48) hours in advance unless the personal leave is deemed to be an emergency of which he had no prior knowledge, in which case the employee must notify the Town Supervisor or designee of such absence. Failure to notify the Town Supervisor or designee of his absence will result in loss of pay for the day's absence.

4. Funeral Leave. The employee shall be entitled to four (4) consecutive working days leave of absence computed either from the day of death or the day following death, at the employee's option, for the death of the employee's spouse, child (including adopted children), father, mother, brothers, sister, parents, parents-in-law, grandparents, grandparents-in-law, grandchildren, daughter-in-law, brothers-in-law, sister-in-law, son-in-law, or stepchild.

5. Jury Service. The employee will be paid her regular salary while performing jury service upon documentary proof being filed with the Town Supervisor. The employee shall endorse the jury salary checks to the Town. Travel allowance or mileage compensation checks for jury service are to be retained by the employee.

6. Court Appearance. The employee's absence by reason of appearance as a defendant or witness on behalf of the Town in any court action involving the Town will be approved by the Supervisor for the number of days necessary. The employee shall not lose any salary therefrom.

7. Parentage Leave. The employee shall receive parentage leave as defined in the 2004-2007 CSEA contract, Article III, Section 5.

VACATIONS

1. The employee shall be entitled to 20 working days of vacation (January 1 to December 31), during fiscal year 2006.

2. The employee, upon request, shall be paid her vacation pay prior to the vacation, providing she shall have given three (3) weeks' notice to the Supervisor.

3. Upon retirement or termination of service, except for cause, the employee shall be compensated, in cash, for any accumulated vacation.

4. The employee may carry over any unused vacation days from one (1) year into the following year, but in no event shall the employee carry over more than sixty (60) vacation days from one year to the next.

5. The employee, at her option, shall be entitled to make an election to work the current year's allotted vacation time. The employee must provide written notification to the Supervisor of the exercising of this option not fewer than thirty (30) days prior to the date of which payment is requested. The Supervisor is to acknowledge receipt of this notification to the payroll personnel prior to payment. Payment is to be processed during the next overtime run. Payment will be the same method as outlined in the 2002-2004 Superior Officers' Contract, Article IX, Section C, except buyback shall be in blocks of three days per month.

SICK LEAVE

1. Sick leave is absence necessitated by the employee's illness or other physical disability. Sick leave will be accumulated at the rate of 10.5 hours per month, up to a total accumulated sick leave of 2100 hours. After 2100 hours, additional paid sick leave may be granted in the sole discretion of the Town Board. In order to receive sick leave, the employee shall, when absent because of sickness for more than three (3) days, furnish the Supervisor, when requested, with a medical certificate. Failure to furnish a medical certificate will result in loss of pay for absent days. The Town Board, in its discretion, may request a physical examination of the employee before her return to work.

2. The employee, or legal representative, upon retirement or severance, is entitled to cash payment for accumulated sick leave. Said payment shall be paid in a lump sum the value of her accumulated and unused sick leave to the extent of one hundred (100%) percent of the first 1960 hours thereof.

3. The employee may elect to reduce the sick time accrued under paragraph "1" (one) by filing a written election with the Supervisor one (1) month prior to payment. Buy-out shall be in lots of 35 hours. No buy-outs shall be permitted unless, at the time of election, the employee has accumulated at least 70 hours. The rate of pay shall be calculated at the time of payment based on a two hundred sixty (260) day work-year. If the employee "buys-out" sick leave, she shall be permitted to re-accumulated sick days to a maximum of 2100 hours.

4. If the employee falls ill while on vacation, upon presentation of a medical certificate certifying she was confined to bed for more than five (5) working days during her vacation, may charge this illness to sick leave upon proper notification to the Supervisor and may take the same number of sick days as vacation days.

GRIEVANCE PROCEDURE

1. Consideration of Grievance.

A grievance by the employee shall be made, in writing, to the Town Board. Upon receipt of the grievance, the Town Board may request the employee to submit any agreed statement of facts or her version of the facts, or any other documents that the Town Board may deem pertinent to the determination of the appeal.

The Town Board shall conduct a hearing within twenty (20) business days of receipt of an appeal. Within twenty (20) business days after the hearing, the Town Board shall make a decision based on its findings and advise the employee. The decision of the Town Board shall be final and all parties bound thereby.

2. Time of Hearings.

All discussions and hearings shall, so far as practicable, be conducted during working hours.

3. Representation.

The employee shall have the right at all times to representation of his own choosing.

4. Limitations.

If a grievance occurs and cannot be resolved immediately, the employee shall obey all directives and shall present the grievance as soon thereafter as practicable. Grievances, that are not presented within ten (10) days of the occurrence, shall be deemed to have been abandoned.

5. Withdrawn Grievances.

The employee may withdraw a grievance at any point in the grievance procedure.

HEALTH INSURANCE

1. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family coverage for hospitalization under the Town Health Insurance Program. These plans shall also provide that the Town pays for one hundred (100%) percent coverage for the employee if the employee retires from the Town and Town shall also pay to the extent of fifty (50%) percent coverage on the premiums for the employee's family.

2. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family plan for dental coverage under the Riverhead Town Dental Plan.

3. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family plan for optical coverage under the Riverhead Town Optical Plan.

4. The Town will offer a Universal Life Insurance Policy, a disability insurance policy or participation in the New York State deferred compensation program. The employee may, at her option, choose the life insurance, the disability insurance, the deferred compensation program, any combination thereof or, have the Town contribute to an independent life insurance policy, disability insurance policy or deferred compensation program of the employee's choice. The cost of these policies to the Town may not exceed \$2,500.00. Any additional cost may be supplemented by the employee via a payroll deduction. The cost will be adjusted yearly based on the Consumer Price Index for the New York and Northeastern New Jersey area for all Urban Consumers as produced by the U.S. Department of Labor, Bureau of Labor Statistics. The Base Year to be used will be 1989.

GENERAL PROVISIONS

1. The Town agrees to provide legal counsel, to defend the employee in any action arising out of an assault on the employee on Town business, and the Town hereby agrees to defend, indemnify, and hold the employee harmless for any and all acts performed for the Town, its agents and employees, provided the employee was acting within the scope of her employment. In the event that the employee is appointed, authorized or directed by the Town or one of its agencies to represent it as a member of the board of directions of an organization or agency, then she shall be covered by the provisions of Public Officers Law Section 18 and Town Code Sections 15-1 and 15-2 pertaining to the defense and indemnification of officers and employees of public entities, provided the employee is otherwise eligible for coverage pursuant to the terms of those provisions.

2. If the employee is injured or assaulted in the course of employment, she shall receive full salary until such time as her application for reinstatement to full duty status, or, in the event of permanent disability, her application for a disability pension is finally determined or by a physician's examination determining no further disability, whichever comes first. If the employee is injured on the job and reports the same to the Supervisor, and has to be absent from work, no days shall be deducted from his sick leave for such injury. If the employee receives a compensation check for lost time due to a compensable injury, she shall endorse her check over to the Town. The above shall apply if the employee was acting within the scope of his employment.

3. A leave of absence, without pay, may be granted to the employee in the discretion of the Town Board for a maximum of six (6) months, upon written application therefore and good cause shown.

4. If the employee is absent without leave or without due notification to the Supervisor, she shall suffer loss of pay for the days of such absence.

5. The employee will be paid every two (2) weeks on Thursday of the latter week.

6. Upon the employee's request to examine her official employment personnel file, she may be permitted to do so at the discretion of the Town Board. Any material classified as confidential shall not be subject to duplication by the employee, but she shall have an opportunity to read said material and make a written reply, which shall be inserted, in her personnel folder.

7. The Town will provide a college or post-graduate incentive program for courses approved by the Town Board. The Town will reimburse the employee the tuition cost on a grade-related basis. A grade of "A" will receive seventy-five (75%) percent of the tuition cost. A grade of "B" will receive fifty (50%) percent of the tuition cost. A grade of "C" will receive twenty-five (25%) percent of the tuition cost. Payment will only be made upon submission of voucher and proof of grade.

8. The Town will pay the cost of the employee's mandatory continuing legal education as required by the Office of Court Administration.

WAGES

The employee shall receive the following annual salary: \$80,000 (prorated).

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Annemarie Prudenti; Office of the Town Attorney and Accounting Department.

THE VOTE

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

08/01/06

Adopted

TOWN OF RIVERHEAD

Resolution # 714

AUTHORIZES HAROLD A. STEUERWALD TO ACT AS SPECIAL PROSECUTOR FOR THE PROSECUTION OF VIOLATIONS OF THE CODE OF THE TOWN OF RIVERHEAD

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

NOW THEREFORE BE IT RESOLVED, that Harold A. Steuerwald is hereby authorized to act as a Special Assistant District Attorney for the prosecution of violations of the Code of the Town of Riverhead ("Town Code"); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Town Attorney and the Suffolk County District Attorney.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

08/01/06

Adopted

TOWN OF RIVERHEAD

Resolution # 715

AUTHORIZES ANNEMARIE PRUDENTI TO ACT AS SPECIAL PROSECUTOR FOR THE PROSECUTION OF VIOLATIONS OF THE CODE OF THE TOWN OF RIVERHEAD

COUNCILMAN DENSIESKI

_____ offered the following resolution,
which was seconded by COUNCILWOMAN BLASS _____:

NOW THEREFORE BE IT RESOLVED, that Annemarie Prudenti is hereby authorized to act as a Special Assistant District Attorney for the prosecution of violations of the Code of the Town of Riverhead ("Town Code"); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Town Attorney and the Suffolk County District Attorney. **and a Certified Copy to be sent to Annemarie Prudenti.**

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale ___ yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

8/1/06

TOWN OF RIVERHEAD

Adopted

Resolution # 716

**MODIFIES TERMS AND CONDITIONS OF EMPLOYMENT
FOR HAROLD A. STEURWALD, DEPUTY TOWN ATTORNEY
COUNCILMAN DUNLEAVY**

_____ offered the following resolution,

which was seconded by _____
COUNCILMAN DENSIESKI

BE IT RESOLVED, THAT the terms and conditions of employment of Harold A. Steuerwald, Deputy Town Attorney as set forth in resolution #82 (2006) ("the Employee") shall, effective August 1, 2006, be as follows:

TERM

1. These terms and conditions of employment shall continue in full force and effect until subsequently altered by Town Board resolution.
2. The employee is employed at the will of the Town Board and for no specific term or duration, except as otherwise provided by law.

HOURS OF WORK

1. The employee's minimum basic work week shall be 35 hours. There shall be no maximum number of hours of work per week. The employee shall not receive additional compensation for holiday pay. The employee is not entitled to earn, accrue, or be paid for overtime or compensatory time.
2. The employee shall be entitled to the same paid holidays as are set forth in the 2004-2007 CSEA collective bargaining agreement,
3. (a) Five (5) days of personal leave will be granted.

(b) Personal leave may not be accumulated and must be used within the calendar year earned, except that unused personal days at the end of each year shall be converted to sick time and may be used as sick time, subject to all the rules and pertaining to sick time.

(c) Personal leave must be approved by the Town Supervisor. The employee must request such leave at least forty eight (48) hours in advance unless the personal leave is deemed to be an emergency of which he had no prior knowledge, in which case the employee must notify the Town Supervisor or designee of such absence. Failure to notify the Town Supervisor or designee of his absence will result in loss of pay for the day's absence.

4. Funeral Leave. The employee shall be entitled to four (4) consecutive working days leave of absence computed either from the day of death or the day following death, at the employee's option, for the death of the employee's spouse, child (including adopted children), father, mother, brothers, sister, parents, parents-in-law, grandparents, grandparents-in-law, grandchildren, daughter-in-law, brothers-in-law, sister-in-law, son-in-law, or stepchild.

5. Jury Service. The employee will be paid her regular salary while performing jury service upon documentary proof being filed with the Town Supervisor. The employee shall endorse the jury salary checks to the Town. Travel allowance or mileage compensation checks for jury service are to be retained by the employee.

6. Court Appearance. The employee's absence by reason of appearance as a defendant or witness on behalf of the Town in any court action involving the Town will be approved by the Supervisor for the number of days necessary. The employee shall not lose any salary therefrom.

7. Parentage Leave. The employee shall receive parentage leave as defined in the 2004-2007 CSEA contract, Article III, Section 5.

VACATIONS

1. The employee shall be entitled to 20 working days of vacation (January 1 to December 31), during fiscal year 2006.

2. The employee, upon request, shall be paid her vacation pay prior to the vacation, providing she shall have given three (3) weeks' notice to the Supervisor.

3. Upon retirement or termination of service, except for cause, the employee shall be compensated, in cash, for any accumulated vacation.

4. The employee may carry over any unused vacation days from one (1) year into the following year, but in no event shall the employee carry over more than sixty (60) vacation days from one year to the next.

5. The employee, at her option, shall be entitled to make an election to work the current year's allotted vacation time. The employee must provide written notification to the Supervisor of the exercising of this option not fewer than thirty (30) days prior to the date of which payment is requested. The Supervisor is to acknowledge receipt of this notification to the payroll personnel prior to payment. Payment is to be processed during the next overtime run. Payment will be the same method as outlined in the 2002-2004 Superior Officers' Contract, Article IX, Section C, except buyback shall be in blocks of three days per month.

SICK LEAVE

1. Sick leave is absence necessitated by the employee's illness or other physical disability. Sick leave will be accumulated at the rate of 10.5 hours per month, up to a total accumulated sick leave of 2100 hours. After 2100 hours, additional paid sick leave may be granted in the sole discretion of the Town Board. In order to receive sick leave, the employee shall, when absent because of sickness for more than three (3) days, furnish the Supervisor, when requested, with a medical certificate. Failure to furnish a medical certificate will result in loss of pay for absent days. The Town Board, in its discretion, may request a physical examination of the employee before her return to work.

2. The employee, or legal representative, upon retirement or severance, is entitled to cash payment for accumulated sick leave. Said payment shall be paid in a lump sum the value of her accumulated and unused sick leave to the extent of one hundred (100%) percent of the first 1960 hours thereof.

3. The employee may elect to reduce the sick time accrued under paragraph "1" (one) by filing a written election with the Supervisor one (1) month prior to payment. Buy-out shall be in lots of 35 hours. No buy-outs shall be permitted unless, at the time of election, the employee has accumulated at least 70 hours. The rate of pay shall be calculated at the time of payment based on a two hundred sixty (260) day work-year. If the employee "buys-out" sick leave, she shall be permitted to re-accumulated sick days to a maximum of 2100 hours.

4. If the employee falls ill while on vacation, upon presentation of a medical certificate certifying she was confined to bed for more than five (5) working days during her vacation, may charge this illness to sick leave upon proper notification to the Supervisor and may take the same number of sick days as vacation days.

GRIEVANCE PROCEDURE

1. Consideration of Grievance.

A grievance by the employee shall be made, in writing, to the Town Board. Upon receipt of the grievance, the Town Board may request the employee to submit any agreed statement of facts or her version of the facts, or any other documents that the Town Board may deem pertinent to the determination of the appeal.

The Town Board shall conduct a hearing within twenty (20) business days of receipt of an appeal. Within twenty (20) business days after the hearing, the Town Board shall make a decision based on its findings and advise the employee. The decision of the Town Board shall be final and all parties bound thereby.

2. Time of Hearings.

All discussions and hearings shall, so far as practicable, be conducted during working hours.

3. Representation.

The employee shall have the right at all times to representation of his own choosing.

4. Limitations.

If a grievance occurs and cannot be resolved immediately, the employee shall obey all directives and shall present the grievance as soon thereafter as practicable. Grievances, that are not presented within ten (10) days of the occurrence, shall be deemed to have been abandoned.

5. Withdrawn Grievances.

The employee may withdraw a grievance at any point in the grievance procedure.

HEALTH INSURANCE

1. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family coverage for hospitalization under the Town Health Insurance Program. These plans shall also provide that the Town pays for one hundred (100%) percent coverage for the employee if the employee retires from the Town and Town shall also pay to the extent of fifty (50%) percent coverage on the premiums for the employee's family.

2. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family plan for dental coverage under the Riverhead Town Dental Plan.

3. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family plan for optical coverage under the Riverhead Town Optical Plan.

4. The Town will offer a Universal Life Insurance Policy, a disability insurance policy or participation in the New York State deferred compensation program. The employee may, at her option, choose the life insurance, the disability insurance, the deferred compensation program, any combination thereof or, have the Town contribute to an independent life insurance policy, disability insurance policy or deferred compensation program of the employee's choice. The cost of these policies to the Town may not exceed \$2,500.00. Any additional cost may be supplemented by the employee via a payroll deduction. The cost will be adjusted yearly based on the Consumer Price Index for the New York and Northeastern New Jersey area for all Urban Consumers as produced by the U.S. Department of Labor, Bureau of Labor Statistics. The Base Year to be used will be 1989.

GENERAL PROVISIONS

1. The Town agrees to provide legal counsel, to defend the employee in any action arising out of an assault on the employee on Town business, and the Town hereby agrees to defend, indemnify, and hold the employee harmless for any and all acts performed for the Town, its agents and employees, provided the employee was acting within the scope of her employment. In the event that the employee is appointed, authorized or directed by the Town or one of its agencies to represent it as a member of the board of directions of an organization or agency, then she shall be covered by the provisions of Public Officers Law Section 18 and Town Code Sections 15-1 and 15-2 pertaining to the defense and indemnification of officers and employees of public entities, provided the employee is otherwise eligible for coverage pursuant to the terms of those provisions.

2. If the employee is injured or assaulted in the course of employment, she shall receive full salary until such time as her application for reinstatement to full duty status, or, in the event of permanent disability, her application for a disability pension is finally determined or by a physician's examination determining no further disability, whichever comes first. If the employee is injured on the job and reports the same to the Supervisor, and has to be absent from work, no days shall be deducted from his sick leave for such injury. If the employee receives a compensation check for lost time due to a compensable injury, she shall endorse her check over to the Town. The above shall apply if the employee was acting within the scope of his employment.

3. A leave of absence, without pay, may be granted to the employee in the discretion of the Town Board for a maximum of six (6) months, upon written application therefore and good cause shown.

4. If the employee is absent without leave or without due notification to the Supervisor, she shall suffer loss of pay for the days of such absence.

5. The employee will be paid every two (2) weeks on Thursday of the latter week.

6. Upon the employee's request to examine her official employment personnel file, she may be permitted to do so at the discretion of the Town Board. Any material classified as confidential shall not be subject to duplication by the employee, but she shall have an opportunity to read said material and makes a written reply, which shall be inserted, in her personnel folder.

7. The Town will provide a college or post-graduate incentive program for courses approved by the Town Board. The Town will reimburse the employee the tuition cost on a grade-related basis. A grade of "A" will receive seventy-five (75%) percent of the tuition cost. A grade of "B" will receive fifty (50%) percent of the tuition cost. A grade of "C" will receive twenty-five (25%) percent of the tuition cost. Payment will only be made upon submission of voucher and proof of grade.

8. The Town will pay the cost of the employee's mandatory continuing legal education as required by the Office of Court Administration.

WAGES

The employee shall receive the following annual salary: ~~February 20, 2006~~
~~\$75,000. (Prorated)~~ \$86,000. (Prorated)

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Harold A. Steuerwald; Office of the Town Attorney and Accounting Department.

THE VOTE

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

August 1, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 717

APPROVES THE TRANSFER OF A POLICE OFFICER

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

WHEREAS, Chief of Police David J. Hegermiller has received a letter submitted by Bernard Bobinski requesting a lateral transfer to Southampton Village Police Department.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby agrees to approve the request submitted by Bernard Bobinski effective August 2, 2006; and

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

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
BLASS YES ___ NO DENSIESKI YES ___ NO
CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

August 1, 2006

TOWN OF RIVERHEAD

Adopted

Resolution # 718

**ACCEPTS THE RETIREMENT OF JANE STROMSKI
IN THE PLANNING DEPARTMENT**

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

WHEREAS, the Town has received a notice from Jane Stromski advising of her intent to retire effective September 1, 2006.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the retirement of Jane Stromski.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

**THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED**

August 1, 2006

Adoptec

TOWN OF RIVERHEAD

PROVISIONAL APPOINTMENT OF
TRAFFIC SIGNAL MAINTENANCE SUPERVISOR

RESOLUTION# 719

COUNCILMAN BARTUNEK

_____ offered the following

resolution, which was seconded by _____
COUNCILMAN DUNLEAVY

WHEREAS, the position of Traffic Signal Maintenance Supervisor exists in the Engineering Department; and

WHEREAS, the established Civil Service List of Eligibles does not meet the minimum amount of candidates to canvass and the Suffolk County Department of Civil Service has granted permission for a provisional appointment; and

WHEREAS, this position was duly posted (posting #9) and all eligible applicants have been considered and the Personnel Committee and the Department Head have made a recommendation.

NOW, THEREFORE, BE IT RESOLVED, that Jeffrey Tetrault is hereby appointed provisionally to the position of Traffic Signal Maintenance Supervisor at Group 11 Step P of the Operation and Technical Salary Schedule effective August 21, 2006.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

AUGUST 1, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 720

APPOINTS MAINTENANCE MECHANIC II
IN THE ENGINEERING DEPARTMENT
COUNCILMAN DUNLEAVY

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

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

WHEREAS, this position was duly posted, posting #8, advertised and interviews have been conducted, and

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

NOW, THEREFORE, BE IT RESOLVED, that effective August 21, 2006 James Smith is hereby appointed to the position of Maintenance Mechanic II as found on Group 7, Step P of the Operation and Technical Salary Schedule, and

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

THE VOTE

Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Bartunek <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	

August 1, 2006

Adoptec

TOWN OF RIVERHEAD

Resolution # 721

APPOINTS SEASONAL PUMP OUT BOAT OPERATOR

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

WHEREAS, a position for Seasonal Pump Out Boat Operator exists with the Town of Riverhead; and

WHEREAS, it is the recommendation of Chief of Police David J. Hegermiller that James M. Wooten be appointed to this position.

NOW, THEREFORE, BE IT RESOLVED, effective August 2, 2006, the Town Board hereby appoints James M. Wooten to the position of Seasonal Pump Out Boat Operator at an hourly rate of pay as set forth in the current Town Board resolution that sets salaries of Seasonal Pump Out Boat Operators; and

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

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 722

APPOINTS A BEACH ATTENDANT / CONCESSION STAND OPERATOR LEVEL III TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Kenneth Drumm is hereby appointed to serve as a Beach Attendant / Concession Stand Operator Level III effective August 8, 2006 to and including September 4, 2006, to be to serve as needed on an at will basis to be paid at the rate \$9.50 per hour and to server at the pleasure of the Town Board; and

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

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

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

1

THE VOTE

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

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

¹ Rec. Doris/ Res Beach Attnd. Concess Kenneth Drumm 2006

Adopted

8/1/06

TOWN OF RIVERHEAD

Resolution # 723

RATIFIES APPOINTMENT OF A P/T RECREATION AIDE LEVEL II TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Mary Fioto is hereby appointed to serve as a P/T Recreation Aide Level II effective July 31, 2006, to be paid at the rate of \$10.00 per hour, and to serve as needed on an at will basis and to serve at the pleasure of the Town Board

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

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

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to Mary Fioto, the Recreation Department and the Office of Accounting.¹

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec.Doris /Res.Rec Aide Mary Fioto

Adopted

August 1st, 2006

TOWN OF RIVERHEAD

Resolution # 724

**APPROVES LONG ISLAND NORTH SHORE HERITAGE AREA
MANAGEMENT PLAN AND ADOPTS SEQR FINDINGS REGARDING
APPROVAL OF THE PLAN
COUNCILMAN DUNLEAVY**

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

WHEREAS, in 1998, the New York State Legislature established the Long Island North Shore Heritage Area for the purpose of preserving and enhancing the historic, cultural, and natural resources of Long Island's North Shore; and

WHEREAS, along with such establishment the Long Island North Shore Heritage Area Planning Commission was created and charged with developing a management plan that local governments within the heritage area can utilize for planning, preservation and enhancement of heritage area; and

WHEREAS, a management plan was professionally prepared with an extensive public participation process that involved more than 500 residents and civic leaders from throughout the Heritage Area; and

WHEREAS, the management plan is a sourcebook of inventories, interpretive themes, and strategies for preservation, protection and celebration of the North Shore's intrinsic resources; and

WHEREAS, Section 3 of Article 35.05 of the NY PRHPL states that "the local legislative body of each city, town, or village within a designated area ... must approve the management plan before it is submitted to the commissioner" of the New York State Office of Parks, Recreation and Historic Preservation for approval; and,

WHEREAS, the Long Island North Shore Heritage Area Planning Commission, acting as lead agency prepared a Generic Environmental Impact Statement (GEIS) that examines the environmental impacts and social and economic considerations associated with the Plan; and

WHEREAS, after conducting a SEQR review process that increased public involvement and resulted in a Final Generic Environmental Impact Statement (FGEIS), the Long Island North Shore Heritage Area Planning Commission is now ready to submit the completed management plan to local governments for their approval; and

WHEREAS, local approval of the management plan will not impact local autonomy, and

WHEREAS, approval of the management plan will lead to a variety of benefits for the North Shore region, including but not limited to:

- strengthening its cultural and historical identity;
- technical assistance and increased funding opportunities for projects within the Heritage Area; and

WHEREAS, the Town of Riverhead is a municipality that falls (wholly or in part) within the boundaries of the North Shore Heritage Area; and,

WHEREAS, under the State Environmental Quality Review Act (SEQRA) and 6 NYCRR Part 617, the Town of Riverhead is an involved agency with respect to approval of the Management Plan;

NOW, THEREFORE, BE IT RESOLVED that having considered the relevant environmental impacts, facts and conclusions as set forth in the FGEIS and having weighed and balanced the relevant environmental impacts with social, economic and other considerations, the Town of Riverhead makes the following SEQR Findings with regard to approval of the LINSHA Management Plan:

1. that the requirements of SEQRA and of 6 NYCRR Part 617 of the implementing regulations have been met, and
2. that adverse environmental impacts have been avoided or minimized to the maximum extent practicable, and all practicable mitigation measures have been incorporated.

BE IT FURTHER RESOLVED that the Town of Riverhead supports the mission of the Long Island North Shore Heritage Area Planning Commission to preserve and protect the region's historic, natural and maritime resources; and

BE IT FURTHER RESOLVED that the Town of Riverhead hereby approves the Long Island North Shore Heritage Area Management Plan, and

BE IT FURTHER RESOLVED that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Long Island North Shore Heritage Area Planning Commission, Planting Fields Arboretum State Historic Park, P. O. Box 58, Oyster Bay, NY 11771; the Riverhead Planning Department; the Riverhead Building Department; and the Town Attorney.

Planning Dept.

THE VOTE

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

August 1, 2006

Adopted

TOWN OF RIVERHEAD
Resolution # 725

APPROVES SIGN PERMIT OF BETHPAGE FEDERAL CREDIT UNION

COUNCILMAN DENSIESKI

_____ offered the following resolution, which was seconded by

COUNCILWOMAN BLASS

WHEREAS, a sign permit and sketch were submitted by Bethpage Federal Credit Union for property located at 1095 Old Country Road, Riverhead, New York also known as SCTM# 108.00-04-014.05; and

WHEREAS, pursuant to Section 108-56 C (1) of the Code of the Town of Riverhead, the application was not approved by the Architectural Review Board; and

WHEREAS, an appeal by the applicant was made and has been approved by three (3) Town Board members; and

WHEREAS, white channel lettering has been approved;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the sign permit application for Bethpage Federal Credit Union for 1095 Old Country Road, Riverhead, New York and be it

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Bethpage Federal Credit Union, 1095 Old Country Road, Riverhead, New York 11901, the Planning Department, Code Enforcement Division and the Building Department.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted



TOWN OF RIVERHEAD
 ARCHITECTURAL REVIEW BOARD
 200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901-2596
 (631) 727-3200, EXT. 267

TO: Building Department
 FROM: Architectural Review Board
 DATE: February 8th, 2006
 RE: **BETHPAGE FEDERAL CREDIT UNION - CHANNEL LETTERS**

We have reviewed the above referenced application and have determined that the sign permit is:

Approved

Disapproved

Approved with the following amendments. ****RED CHANNEL LETTERS****

B-LOGO NOT TO EXCEED 48" HEIGHT
COLOR TO CONFORM TO CENTER COVENANTS -
AREA OF SIGN TO BE CHECKED TO NEW CODE -

This application is approved/denied for the following reason(s):

THE VOTE: Jacunski Yes No Abstain
 Searles Yes No Abstain
 Sokoloski Yes No Abstain
 Jacquemin Yes No Abstain

[Handwritten signatures]

2006 FEB 28 11:11 AM



APPLICATION FOR SIGN PERMIT

Town of Riverhead
Suffolk County, New York

TM# 108-4-14.5

Fee # 181.00 Receipt No. 32718/32719 Application No. 34884 Date Granted
Date Denied ZB No. 30375 Date Permit Issued
Board of Appeals No. Date Approved or Denied
SCTM# 108-4-14.5 Inspector's Approval

All information BELOW to be filled out by APPLICANT: A PERMIT MUST BE OBTAINED BEFORE BEGINNING WORK. This Application is to be submitted ACCOMPANIED by BUILDING PLANS DRAWN TO SCALE IN DUPLICATE.

THE OWNER OF THE PROPERTY IS: (PLEASE PRINT CLEARLY)
Ray Ayers
SUFFOLK 89 ASSOC / BETH PAGE FED OR UNION
The Hampshire Companies
973-734-3557
15 Maple Ave Morristown, NJ 07960
Mailing Address (if different from property location):
The person responsible for the supervision of the work insofar as the Building Code and the Zoning Ordinance apply is:
CONTACT PERSON (if different from owner)
Joseph Burger
Going Sign Co., INC
140 Terminal Drive Plainview, NY 11803
516-349-7600

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:

Location of Sign: 1095 Old Country Rd Riverhead, NY If offsite, check box []
If offsite, has permission been obtained from property owner, if other than the applicant, upon which the sign is to be erected? Landlord approval for sign was received
Use District: SC Sign Area (Sq Ft): 85 Height of Sign: 60"
Below, please choose all that apply:
[X] New [] Altered [X] Permanent [] Temporary
[X] Lighted [X] Single Face [] Double Faced [X] Attached To Building
[] Facial (Painted or Affixed) [] Independent Construction [] Advertising [] Business
Materials to be Used: Aluminum, Plexi

Going Sign Co., Inc has submitted papers for a sign permit, dated 1-3-06
Name of Applicant Date of Submission

NO SIGN CAN BE ERECTED UNTIL THE TOWN BOARD APPROVAL IS OBTAINED AND A SIGN PERMIT IS ISSUED. IT IS ADVISABLE NOT TO ORDER YOUR SIGN UNTIL ALL APPROVALS ARE OBTAINED.

Signed: Joseph Burger
Signature of Owner or Applicant

Sworn to before me this 3rd day of January 2006
Notary Public, Suffolk County, New York

EILEEN DALTO
NOTARY PUBLIC, STATE OF NEW YORK
ID No. 01DA6129314
QUALIFIED IN NASSAU COUNTY
MY COMMISSION EXPIRES 06/20/2009

Sign application

2006 JAN 4 PM 12 58

August 1st, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 726

APPROVES SITE PLAN OF FIRST BAPTIST CHURCH OF RIVERHEAD

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

WHEREAS, a site plan application was submitted by First Baptist Church of Riverhead to construct a 26,273.79 sq. ft. building for use as a daycare center, upon property located on Northville Turnpike, Riverhead, New York; such real property more particularly described as Suffolk County Tax Map Number 0600-84-02-31.1, and

WHEREAS, the Planning Department has reviewed the site plan dated July 17, 2006 as prepared by Jeffery T. Butler, P. E., and elevations dated May 2, 2004 as prepared by Paul F. Rogers, R. A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

WHEREAS, 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 First Baptist Church of Riverhead 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, that the site plan submitted by First Baptist Church of Riverhead, to construct a 26,273.79 sq. ft. building for use as a daycare center, site plan prepared by Jeffery T. Butler, P. E., and dated July 16, 2006 and elevations prepared by Paul F. Rogers, R. A., and dated May 2, 2004, is 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 covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 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, First Baptist Church of Riverhead hereby authorizes and consents to the Town of Riverhead to enter premises at Northville Turnpike, Riverhead, New York 11901, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further
15. That no Building Permit shall issue prior to curb cut approval from the Suffolk County Department of Public Works and the granting of relief from the Riverhead Zoning Board of Appeals for the percentage of impervious surface, and
16. That no Certificate of Occupancy shall issue prior to the payment of site plan review fees pursuant to section 108-131.B(3) of the Riverhead Town Code or the waiver thereof.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Culinary Arts Riverhead LLC, 2150 Smithtown Ave., Ronkonkoma, New York 11779, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

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

August 1st, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 727

APPROVES SITE PLAN OF CULINARY ARTS RIVERHEAD LLC

Councilman Bartunek offered the following resolution,
which was seconded by Councilman Dunleavy:

WHEREAS, a site plan application was submitted by Culinary Arts Riverhead LLC to construct a 29,440 sq. ft. building for use as a Culinary Arts School and retail outlet, upon property located on East Main St., Riverhead, New York; such real property more particularly described as Suffolk County Tax Map Number 0600-128.00-06-50.1, 0600-128.00-06-51, 0600-128-06-53, 0600-128.00-06-55, and 0600-128-06-66.3, and

WHEREAS, the Planning Department has reviewed the site plan dated July 31, 2006, as prepared by John A. Jacobsen, P. E., and elevations dated July 20, 2006 as prepared by Philip Monastero, R. A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2612 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 Culinary Arts Riverhead 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, that the site plan submitted by Culinary Arts Riverhead LLC, to construct a 29,440 sq. ft. building for use as a Culinary Arts School and retail outlet, site plan prepared by John A. Jacobsen, P. E., and dated July 31, 2006 and elevations prepared by Philip Monastero, R. A., and dated July 18, 2006, is 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 covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 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, Culinary Arts Riverhead LLC, hereby authorizes and consents

to the Town of Riverhead to enter premises at E. Main St., Riverhead, New York 11901, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
15. That no building permit shall issue prior to the recording of all utility easements to the satisfaction of the Town Attorney;
16. That no building permit shall issue prior to the execution of an agreement with the Town Board for the use of public property in either project construction or staging;
17. That no Certificate of Occupancy shall be issued prior to the widening of Roanoke Avenue pursuant to the issuance of a Suffolk County Highway Work Permit approved by the Suffolk County Department of Public Works, and
18. That no certificate of Occupancy shall be issued prior to Submission and Approval of a Refuse Plan by the Riverhead Town Board providing satisfactory Solid Waste Removal

BE IT FURTHER,

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Culinary Arts Riverhead LLC, 2150 Smithtown Ave., Ronkonkoma, New York 11779, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE
Dunleavy yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
**THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED**

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2006, made by Culinary Arts Riverhead LLC, residing at 2150 Smithtown Avenue, Ronkonkoma, New York 11779, 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, Riverhead Culinary Arts LLC, hereby authorizes and consents to the Town of Riverhead to enter premises at E. Main St., Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest “American Standards for Nursery Stock,” as published by the American Association of Nurserymen;

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

Culinary Arts Riverhead LLC,

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

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

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

NOTARY

PUBLIC

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 728

APPROVES CHAPTER 90 APPLICATION OF MARTHA CLARA VINEYARDS, LLC

COUNCILMAN DUNLEAVY offered the following resolution, was seconded by
COUNCILMAN DENSIESKI
_____:

WHEREAS, on June 30, 2006, Martha Clara Vineyards, LLC had submitted a Chapter 90 Application for the purpose of conducting various events to be held under a tent to include private and charity functions, fundraisers and tasting room overflow, to be held at 6025 Sound Avenue, Jamesport, New York, on August 31, 2006 through October 26, 2006, between the hours of 10:00 a.m. and 10:00 p.m.; and

WHEREAS, Martha Clara Vineyards, LLC has completed and filed a Short 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, 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.

WHEREAS, the appropriate fee has been paid.

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 Chapter 90 Application of Martha Clara Vineyards, LLC for the purpose of conducting various events to be held under a tent to include private and charity functions, fundraisers and tasting room overflow, to be held at 6025 Sound Avenue, Jamesport, New York, on August 31, 2006 through October 26, 2006, between the hours of 10:00 a.m. and 10:00 p.m. is hereby approved; and be it further

RESOLVED, that the tent installation and any and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Agency 102 and the Tents & Membrane Structures; and be it further

RESOLVED, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor and the Suffolk County Department of Health; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that a Place of Assembly Permit issued by the Fire Marshal is required and that the Fire Marshal shall determine the maximum occupancy in accordance with the Fire Code of New York State and provide Maximum Occupancy Signs to the applicant for posting in the Tent; and be it further

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

THE VOTE

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

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 729

**ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(108-142 – Calverton Office Zoning Use District)**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS
_____ :

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

WHEREAS, a public hearing was held on the 18th day of July, 2006 at 7:05 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law amending Chapter 108 "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
 Blass yes ___ no ___ Densieski yes ___ no ___
 Cardinale yes ___ no ___

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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on August 1, 2006.

Be it enacted by the Town Board of the Town of Riverhead that said local law shall provide for the Calverton Office Zoning Use District (CO) upon lands of the Town of Riverhead, such real property more particularly described as Suffolk County Tax Map #0600-135-1-7.33. The text of the CO District as well as a depiction of the mapped area for the CO zoning shall be included in the Town Code of the Town of Riverhead.

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

Chapter 108
Zoning

ARTICLE XXVIII
Calverton Office (CO) Zoning Use District

§ 108-142. Purpose.

The purpose of the Calverton Office Zoning Use District is to promote the construction of the highest quality (Class A) office development in an integrated campus-like setting upon large tracts of land. It is the goal of the Calverton Office Zoning Use District to require design relationships between buildings and to provide amenities for workers and visitors.

§ 108-143. Uses.

No building or premises shall be used and no building shall be erected, reconstructed, altered or added to except for the following permitted, specially permitted or accessory uses:

A. Permitted uses.

- (1) Office buildings for business and governmental uses, including general, executive, and administrative, administrative training, data processing, libraries, publication, financial institutions, sales offices, offices or agencies for scientific or technical development, including research and testing laboratories;

B. Special permit uses.

- (1) The production, processing and assembly of small, light or microscopic or electronic parts or precision, instruments in which the close supervision by scientific personnel of a permitted research laboratory is required.
- (2) Institutions for higher learning.

C. Accessory uses.

- (1) Those uses customarily incidental and subordinate to and in furtherance of any of the aforementioned principal uses. Accessory uses shall be for the sole use of the employees and tenants of principal use and not for the use by the general public. The following accessory uses are specifically provided for:
- (a) Retail or personal service uses that are specifically designed as accessory to principal uses, such as but not limited to pharmacy, lunch counters, lunch stands, news-stands, barber shops and beauty parlors and shoe repair, provided that said retail or personal service accessory located within the same building and no exterior signs advertising said retail or personal service use. Such use shall be confined to the lower level of a building unless such use

- supports a specific tenant's use.
- (b) Restaurants, not including diners, luncheonettes, drive-in and fast-food facilities, for the use of executives, employees and visitors of the principal use.
- (c) Indoor and outdoor recreation facilities for the exclusive use of employees, and tenants by special permit of the Town Board of the principal use, and their families.
- (d) In-service training schools for employees of the principal use.
- (e) Auditoriums.
- (f) Day care facilities.
- (g) Banks, automatic teller machines.
- (h) Lower level and ground floor storage, copy center, conference rooms and training room.
- (i) Private garages for the storage and service of motor vehicles owned by the owner of the principal use or the executives or employees thereof, or visitors thereto.
- (j) Central heating and power plants accessory to the principal use and the service and the service of all structures on the premises.
- (k) Fully enclosed storage facilities incidental to the principal use.
- (l) Maintenance and utility shops incidental to the principal use.
- (m) Accessory signs subject to the applicable provisions of the sign regulations of the Town of Riverhead, §108-56 of this chapter.
- (n) Trash compactors and dumpsters which are screened from sight.

§108-144. Prohibited uses.

- A. Outdoor storage.
- B. Retail sales of consumer merchandise unless permitted by §108-143 of this article.
- C. Personal service uses unless permitted by §108 -143 of this article.
- D. Wholesale business, excluding a show room or demonstration center.
- E. No machinery or equipment shall be installed and no labor shall be engaged upon the premises for the manufacture, processing or assembly of goods or articles, except the manufacturing, processing or assembly of prototypes or experimental products in which the close supervision by scientific personnel of a permitted research laboratory is required.
- F. No such process shall involve the handling, storage or discharge of explosives or permit upon the premises any virus or other type of infectious organisms identified with diseases of animals or humans.
- G. No manufacturing, processing or assembly of goods or articles of any kind for sale shall be permitted on the premises, except for the sale of pilot prototypes or experimental products which are the result of the end product of scientific research, development or engineering.

- H. No offensive noises, gases, fumes, smoke, odors, dust, effluent or vibrations shall emanate from such use, and no waste products shall be discharged therefrom of a character to create a nuisance or to be injurious to health.
- I. Any use not expressly permitted or specially permitted are prohibited.

§108-145. General lot yard and height requirements.

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

§108-146. Design standards.

The following design standards shall apply to all uses within the Calverton Office Zoning Use District:

- A. Parking shall be provided at a rate of one (1) space per 200 square feet of gross floor area for office use and three (3) stalls per 1,000 square feet of gross floor area for research and testing laboratory.
- B. The maximum gross land coverage (buildings, structures and paved) area shall not exceed sixty (60%) percent.
- C. No more than thirty (30%) percent of the required parking shall be located in the front yard.
- D. The provision of a 100 feet non-disturbance area to hard surface from the road bed of New York State Route 25.
- E. Building design.
The objective of the building design standards is to provide overall high quality and complementary design of industrial and multi-floor Class A office buildings. Special emphasis is placed upon methods that tend to reduce the large-scale visual impact of buildings and to encourage imaginative design for individual buildings.
 - (1) Building mass. Solid and unarticulated buildings are discouraged. The mass and scale of buildings shall be reduced by staggered building walls or other architectural treatments at least every 150 feet to provide architectural interest and reduce the visual scale of a building. Buildings shall include the following elements:
 - (a) The use of variations in height, roof lines and grade definition is encouraged to reduce the perceived height and mass of a building.
 - (b) Building entries shall be readily identifiable through the use of canopies, marquees and architectural treatment.
 - (c) Where possible, buildings with smaller or multiple structures instead of one large building are preferred to reduce massive appearance.

- (d) Clusters of mature landscaping and berms shall be provided along the building facade. The landscaping clusters shall include a variety of trees and tall shrubs.
 - (e) Wall texture changes shall be provided.
 - (f) Small-scale elements, such as planter walls and hedges, shall be clustered around building entrances.
- (2) Materials.
- (a) One dominant material shall be selected and used through each building on a site.
 - (b) It is encouraged that the front and two side elevations of all buildings and/or structures be constructed of brick, granite, or other masonry matter and architectural block or architectural precast concrete. Painted or natural utility concrete panels or masonry units should be confined to rear elevations and in loading dock areas.
 - (c) Roof design shall be as aesthetically pleasing as possible and shall screen all mechanical equipment.
 - (d) Glass windows or some similar architectural treatment shall occupy at least 10% of the front elevation of a building.
- (3) Color and texture.
- (a) Texture patterns are encouraged to create shadow patterns which will reduce the high visibility of the building.
 - (b) Variations in color shall be kept to a minimum.
 - (c) Colors shall be subdued in tone.
 - (d) Accent colors may be used to express corporate identity.
- (4) Location.
- (a) No building shall be constructed closer than 100 feet to an adjacent building.
 - (b) Planters, walls and sign elements not exceeding six feet in height shall be permitted in yard areas. Roof overhangs may extend a maximum of six feet into setback areas.

§108-47. Additional requirements.

A. Performance criteria.

- (1) All development subject to the provisions of Article 6 of the Suffolk County Sanitary Code shall meet the applicable requirements of the Suffolk County Department of Health.
- (2) All development shall be connected to the appurtenances of the Calverton Sewer District.
- (3) All development shall comply with the provisions of Articles 7 and 12 of the Suffolk Sanitary Code.
- (4) All development involving significant discharges to groundwater and located proximate to public water supply wells shall require measures to mitigate impacts upon water quality as required under Article 17 of the New York State Environmental Conservation Law. The Suffolk County Department of Health

Services' guidelines for private wells should be used for private wellhead protection.

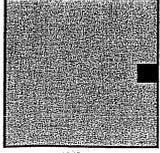
- (5) Development proposals for sites containing or abutting freshwater wetlands shall be separated by a nondisturbance buffer area which shall be in accordance with Article 24 of the New York State Environmental Conservation Law, the Wild, Scenic and Recreational Rivers Act and Chapter 107 of the Code of the Town of Riverhead, whichever is most restrictive. Distances shall be measured horizontally from the wetland edge as mapped by the New York State Department of Environmental Conservation, field delineation or local ordinance. Stricter buffer areas may be established for wetlands as appropriate. Buffer areas shall be delineated on development plans with conditions imposed to assure the preservation of the freshwater wetland resource. Said conditions shall be set forth in a declaration of covenants, conservation easement or similar instrument.
- (6) Development proposals for sites within the regulated area of the New York Wild, Scenic and Recreational Rivers Act shall conform to the standards of the Act. Variances from the Act shall meet all requirements imposed by the State of New York in order to be deemed to have met the requirements of this standard. Additional relief from the Town of Riverhead Zoning Board of Appeals shall not be required.
- (7) All stormwater generated by development shall be recharged on site unless surplus capacity exists in an off-site drainage system. In the review of development plans, the Town Board shall encourage the use of natural recharge areas or drainage system design which result in minimal disturbance of native vegetation with the use of natural swales and depressions as an alternative to excavated recharge basins where feasible. Development plans should include the use of ponds only if such ponds are designed to retain stormwater and are not merely constructed for aesthetic purposes. Adequate measures should be employed to control soil erosion and stormwater runoff during construction, as per guidelines promulgated by the New York State Department of Environmental Conservation.
- (8) No more than 65% of the lands within the Calverton Office Zoning Use District shall be cleared pursuant to the Central Pine Barrens Comprehensive Land Use Plan and the Pine Barrens Overlay District (Article XXXV) of the Zoning Code of the Town of Riverhead. The applicable clearance percentage shall be calculated over the entire parcel, including but not limited to public highways, roadways, building sites, parking areas, drainage structures and recharge areas. Development plans shall delineate the existing naturally vegetated areas, shall calculate those portions of the site that are already cleared due to previous activities, and shall contain calculations for the amount of disturbance of native vegetation and indicate the clearing limits thereof.
- (9) Land subdivision maps and site plans shall be designed to encourage the preservation of large unbroken blocks that provide for contiguous open spaces to be established when adjacent parcels are developed. Applications for subdivision and site plan shall contain calculations for clearing, and these limits shall become part of the filed map or approved drawings.

- (10) Development projects shall place no more than 15% of the entire site in fertilizer-dependent vegetation. Development designs shall consider native planting suggestions made part of the plan.
- (11) Development which will have a significant negative impact upon a habitat essential to those species identified on the New York State maintained lists as rare, threatened or of special concern, or upon the communities classified by the New York State Natural Heritage Program as G1, G2 or G3 or as S1, S2 or S3 or upon any federal listed endangered or threatened species, appropriate mitigation measures, as determined by the state, county or local government agency, shall be imposed to protect such species.
- (12) Development projects shall minimize disturbance of the natural grade and natural vegetation where slopes exceed 10%. Construction in areas with slopes exceeding 10% may be approved if the site design incorporates adequate soil stabilization and erosion control measures so as to mitigate negative environmental impacts. Where applicable, nondisturbance buffers shall be placed on those portions of the site where slopes exceed 10%. Development plans shall include a slope analysis depicting existing slopes in the ranges of 0% to 10%, 11% to 15% and 15% or greater. Erosion and sediment control plans and details of retaining walls and erosion control structures shall be referred for construction in areas where slopes exceed 15% and for roads and driveways traversing slopes of 10%.
- (13) Prior to construction, soil erosion and sediment control plans shall be prepared and approved which achieve the following objectives:
 - (a) Minimize potential impacts associated with soil erosion and resulting in sedimentation of surface waters.
 - (b) Limit work areas to the immediate areas of construction in order to minimize disruption of adjacent lands.
- (14) In order to provide for orderly development and the efficient provision of infrastructure, applications for development projects depicting either open space or reserve areas shall specify the conditions of ownership and the use of such lands, and such conditions shall be set forth in the deed of dedication, declaration of covenants, conservation easement or similar instrument.
- (15) Where applicable, development pursuant to the provisions of Article XX of this chapter shall be encouraged to preserve open spaces.
- (16) Development plans shall indicate established recreational and educational trails and trail corridors, active recreational sites, scenic corridors, roads, vistas and viewpoints, sites of historical or cultural significance, including historic districts, sites on the State or National Registers of Historic Places and historic structures listed on the State or National Registers of Historic Places, or recognized by local law or statute, sensitive archeological sites as identified by the New York State Historic Preservation Officer or the New York State Museum, within 500 feet of the proposed development, and shall provide adequate measures to protect such natural resources. The use of existing natural buffers or the restoration of degraded buffer areas, the use of signs or other man-made structures, consistent in style and scale with the community character, or other similar measures shall be taken to protect roadside areas as well as scenic and recreational resources.

- (17) All development shall comply with the applicable provisions of the Suffolk County Sanitary Code and all other applicable federal, state or local laws.
- (18) A buffer of 1,000 feet of and no more than 50% disturbance shall be permitted around verified endangered species breeding ponds pursuant to NYSDEC freshwater wetland permit requirements.
- (19) Development within the Calverton Office Zoning Use District shall comply with the Noise Ordinance of the Town of Riverhead, which limits such noise levels from commercial and industrial properties to neighboring properties to 65 dBA. In the event that such noise levels are exceeded, such additional noise abatement measures, including increasing such setbacks or the provision of noise walls or the provision of berms, fences, vegetation and the like, shall be provided for.

- Underline represents addition(s)

ENTERPRISE PARK AT CALVERTON



Zoning Use at EPCAL

- Proposed new PRP Use District
- Existing PIP Use District
- Light Industrial Use District
- Proposed Calverton Office Use District

Town of Riverhead

Supervisor: Phil Cardinale
200 Howell Ave, Riverhead, N.Y. 11901

6-28-06

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 730

**ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(108-20.2 – Residence A-80 (RA-80) Zoning Use District)**

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

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

WHEREAS, a public hearing was held on the 18th day of July, 2006 at 7:30 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law amending Chapter 108 "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on August 1, 2006. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 108
Zoning**

ARTICLE VA
Residence A-80 (RA-80) Zoning Use District

§ 108-20.2. Uses.

In the RA-80 Zoning Use District, no building, structure or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

- A. Permitted uses.
- (1) Agricultural production, including but not limited to the following:
 - (a) Field crops, including corn, wheat, oats, rye, barley, hay, potatoes, and dry beans.
 - (b) Fruits, including apples, peaches, grapes, cherries and berries.
 - (c) Vegetables, including tomatoes, snap beans, cabbage, carrots, beets and onions.
 - (d) Horticultural specialties, including nursery stock, ornamental shrubs, ornamental trees and flowers.
 - (e) Livestock and livestock products, including cattle, sheep, hogs, goats, horses, poultry, farmed deer, farmed buffalo, fur-bearing animals, milk, eggs and furs.
 - (f) Christmas trees grown in a managed Christmas tree operation, whether dug for transplanting or cut from the stump.
 - (g) Commercial horse boarding operation.
 - (2) Licensed small animal and bird rehabilitation on a parcel a minimum of ten (10) acres with lot coverage not to exceed 20% for this use.

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 731

ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE
(Destination Retail (DRC) Zoning Use District – Permitted Uses.)

COUNCILMAN BARTUNEK offered the following resolution, was seconded by
COUNCILMAN DUNLEAVY

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

WHEREAS, a public hearing was held on the 18th day of July, 2006 at 7:15 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law amending Chapter 108 "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on August 1, 2006. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 108
Zoning
ARTICLE XLVI
Destination Retail Center (DRC) Zoning Use District**

§ 108-258. Uses.

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

A. Permitted uses:

(4) Banks.

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

8/1/06

Hold till
Sept 19

TOWN OF RIVERHEAD

Resolution # 732

ADOPTS A LOCAL LAW AMENDING CHAPTER 101 ENTITLED "VEHICLES AND TRAFFIC" OF THE RIVERHEAD TOWN CODE (101-8 WEIGHT LIMITS)

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN DENSIESKI

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 18th day of July, 2006 at 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that the local law amending Chapter 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

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

Doose
Hold until
September 19th
to send
update

**ERHEAD
OPTION**

Board of the Town of Riverhead adopted a
and Traffic" of the Riverhead Town Code at
acted by the Town Board of the Town of

**ter 101
ND TRAFFIC**

weight of greater than ~~10,000~~ 16,000 pounds
ys or part thereof, except local deliveries.

ommencing from the intersection of
in a northerly direction to the
Osborn Avenue

ommencing from the intersection of
et in a northerly direction to the intersection of
e

ommencing from the intersection of
et in a northerly direction to the intersection of
e

Sweezy Avenue

In its entirety commencing from the intersection of
West Main Street in a northerly direction to the
intersection of Osborn Avenue

Wading River Manor
Road

In its entirety commencing from the intersection of
Rte. 25 (Middle Country Road) in a northerly
direction to the intersection of Rte 25A

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 733

**ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE
(RESIDENCE DISTRICTS SCHEDULE OF DIMENSIONAL REGULATIONS)**

COUNCILMAN DENSIESKI _____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS _____:

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

WHEREAS, a public hearing was held on the 18th day of July, 2006 at 7:10 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law amending Chapter 108 "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on August 1, 2006.

Be it enacted by the Town Board of the Town of Riverhead as follows:

Town of Riverhead
§ ----- Residence Districts Schedule of Dimensional Regulations
Amended 6-22-2004 by L.L. No. ----2004

Zoning Use District	Minimum lot area (square feet)	Minimum lot width (feet)	Maximum impervious surface (%)	Maximum height of residential buildings (feet)	Minimum front yard depth (feet)	Minimum either side yard width (feet)	Minimum both side yards, total width (feet)	Minimum side abutting side street (feet)	Minimum rear yard depth (feet)
Agricultural Protection (APZ) 3	80,000	175	15	35	60	30	65	60	75
Residence A-80 (RA-80) 3	80,000	175	15	35	60	30	65	60	75
Residence A-40 (RA-40)									
As-of-right subdivision	40,000	150	15	35	50	25	55	50	60
Workforce housing option ¹	20,000	100	15	35	40	10	25	40	40
Hamlet Residential (HR)	80,000	175	15	35	60	30	65	60	75
Residence B-80 (RB-80) 3	80,000	175	15	35	60	30	65	60	75
Residence B-40 (RB-40)	40,000	150	15	35	50	25	55	50	60
Retirement Community (RC)	15 acres ²	150	15	35	25	10	25	25	40

NOTES:

¹ ~~The workforce housing option allows an increased development yield of 50% provided that 66% of the total lots within the subdivision are reserved for workforce housing.~~

¹ ~~The workforce housing option allows an increased development yield of 100% provided that 100% of the increased development yield within the subdivision is reserved exclusively for workforce housing.~~

² The minimum parcel area to be considered for inclusion within the Residence RC Zoning Use District shall be fifteen (15) acres with development yield of one (1) unit per 40,000 square feet.

³ Agricultural worker housing development yields not to exceed (1) unit per 80,000 square feet of real property.

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

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

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 734

ADOPTS AMENDED FEE SCHEDULE FOR ELECTRICAL INSPECTIONS UNDER CHAPTER 52

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

WHEREAS, The Town Board of the Town of Riverhead is authorized to establish fees for electrical inspections, pursuant to Section 52-6 (j) (2) of the Riverhead Town Code; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed the current fees and deems said fees are to be amended, and;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby adopts the amended fee schedule for electrical inspections as provided in the attached schedule of fees entitled, "work order codes for electrical applications"; and

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
WORK ORDER CODE FOR ELECTRICAL APPLICATIONS**

RESIDENTIAL & AGRICULTURAL FEES:

<u>Code:</u>	<u>Fee:</u>
ELAB 10 Devices or less	\$ 49.00
ELEA AG swimming pool, signs, fire reconnects	\$ 81.00
ELEB residential garage, add./ renov. not to exceed 500 sq. ft.	\$ 97.00
ELEC residential home, add./renov. 501 to 1000 sq.ft. per occupancy	\$ 129.00
ELED residential home, add./renov. 1001 to 1600 sq.ft. per occupancy	\$ 162.00
ELEE residential home, add./renov. 1601 to 2500 sq.ft.	\$ 243.00
ELEF residential home, add./renov. 2501 to 3500 sq.ft	\$ 324.00
ELEG residential home, add./renov. 3501 sq. ft. or larger	\$ 526.00
ELSP IG swimming pool, hot tub	\$ 130.00
Heated pools an additional	\$ 67.00
ELSD electrical survey, defects removed	\$ 138.00
ELME residential mechanical equipment	\$ 49.00
{ ELTGH Temporary Greenhouses	\$ 81.00
{ ELPGH Permanent Greenhouses	\$ 115.00
SVCU service 400 amps or under	\$ 81.00
SVCO service over 400 amps	\$ 146.00
CONDO per unit	\$ 243.00

RESIDENTIAL FEES INCLUDE SERVICE

INSPECTION SCHEDULE:

1. underground work requires a trench inspection
2. rough inspection prior to insulation
3. final inspection at completion

COMMERCIAL FEES -DO NOT INCLUDE SERVICE

<u>Code:</u>	<u>Fee:</u>
CMEA 5 or less devices (basic)	\$ 67.00
CMEB comm. bldg., renov./add. not to exceed up to 500 sq. ft.	\$ 138.00
CMEC comm. bldg., renov./add. 501 to 1000-sq. ft.	\$ 203.00
CMED comm. bldg., renov./add. 1001 to 1600 sq. ft.	\$ 284.00
CMEE comm. bldg., renov./add. 1601 to 2500 sq. ft.	\$ 405.00
CMEF comm. bldg., renov./add. 2501 to 3500 sq. ft.	\$ 567.00
CMEG comm. bldg., renov./add. 3501 to 10,000 sq. ft.	\$ 648.00
CMEH comm. bldg., renov./add. 10,110 to 20,000 sq. ft.	\$ 972.00
CMEI comm. bldg., renov./add. 20,001 to 30,000 sq. ft.	\$ 1,215.00
CMEJ comm. bldg., renov./add. 30,001 to 50,000 sq. ft.	\$ 1,701.00
CMEK comm. bldg., renov/add 50,001 to 100,000 sq. ft.	\$ 2,511.00
CMEL comm. bldg., renov./add. 100,001 sq. ft. & above	\$ 3,159.00
CMSP comm. swimming pools & related equipment	\$ 243.00
CMEM gas station, marina & related equipment	\$ 486.00
Tents up to 2,000 s.f. a flat fee of	\$ 200.00
2,001 s.f. and up a flat fee of	\$ 350.00
CMME comm. mechanical equipment	\$ 121.00
CONDO per unit	\$ 243.00
Duplicate Certificates	\$ 40.00
CMAP Carbon Monoxide Alarm(s)	\$ 40.00

** If not listed above, please contact the office of Electrical Inspector,
631-727-3200 x 268 effective 5/1/00, revised 7/16/02, 1/20/04, 8/1/06

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 735

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT TO CHAPTER 101 "VEHICLES & TRAFFIC" OF THE RIVERHEAD TOWN CODE
(101-10 Parking prohibited.)

COUNCILMAN BARTUNEK

_____ offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY _____:

RESOLVED, that the Town Clerk is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment to Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the August 10, 2006 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Chief Hegermiller, Riverhead Police Department; Code Enforcement; Mark Kwasna, Highway Superintendent and the Office of the Town Attorney.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 15th day of August, 2006 at 7:25 p.m. at the George C. Young Community Center, South Jamesport Avenue, Jamesport, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

Chapter 101
Vehicles and Traffic
ARTICLE VII

§ 101-10. Parking prohibited.

The parking of vehicles is hereby prohibited in the locations as follows

Name of Street	Side	Location
<u>Hulse Landing Road</u>	<u>Both</u>	<u>From its intersection with North Wading River Road southerly to Park Street</u>

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

August 1, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 736

AUTHORIZES THE TOWN SUPERVISOR TO EXECUTE THE ATTACHED AGREEMENT WITH ENERGY CURTAILMENT SPECIALISTS

COUNCILMAN DUNLEAVY offered the following resolutions, which was seconded
by COUNCILMAN DENSIESKI.

RESOLVED, that the Supervisor is hereby authorized to execute the attached agreement with Energy Curtailment Specialists for the Riverhead Water District.; and

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

THE VOTE

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

Z:/Trina

WE WANT TO PARTICIPATE IN OPERATION SAVE NEW YORK...

Facility Name: _____ **Utility Acct #:** _____

Address: _____ **City:** _____ **Zip:** _____

Contact Person: _____ **Tel #** _____

Fax # _____ **Email:** _____

We want to participate in Energy Curtailment Specialists (ECS)' "Operation Save New York" Program. By signing this Enrollment Form, we understand the following:

- 1.) We will be paid as follows: For every month in the Summer Period (May-October), \$5.25 per kW per month; For every month in the Winter Period (November – April), \$3.60 per kW per month; Beginning with Summer 2007 period, ECS will pay this same rate, subject to the market price for capacity clearing at \$5.50/kW per month in summer and \$3.80/kW per month in winter. If the market price clears lower than these thresholds, ECS will still pay whatever the clearing price is less \$.20/kW-month
- 2.) We will additionally be paid \$.50/kWh as energy payments for any curtailment during an actual emergency event.
- 3.) We will also be paid for the fuel cost to run our on-site generator during the NYISO Event or Test, as requested by ECS. The formula for calculating this fuel reimbursement is on Appendix "A".
- 4.) We will not be subject to financial penalties by participating in this program, even if we fail to reduce electricity when called upon. Further, we ARE paid to the extent that we reduce electricity, even if less than the estimated curtailment projected.
- 5.) ECS will install an interval meter which complies with NYISO's requirements at no cost to us. In fact, ECS will never charge us for any service under this Application.
- 6.) ECS will maintain no control over when and how we reduce electricity when called upon. We will make best efforts to reduce electricity when requested.
- 7.) ECS will give us a day-ahead notice of any request for reduction (If by 3:15 pm, then the earliest start time would be 20 hours after notice; If after 3:15 pm, then earliest start time would be 23 hours after notice).
- 8.) Upon request of Customer and as required, ECS would obtain the paperwork necessary for registering Customer's generators. Customer would supply answers and information for filling out the paperwork. If necessary, ECS's engineers will help fill out the paperwork to alleviate any confusion. ECS would then file the paperwork with the DEC and pay all associated DEC registration fees.
- 9.) We agree to participate for the next four (4) periods: Summer '06, Winter '06-'07, Summer '07, Winter '07-'08. We authorize ECS to enroll us in NYISO's various Demand Response Programs.

Signature: _____ **Title:** _____ **Date:** _____

Signed by ECS: _____ **Date:** _____

To be completed by ECS Copy of this Application (with estimated curtailment) sent to Participant: _____ Date _____
Estimated Curtailment (kW): Summer Min: _____ Summer Max: _____ Winter Min: _____ Winter Max: _____

WE WANT TO PARTICIPATE IN OPERATION SAVE NEW YORK...

APPENDIX "A"

* Formula for calculating fuel cost reimbursement:

Assumptions:

Heat rate of the engines = 12,000 Btu/kW

Heating value of fuel = 100,000 Btu/therm (natural gas)

Heating value of fuel – 140,000 Btu/gal (diesel fuel)

Fuel consumed (natural gas) = 12,000 btu/kWh x # kWh x 1/100,000 Btu/therm = # therms

Fuel Cost (natural gas) = # therms x \$ (Avg. KeySpan \$/therm for firm gas for that month)

Fuel consumed (diesel fuel) = 12,000 Btu/kWh x # kWh x 1/140,000 Btu/gal = # gallons

Fuel Cost (diesel fuel) = # gals. x \$ (Avg. cost of diesel at the pumps on Long Island for that month)

08/01/06

Adopted

TOWN OF RIVERHEAD

Resolution # 737

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH A PUBLIC NOTICE FOR A PUBLIC HEARING REGARDING A LOCAL LAW TO REPEAL § 108-56.1. "PENALTIES FOR OFFENSES AGAINST SIGN PROVISIONS"

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS _____:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to repeal § 108-56.1. "Penalties for offenses against sign provisions" once in the August 10, 2006 edition of the News Review Newspaper, 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, Planning Department, Code Enforcement, and the Town Attorney.

THE VOTE

Dunleavy <input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek <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 6th day of September, 2006 at 2:25 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 repeal § 108-56.1. "Penalties for offenses against sign provisions" of the Riverhead Town Code as follows:

~~§ 108-56.1. Penalties for offenses against sign provisions. [Added 10-19-1993; amended 8-2-1994]~~

~~Any sign installed without benefit of a sign permit pursuant to § 108-56 of the Riverhead Town Code shall be charged a civil penalty of \$500 in addition to the sign permit and application fee as specified in § 52-10 of the Riverhead Town Code. Said civil penalty shall be due and payable upon application for a sign permit.~~

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 738

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 101 ENTITLED "VEHICLES AND TRAFFIC" OF THE RIVERHEAD TOWN CODE (101-8.1 WEIGHT LIMITS)

COUNCILWOMAN BLASS

_____ offered the following

resolution, which was seconded by COUNCILMAN BARTUNEK _____:

RESOLVED, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law to consider the amendment of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the August 10, 2006 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Riverhead Police Chief David Hegermiller; the Riverhead Highway Department and the Office of the Town Attorney.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Deniseski	<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 6th day of September, 2006 at 2:15 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

§ 101-8.1 Weight limits.

No person shall operate a motor vehicle of a total weight of greater than 18,000 pounds (9 tons) upon the following designated town highways or part thereof, except local deliveries.

Street

Location

Fresh Pond Road

In its entirety commencing from the intersection of S.R. 25 (Middle Country Road) in a northerly direction to the intersection of Sound Avenue

Dated: Riverhead, New York
August 1, 2006

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

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

8/1/06

Adopted

TOWN OF RIVERHEAD

Resolution # 739

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 107 ENTITLED, "TIDAL AND FRESHWATER WETLANDS" OF THE RIVERHEAD TOWN CODE

COUNCILMAN BARTUNEK

_____ offered the following resolution, was seconded

COUNCILMAN DUNLEAVY

by _____:

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the August 10, 2006 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law amending Chapter 107 entitled, "Tidal and Freshwater Wetlands" to be posted on the sign board of the Town; and be it further

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

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

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 6th day of September, 2006 at 2:20 o'clock p.m. to consider a local law amending Chapter 107 "Tidal and Freshwater Wetlands" of the Riverhead Town Code as follows:

107-3. Definitions

Wetlands Delineator- A wetlands delineator shall have the following qualifications: a bachelor of arts or a bachelor of science in natural sciences (Biology, Botany, Ecology, Earth) with a minimum certification of successful training in the use of the: Federal Manual for Identifying and Delineating Jurisdictional Wetlands from a recognized training program (US Fish and Wildlife Service).

107-12. Wetland Map Amendments

The Town of Riverhead Fresh Water Wetlands Inventory may be amended from time to time either by Town Board initiative or at the request of the property owner or his/her authorized agent. The procedures and criteria for amending the Town of Riverhead Fresh Water Wetlands Inventory are set forth below.

A. Amendment through Town Board Initiative

The Town may undertake amendments to its Freshwater Wetlands Inventory (1979) on its own initiative when the Town Board receives verifiable information and adopts a resolution indicating that:

1. New wetlands exist within the Town which were inadvertently excluded from the Town's Fresh Water Wetlands Inventory, or
2. technical adjustments to the boundaries of existing mapped wetlands are required due to significant changes in the nature of the wetland; or
3. it is appropriate to delete wetland areas shown on the Fresh Water Wetlands Inventory that no longer meet the statutory definition of a wetland.

B. Amendment requested by property owner.

Amendment to the Town's Freshwater Wetlands Inventory may be requested by a property owner or by an authorized agent requester thereof by submitting a formal request in writing to the Riverhead Town Clerk. The Riverhead Town Clerk shall supply a form for such requests. Said form request shall include the following information:

1. name, address and telephone number of property owner and agent (if any);
2. A photocopied tax map identifying the area to be investigated;
3. A copy of the deed to property
4. A copy of the current tax bill for the subject property;
5. A list of the names and addresses of all adjoining property owners.
6. An indication as to whether the requester wishes to be present for the field visit or for a field review of flagged boundary;
7. An authorization and hold harmless agreement authorizing the Town of Riverhead to enter upon the subject property
8. A completed Short Environmental Assessment Form.
9. A fee of fifty (\$50.) dollars.

C. The procedure for amending the Freshwater Wetlands Inventory by Local Law is as follows:

1. Upon receipt of a request pursuant to paragraphs A, the Town shall notify the owner of the property upon which the reputed wetland exists (or no longer exists) of the request. The notification to the property owner shall include a copy of the Town Board's request for permission to enter upon the property to examine the reputed wetland area.
2. Upon receipt of a permission as set forth in paragraph C(1) above or a request pursuant to paragraph B above, the Town Board shall engage a qualified wetlands delineator who shall examine the wetland(s) proposed to be included on the Town's Fresh Water Wetlands Inventory who shall prepare a report indicating his or her findings with respect to the reputed wetland and a determination as to whether the area examined meets the definition of a Fresh Water Wetland as set forth in this Article.

3. Should the report and findings of the wetlands delineator reveal that an amendment to the Fresh Water Wetlands Inventory is appropriate; the Town Board shall cause a survey to be prepared showing the wetland(s) proposed to be included in or deleted from the Fresh Water Wetlands Inventory. The survey shall contain all required data such as topographic contours, drainage systems, the location of other mapped wetlands existing on the subject property, and any structures existing on the property.
4. Upon completion of the wetland survey the Town Board shall cause a public hearing to be held to consider the proposed Fresh Water Wetland Inventory Map amendment.
 - a. Written notice of the public hearing together with a brief description of the action proposed to be taken and a copy of the survey shall be published in the official newspaper of the town and mailed by certified mail to all adjoining property owners and the Department of Environmental Conservation Division of Fresh Water Wetlands at least 10 days prior to the scheduled hearing date.

D. Adoption of amendments to Fresh Water Wetlands Inventory.

1. Following the public hearing and review of the information supplied in the request, the investigation, report and findings of the wetlands delineator, the survey, the testimony given at the public hearing, and any other relevant information, the Town Board may adopt a local law amending the Fresh Water Wetlands Inventory Map of the Town.
2. Notice of the adoption of the local law amending the Fresh Water Wetlands Inventory shall be published as required by law and shall be delivered to the owner of the property on which the subject wetland is located on and the Department of Environmental Conservation by certified mail. The local law shall also be filed with the Secretary of State of the State of New York as required by law.

Dated: Riverhead, New York
August 1, 2006

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/1/06

Adopted

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS

COUNTRY TRAILS

EXTENSION NO. 71

Adopted _____

Resolution # 740

Councilperson COUNCILMAN DUNLEAVY offered the following resolution which was seconded by Councilperson COUNCILMAN DENSIESKI

RESOLVED, that the town Clerk be and is hereby authorized to publish and post the attached Notice of Bidders in the August 10, 2006, edition of the News Review, with regard to receiving bids for Extension No. 71 of the Riverhead Water District, Country Trails Subdivision, and be it further

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

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale ___ yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for the "*Installation of Water Mains and Appurtenances*" for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until **11:05 A.M.**, on **Monday, August 21, 2006**, at which time and place all bids will be publicly opened and read aloud for:

**PROJECT NO.: RDWD A1-61,
EXTENSION No. 71 - Country Trails Subdivision**

Riverhead Town No.: 30066

Plans and specifications may be examined and obtained on or after *August 10, 2006* at the Office of the Town Clerk between the hours of 8:30 A.M. and 4:30 P.M. weekdays, except holidays or by visiting the Town of Riverhead website: www.riverheadli.com and click on "Bid Requests".

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 informality, and to accept the lowest responsible bid.

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

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: August 10, 2006

8/1/06

Adopted

**AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS
STONELEIGH WOODS DEVELOPMENT,
PHASE 1
EXTENSION NO. 83**

Adopted _____

Resolution # 741

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 August 10, 2006, edition of the News
Review, with regard to receiving bids for Extension No. 83 of the Riverhead
Water District, Stoneleigh Woods Development, Phse 1, and be it further

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

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

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
 Blass yes ___ no ___ Depsieski yes ___ no ___
 Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

H2M

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for the "*Installation of Water Mains and Appurtenances*" for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until **11:00 A.M.**, on **Monday, August 21, 2006**, at which time and place all bids will be publicly opened and read aloud for:

***PROJECT NO.: RDWD 05-52,
EXTENSION No. 83 – STONELEIGH WOODS, PHASE 1***

Plans and specifications may be examined and obtained on or after *August 10, 2006* at the Office of the Town Clerk between the hours of 8:30 A.M. and 4:30 P.M. weekdays, except holidays or by visiting the Town of Riverhead website: www.riverheadli.com and click on "Bid Requests".

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 informality, and to accept the lowest responsible bid.

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

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: August 10, 2006

08/01/06

Adopted

TOWN OF RIVERHEAD

Resolution # 742

AUTHORIZES THE RETENTION OF MARY C. HARTILL, ESQ. AS SPECIAL COUNSEL FOR OPEN SPACE AND DEVELOPMENT RIGHTS PURCHASES

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

WHEREAS, the Town Board desires to retain Mary C. Hartill, Esq. as special counsel in connection with open space and development rights purchases.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes Mary C. Hartill, Esq. to act as legal counsel in connection the following transactions: Alberto, Kujawski, and Carter at the rate of \$1,500.00 per contract and closing; and Edwards at the rate of \$750.00 per closing, and be it further

RESOLVED, that Mary C. Hartill, Esq. is authorized to attend the August 2, 2006 meeting of the Farmland Select Committee at the rate of \$150.00 per hour, and be it further

RESOLVED, that the Riverhead Town Board hereby authorizes the Supervisor to execute a Retainer Agreement; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Mary C. Hartill, Esq.; the Office of the Supervisor; the Town Attorney's Office and the Office of Accounting.

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

Adopted

RESOLUTION # 743 ABSTRACT #06-28 July 20 2006 (TBM 8/01/06)			
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by			
COUNCILMAN DUNLEAVY			
FUND NAME	CD - None	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1	\$ 743,261.18	\$ 743,261.18
POLICE ATHLETIC LEAGUE	4	\$ 60.00	\$ 60.00
RECREATION PROGRAM FUND	6	\$ 29,169.03	\$ 29,169.03
CHILD CARE CENTER BUILDING FUN	9	\$ 48.78	\$ 48.78
SENIOR CITIZEN DAY CARE CENTER	27	\$ 303.87	\$ 303.87
ANIMAL SPAY & NEUTERING PROGRA	29	\$ 230.00	\$ 230.00
ECONOMIC DEVELOPMENT ZONE FUND	30	\$ 2,300.24	\$ 2,300.24
HIGHWAY FUND	111	\$ 86,809.13	\$ 86,809.13
WATER DISTRICT	112	\$ 75,688.94	\$ 75,688.94
RIVERHEAD SEWER DISTRICT	114	\$ 31,893.63	\$ 31,893.63
REFUSE & GARBAGE COLLECTION DI	115	\$ 314,001.51	\$ 314,001.51
STREET LIGHTING DISTRICT	116	\$ 5,444.64	\$ 5,444.64
BUSINESS IMPROVEMENT DISTRICT	118	\$ 157.76	\$ 157.76
AMBULANCE DISTRICT	120	\$ 85,400.67	\$ 85,400.67
EAST CREEK DOCKING FACILITY FU	122	\$ 2,142.39	\$ 2,142.39
CALVERTON SEWER DISTRICT	124	\$ 5,266.58	\$ 5,266.58
RIVERHEAD SCAVANGER WASTE DIST	128	\$ 14,502.55	\$ 14,502.55
WORKERS' COMPENSATION FUND	173	\$ 1,513.76	\$ 1,513.76
UNEMPLOYMENT INSURANCE RESERVE	176	\$ 470.48	\$ 470.48
CDBG CONSORTIUM ACOUNT	181	\$ 574.36	\$ 574.36
TOWN HALL CAPITAL PROJECTS	406	\$ 7,240.00	\$ 7,240.00
YOUTH SERVICES CAP PROJECT	452	\$ 2,431.80	\$ 2,431.80
SENIORS HELP SENIORS CAP PROJE	453	\$ 3,244.35	\$ 3,244.35
MUNICIPAL FUEL FUND	625	\$ 2,565.50	\$ 2,565.50
MUNICIPAL GARAGE FUND	626	\$ 23,598.50	\$ 23,598.50
TRUST & AGENCY	735	\$ 3,021,360.24	\$ 3,021,360.24
COMMUNITY PRESERVATION FUND	737	\$ 4,669.67	\$ 4,669.67
CALVERTON PARK - C.D.A.	914	\$ 24.39	\$ 24.39
TOTAL ALL FUNDS		\$ 4,464,373.95	\$ 4,464,373.95

THE VOTE

Dunleavy yes no Bartunek yes no
 Blass yes no Densieski yes no
 Cardinale yes no

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

Adopted

RESOLUTION # <u>743</u> ABSTRACT #06-29 July 27, 2006 (TBM 8/01/06)				
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by				
COUNCILMAN DUNLEAVY				
FUND NAME		CD - None	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		\$ 2,038,966.22	\$ 2,038,966.22
RECREATION PROGRAM FUND	6		\$ 12,272.31	\$ 12,272.31
HIGHWAY FUND	111		\$ 32,351.67	\$ 32,351.67
WATER DISTRICT	112		\$ 6,454.62	\$ 6,454.62
RIVERHEAD SEWER DISTRICT	114		\$ 19.90	\$ 19.90
STREET LIGHTING DISTRICT	116		\$ 37.06	\$ 37.06
PUBLIC PARKING DISTRICT	117		\$ 536.70	\$ 536.70
AMBULANCE DISTRICT	120		\$ 10.90	\$ 10.90
EAST CREEK DOCKING FACILITY FU	122		\$ 78.21	\$ 78.21
RIVERHEAD SCAVANGER WASTE DIST	128		\$ 2,358.90	\$ 2,358.90
WORKERS' COMPENSATION FUND	173		\$ 2,779.84	\$ 2,779.84
CDBG CONSORTIUM ACOUNT	181		\$ 205.50	\$ 205.50
GENERAL FUND DEBT SERVICE	384		\$ 3,000,000.00	\$ 3,000,000.00
TOWN HALL CAPITAL PROJECTS	406		\$ 3,932,976.94	\$ 3,932,976.94
MUNICIPAL FUEL FUND	625		\$ 38,916.77	\$ 38,916.77
MUNICIPAL GARAGE FUND	626		\$ 11,374.67	\$ 11,374.67
TRUST & AGENCY	735		\$ 18,166.93	\$ 18,166.93
CALVERTON PARK - C.D.A.	914		\$ 511.62	\$ 511.62
TOTAL ALL FUNDS			\$ 9,098,018.76	\$ 9,098,018.76

THE VOTE

Dunleavy ___ yes ___ no Bartunek ___ yes ___ no

Blass ___ yes ___ no Densieski ___ yes ___ no

Cardinale ___ yes ___ no

THE RESOLUTION ___ WAS ___ WAS NOT
THEREFORE DULY ADOPTED