

**TOWN BOARD MEETING
AGENDA
PHILIP CARDINALE, Supervisor
AUGUST 7TH, 2007**

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

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

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Paul Leszczynski
Mason E. Haas
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

**William Rothaar
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:

- #717 Installation of Fence at Skate Park Budget Adjustment
- #718 Recreation Parking Lot Budget Adjustment
- #719 Buffer Zone Protection Plan Grant Acceptance and Budget Adoption
- #720 Sanitation Department Budget Adjustment
- #721 Main Street Improvement Program Budget Adjustment
- #722 Approves Request for Leave of Absence (S. Palmer)
- #723 Promotion to Assistant Superintendent of Recreation in the Recreation Department (K. Tocci)
- #724 Ratifies Appointment of Chief of Accountant (W. Rothaar)
- #725 Accepts Retirement of a Police Officer (T. Buckley)
- #726 Appoints a Seasonal Traffic Control Officer on the Police Officer Department (T. Condzella)
- #727 Amends Resolution #654
- #728 Accepts Resignation of Two Anti-Litter Committee Members (J. & . Griffin)
- #729 Appoints Members to the Anti-Litter Advisory Committee (J. O'Neill & W. Behrle)
- #730 Accepts the Resignation of a Seasonal Clerk from to the Riverhead Recreation Department (S. Roth)
- #731 Ratifies the Appointment of a Seasonal Clerk to the Riverhead Recreation Department (D. Doll)
- #732 Authorizes Attendance of a Police Officer to Training

- #733 Authorizes the Supervisor to Execute a Stipulation with Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852
- #734 Ratifies the Terms and Conditions of Employment for Christine Hubbs
- #735 Authorizes Publication of Advertisement Requesting General Contractors and Tradesman to Apply as Vendors for the Town of Riverhead Home Improvement Program
- #736 Authorizes Submission and Publication of Notice of JAG Grant Application for Funds to Purchase a Highway Patrol Vehicle for the Town of Riverhead Police Department
- #737 Determines Office Space for Title Examiners to be a Professional Office within the DC-1 Zoning Use District
- #738 Authorizes Fire Marshal to Participate on Building Code Technical Sub-Committee
- #739 Grants Special Use Permit of Irene and Etham Tahir Pink House Bed & Breakfast
- #740 Accepts 100% Security of John Damianos (Jason's Vineyard, Inc.)- Certificate of Deposit
- #741 Authorizes Town Clerk to Publish and Post Public Notice for Public hearing Regarding a Local Law to Amend Chapter 52 Entitled, "Building Construction" of the Riverhead Town Code (§52-20 Enforcement of Uniform Fire Prevention and Building Code for Government buildings and activities)
- #742 Awards Bid for Police Uniforms
- #743 Order Calling Public Hearing Electrical Service Upgrade at Plant No. 12-RWD

- #744 Order Calling Public Hearing-Test Well Program-RWD
- #745 Appointing the Firm of Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP Special Counsel with Respect to Litigation with Henry B. Silverman, Melissa Silverman and others
- #746 Authorizes the Town Board to Approve a Boundary Line Alteration Between 201 Howell Avenue and 718 East Main Street for purposes of Obtaining Additional Parking for the Riverhead Building Department
- #747 Reappoints Engineering Consultant and Approves attached Free Schedule
- #748 Resolution and Consent Approving the Dedication of Highways Known as Crescent Court, Waverly Court and Recharge Basin (Darren Development Crescent on the Sound)
- #749 Approves Chapter 90 Application of the Hallockville Museum Farm and Folklife Center
- #750 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider an Amendment to Chapter 18 Entitled, "Code of Ethics" of the Riverhead Town Code
- #751 Accepts Offer of the Sale of Development Rights (Property Owners: Shoreline Development Corp)
- #752 Authorizes CSEA President to Attend Delegates Meeting
- #753 Awards Bid for Large Quantity Asphalt Placement Contract
- #754 Adopts a Local Law to Amend Chapter 108 of the Town Code of the Town of Riverhead Entitled, "Zoning" (§108-121 Uses.- Hamlet Residential (HR) Zoning Use District)
- #755 Authorizes the Release of a Performance Bond for Walgreen's Drug Store

- #756 Authorizes Attendance of Assessor at Seminar
- #757 Approves Chapter 90 Application of Church of the Harvest (Basketball Tournament)
- #758 Approves the Application for Fireworks Permit of Riverhead Business Improvement District
- #759 Authorizing Offer Pursuant to Section 303 of the New York State Eminent Domain Procedure Law in Connection with the Condemnation of 48-52 Peconic Avenue, SCTM 0600-128-6-85.3, Riverhead, New York
- #760 Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Purported Owners: PF & E Associates Inc.)
- #761 Extends Bid Contract for Electric Motor Emergency Repair/Replacement- RWD
- #762 Awards Bid-Demchuk Estates and Fedun Estates-RWD
- #763 Order Establishing Ext. No. 85-RWD Mastro Realty
- #764 Order Establishing Lateral Water Main-RWD-North Wind Homes, Hulse Landing Road, Wading River, NY
- #765 Awards Bid-Extension No. 88- Osborne Acres-RWD
- #766 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (§108-73 Permits)
- #767 Ratifies the Authorization of the Town Clerk to Post and Publish a Notice to Bidders for the Purchase of One New Holland TN60DA 4 Wheel Drive Tractor and One New Holland TC45DA 4 Wheel Drive Tractor
- #768 Approves Chapter 90 Application of Larry's Lighthouse Marina (Boat Show)

- #769 Approves Chapter 90 Application of Southbay Recreation, Inc.
- #770 Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 Entitled, "Vehicles & Traffic" of the Riverhead Town Code (§101-3 Stop and Yield intersections; railroad crossings; parking fields)
- #771 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Industrial A (IA) Zoning Use District-Special Permit uses)
- #772 Authorizes the Town Clerk to Publish and Post a Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Definitions-Non-Toxic Gases)
- #773 Classifies Action and Declares Lead Agency on Special Permit of Historic Village at Jamesport and Refers Petition to the Planning Board
- #774 Authorizes Town Clerk to Publish and Post Notice to Consider a Local Law to Amend Chapter 108 of the Riverhead Town Code Entitled, "Zoning" (§108-56 Signs)
- #775 Pays Bills

August 7, 2007

Adopted

TOWN OF RIVERHEAD

INSTALLATION OF FENCE AT SKATE PARK

BUDGET ADJUSTMENT

RESOLUTION # 717

_____ 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>
406.095031.481900.70059	Transfer from Park & Rec.	\$11,100	
406.071100.524410.70059	Fencing		\$11,100

THE VOTE

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

August 7, 2007

Adopted

TOWN OF RIVERHEAD
RECREATION PARKING LOT
BUDGET ADJUSTMENT
RESOLUTION # 718

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>
406.095031.481900.40188	Recreation and Development Fees	\$11,500.00	
406.070200.547900.40188	Contingency	\$12,483.94	
406.07020.523039.40188	Infrastructure Improvements		\$23,983.94

THE VOTE

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

August 7, 2007

Adopted

TOWN OF RIVERHEAD
BUFFER ZONE PROTECTION PLAN GRANT ACCEPTANCE AND BUDGET ADOPTION

RESOLUTION # 719

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

WHEREAS, the Town desires to Accept Buffer Zone Protection Plan Grant; and

WHEREAS, the Town Police Department has agreed to administer the Buffer Zone Protection Plan Grant; and

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to accept the grant agreement; and

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

		<u>FROM</u>	<u>TO</u>
406.031200.492225.40160	Homeland Security Aid	50,000	
406.031200.524900.40160	Miscellaneous Equipment		50,000

VOTE

Dunleavy Yes No Bartunek Yes No

Blass Yes No Densieski Yes No

Cardinale - Yes

August 7, 2007

Adopted

TOWN OF RIVERHEAD

SANITATION DEPARTMENT

BUDGET ADJUSTMENT

RESOLUTION # 720

COUNCILMAN DUNLEAVY

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

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

		<u>FROM</u>	<u>TO</u>
115.081600.512500	Overtime	6,000	
001.081600.512500	Overtime		6,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

August 7, 2007

Adopted

TOWN OF RIVERHEAD

MAIN STREET IMPROVEMENT PROGRAM

BUDGET ADOPTION

RESOLUTION # 721

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 Adoption:

		<u>FROM</u>	<u>TO</u>
406.085100.492170.41061	State Aid – NYS Housing Trust Fund	\$200,000	
406.085100.523004.41061	Improvements - BID		\$200,000

THE VOTE

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

August 7, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 722

APPROVES REQUEST FOR LEAVE OF ABSENCE

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

WHEREAS, Stephen T. Palmer, a Sergeant in the Riverhead Police Department, has requested a non-paid leave of absence from the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that Stephen Palmer's request for a non-paid leave of absence is approved for the period of September 15, 2007 through December 15, 2007, subject to the following condition(s):

(1) To facilitate the proper functioning of the Town offices, the employee shall submit written notice to the Town Supervisor of his intent to return to work, resign, retire or other relief at least thirty (30) days prior to the expiration of the leave of absence, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Stephen Palmer, the Chief of Police and the Personnel Officer. and the Accounting Department.

The Vote

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

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

August 7, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 723

**PROMOTION TO ASSISTANT SUPERINTENDENT OF RECREATION
IN THE RECREATION DEPARTMENT**

COUNCILMAN BARTUNEK

_____ offered the following resolution,

COUNCILMAN DUNLEAVY

which was seconded by _____.

WHEREAS, the Superintendent of Recreation has requested the appointment of an Assistant Superintendent of Recreation; and

WHEREAS, in the absence of a certified list of eligibles for the title of the Assistant Superintendent of Recreation, the Suffolk County Department of Civil Service has given permission for a provisional appointment, and the position was then duly posted (Posting #16); and

WHEREAS, a recommendation from the Superintendent of Recreation has been received to promote Kelly Tocci to the position.

NOW, THEREFORE, BE IT RESOLVED, that Kelly Tocci is hereby promoted to the position of Assistant Superintendent of Recreation effective August 8, 2007 as found on Group 7 Step 3A of the Administrative Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Kelly Tocci, the Recreation Department and the Personnel Office. and the Accounting Department.

The Vote

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

THE RESOLUTION ~~IS~~ WAS ___ WAS NOT

THEREFORE DULY ADOPTED

August 7, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 724

RATIFIES APPOINTMENT OF A CHIEF ACCOUNTANT
COUNCILMAN DUNLEAVY

_____ offered the following

resolution, which was seconded by COUNCILMAN DENSIESKI

WHEREAS, William Rothaar has been serving in the provisional position of Principal Accountant, and

WHEREAS, Civil Service has established a certified list of Eligibles, list # 07-0224-032, for the position of Chief Accountant, and William Rothaar is reachable on that list.

NOW, THEREFORE, BE IT RESOLVED, that effective July 9, 2007, the Town Board hereby removes the provisional status of William Rothaar as Principal Accountant and appoints him to the position of Chief Accountant at no change in salary or terms and conditions of employment.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to William Rothaar, the Town Supervisor and the Personnel Officer.

The Vote

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

THE RESOLUTION ~~X~~ WAS ___ WAS NOT

THEREFORE DULY ADOPTED

August 7, 2007

Adopted

TOWN OF RIVERHEAD

ACCEPTS RETIREMENT OF A POLICE OFFICER

RESOLUTION #725

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

WHEREAS, the Town has notification from the New York State Retirement System that Timothy F. Buckley, a Police Officer in the Riverhead Police Department, is retiring effective August 18, 2007, and in compliance with the PBA contract, PO Buckley has advised the Chief of Police of the same.

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

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, directed to send notification of this Resolution to Timothy Buckley, the Chief of Police and the Personnel Officer. and the Accounting Department.

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

August 7, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 726

APPOINTS A SEASONAL TRAFFIC CONTROL OFFICER IN THE POLICE DEPARTMENT

COUNCILWOMAN BLASS

_____ offered the following

resolution, which was seconded by _____

~~COUNCILMAN BARTUNEK~~

WHEREAS, the need for a seasonal Traffic Control Officer exists in the Police Department, and

WHEREAS, this position was duly advertised for, interviews were conducted, and

WHEREAS, pursuant to a completed background investigation, the recommendation of the Chief of Police and the Personnel Officer has been received.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby appoints Thomas Condzella to the position of seasonal Traffic Control Officer at the hourly rate of \$10.00 effective August 8, 2007.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Thomas Condzella, the Police Department, and the Personnel Officer. and the Accounting Department.

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

August 7, 2007

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 727

AMENDS RESOLUTION #654

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

WHEREAS, Resolution #654 was adopted July 3, 2007 approving a stipulation resolving a class action grievance with Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852, and

WHEREAS, the class action grievance stated was in relation to alleged violations of Article III (2) (c) (Flex Time) in the Water District, and

WHEREAS, the class action grievance the stipulation pertains to is in relation to overtime pay for highway employees who participated in snow plowing during the 2007 season.

THEREFORE, BE IT RESOLVED, that resolution #654 be amended to reflect approval of the aforementioned stipulation as it pertains to the Highway Department; and be it further

RESOLVED, That the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Superintendent of the Riverhead Water District, the Highway Department, Matthew Hattorff, CSEA Unit President, Dawn C. Thomas, Town Attorney, and William Rothaar, Financial Administrator.

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

Accepts Resignation of two Anti-Litter Committee Members

RESOLUTION # 728

COUNCILMAN DUNLEAVY

_____ offered the following resolution, which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, the Anti-Litter Advisory Committee has been informed of two committee members resigning from the committee; and

WHEREAS, the Advisory Committee has accepted the resignation of John and Joan Griffin due to their moving out of state;

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby recognizes and accepts their resignation and it is understood there will now be two vacancies on this committee.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

8/07/07

Adopted

Town of Riverhead

Appoints Members to the Anti-Litter Advisory Committee

RESOLUTION # 729

COUNCILMAN DENSIESKI

_____ offered the following resolution, which was seconded by,

_____ COUNCILWOMAN BLASS _____

WHEREAS, pursuant to Advisory Committee guidelines adopted by the Riverhead Town Board, two vacancies exist on the Anti-Litter Advisory Committee; and

WHEREAS, it is desirable for each Advisory Committee to have adequate representation; and

WHEREAS, Juliann O'Neill and William Behrle have expressed interest n serving as volunteers on the Anti-Litter Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby appoints Juliann O'Neill and William Behrle to the Anti-Litter Advisory Committee for two-year terms., and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the members of the Anti-Litter Advisory Committee and Juliann O'Neill and William Behrle.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

7: GEORGE

08/07/2007

TOWN OF RIVERHEAD

Adopted

Resolution # 730

ACCEPTS THE RESIGNATION OF A SEASONAL CLERK FROM
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

offered the following resolution,

COUNCILMAN BARTUNEK

which was seconded by

WHEREAS, Samantha Roth has notified the Recreation Department of her resignation from the position as Seasonal Clerk in the Recreation Department effective July 20, 2007.

NOW, THEREFORE, BE IT RESOLVED, the Town Board herby accepts the resignation of Samantha Roth effective July 20.

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Pensieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Doris/ Res PT rec aide skate Dillon Kix

08/7/2007

Adopted

TOWN OF RIVERHEAD

Resolution # 731

**RATIFIES THE APPOINTMENT OF A SEASONAL CLERK TO
TO THE RIVERHEAD RECREATION DEPARTMENT**

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

RESOLVED, that Danielle Doll is hereby appointed to serve as a Seasonal Clerk effective July 25, 2007 at the rate of \$15.00 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

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

¹ Rec. Doris/ Res PT rec aide skate Dillon Kix

August 7, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 732

AUTHORIZES ATTENDANCE OF A POLICE OFFICER TO TRAINING

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

WHEREAS, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of one police officer to a "Shoot-off" Course/Police Firearms Instructor School; and,

WHEREAS, the training class will be held at West Point, New York, from August 13 through August 14, 2007.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of one police officer at the aforementioned training class; and,

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes reimbursement of expenses, not to exceed \$500.00, upon proper submission of receipts; and,

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

08/07/07

Adopted

Town of Riverhead

Resolution # 733

AUTHORIZES THE SUPERVISOR TO EXECUTE A STIPULATION WITH LOCAL 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852

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

WHEREAS, the Town Board has hired Christine Hubbs as Confidential Secretary in the Town Attorney's office which is an exempt position, and

WHEREAS, the parties agree that the position of Confidential Secretary should be exempt from Civil Service and outside the Union,

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

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Supervisor, Matthew Hattorff, CSEA Unit President, Dawn C. Thomas, Town Attorney and William Rothaar, Financial Administrator.

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

STIPULATION

Made this _____ day of August 2007, between the Town of Riverhead, 200 Howell Avenue, Riverhead, New York (Town) and Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852 having its principal office at 3 Garret Place, Commack, New York (CSEA),

WHEREAS, the Town Attorney's office requires a confidential secretary, and

WHEREAS, the Town Attorney's office recommended Christine Hubbs to serve in the position of confidential secretary, and

WHEREAS, Christine Hubbs previously held the position of Part Time legal secretary to the Town Attorney, and

WHEREAS, Christine Hubbs position as part time legal secretary was exempt from the Union, and

WHEREAS, the Union wishes to retain the position of legal secretary as a civil service title within the Town of Riverhead,

NOW, THEREFORE, it is mutually agreed as follows:

1. That the position of confidential secretary shall be exempt from the Union.
2. That the full time civil service position of legal secretary shall not be exempt from the Union.
3. This stipulation shall not, in any way, constitute "past practice" for the Town of Riverhead or the CSEA and is and shall remain specific to this matter.

Philip J. Cardinale, Supervisor

Matthew E. Hattorff, for CSEA

Tabled

August 7, 2007

TOWN OF RIVERHEAD

Resolution # 734

RATIFIES THE TERMS AND CONDITIONS OF EMPLOYMENT FOR CHRISTINE HUBBS

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

WHEREAS, the Town wishes to establish the terms and conditions of employment of Christine Hubbs in the exempt, confidential full-time position of Confidential Secretary in the Town Attorney's office; and

WHEREAS, the Town and Hubbs believe that written terms and conditions of employment are necessary to describe specifically their relationship and to serve as the basis of effective communication between them as they fulfill their governance and administrative functions in the operation of the Town; and

WHEREAS, this Agreement supersedes all prior agreements between the parties; and

NOW THEREFORE BE IT RESOLVED, the terms and conditions of Hubbs in her exempt, confidential position as Confidential Secretary in the office of the Town Attorney of the Town of Riverhead, shall, effective July 30, 2007, and continue until terminated by the Town or Hubbs on an at- will basis, as follows:

ARTICLE I

DURATION

1. This Agreement shall be effective as of July 30, 2007 and shall continue in full force and effect until and including the 31st day of December 2007.

2. In the event that the negotiations for an Agreement, effective January 1, 2008, fail to result in an agreement before the expiration of this Agreement, this Agreement will remain in full force and effect until the execution of a new agreement. In any case, the new Agreement shall be deemed to be effective as of January 1, 2008.

ARTICLE II

RECOGNITION

1. The Town recognizes Hubbs' right to bargain for the terms and conditions of her employment with the Town. Both parties acknowledge that this Agreement is personal to Hubbs and shall not inure to her successor. Such recognition is for the period of this Agreement or extensions hereof.

2. Hubbs affirms that she does not assert the right to strike against the Town, or to assist or participate in any such strike, picket, job action or any work slowdown.

3. The Town recognizes Hubbs' right to designate a representative to appear on her behalf to discuss salaries, working conditions, grievances and disputes relative to the terms and conditions of this Agreement and to confer with Hubbs during working hours. The representative's activities shall not disrupt the orderly and smooth operation of Town government.

ARTICLE III

HOURS OF WORK

1. Hubbs' basic work week shall be 35 hours per week.

2. Hubbs shall be entitled to the same paid holidays as the civil service employees.

3. (a) Five (5) days 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 Attorney. Hubbs 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 Hubbs must notify the Town Attorney or designee of such absence. Failure to notify the Town Attorney or designee of her absence will result in loss of pay for the day's absence.

4. Funeral Leave. Hubbs shall be entitled to four (4) consecutive working days leave of

ARTICLE V

SICK LEAVE

1. Sick leave is absence necessitated by Hubbs' illness or other physical disability. Sick leave will be accumulated at the rate of 7 hours (7) hours per month (twelve (12) days per year), total accumulated sick leave of three hundred (300) days. After three hundred (300) days, additional paid sick leave may be granted in the sole discretion of the Town Board. In order to receive sick leave, Hubbs shall, when absent because of sickness for more than three (3) days, furnish the Town Attorney, when requested by him/her, 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 Hubbs before her return to work.

2. Hubbs, or her 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 two hundred and eighty (280) days thereof.

3. Hubbs may elect to reduce the sick time accrued under paragraph "1" (one) by filing a written election with the Town Attorney one (1) month prior to payment. Buy-out shall be in lots of ten (10) sick days. The rate of pay shall be calculated at the time of payment based on a two hundred sixty (260) day work-year. If Hubbs "buys-out" sick leave, she shall be permitted to re-accumulate sick days to a maximum of three hundred (300) days.

4. Hubbs, if she 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 his vacation, may charge this illness to sick leave upon proper notification to the Town Attorney and may take the same number of sick days as vacation days.

ARTICLE VI

GRIEVANCE PROCEDURE

1. Consideration of Grievance.

A grievance by Hubbs shall be made, in writing, to the Town Board. Upon receipt of the grievance, the Town Board may request Hubbs 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 Hubbs. 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.

Hubbs shall have the right at all times to representation of her choosing.

4. Limitations.

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

5. Withdrawn Grievances.

Hubbs may withdraw a grievance at any point in the grievance procedure.

ARTICLE VII

PENSION AND LONGEVITY

Hubbs represents that she is a member of the New York State Employees Retirement System. As a Tier IV employee, she is a participant in the Article 15 Coordinated Retirement Plan.

Longevity payments shall be based on the present year's salary and the percentages shall be taken therefrom. Hubbs shall be paid longevity based on the following schedule:

Four percent (4%) of base pay after ten (10) years of service.

Six percent (6%) of base pay after fifteen (15) years of service.

Seven percent (7%) of base pay after eighteen (18) years of service.

ARTICLE VIII

HEALTH INSURANCE

1. The Town shall pay, on Hubbs' behalf, fifty (50%) percent of the cost of either the individual or family coverage for hospitalization under the Town Health Insurance Program, which shall be at least equal to the January 1, 1991 NYS Empire Core Plan Plus Medical and Psychiatric Enhancements. These plans shall also provide that the Town pays for one hundred (100%) percent coverage for Hubbs if she retires from the Town and Town shall also pay to the extent of fifty (50%) percent coverage on the premiums for her family.

2. The Town shall pay, on Hubbs' behalf, fifty (50%) 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 Hubbs' behalf, fifty (50%) percent of the cost of either the individual or family plan for optical coverage under the Riverhead Town Optical Plan.

4. Hubbs, at her option, may elect not to accept the Town's hospitalization coverage for a period of not less than one calendar year and receive the following payment during the first full pay period of each year the election is made: \$1,650 if Hubbs changes from family to no coverage; \$900 if Hubbs changes from family to individual coverage; \$750 if Hubbs changes from individual to no coverage. Also, at her option, Hubbs may elect not to accept the dental coverage for a period of not less than one calendar year and receive the following payment during the first full pay period of each year the election is made: \$230 if Hubbs changes from family to no coverage; \$150 if Hubbs changes from family to individual coverage; \$80 if Hubbs changes from individual to no coverage. Also, at her option, Hubbs may elect not to accept the optical coverage for a period of not less than one calendar year and receive a payment of twenty five dollars (\$25.00) during the first full pay period of each year the election is made. Hubbs must sign an application form each year and said application shall include an acknowledgment that she is covered under another plan.

ARTICLE IX

MANAGEMENT RIGHTS

1. Hubbs recognizes that all of the functions, rights, powers, responsibilities and authority of the Town which the Town has not specifically abridged, deleted, delegated, granted or modified by this Agreement are, and shall remain, exclusively those of the Town. Hubbs recognizes that the Town has the responsibility to manage the Town, direct its employees, determine the number of employees it will employ, has the right to hire, suspend, discharge, discipline, promote, demote, or transfer its employees, subject, however, to the provisions of the Civil Service Law.

Hubbs agrees, in recognition of management's rights, not to request the Town to bargain with respect to the preceding paragraph during the term of this Agreement, except as otherwise specifically provided for herein, either as to the basic decision or as to the effect of that decision upon wages, hours and other terms and conditions of employment. Any violation of the Agreement is subject to the Grievance procedure.

2. Hubbs and the Town Board recognize that strikes and other forms of work stoppages by Civil Service employees are contrary to law and public policy. Hubbs and the Town Board subscribe to the principle that differences shall be resolved by peaceful and appropriate means without interruption of the normal duties necessary to the operation of the Town.

Hubbs, therefore, agrees that she will not engage in a strike, work stoppage, job action or concerted refusal to perform work.

ARTICLE X

GENERAL PROVISIONS

1. The Town agrees to provide legal counsel to defend Hubbs in any action arising out of an assault on Hubbs on Town business, and the Town hereby agrees to defend, indemnify, and hold Hubbs harmless for any and all acts performed for the Town, its agents and employees, including but not limited to preparation, certification and sealing of plans prepared exclusively for the Town, its agents and employees, provided Hubbs was acting within the scope of her employment

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

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

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

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

6. Upon Hubbs' 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 Hubbs, but she shall have an opportunity to read said material and make a written reply, which shall be inserted in her personnel folder.

7. Safety equipment shall be furnished by the Town Board to Hubbs at no cost to him.

8. The Town shall make available a safe and reliable vehicle to Hubbs for use on Town business.

9. The Town Board agrees to establishment of a chain of command. A written policy will be developed through conference and agreement of Hubbs and the Town Board. The establishment of a written policy detailing the chain of command will be completed within thirty (30) days of the signing of this Agreement.

ARTICLE XI

WAGES

Hubbs shall receive the following annual salary:

2007 - \$42,000.00, pro-rated for the remainder of the year.

Hubbs' base salary for each remaining year of this Agreement shall not be less than that of the preceding year.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Christine Hubbs, the Office of the Town Attorney, and the Personnel Officer.

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

Tabled

August 7, 2007

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 735

AUTHORIZES PUBLICATION OF ADVERTISEMENT REQUESTING GENERAL CONTRACTORS AND TRADESMEN TO APPLY AS VENDORS FOR THE TOWN OF RIVERHEAD HOME IMPROVEMENT PROGRAM

COUNCILMAN BARTUNEK

offered the following resolution, which was

seconded by COUNCILMAN DUNLEAVY

WHEREAS, the Town of Riverhead Community Development Department ("CDD") funds home repairs through the Town of Riverhead Home Improvement Program to eliminate hazardous conditions in the homes of eligible very low- and low-income owner-occupants who otherwise cannot afford to make such repairs; and

WHEREAS, the Town of Riverhead Home Improvement Program completes repairs by bidding out jobs to a pool of contractors registered as Town of Riverhead vendors; and

WHEREAS, CDD wishes to publish an advertisement in a newspaper of general circulation in the project area requesting that additional general contractors and tradespeople apply as vendors for the Home Improvement Program; and

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes publication of the attached advertisement in the News Review on August 16, 2007.

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a notification of this resolution to CDD Director Andrea Lohneiss.

THE VOTE

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

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

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

The Town of Riverhead Home Improvement Program is looking for additional licensed building contractors and tradespeople to apply as vendors for the Town of Riverhead Home Improvement Program to assist very low- and low-income homeowners in rural areas to repair and rehabilitate their homes. Licensed General contractors, electricians, plumbers and heating contractors are encouraged to apply.

Contractor/Vendor applications are available for download online at www.riverheadli.com. Interested individuals may inquire/submit vendor applications on an ongoing basis to:

Town of Riverhead
Community Development Department
200 Howell Avenue
Riverhead, NY 11901
Tel (631) 727 -3200 x238

The Town of Riverhead is an equal opportunity employer – women and minority contractors are encouraged to apply.

August 7, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 736

AUTHORIZES SUBMISSION AND PUBLICATION OF NOTICE OF A JAG GRANT APPLICATION FOR FUNDS TO PURCHASE A HIGHWAY PATROL VEHICLE FOR THE TOWN OF RIVERHEAD POLICE DEPARTMENT

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

WHEREAS, grant funding is available through the 2007 Edward Byrne Memorial Justice Assistance Grant ("**JAG**") Program to provide funds for the Town of Riverhead to support Riverhead Police Department enforcement activities; and

WHEREAS, the Town of Riverhead Community Development Department ("**CDD**") wishes to apply for JAG grant funds in the amount of \$11,831.00 to supplement Town of Riverhead funds for the purchase of a 2008 Ford Crown Victoria vehicle for the Police Department's Highway Patrol Unit (total expenditure for vehicle not to exceed \$25,306).

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes submission of the grant application for \$11,831.00 in JAG funds to supplement Town of Riverhead funds for the purchase of a 2008 Ford Crown Victoria vehicle for the Police Department's Highway Patrol Unit, and further authorizes the Town Supervisor to execute the grant contracts with JAG if awarded.

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a notification of this resolution to CDD Director Andrea Lohness, the Police Department and the Accounting Department.

THE VOTE

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

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

August 7, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 737

DETERMINES OFFICE SPACE FOR TITLE EXAMINERS TO BE A PROFESSIONAL OFFICE WITHIN THE DC-1 ZONING USE DISTRICT

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

WHEREAS, a Use permit was submitted by RMMJ, LP for property located at 45 East Main Street, Riverhead, New York also known as SCTM # 128-6-73.1; and

WHEREAS, the text of the DC-1 Zoning Use District does not list Title Examiners Office as a specific permitted use; and

WHEREAS, pursuant to Section 108-3, Professional Offices maybe determined by resolution of the Town Board; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby determines that a Title Examiners Office use be substantially similar to professional office uses specifically permitted with the DC-1 Zoning Use District, and be it

FUTHER BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves a Title Examiners Office use be permitted within the DC-1 Zoning Use District located a t45 East Main Street, Riverhead, New York also known as SCTM # 128-6-73.1; and, be it

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Melissa Sidor, P.O. Box 279, 108 East Main Street, Riverhead, New York 11901, the Planning Department, Town Attorney, 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

Resolution # 738

AUTHORIZES FIRE MARSHAL TO PARTICIPATE ON BUILDING CODE TECHNICAL SUBCOMMITTEE

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

WHEREAS, The Fire Marshal has been appointed to the Building Code of New York State Technical Subcommittee of the State Codes Council and will attend two meetings of the Technical Subcommittee and Codes Council in Albany, NY; and

WHEREAS, the Building Code Technical Subcommittee has the vital responsibility to perform a detailed review of the 2006 ICC Building Code for potential NY State enhancement and ultimate addition as the uniform code for NY State; and

WHEREAS, participation by Fire Marshal Bruce E. Johnson will help ensure building code issues important to the Town of Riverhead are considered by this Technical Subcommittee; and

NOW, THEREFORE BE IT RESOLVED, that the Fire Marshal is authorized to participate in teleconferences for this Technical Subcommittee and attend two official meetings in Albany, NY when so scheduled by the Department of State Codes Division; and

RESOLVED, that the reimbursement for gas, parking and tolls not to exceed \$100.00 per meeting; and

RESOLVED, that Fire Marshal Bruce E. Johnson is authorized to use a town vehicle for said travel to meetings in Albany, New York; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to Fire Marshal Bruce E. Johnson 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.

TOWN OF RIVERHEAD

Adopted

Resolution No. 739

Grants Special Use Permit Petition of Irene and Etham Tahir
Pink House Bed & Breakfast

COUNCILMAN BARTUNEK

_____ offered the following resolution which

was seconded by _____ COUNCILMAN DUNLEAVY

WHEREAS, the Riverhead Town Board is in receipt of a special use permit petition from Ciarelli and Dempsey, Esq. on the behalf of Irene and Etham Tahir to allow the use of an existing single family residence as a bed and breakfast facility upon real property located at Route 25, Laurel, New York; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-048-4-2; and

WHEREAS, the Riverhead Planning Department has completed a SEQRA report and has recommended that the Action be considered to be Type II pursuant to 615.5 (c) (7), and

WHEREAS, the matter was referred to the Suffolk County Planning Commission; such Planning Commission concluding the matter to be one of local determination, and

WHEREAS, a public hearing was held on March 20, 2007 pursuant to Section 108-133.4 of the Town of Riverhead Zoning Ordinance, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Suffolk County Planning Commission, the commentary heard at the relevant public hearing, as well as all other pertinent planning, zoning and environmental information, now

THEREFORE BE IT

RESOLVED, that in the matter of the Special Use Permit of Irene and Etham Tahir, the Riverhead Town Bard hereby declares itself to be the lead agency and further determines the action to be Type II pursuant to 6NYCRR Part 617, and

BE IT FURTHER

RESOLVED, that with regard to the instant Special Use Permit Petition, the Riverhead Town Board hereby makes the following findings:

FIRST, that the site is particularly suitable for the location of the proposed use within the community;

SECOND, that the lot area and configuration is adequate for the proposed special use;

THIRD, that access facilities are adequate for the forecasted motor vehicle traffic from New York State Route 25;

FOURTH, that there exists adequate off-street parking stalls for the required off-street parking;

FIFTH, that adequate buffer yards exist to protect adjacent properties;

SIXTH, that adequate provisions have been made for the collection and treatment of sanitary waste, and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the Special Use Permit Petition of Etham and Irene Tahir to allow the construction of a bed and breakfast upon real property located at Route 25, Laurel, New York, and

BE IT FURTHER

RESOLVED, that such special use permit shall commence within two (2) years tolled from the date of this approval, and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Planning Department, the Office of Town Attorney and Ciarelli and Dempsey, Esq. as attorneys for the applicant.

THE VOTE

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

THIS RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 740

**ACCEPTS 100% SECURITY OF JOHN DAMIANOS
(JASON'S VINEYARD, INC.) - CERTIFICATE OF DEPOSIT**

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

WHEREAS, John Damianos of Jason's Vineyard, Inc. has posted a North Fork Bank Certificate of Deposit #4230049993 in the sum of Two Hundred Nine Thousand Dollars (\$209,000.00) representing the 100% site plan security bond in connection with Riverhead Planning Board Resolution #13 dated January 18, 2007 for work to be completed at 1785 Main Road, Jamesport, New York, further described as Suffolk County Tax Map #0600-69-2-23, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the certificate of deposit in the sum of Two Hundred Nine Thousand Dollars (\$209,000.00) issued to the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to John Damianos, Jason's Vineyard Inc., 535 Elijah's Lane, Mattituck, New York, 11952; North Fork Bank, P.O. Box 1559, Mattituck, New York, 11952, Attn: Deborah Orłowski; the Building Department; the Planning Department and the Town Attorney's Office.

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**

Adopted

8/7/07

TOWN OF RIVERHEAD

Resolution # 741

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 52 ENTITLED, "BUILDING CONSTRUCTION" OF THE RIVERHEAD TOWN CODE
(§52-20. Enforcement of Uniform Fire Prevention and Building Code for government buildings and activities.)

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 amend Chapter 52 entitled, "Building Construction " of the Riverhead Town Code once in the August 16, 2007 issue 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, Code Enforcement, and 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 PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 21st day of August, 2007 at 7:20 o'clock p.m., at the George Young Community Center, S. Jamesport Avenue, Jamesport, New York to hear all interested persons to consider a local law to amend Chapter 52 entitled, "Building Construction" of the Riverhead Town Code as follows:

Chapter 52
BUILDING CONSTRUCTION

~~§ 52-20. Enforcement of Uniform Fire Prevention and Building Code for government buildings and activities. [Added 1-21-1997 by L.L. No. 1-1997]~~

~~A. Compliance with the procedures of this section of Chapter 52 regarding building permits shall be exclusive of any other requirements as set forth in the Riverhead Town Code.~~

~~B. Whenever a special district within the town, such as a water district, sewer district, scavenger waste district, fire district, fire prevention district, ambulance corps, street lighting district, the Town of Riverhead Highway Department, the Town of Riverhead or any other of its governmental agencies as regulated by 19 NYCRR 441.2(a) or (b) (hereinafter collectively known as the "Regulated Public Entity") seeks to construct public improvements such as are regulated by the New York State Uniform Fire Prevention and Building Code, the requirements of this section shall be complied with.~~

~~C. The regulated public entities shall cause one complete set of all plans and specifications and any amendment thereto to be filed with the Town Clerk before construction of the public improvements are commenced. Such plans and specifications shall be prepared by a licensed professional engineer, architect or surveyor as required by the Education Law.~~

~~D. The plans shall bear the original seal and signature of the licensed professional.~~

~~E. In addition to the plans and specifications, the licensed professional shall certify in writing and file with the Town Clerk contemporaneously with the plans a certification that the construction proposed complies with the New York State Uniform Fire Prevention and Building Code.~~

~~F. Upon the completion of the construction, the licensed professional shall file a certification that the improvements have been constructed in accordance with the plans and specifications as filed with the Town Clerk and that such construction as completed is in accordance with the New York State Uniform Fire Prevention and Building Code.~~

- Overstrike represents deletion(s)

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

August 7, 2007

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR POLICE UNIFORMS

RESOLUTION # 742

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

WHEREAS, the Town of Riverhead advertised for bids for POLICE UNIFORMS
and

WHEREAS, the Town received one bid; and

NOW, THEREFORE, BE IT RESOLVED, that the bid for POLICE UNIFORMS is
hereby awarded to Charles Greenblatt, Inc. for the attached prices and;

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to
forward a copy of this resolution to Charles Greenblatt, Inc., the Police Chief and the
Purchasing Department.

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

IF YOU NEED ADDITIONAL ROOM FOR EXCEPTIONS, FEEL FREE TO INSERT AN
ADDITIONAL PAGE

ITEM#	DESCRIPTION	COST	EXCEPTIONS
Item #1 UD49350	65% poly / 35% cotton twill FEMALE TROUSERS	40.85	NONE
Item #2 102W6986	68% poly / 30% rayon / 2% lycra Female Long sleeve shirt	49.95	NONE
Item #3 39350	70% poly / 28% rayon / 2% lycra Female TROUSERS	58.40	NONE
Item #4 UD49300	65% poly / 35% cotton twill Male TROUSERS	40.85	NONE
Item #5 45W6986	68% poly / 30% rayon / 2% lycra Male Long sleeve shirt	49.95	NONE
Item #6 39300	70% poly / 28% rayon / 2% lycra Male TROUSERS	58.40	NONE
Item #7 35W5435	65% poly / 35% combed cotton Navy Blue male shirt Long sleeve	27.00	NONE
Item #8 85R5435	65% poly / 35% combed cotton Navy Blue male shirt Short sleeve	24.00	NONE
Item #9 85R5886	65% poly / 35% combed cotton Unisex - short sleeve shirt	31.25	NONE

8/7/07

Adopted

**TOWN OF RIVERHEAD
ORDER CALLING PUBLIC HEARING
ELECTRICAL SERVICE UPGRADE AT PLANT NO. 12
RIVERHEAD WATER DISTRICT**

Adopted _____

Resolution # 743

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

WHEREAS, a recommendation has been made to the Town Board of the Town of Riverhead, Suffolk County, New York, as governing body of the Riverhead Water District, by H2M, consulting engineers to the Riverhead Water District, by letter dated July 23, 2007, that LIPA is requiring that the existing transformers to be replaced and new service lines be installed at the Plant 12 facility at the Calverton Enterprise Park property, and

WHEREAS, the maximum amount proposed to be expended for said replacement and new service lines is \$152,000 with said funds to be allocated and charged as the cost of increasing and improving the facilities of the District and shall be borne by the entire District to be paid from the District Repair and Maintenance Reserve Account, and

WHEREAS, it is necessary that a public hearing be held on the question of the increase and improvement of the facilities of the entirety of said District as described above, in accordance with the provisions of Section 202-b of the Town Law,

NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Riverhead, as follows:

1. A public hearing will be held at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 5th day of September, 2007, at 2:15 p.m. on the question of the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, and to hear all persons in the subject thereof, concerning the same, and to take such action as is required or authorized by law.

2. The Town Clerk is hereby authorized and directed to cause a copy of the notice of public hearing to be published in the August 23 edition of The News

Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy thereof to be posted on the sign board of the town, such publication and posting to be made not less than ten nor more than twenty days before the date designated for the public hearing..

3. The project described in the preambles hereto is hereby determined to be an "unlisted action" under the State Environmental Quality review Act, the implementation of which, as proposed, will not result in any significant environmental effects.

4. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Riverhead Sewer District pursuant to Section 202-b of the Town Law. The object of such hearing will be the increase and improvement of the Riverhead Water District regarding the replacement of existing transformers and the installation of new service lines into the Plant 12 facility at the Calverton Enterprise Park property. All persons wishing to be heard should be present at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on September 5, 2007, at 2:15 p.m. The estimated cost of the project is \$152,000 to be paid from the District Repair and Maintenance Reserve Account.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Riverhead, NY
August 7, 2007

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

Section 5. This order shall take effect immediately.

And be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Superintendent Pendzick, H2M, Accounting Department, and Frank Isler, Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER, ESQ.,
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

8/7/07

Adopted

**TOWN OF RIVERHEAD
ORDER CALLING PUBLIC HEARING
TEST WELL PROGRAM
RIVERHEAD WATER DISTRICT**

Adopted _____

Resolution # 744

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

WHEREAS, as stated in the 2005/2006 Master Water Plan, the District is in need of additional supply wells and needs to conduct a Test Well Program to determine the water quality and quantity of high quality water on vacant properties located throughout the District, and

WHEREAS, the proposed test well sites include: Phillips Lane and Sound Avenue; Ellen Lane and Doctors Path; Edwards Avenue and Sound Avenue; Plant No. 9 at Wading River; and vicinity of Boy Scout Camp in Wading River, and

WHEREAS, the estimated cost of this Test Well Program is \$381,000 to be funded from the District Repair and Maintenance Reserve Account, and

WHEREAS, it is necessary that a public hearing be held on the question of the increase and improvement of the facilities of the entirety of said District as described above, in accordance with the provisions of Section 202-b of the Town Law,

NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Riverhead, as follows:

1. A public hearing will be held at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 5th day of September, 2007, at 2:20 p.m. on the question of the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, and to hear all persons in the subject thereof, concerning the same, and to take such action as is required or authorized by law.

2. The Town Clerk is hereby authorized and directed to cause a copy of the notice of public hearing to be published in the ~~Aug. 23, 2007~~ edition of The News

Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy thereof to be posted on the sign board of the town, such publication and posting to be made not less than ten nor more than twenty days before the date designated for the public hearing..

3. The project described in the preambles hereto is hereby determined to be an "unlisted action" under the State Environmental Quality review Act, the implementation of which, as proposed, will not result in any significant environmental effects.

4. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Riverhead Sewer District pursuant to Section 202-b of the Town Law. The object of such hearing will be the increase and improvement of the Riverhead Water District regarding the need to conduct a Test Well Program to determine the water quality and quantity of high quality water on vacant properties located throughout the District.. All persons wishing to be heard should be present at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on September 5, 2007, at 2:20 p.m. The estimated cost of the project is \$381,000 to be paid from the District Repair and Maintenance Reserve Account.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Riverhead, NY
August 7, 2007

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

Section 5. This order shall take effect immediately.

And be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Superintendent Pendzick, H2M, Accounting Department, and Frank Isler, Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER, ESQ.,
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

Adopted

8/7/07

TOWN OF RIVERHEAD

Resolution # 746

AUTHORIZES THE SUPRRVISOR TO EXECUTE NECESSARY DOCUMENTS IN CONNECTION WITH A BOUNDARY LINE ALTERATION BETWEEN 201 HOWELL AVENUE AND 718 EAST MAIN STREET FOR PURPOSES OF OBTAINING ADDITIONAL PARKING FOR THE RIVERHEAD BUILDING DEPARTMENT

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 boundary line alternation between 201 Howell Avenue, Riverhead, New York, further described as Suffolk County Tax Map #0600-127-3-34 and #0600-127-4-32.1 and 718 East Main Street, Riverhead, New York, further described as Suffolk County Tax Map # 0600-127-3-33; and

WHEREAS, a public hearing was held on the 5th day of July, 2006 at 7:35 o'clock p.m. at Riverhead 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 Town Board hereby authorizes the Supervisor to execute the deed and other closing documents necessary order to facilitate the boundary line alteration in connection with the aforementioned parcels as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk 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 Leroy Barnes, Jr., Building Department Administrator; Kenneth Testa, P.E. and the Office of the Town Attorney.

August 7, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 747

REAPPOINTS ENGINEERING CONSULTANT
AND APPROVES ATTACHED FEE SCHEDULE

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

RESOLVED, that the Town Board hereby reappoints FPM Engineering Group as consultant to the Town of Riverhead for landfill issues and be and does hereby adopt the attached fee schedule that will remain in effect through to and including June 30, 2008 and retroactive to July 1, 2006; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kevin Loyst, P.E., FPM Engineering Group, 909 Marconi Avenue, Ronkonkoma, NY 11779, a copy of Ken Testa, P.E. 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

FPM Group, Ltd.
FPM Engineering Group, P.C.
formerly Fanning, Phillips and Molner

June 22, 2007

CORPORATE HEADQUARTERS
808 Marconi Avenue
Ronkonkoma, NY 11779
631/737-8200
Fax 631/737-2410

Mr. Ken Testa
Town Engineer
Town of Riverhead
552 East Main Street
Riverhead, NY 11901

**Re: Engineering Services Fee Schedule
Town of Riverhead
FPM Project Nos. 899-06-01 through 899-07-04**

Dear Mr. Testa:

In reference to our current outstanding bills and previous 2006 bills which reflected our 2006 fee schedule (i.e., effective July 1, 2006 to June 30, 2007), if the Town of Riverhead pays these bills according to the previously provided 2006 fee schedule (attached), FPM will not raise our rates for the next year and continue to provide engineering services to the Town of Riverhead according to this 2006 rate schedule from July 1, 2007 to June 30, 2008.

If you should have any questions, please do not hesitate to call.

Very truly yours,



Kevin F. Loyst, P.E.
Department Manager
Environmental Engineering

KFL:kfl

clients/riverhead/inst/instschedule.doc

FPM GROUP
FEE SCHEDULE (15)
EFFECTIVE JULY 1, 2006

CADD Operator I.....	\$55.25/hr.
CADD Operator II.....	\$60.66/hr.
CADD Operator III.....	\$84.69/hr.
Administrative Support I.....	\$59.04/hr.
Administrative Support II.....	\$77.73/hr.
Technician.....	\$55.00/hr.
Architect I.....	\$80.94/hr.
Architect II.....	\$115.06/hr.
Engineer I.....	\$76.02/hr.
Engineer II.....	\$84.90/hr.
Engineer III.....	\$99.45/hr.
Engineer IV.....	\$109.95/hr.
Engineer V.....	\$129.40/hr.
Engineer VI.....	\$150.97/hr.
Engineer VII.....	\$179.58/hr.
Scientist I.....	\$59.54/hr.
Scientist II.....	\$66.12/hr.
Scientist III.....	\$72.46/hr.
Scientist IV.....	\$93.60/hr.
Scientist V.....	\$100.75/hr.
Scientist VI.....	\$129.91/hr.
Scientist VII.....	\$169.68/hr.
Project Manager.....	\$196.27/hr.
Principal.....	\$224.33/hr.

8/7/07

TOWN OF RIVERHEAD

Adopted

Resolution # 748

**RESOLUTION AND CONSENT APPROVING THE DEDICATION OF
HIGHWAYS KNOWN AS CRESCENT COURT, WAVERLY COURT
AND RECHARGE BASIN
(DARREN DEVELOPMENT CRESCENT ON THE SOUND)**

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

At a regular meeting of the
Town Board of the Town of
Riverhead, in the County of
Suffolk, State of New York,
held at 200 Howell Avenue,
Riverhead, New York on the
7th day of August, 2007.

P R E S E N T :

- Hon. Philip J. Cardinale, Supervisor
- Edward Densieski, Councilperson
- George Bartunek, Councilperson
- Barbara Blass, Councilperson
- John Dunleavy, Councilperson

_____ X

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

**RESOLUTION
AND CONSENT**

**CRESCENT COURT, WAVERLY COURT
AND RECHARGE BASIN.**

_____ X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the
County of Suffolk, known as "Darren Development Crescent on the Sound", at Wading
River, Town of Riverhead, County of Suffolk, State of New York, filed on August 30,
2001 as Map No. 10668 in the Office of the Clerk of Suffolk County, Riverhead, New
York; and

WHEREAS, plans for the construction of various improvements to said roads and drainage area known and designated as **CRESCENT COURT, WAVERLY COURT and RECHARGE BASIN** were submitted to the Planning Board of the Town of Riverhead; and

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

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

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

WHEREAS, a copy of the Order Laying Out Road Upon Consent of Owner(s) from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

WHEREAS, a special search street dedication from Commonwealth Land Title Insurance Company, Title Number RH05303431, dated June 26, 2007, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements.

NOW THEREFORE BE IT RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain roads and drainage area known as **CRESCENT COURT, WAVERLY COURT and RECHARGE BASIN**, said Town roads to consist of the land described in the deed of dedication dated the 30th day of June, 2005 and to extend same as delineated therein; and be it further

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

RESOLVED, that the maintenance bond (Bank of Smithtown Irrevocable Letter of Credit #100347) received has been reviewed and approved by the Town Attorney as to form and that the Town Clerk is hereby directed to release any and all previously submitted performance bonds upon adoption of this resolution by the Town Board; and be it further

RESOLVED, that letters of intent of non-renewal/cancellation from the financial institution issuing said maintenance bond shall be sent at least 60 days prior to the renewal/cancellation date, via certified mail, to the Office of the Town Attorney, 200 Howell Avenue, Riverhead, New York, 11901; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; Bank of Smithtown, 100 Motor Parkway, Hauppauge, New York, 11788; Attn: Thomas J. Stevens, Executive Vice President; the Riverhead Superintendent of Highways; the Planning Board; the Planning Department; the Assessor's Office; the Tax Receiver's Office and the Town Attorney's Office.

Dated: Riverhead, New York
August 7, 2007

**TOWN BOARD OF THE
TOWN OF RIVERHEAD**

PHILIP J. CARDINALE

EDWARD DENSIESKI

GEORGE BARTUNEK

BARBARA BLASS

JOHN DUNLEAVY

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

X

In the Matter of the Laying Out of Certain
Highways in the Town of Riverhead,
County of Suffolk and State of New York,
known as

**ORDER LAYING OUT
ROAD UPON CONSENT
OF OWNER(S)**

**CRESCENT COURT, WAVERLY COURT
and RECHARGE BASIN**

X

WHEREAS, application having been duly made for the laying out of certain Town highways in the Town of Riverhead, County of Suffolk, State of New York, known as **CRESCENT COURT, WAVERLY COURT and RECHARGE BASIN** and a dedication and release from the owner(s) of and other persons interested in the lands through which the highways are proposed to be opened, having been given and the Town Board of the Town of Riverhead having given its consent.

NOW THEREFORE, I, the Superintendent of Highways of the Town of Riverhead, County of Suffolk, State of New York, do hereby determine and order that Town highways shall be and the same are hereby laid out in said Town as more particularly described on SCHEDULE "A" annexed hereto.

Dated: Riverhead, New York
January 26, 2006



MARK KWASNA, Superintendent
Town of Riverhead Highway Department

Commonwealth Land Title Insurance Company
185 Old Country Road, Suite 2
Riverhead, NY 11901
Phone: (631) 727-7760 Fax: (631) 727-7818



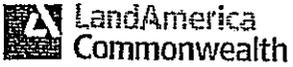
SCHEDULE A - DESCRIPTION

PARCEL I

ALL that certain plot, piece or parcel of land, situate, lying and being at Wading River, Town of Riverhead, County of Suffolk and State of New York known and designated as Recharge Basin on a certain map entitled, "Map of Darren Development Crescent on the Sound", and filed in the Office of the Clerk of the County of Suffolk on August 30, 2001 as Map No. 10668.

Title No: RH05303431

Commonwealth Land Title Insurance Company
185 Old Country Road, Suite 2
Riverhead, NY 11901
Phone: (631) 727-7760 Fax: (631) 727-7818



PARCEL II

ALL that certain plot, piece or parcel of land, situate, lying and being at Wading River, Town of Riverhead, County of Suffolk and State of New York known and designated as Crescent Court and Waverly Court on a certain map entitled, "Map of Darren Development Crescent on the Sound", and filed in the Office of the Clerk of the County of Suffolk on August 30, 2001 as Map No. 10668.

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 749

**APPROVES CHAPTER 90 APPLICATION OF THE HALLOCKVILLE MUSEUM
FARM AND FOLKLIFE CENTER**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS
_____:

WHEREAS, on July 26, 2007, the Hallockville Museum Farm and Folklife Center had submitted a Chapter 90 Application for the purpose of conducting a Fall Festival and Craft Show to be held at the Hallockville Museum, 6038 Sound Avenue, Riverhead, New York, on Saturday, September 29, 2007 and Sunday, September 30, 2007, between the hours of 10:00 a.m. and 5:00 p.m.; and

WHEREAS, Hallockville 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, the applicant has requested the Chapter 90 Application fee be waived due to its not-for-profit status; and

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

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

RESOLVED, that the Chapter 90 Application of Hallockville Museum Farm and Folklife Center for the purpose of conducting a Fall Festival and Craft Show to be held at the Hallockville Museum, 6038 Sound Avenue, Riverhead, New York, on Saturday, September 29, 2007 and Sunday, September 30, 2007, between the hours of 10:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that the Riverhead Town Board hereby waives the Chapter 90 Application fee for this event; and be it further

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

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

RESOLVED, that any tent installations 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 (Tents & Membrane Structures); and be it further

RESOLVED, that employees of the Riverhead Buildings and Grounds Department, the Riverhead Police Department, the Riverhead Highway Department, the Sanitation Department and the Riverhead Fire Protection and Code Enforcement Division are hereby authorized to utilize overtime expenditures to ensure the necessary public safety and security in connection with this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Hallockville Museum Farm and Folklife Center, 6038 Sound Avenue, Riverhead, New York, 11901; the Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

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

Adopted

Resolution # 750

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the August 16, 2007 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 18 entitled "Code of Ethics" §18-10 A 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 members of the Riverhead Town Board, Chairman of the Ethics Board, Director of Personnel, Office of the Town Attorney and the Town Clerk.

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 200 Howell Avenue, Riverhead, New York on the 21st day of August, 2007 at 7:30 o'clock p.m. to consider a local law amending Chapter 18 entitled "Code of Ethics", §18-10 A of the Riverhead Town Code as follows:

§18-10. Annual financial disclosure and conflict statement.

- A. Town officers and employees required to file an annual financial and conflict disclosure statement. All elected officials, all Town Department Heads, Planning Board members, Zoning Board of Appeals members, Deputy Town Supervisor, Town Attorney, Deputy Town Attorneys, persons who are certified as Code Enforcement Officials as provided by Title 19 of the New York Code of Rules and Regulations Part 434, Building Inspectors, the Farmland Preservation Committee, the Open Space/Park Reserve Committee, and certain Town officers and employees and members of appointed boards and committees, as determined by the Town Board by resolution, are required to file a signed annual financial disclosure and conflict statement, which must be signed by the individual Town officer or employee.

- Underline represents addition(s)

Dated: Riverhead, New York
August 7, 2007

BY ORDER OF THE TOWN BOARD
OF THE TONW OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/7/07

TOWN OF RIVERHEAD

Resolution # 751

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(Property Owners: Shoreline Development Corp.)

COUNCILMAN BARTUNEK

_____ offered the following resolution, was seconded

COUNCILMAN DUNLEAVY

by _____ :

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for the sale of development rights from Shoreline Development Corp., on approximately 39 acres of their agricultural lands located on Sound Avenue, Wading River, New York, at \$96,000.00 per acre, further described as Suffolk County Tax Map #0600-058.00-02.00-013.001, 0600-058.00-02.00-p/o014.000 and 0600-076.00-02.00-037.000, to the Town of Riverhead, which parcel falls within the Agricultural Protection Zone "APZ" zoning district; and

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

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

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

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

WHEREAS, the County of Suffolk and the Town of Riverhead are desirous of sharing the cost of purchasing said development rights, and

WHEREAS, the County of Suffolk will acquire a seventy percent (70%) undivided interest in and to the premises, and the Town of Riverhead will acquire a thirty percent (30%) undivided interest in and to the premises, as tenants in common,

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of development rights from the subject real property of Shoreline Development Corp., pursuant to Chapter 14 and Chapter 44, Section 44-5B(2) of the Code of the Town of Riverhead, and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract, deed and other closing documents necessary for purchase of development rights from the subject property in an amount not to exceed ninety-six thousand dollars (\$96,000.00) per acre and authorizes the Town Attorney to order a survey and title report for the subject real property and directs the Accounting Department to set up a budget, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Shoreline Development Corp., 102 Sandpiper Drive, Riverhead, New York 11901; the Farmland Select Committee; Peconic Land Trust, Attn: Marian Sumner, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE

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

The Resolution Was Was Not
Thereupon Duly Declared Adopted

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 752

Authorizes CSEA Vice President to Attend Delegates Meeting

COUNCILMAN DUNLEAVY

offered the following resolution, which was

seconded by **COUNCILMAN DENSIESKI**

WHEREAS, the Civil Service Employees Association (CSEA) is holding its Annual Delegates Meeting on September 18, 2007 through September 21, in New York, New York; and

WHEREAS, attendance at the CSEA Annual Delegates Meeting is for educational and informational purposes; and

WHEREAS, it is the desire of William J. Walsh, President of CSEA Suffolk Local 852, that CSEA Suffolk Local 852 3rd Vice President Matt Hattorff attend such meeting.

NOW THEREFORE BE IT RESOLVED that the Riverhead Town Board hereby authorizes Administrative Leave for Matt Hattorff to attend the aforementioned meeting to be held in New York, New York on September 18, 2007 through September 21, 2007; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to William J. Walsh, CSEA Suffolk Local 852 President, Matt Hattorff and the Office of Accounting.

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					

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

Adopted

August 7, 2007

TOWN OF RIVERHEAD

RESOLUTION # 753

AWARDS BID FOR LARGE QUANTITY ASPHALT PLACEMENT CONTRACT

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

WHEREAS the Town Clerk was authorized to publish and post a Notice to Bidders for the Large Quantity Asphalt Placement ; and

WHEREAS, four (4) bids were received, opened and read aloud on the 1st day of August, 2007 at 11:00 am in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, NY 11901.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Large Quantity Asphalt Placement Contract be and is hereby awarded to Rosemar Construction Inc. for the unit cost bid of sixty two dollars & 00/100 (\$62.00/ton), with an extended total of seventy four thousand, four hundred dollars & 00/100 (\$74,400.00); and

BE IT FURTHER RESOLVED, that Rosemar Construction Inc., has agreed to this price until November 15, 2007 as a flat rate fee per ton with no adjustment applied to the flat rate fee due to Asphalt Price Adjustment due to an increase or decrease in the NYSDOT Average Posted Price of asphalt products; and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Supervisor is authorized to execute the subject contract with the various low and alternate low bidders

BE IT FURTHER RESOLVED, THAT THE Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Rosemar Construction Inc., 56 Pine Street, East Moriches, NY 11940, Ken Testa, P.E., Christine Fetten, P.E., Mark Kwasna, 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

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 754

ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF RIVERHEAD ENTITLED, "ZONING"
(§108-121. Uses. – Hamlet Residential (HR) 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 to amend Chapter 108 of the Town Code of the Town of Riverhead entitled, "Zoning"; and

WHEREAS, a public hearing was held on the 17th day of July, 2007 at 7:20 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law to amend Chapter 108 of the Town Code of the Town of Riverhead entitled, "Zoning" 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 Planning Department; the Planning Board; the 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 to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on August 7, 2007. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

Chapter 108
Zoning
ARTICLE XXIV
Hamlet Residential (HR) Zoning Use District

§108-120. Purpose and intent.

The intent of the Hamlet Residential (HR) Zoning Use District is to allow for low-density single-family residential development and medium-density single-family residential development with transferred development rights.

§108-121. Uses.

In the HR 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) Dwelling, one-family.
 - (2) Parks and playgrounds, noncommercial.
 - (3) Attached single-family dwelling units.
 - (4) 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.

- Underline represents addition(s)

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

Adopted

8/7/07

TOWN OF RIVERHEAD

Resolution # 755

AUTHORIZES THE RELEASE OF A PERFORMANCE BOND FOR
WALGREEN'S DRUG STORE

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, McAlpine Construction Co., Inc. (for Walgreens' Drug Store), posted a performance bond (#BCY1735044 - The Hanover Insurance Company) in the amount of Sixty Thousand One Hundred Twenty Dollars (\$60,120) for the construction of a 14,560 sq.ft. one story retail building (pharmacy) in accordance with Resolution #159 dated February 15, 2005, for work at 1196 Old Country Road, Riverhead, New York, 11901, known and designated as Suffolk County Tax Map Number 0600-108.-3-9 and 10, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and the satisfaction of the Planning Department as per the approved site plan and a Certificate of Occupancy has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the performance bond (#BCY1735044 - The Hanover Company) in the sum of Sixty Thousand One Hundred Twenty Dollars (\$60,120); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to McAlpine Construction Co. Inc., 10 Boulevard Avenue, Greenland, New York 11740; J. Timothy Shea, Esq., Attorney for the Applicant, 330 Old Country Road, PO Box 31, Mineola, New York, 11501; the Building Department; the Accounting Department and the Town Attorney's Office.

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

08/07/2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 756

AUTHORIZES ATTENDANCE OF ASSESSOR AT SEMINAR

COUNCILMAN DUNLEAVY

Offered the following resolution which was seconded

COUNCILMAN DENSIESKI

by _____.

WHEREAS, on September 22-26, 2007 the Annual Meeting and Seminar on Assessment Administration is being held in Buffalo, New York, and

WHEREAS, 1 member of the Board of Assessors has expressed an interest and desire in attending said seminar.

NOW, THEREFORE, BE IT RESOLVED, that the assessor is hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that the use of a Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that the assessor shall be reimbursed for costs of registration, deposit, travel, lodging and meals, not to exceed a total of \$1,250.00, and

BE IT FURTHER RESOLVED, that said expenses are to be fully receipted upon return, and

BE IT FURTHER RESOLVED, that expenses incurred for tuition, travel, lodging and meals are subject to reimbursement by the State of New York to the Town of Riverhead upon completion of said seminar, and

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

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

2007 NYSAA SEMINAR ON ASSESSMENT ADMINISTRATION REGISTRATION FORM

Each attendee wishing to register must use a separate form. Please enclose the completed registration form and return with a check or completed municipal voucher. All registration fees include materials and attendance.

Name: _____ First Name for Badge _____

Title: _____ Name of Spouse(if attending) _____

Municipality _____ Address _____

Registration Fee: NYSAA Member \$175 Non-Member \$225 I will be commuting

If you are commuting, rates for meals are as follows: Lunch \$19.00 Dinner \$31.00 Please indicate your dinner choices at the bottom of this page and return the entire page to the address below.

**Return top portion with payment to: NYSAA, PO Box 888, Middletown, NY 10940
Fax (845) 343-8238 ~ Phone (845) 344-0292**

HOTEL RESERVATION FORM – NYSAA SEMINAR ON ASSESSMENT ADMINISTRATION Sunday, September 23 to Wednesday, September 26, 2007 ~ Adam's Mark Buffalo-Niagara

Please complete both parts of this hotel form, including the Sales Tax Exemption Certificate (on back). Please include a \$200.00 deposit (Amex, Visa, MasterCard, check or voucher) per person with your reservation form. For additional information call the Adam's Mark Buffalo-Niagara at: 1 (716) 845-5100 ~ Fax (716) 856-5538 (credit card required with fax).

Name: _____

Make hotel reservation checks
Payable and mail to:
Adam's Mark Buffalo-Niagara
120 Church Street
Buffalo, NY 14202

Municipality: _____

Address: _____

Day Phone: _____ Night Phone: _____

Arrival Date: _____ Departure Date: _____

Credit Card (type, number) _____ Exp. _____

 All rates are based on a 3 night stay per person, per day and include meals and gratuity for that date. Meal package begins with dinner on Arrival date and ends with lunch on your departure date. Please mark your choice of accommodations:

Check in: 3:00 p.m. ~ Check out: 12:00 p. m.

Standard Rooms

Single Official	Spouse	2 Officials in Room (each)
\$200 <input type="checkbox"/>	\$75 <input type="checkbox"/>	\$135 <input type="checkbox"/>

Room shared with (PLEASE PUT NAME) _____

Accommodations desired (check one) Single (1 person) Double (2 persons, 2 beds)
Smoking (or) Non-smoking

Reservations must be received by the Adam's Mark on or before Saturday August 23, 2007. Any reservations received after this date will be accepted based on availability. NO reservations will be accepted over the telephone.

ROOM CANCELLATIONS – All Cancellations must be made in writing and received by the Adam's Mark within 72 hours for a full refund of your deposits. Credit will not be given for missed meals or late/early departures.

DINNER CHOICES

Sunday, September 23, 2007

Monday, September 24, 2007

Tuesday, September 25, 2007

Strip Steak _____
Veal Involtini _____
Chicken Wellington _____

Beef Short Rib _____
Baked Halibut _____
Pork Loin _____

Prime Rib of Beef _____
Chilean Sea Bass _____
Stuffed Chicken Breast _____

Well Pink

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution #757

**APPROVES CHAPTER 90 APPLICATION OF CHURCH OF THE HARVEST
(BASKETBALL TOURNAMENT)**

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

WHEREAS, on July 12, 2007, Church of the Harvest had submitted a Chapter 90 Application for the purpose of conducting a "Basketball Tournament", for teens aged 13 to 20, to include food and music, to take place at the Millbrook Gables Park located on Lewis Street, Riverhead, New York on August 18, 2007, between the hours of 11:00 a.m. and 5:00 p.m.; and

WHEREAS, Church of the Harvest has completed and filed a Short Form Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

WHEREAS, the applicant has requested the Chapter 90 Application fee be waived due to its not-for-profit status; and

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

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

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

RESOLVED, that the Chapter 90 Application of the Church of the Harvest to conduct a "Basketball Tournament" for teens aged 13 to 20, to include food and music, to take place at the Millbrook Gables Park located on Lewis Street, Riverhead, New York on August 18, 2007, between the hours of 11:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that the Town Board hereby waives the Chapter 90 Application fee in connection with this event; and be it further

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

RESOLVED, that any tent installations 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 Association 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to a fire safety inspection by the Town Fire Marshal prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted no later than Wednesday August 15th at (631) 727-3200 extension 209, for the purpose of arranging the "pre-event" inspection appointment; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Church of the Harvest, P.O. Box 1086, Riverhead, New York, 11901; the Riverhead Fire Marshal; Chief 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

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 758

**APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
RIVERHEAD BUSINESS IMPROVEMENT DISTRICT
(August 10th and 17th, 2007)**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK
_____ :

WHEREAS, on July 31, 2007 the Riverhead Business Improvement District had submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at Grangebél Park, Riverhead, on Friday, August 10, 2007 and Friday August 17, 2007, at 9:00 p.m., having a rain date of August 11, 2007; and

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

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of the Riverhead Business Improvement District, for the purpose of conducting a fireworks display to be held at Grangebél Park, Riverhead, on August 10, 2007 and Friday August 17, 2007, having a rain date of August 11, 2007 at 9:00 p.m., is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by the Riverhead Fire Department whom must be at the site prior to commencement of fireworks display.
- Scheduling a pre-event inspection between 12:00 noon and 2:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Riverhead Fire Chief in attendance.
- Fireworks and technicians must arrive at Grangebél Park no later than 2:00 p.m. on the day of the event.
- Fireworks technician must have photo identification and present same to Fire Marshal upon request.
- Bay Fireworks shall provide all steel fireworks racks or (Connecticut Style) wood racks for this show
- Fire Marshal to be present 60 minutes prior to commencement of display for purpose

of final inspection and safety review.

- Fireworks display shall be limited to shells not larger than 3" in diameter.
- Fire Marshal shall have final authorization to allow the fireworks display or cancel the display if there are unsafe conditions, lightning and/or winds in excess of 30 miles per hour; and be it further

RESOLVED, that employees of the Riverhead Buildings and Grounds Department, the Riverhead Police Department, the Riverhead Highway Department, the Sanitation Department and the Fire Marshal Office are hereby authorized to utilize overtime expenditures to ensure the necessary public safety and security in connection with this event; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Business Improvement District, P.O. Box 913, Riverhead, New York, 11901; Pyro Engineering, Inc., d/b/a Bay Fireworks, 110 Route 110, Suite 102, Huntington Station, New York, 11746; the Riverhead Fire Department; Bruce Johnson, Riverhead Fire Marshal; the Riverhead Police Department and the Office of the Town Attorney and.

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	Øensieski	<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/ 07 /07

TOWN OF RIVERHEAD

Adopted

Resolution # 759

AUTHORIZING OFFER PURSUANT TO SECTION 303 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW IN CONNECTION WITH THE CONDEMNATION OF 48-52 PECONIC AVENUE, SCTM 0600-128-6-85.3 RIVERHEAD, NEW YORK

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

WHEREAS, the Town Board, by Resolution # 126, dated February 6, 2007, determined to acquire the parcel located at 48-52 Peconic Avenue, Riverhead, New York, reputed owner, Antonino Militello, Suffolk County Tax Map 0600-128-6-85.3, and

WHEREAS, the synopsis of the Town Board's findings and determination set forth in Resolution # 126, dated February 6, 2007, was duly published; and

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

NOW BE IT RESOLVED, that the Town Board hereby authorizes that a written offer pursuant to Section 303 of the Eminent Domain Procedure Law be made to the owner(s) of the property to be acquired in the sum of ONE HUNDRED THIRTY THOUSAND (\$ 130,000) Dollars, less any appropriate adjustments, which sum represents just compensation for said real property; and it is further

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

THIS RESOLUTION WAS PREPARED BY FRANK A. ISLER, SPECIAL COUNSEL

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

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 760

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (purported owners: PF&E Associates, Inc.)

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

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

WHEREAS, PF&E Associates, Inc. has expressed a desire to sell the development rights on approximately 20± acres of agricultural lands located on Middle Country Road, Riverhead, New York, at \$88,000.00 per acre, further described as Suffolk County Tax Map #0600-099.00-01.00-004.000, to the Town of Riverhead; and

WHEREAS, the County of Suffolk and the Town of Riverhead are desirous of sharing the cost of purchasing said development rights, and

WHEREAS, the County of Suffolk will acquire a seventy percent (70%) undivided interest in and to the premises, and the Town of Riverhead will acquire a thirty percent (30%) undivided interest in and to the premises, as tenants in common,

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Shoreline Development Corp., once in the August 16, 2007 issue of the News Review, the official newspaper designated for these purposes, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

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

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to PF&E Associates, Inc., 31 Seville Avenue, Rye, New York 10580, Attn: Mary Pat Garrity; Diana Yakaboski, Contract Vendee, PF&E Associates, Inc., P.O. Box 284, Calverton, New York 11933; the Farmland Select Committee; Peconic Land Trust, Attn: Marian Sumner, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE

Bartunek	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Dunleavy	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Blass	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Densieski	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Cardinale	<input type="checkbox"/> Yes <input type="checkbox"/> No				

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 5th day of September, 2007 at 2:05 PM o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights on 20± acres of agricultural lands owned by PF&E Associates, Inc., located on Middle Country Road, Riverhead, New York, at \$88,000.00 per acre, further described as Suffolk County Tax Map #0600-099.00-01.00-004.000 the Town of Riverhead, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
August 7, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Adopted

August 7, 2007

TOWN OF RIVERHEAD

EXTENDS BID CONTRACT FOR ELECTRIC MOTOR EMERGENCY
REPAIR/REPLACEMENT - RIVERHEAD WATER DISTRICT

RESOLUTION # 761

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

WHEREAS, ABC Electric Corp. was awarded the bid for electric motor emergency repair/replacement under Resolution #781 adopted August 15, 2006; and

WHEREAS, the Riverhead Water District has requested that the bid be extended pursuant to the terms of the award document; and

WHEREAS, the above-named vendor has agreed to extend the contract until August 15, 2008; and

WHEREAS, the Town Board has reviewed said request.

RESOLVED, that the bid contract awarded to electric motor emergency repair/replacement for the Riverhead Water District be and is hereby extended to August 15, 2008; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to ABC Electric Corp., 24-25 46th Street, Long Island City, New York, 11103. WaterDepartment and the Town Attorney.

THE VOTE

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

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED.

7/19/07



RWD Riverhead Water District

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

Bid Extension Notice

To: Robert Longmate
From: Riverhead Water District
Date: July 20, 2007
Subject: Extension of Bid Services

This letter is to inform you that our current bid contract with you for Electric Motor Emergency Repair/Replacement will expire on August 15, 2007.

The Town of Riverhead would like to extend this contract for a period of one (1) year until August 15, 2008. This will be the first extension pursuant to the terms of the current bid document.

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

Bob Longmate

Authorized Signature

BOB LONGMATE

Print Name

ABC ELECTRIC CORP.

Company Name

7/20/07

Date

Adopted

8/7/07

**AWARDS BID
DEMCHUK ESTATES AND FEDUN ESTATES
RIVERHEAD WATER DISTRICT**

RESOLUTION #762

Adopted _____

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

WHEREAS, this Town Board did authorize the advertisement for bids for the installation of water mains and appurtenances for Demchuk Estates and Fedun Estates, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, by letter dated July 27, 2007, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded as follows:

Roy Wanser, Inc.
\$163,999.00

NOW, THEREFORE, BE IT

RESOLVED, that the bid for water mains and appurtenances for

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

**Demchuk Estates and Fedun Estates for the Riverhead Water District,
be and is hereby awarded to:**

**Roy Wanser, Inc.
\$163,999.00**

and be it further

RESOLVED, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., H2M, Riverhead Water District and the Accounting Department, and be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security, and be it further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the town Clerk, the town clerk is hereby authorized to release to the successful bidder the bidder's bid security.

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

8/7/07

Adopted

ORDER ESTABLISHING
EXTENSION No. 85
RIVERHEAD WATER DISTRICT
MASTRO REALTY

Resolution # 763

Adopted _____

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

WHEREAS, a petition has been filed by the owners of Mastro Realty to allow public water to be provided to a proposed subdivision in Calverton, New York, which is located outside the boundaries of the existing water district, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Water District which report recommends various connections and installation of new water main as more particularly set forth in the report prepared by H2M, most recently dated May, 2007, which is currently on file with the Riverhead Town Clerk, and

WHEREAS, the maximum amount to be expended for the extension is \$347,000 to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, key money will be assessed at the rate of \$2,500 per single family dwelling unit to cover the cost of constructing capital improvement facilities, for a total amount of \$50,000, and

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

WHEREAS, the Town Board called a public hearing for July 17, 2007, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be known as Extension No. 85 as shown on Exhibit A attached is in the best interest of the

District and will benefit the property to be served, and

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

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

BE IT FURTHER RESOLVED, that the cost of the installation of the extension is \$347,000, all being constructed subject to the following conditions:

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

2. The developer will deposit cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of \$347,000, before this resolution shall become a final order. After the deposit of all costs in the aforesaid amount, the Clerk shall certify this resolution as a final order and cause the same to be recorded and filed as set forth below; and

3. Key money will be assessed by new connections, which will be owed at Certificate of Occupancy for any new construction within the District as extended;

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

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

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

RESOLUTION PREPARED BY FRANK A. ISLER, ESQ., 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

EXHIBIT "A"
RIVERHEAD WATER DISTRICT
ENGINEERING REPORT
FOR
PROPOSED EXTENSION NO. 85
MASTRO REALTY
(f.k.a. MASTRONARDI PROPERTY)
DESCRIPTION OF EXTENSION

All those certain lots, parcels of land, said properties being known as District 0600, Section 80, Block 1, Lot 12.7 and District 0600, Section 100, Block 2, Lots 19.7, 19.8, 19.9, 19.10, 19.11, 20.5, 28.1 and 29, situated and lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York bounded and described as follows:

BEGINNING at a point formed by the westerly right-of-way of North Woods Road and the northerly right-of-way of Deep Hole Road and having a radius of 20.00 feet and a length of 31.42 feet. Traveling westerly along the northerly right-of-way line of Deep Hole Road a distance of approximately 110 feet to a point formed by the northerly right-of-way of Deep Hole Road and the westerly property line of Section 100, Block 02, Lot 30. This said point being the POINT OF BEGINNING.

From said POINT OF BEGINNING, running southerly along an extension of the easterly property line of Section 080, Block 01, Lot 12.7 to a point located on the southerly right-of-way line of Deep Hole Road.

THENCE running westerly along the southerly right-of-way of Deep Hole Road a distance of approximately 330 feet to a point formed by the southerly right-of-way of Deep Hole Road and the easterly property line of Section 100, Block 02, Lot 20.5.

THENCE running southerly along the easterly property line of Section 100, Block 02, Lot 20.5 a distance of approximately 484 feet to a point formed by the easterly property line of Section 100, Block 02, Lot 20.5 and the westerly property line of Section 100, Block 02, Lot 20.3.

THENCE running westerly along the southerly property line of Section 100, Block 02, Lot 20.5 a distance of approximately 44 feet to a point formed by the westerly property line of Section 100, Block 02, Lot 20.5 and the easterly property line of Section 100, Block 02, Lot 19.6.

THENCE running northerly along the westerly property line of Section 100, Block 02, Lot 20.5 a distance of approximately 334 feet to a point formed by the westerly property line of Section 100, Block 02, Lot 20.5 and the southerly property line of Section 100, Block 02, Lot 19.7.

THENCE running westerly and southerly along the southerly property line of Section 100, Block 02, Lots 19.7, 19., 19.9, 19.10 and 19.11 a distance of approximately 2,038 feet to a point formed by the westerly property line of Section 100, Block 02, Lot 19.11 and the easterly property line of Section 100, Block 02, Lot 19.12.

THENCE running northerly along the westerly property line of Section 100, Block 02, Lot 19.11 a distance of approximately 845 feet to a point formed by the westerly property line of Section 100, Block 02, Lot 19.11 and the southerly right-of-way of Deep Hole Road.

THENCE running along an extension of the westerly property line of Section 100, Block 02, Lot 19.11 to a point located on the northerly right-of-way of Deep Hole Road.

THENCE running easterly along the northerly right-of-way of Deep Hole Road a distance of approximately 65 feet to a point formed by the northerly right-of-way line of Deep Hole Road and the westerly property line of Section 080, Block 01, Lot 12.7.

THENCE running northerly along the westerly property line of Section 080, Block 01, Lot 12.7 a distance of approximately 3,132 feet to a point formed by the westerly property line of Section 080, Block 01, Lot 12.7 and a line running parallel to the southerly right-of-way of Young's Avenue. The said herein line being a parallel distance of 500 feet from the southerly right-of-way of Young's Avenue.

THENCE running easterly along the aforementioned parallel line a distance of approximately 589 feet to a point formed by said line and the easterly property line of Section 080, Block 01, Lot 12.7.

THENCE running southerly along the easterly property line of Section 080, Block 01, Lot 12.7 a distance of approximately 4,088 feet to a point formed by the northerly right-of-way line of Deep Hole Road and the easterly property line of Section 080, Block 01, Lot 12.7. This point being the said POINT OF BEGINNING.

END OF DESCRIPTION

X:\RDWD (Riverhead Water District) - 10810\0555 - Ext. No. 85, Mastro Realty_Water Mains\Report\Exhibit_A.doc

8/7/07

Adopted

**ORDER ESTABLISHING LATERAL WATER MAIN
RIVERHEAD WATER DISTRICT
NORTH WIND HOMES, HULSE LANDING ROAD
WADING RIVER, NEW YORK**

Resolution # 764

Adopted _____

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

WHEREAS, a petition has been filed by the owners of the subdivision known as North Wind Development located along the east side of Hulse Landing Road in the Wildwood section of Wading River, for the installation of a lateral water main of the Riverhead Water District, and

WHEREAS, by letter and report dated March 12, 2007, H2M, consulting engineers to the Riverhead Water District, did prepare a report detailing the necessary measures and costs associated with extending a lateral water main to the proposed subdivision, and

WHEREAS, this development will consist of the construction of 24 single family dwellings (a new home is not proposed to be constructed on lot 25, but the developer will be responsible for the associated key money) to be accessed via a proposed new road, Andrews Way, with approximately 4,700 feet of 6 and 8 inch water main to be installed to provide service to this development, and

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

WHEREAS, all costs associated with this lateral shall be borne by the petitioner with an estimated cost of \$350,000 and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$62,500. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board held a public hearing on the 3rd day of July, 2007,

wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead as governing body of the Riverhead Water District, hereby approves the lateral water main of North Wind Homes, subject to the following conditions:

1. The applicant has posted a bond or secured a letter of credit issued by a commercial banking institution, doing business in the Town of Riverhead, in the form satisfactory to counsel to the Water District, in the amount of \$62,500 which is equal to \$2,500 key money for each dwelling unit within the proposed subdivision. Said \$2,500 to be paid upon the earlier of the happening of two events: (a) an application for a certificate of occupancy; (b) two years from the date hereof;

2. The applicant has posted a bond or secured a letter of credit issued by a commercial banking institution, doing business in the Town of Riverhead, in the form satisfactory to counsel to the Water District, in the amount of \$350,000;

3. A grant of a sub-surface easement to the Riverhead Water District covering all locations of the proposed water main installation; and be it further

RESOLVED, that the bid contemplated herein shall not be awarded unless approved by the petitioner or his successors in title, and be it further

RESOLVED, that the terms and conditions of this order shall be accepted and agreed to by the petitioner owner whose consent shall be duly acknowledged and shall be binding on the heirs and assigns of the petitioner and shall run with the land and be it further

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

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

Dated: August 7, 2007
Riverhead, NY

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

~~THE MOTION~~
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

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

8/7/07

**AWARDS BID
EXTENSION NO. 88, OSBORN ACRES
RIVERHEAD WATER DISTRICT**

Adopted _____

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

WHEREAS, this Town Board did authorize the advertisement for bids for the installation of water mains and appurtenances for Extension No. 88, Osborn Acres, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, by letter dated July 26, 2007, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded as follows:

**ALESSIO PIPE & CONSTRUCTION CORP.
\$41,741.95**

NOW, THEREFORE, BE IT

RESOLVED, that the bid for water mains and appurtenances for Extension No. 88, Osborn Acres for the Riverhead Water District, be and is hereby awarded to:

**Alessio Pipe & Construction Co.
In the amount of \$41,741.95**

and be it further

RESOLVED, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., H2M, Riverhead Water District and the Accounting Department, and be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security, and be it further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the town Clerk, the town clerk is hereby authorized to release to the successful bidder the bidder's bid security.

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

8/7/07

TOWN OF RIVERHEAD

Adopted

Resolution # 766

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF
THE RIVERHEAD TOWN CODE**
(§ 108-73. Permits.)

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK
_____ :

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" (Article XVII Administration) of the Riverhead Town Code once in the August 16, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Riverhead Zoning Board of Appeals; Riverhead Code Enforcement; 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
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 5th day of September, 2007 at 2:10 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

Chapter 108
Zoning
Article XVII
Administration

§ 108-73. Permits.

- A. Permitted uses require a building and/or use permit from the Building Department. No building, structure or other construction specifically required by this chapter to have a permit shall be erected, added to or structurally altered until a permit therefore has been issued by the Zoning Officer. No premises for which a use permit is required by this chapter shall be used for such purpose until a permit therefore has been issued by the Zoning Officer. Where a variance, special exception or special permit is required, no such permit shall be issued until a copy of the determination of the appropriate body granting such variance, special exception or special permit is filed with the office of the Zoning Officer.
- B. There shall be submitted with all applications for a permit three copies of a layout or plot plan showing the actual dimensions of the lot or parcel of land to be built upon, the exact size and location on the lot or parcel of land of the building and/or accessory buildings to be erected and such information as may be necessary to determine that the proposed construction will comply with the provisions of this chapter. The plot plan shall be drawn to scale. In reviewing an application for a permit, the Zoning Officer may require the applicant to submit his deed or other instrument or record conveying title to the applicant.
- C. All completed applications must be acted upon by the Building Department within 10 working days after the approval of the Environmental Review Board has been received.
- D. One copy of each layout or plot plan shall be returned when approved by the Zoning Officer, together with such permit, to the applicant upon payment of such fee for principal buildings and other buildings, structures or uses as shall be fixed by resolution of the Town Board and posted in the office of the Zoning Officer.
- E. The construction authorized by the building permit shall be commenced within four months and completed within ~~18~~ twelve months from the date of issuance of the permit. All work to be done pursuant to a pool permit shall be completed within four months from the date of issuance of said permit. Said permit may be renewed one time for a 60 day term upon good cause shown provided that the fencing and barrier requirements set forth 108-59 of the Town Code of the Town of Riverhead and the New York State Building and Fire Prevention Code are met. In no event shall a pool permit be renewed such that the term of the permit exceeds six months from the original date of issuance.

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

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

August 7, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 767

RATIFIES THE AUTHORIZATION OF THE TOWN CLERK TO POST AND PUBLISH A NOTICE TO BIDDERS FOR THE PURCHASE OF ONE NEW HOLLAND TN60DA 4 WHEEL DRIVE TRACTOR AND ONE NEW HOLLAND TC45DA 4 WHEEL DRIVE TRACTOR
COUNCILMAN BARTUNEK

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the August 9, 2007 issue of the official Town newspaper for the purchase of one New Holland TN60DA 4 Wheel Drive Tractor and one New Holland TC45DA 4 Wheel Drive Tractor; and

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

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed proposals for the purchase of one New Holland TN60DA 4 Wheel Drive Tractor and one New Holland TC45DA 4 Wheel Drive Tractor will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on August 17, 2007 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about August 9, 2007 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays or by visiting the Town of Riverhead website: www.riverheadli.com and click on Bid Requests.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked "New Holland Tractors".

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

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

Dated: August 7, 2007

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 768

**APPROVES CHAPTER 90 APPLICATION OF LARRY'S LIGHTHOUSE MARINA
(BOAT SHOW)**

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

COUNCILMAN DENSIESKI :

WHEREAS, on July 16, 2007, Larry's Lighthouse Marina had submitted a Chapter 90 Application for the purpose of conducting a Boat Show, to be held in the Vinland Commons parking lot located on the corner of Tuthill Lane and Main Road, Aquebogue, New York, on August 10th, 11th and 12th, 2007 between the hours of 10:00 a.m. and 6:00 p.m.; and

WHEREAS, Larry's Lighthouse Marina has completed and filed a Short Form Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, Larry's Lighthouse Marina has paid the required Chapter 90 Application fee for this event; and

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

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

NOW THEREFORE BE IT RESOLVED, that 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 Larry's Lighthouse Marina for the purpose of conducting a Boat Show, to be held in the Vinland Commons parking lot located on the corner of Tuthill Lane and Main Road, Aquebogue, New York, on August 10th, 11th and 12th, 2007, between the hours of 10:00 a.m. and 6:00 p.m., is hereby approved; and be it further

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

RESOLVED, that any tent installations 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 (Tents & Membrane Structures); and be it further

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

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Larry's Lighthouse Marina, Meetinghouse Creek Road, P.O. Box 1250, Aquebogue, New York, 11931; the Riverhead Fire Marshal; the 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

8/7/07

TOWN OF RIVERHEAD

Resolution # 769

APPROVES CHAPTER 90 APPLICATION OF SOUTHBAY RECREATION INC.

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS _____:

WHEREAS, on July 27, 2007, Southbay Recreation Inc. had submitted a Chapter 90 application for the purpose of conducting a summer camp for children to include various sports such as, soccer, basketball, volleyball, kickball and baseball to be held on their property located at 4062-736 Grumman Boulevard, Calverton, New York, on Monday, August 27, 2007 through Friday, August 31, 2007, between the hours of 9:00 a.m. and 3:00 p.m.; and

WHEREAS, Southbay Recreation Inc. 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, Southbay Recreation Inc. has paid the appropriate Chapter 90 Application fee; and

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

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

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

RESOLVED, that the application of Southbay Recreation Inc., for the purpose of conducting a summer camp for children to include various sports such as, soccer, basketball, volleyball, kickball and baseball to be held on their property located at 4062-736 Grumman Boulevard, Calverton, New York, on Monday, August 27, 2007 through Friday, August 31, 2007, between the hours of 9:00 a.m. and 3:00 p.m., is hereby approved; and be it further

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Southbay Recreation Inc.4062-736 Grumman boulevard, Calverton, New York, 11933; Bruce Johnson, Fire Marshal; the Riverhead Police Department and the Office of the Town Attorney.

8/7/06

Adopted

TOWN OF RIVERHEAD

Resolution # 770

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

(\$101-3. Stop and yield intersections; railroad crossings; parking fields.)

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 amend Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the August 16, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

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

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 21st day of August, 2007 at 7:25 p.m. at the George Young Community Center, S. 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:

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

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

Intersection	Stop Sign On	Entrance From
<u>Fifth Street</u>	<u>St. John's Place</u>	<u>North</u>

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 771

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

COUNCILMAN BARTUNEK

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the August 16, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; 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
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 5th day of September, 2007 at 2:30 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

**Chapter 108
Zoning**

**ARTICLE L
Industrial A (IA) Zoning Use District**

§ 108-274. Uses.

In the IA 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:

B. Special permit uses.

(4) Storage and distribution facility of non-toxic gases as defined in §108-3.

- Underline represents addition(s)

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 5th day of September, 2007 at 2:25 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

Chapter 108

ZONING

ARTICLE I, General Provisions

§ 108-3. Definitions; word usage.

NON-TOXIC GASES – limited to propane, LNG (liquid natural gas) or CNG (compressed natural gas), hydrogen gas, liquid oxygen or oxygen gas, liquid nitrogen or nitrogen gas, and acetylene gas.

* Underscore represents addition(s)

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

August 7, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 773

**Classifies Action and Declares Lead Agency on Special
Permit of Historic Village at Jamesport
and Refers Petition to the Planning Board**

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Robert Stromski, RA as authorized representative of Jul-Bet Enterprises, LLC pursuant to Article XXVIA and Article LII, Section 108-282B.(1)and(4) of the Town Code to construct a commercial center of 10 buildings with an aggregate size of 42,000sq.ft. including professional offices and bistro uses together with related improvements on a 9.712ac. parcel zoned Rural Corridor (RLC); such property more particularly described as SCTM 0600-68-1-35, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be an Unlisted action pursuant to 6NYCRR Part 617 for which coordinated review is optional and in this case unnecessary, and

WHEREAS, the Riverhead Planning Department has prepared a staff SEQR report outlining the project impacts and outlining a course of action by which a negative declaration of significance could be rendered, and

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

THEREFORE, BE IT

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

BE IT FURTHER

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

THE VOTE

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

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

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**

8/7/07

Adopted

TOWN OF RIVERHEAD

Resolution # 774

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 OF THE RIVERHEAD TOWN CODE ENTITLED "ZONING" (§108-56 Signs)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK:

RESOLVED, that the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 of the Riverhead Town Code entitled, "Zoning" (§108-56 Signs) once in the August 16, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further,

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Building Department; the Planning Board; the Planning Department; the Architectural Review Board; Investigations Unit 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 before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 5th day of September, 2007 at 2:~~30~~35 o'clock p.m. to consider a local law to amend Chapter 108 of the Riverhead Town Code entitled "Zoning" (§108-56 Signs).

§108-56. Signs.

E. Additional sign types requiring a permit.

- (1) Commercial property real estate signs. Sign advertisement of the sale, rental, or lease of commercial property is permitted provided that:
- (a) Only one such sign per commercial parcel shall be permitted.
 - (b) Freestanding signs, signs affixed to a building or structure, or a sign displayed within any window therein shall not exceed nine square feet in area.
 - (c) Said sign shall be placed at least 25 feet from each side line of the property and at least 15 feet from the front and rear property lines. No such sign shall be permitted within a parking lot, roadway, or sidewalk area.
 - (d) Said sign(s) shall be removed no later than 15 days after the property to which it relates is no longer for sale, rent, lease, or exchange.
 - (e) Said sign shall not be illuminated.
 - (f) Real estate signs in all use districts shall be set back not less than 25 feet from any side line and ~~five~~ 15 feet from the front and rear property lines. No real estate sign shall be placed in a public right-of-way.

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

Dated: Riverhead, New York
August 7, 2007

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

BARBARA GRATTAN, Town Clerk

RESOLUTION # <u>775</u> ABSTRACT #07-27 July 19, 2007 (TBM 08/07/07)				
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by				
COUNCILMAN DUNLEAVY				
FUND NAME		CD-7/16/07	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1	14,500,000.00	1,054,642.97	15,554,642.97
POLICE ATHLETIC LEAGUE	4	45,000.00	552.00	45,552.00
TEEN CENTER	5	15,000.00		15,000.00
RECREATION PROGRAM FUND	6	265,000.00	37,989.42	302,989.42
SR SITE COUNCIL	7	4,500.00		4,500.00
DARE PROGRAM	8	3,000.00		3,000.00
CHILD CARE CENTER BUILDING FUN	9	140,000.00	50.69	140,050.69
TOWN BOARD SPECIAL PROGRAMS	24	100,000.00		100,000.00
YOUTH COURT SCHOLARSHIP	25	1,000.00		1,000.00
SRS DAYCARE FUND	27	40,000.00		40,000.00
ECONOMIC DEVELOPMENT ZONE FUND	30	55,000.00	3,371.78	58,371.78
HIGHWAY FUND	111	3,500,000.00	156,892.60	3,656,892.60
WATER DISTRICT	112	1,575,000.00	98,707.20	1,673,707.20
RIVERHEAD SEWER DISTRICT	114	2,550,000.00	67,103.69	2,617,103.69
REFUSE & GARBAGE COLLECTION DI	115	600,000.00	329,434.52	929,434.52
STREET LIGHTING DISTRICT	116	700,000.00	34,781.10	734,781.10
PUBLIC PARKING DISTRICT	117	165,000.00	2,260.18	167,260.18
BUSINESS IMPROVEMENT DISTRICT	118	60,000.00	120.59	60,120.59
AMBULANCE DISTRICT	120	490,000.00	304.38	490,304.38
EAST CREEK DOCKING FACILITY	122	115,000.00	1,637.96	116,637.96
CALVERTON SEWER DISTRICT	124	375,000.00	768.95	375,768.95
RIVERHEAD SCAVANGER WASTE DIST	128	1,560,000.00	33,100.49	1,593,100.49
SEWER DISTRICT FUND	130	400,000.00		400,000.00
WORKERS' COMPENSATION FUND	173	800,000.00	2,761.10	802,761.10
RISK RETENTION FUND	175		125,000.00	125,000.00
CDBG CONSORTIUM ACOUNT	181	100,000.00	1,619.79	101,619.79
SEWER DEBT SERVICE	382	425,000.00		425,000.00
WATER DEBT SERVICE	383	75,000.00		75,000.00
GENERAL FUND DEBT SERVICE	384	9,000,000.00		9,000,000.00
SCAVENGER WASTE DEBT SERVICE	385	2,500.00		2,500.00
SUFFOLK THEATER DEBT SERVICE	386	550,000.00		550,000.00
TOWN HALL CAPITAL PROJECTS	406	1,854,000.00	224,645.17	2,078,645.17
LOCAL ST & HIGHWAY CAP PROJECT	451		48,941.25	48,941.25
YOUTH SERVICES CAP PROJECT	452	45,000.00	5,691.78	50,691.78
SENIORS HELP SENIORS CAP PROJE	453		2,249.71	2,249.71
EISEP	454	20,000.00		20,000.00
MUNICIPAL FUEL FUND	625		6,600.94	6,600.94
MUNICIPAL GARAGE FUND	626		36,283.63	36,283.63
TRUST & AGENCY	735		3,001,425.16	3,001,425.16
SPECIAL TRUST	736	400,000.00	24,725.00	424,725.00
COMMUNITY PRESERVATION FUND	737	4,340,000.00	391.02	4,340,391.02
CALVERTON PARK - C.D.A.	914	375,000.00	10,442.17	385,442.17
TOTAL ALL FUNDS		45,245,000.00	5,312,495.24	50,557,495.24

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**

RESOLUTION # 775 ABSTRACT #07-28 July 26, 2007 (TBM 08/07/07)			
COUNCILMAN BARTUNEK			
COUNCILMAN DUNLEAVY offered the following Resolution which was seconded by			
FUND NAME		CD-NONE	CHECKRUN TOTALS
			GRAND TOTALS
GENERAL FUND	1		65,597.32
POLICE ATHLETIC LEAGUE	4		125.00
RECREATION PROGRAM FUND	6		14,254.78
ECONOMIC DEVELOPMENT ZONE FUND	30		520.00
HIGHWAY FUND	111		2,632.27
WATER DISTRICT	112		27,918.83
RIVERHEAD SEWER DISTRICT	114		2,913.95
STREET LIGHTING DISTRICT	116		338.00
PUBLIC PARKING DISTRICT	117		809.60
AMBULANCE DISTRICT	120		105,136.26
EAST CREEK DOCKING FACILITY FU	122		41.16
WORKERS' COMPENSATION FUND	173		14,153.25
RISK RETENTION FUND	175		68,783.88
SEWER DISTRICTS DEBT SERVICE	382		41,701.62
GENERAL FUND DEBT SERVICE	384		1,074,716.51
SCAVANGER WASTE DISTRICT DEBT	385		2,539.73
TOWN HALL CAPITAL PROJECTS	406		1,608,777.92
MUNICIPAL GARAGE FUND	626		24,214.73
TRUST & AGENCY	735		17,070.33
TOTAL ALL FUNDS			3,072,245.14

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

RESOLUTION # <u>775</u> ABSTRACT #07-29 Aug. 02, 2007 (TBM 08/07/07)				
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by				
COUNCILMAN DUNLEAVY				
FUND NAME		CD-NIONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		784,962.45	784,962.45
RECREATION PROGRAM FUND	6		40,882.50	40,882.50
ECONOMIC DEVELOPMENT ZONE FUND	30		2,889.90	2,889.90
HIGHWAY FUND	111		91,679.78	91,679.78
WATER DISTRICT	112		667,562.30	667,562.30
RIVERHEAD SEWER DISTRICT	114		395,396.72	395,396.72
REFUSE & GARBAGE COLLECTION	115		6,964.72	6,964.72
STREET LIGHTING DISTRICT	116		6,802.58	6,802.58
PUBLIC PARKING DISTRICT	117		166.11	166.11
AMBULANCE DISTRICT	120		5,528.82	5,528.82
EAST CREEK DOCKING FACILITY	122		1,663.88	1,663.88
CALVERTON SEWER DISTRICT	124		17,864.07	17,864.07
RIVERHEAD SCAVANGER WASTE DIST	128		19,270.00	19,270.00
WORKERS' COMPENSATION FUND	173		3,141.34	3,141.34
RISK RETENTION FUND	175		957.75	957.75
CDBG CONSORTIUM ACOUNT	181		579.34	579.34
TOWN HALL CAPITAL PROJECTS	406		255,233.50	255,233.50
YOUTH SERVICES CAP PROJECT	452		4,482.28	4,482.28
SENIORS HELP SENIORS CAP	453		2,130.77	2,130.77
MUNICIPAL FUEL FUND	625		32,984.10	32,984.10
MUNICIPAL GARAGE FUND	626		27,795.02	27,795.02
TRUST & AGENCY	735		891,198.60	891,198.60
COMMUNITY PRESERVATION FUND	737		467.02	467.02
TOTAL ALL FUNDS			3,260,603.55	3,260,603.55

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

August 7, 2007

TOWN OF RIVERHEAD **Adopted**

Resolution # 776

Grants Change of Zone Petition of East Riverhead Equities, LLC.

COUNCILMAN BARTUNEK _____ offered the following resolution,

which was seconded by _____
COUNCILMAN DUNLEAVY

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a change of zone petition from East Riverhead Equities, LLC seeking to amend the Zoning Use District Map of the Town of Riverhead to provide for the Commercial Residential Campus (CRC) Zoning Use District to the exclusion of the existing Residential A-40 Zoning Use District upon the property more particularly known as SCTM 0600-131-1-10, and

WHEREAS, the Town Board has declared itself Lead Agency for the review of the petition and has determined that the application is an Unlisted Action that will not have a significant impact on the environment and that an Environmental Impact Statement need not be prepared, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the petition, and

WHEREAS, a public hearing upon the subject zoning petition was held on May 1, 2007, and

WHEREAS, the matter was referred to the Suffolk County Planning Commission; such commission determining the matter to be one of local determination, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record create to date, the report of the Planning Department, the report of the Riverhead Planning Board, the commentary heard at the relevant public hearing, as well as all other relevant planning, zoning and environmental information, now

THEREFORE BE IT

RESOLVED, that the Riverhead Town Board hereby approves the change of zone petition of East Riverhead Equities, LLC. to amend the Town of Riverhead Zoning Use District Map to provide for the Commercial Residential Campus (CRC) Zoning Use District to the exclusion of the Residential A-40 Zoning Use District upon property located on New York State Route 25, Riverhead, New York; such real property more particularly described as Suffolk County Tax Lot Number 0600-131-1-10, and

BE IT FURTHER

RESOLVED, that the Town Clerk be authorized to publish a map of the zoning amendment in the official newspaper of the Town of Riverhead, and

BE IT FURTHER

RESOLVED, that the GIS Department be authorized to make the necessary map changes to the Zoning Use District Map of the Town of Riverhead, and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Planning Department, the Office of Town Attorney and Mark A. Cuthbertson, Esq. as attorney for the applicant.

THE VOTE

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

THIS RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED