

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

October 2nd, 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 CDA RESOLUTION(S) LISTED BELOW:

- Res. #14 A Resolution Calling a Public Hearing on the Community Development Agency's Designation of REPCAL LLC as a Qualified and Eligible Sponsor for the Purchase and Development of Approximately 300 Acres Located within the Light Industrial Zoning District of the Premises Known as the Enterprise Part at Calverton (EPCAL), Consistent with the Goals and Objectives of the Calverton Enterprise Park Urban Renewal Plan (1998)
- Res. #15 Authorizes Chairman to Execute Conditional Contract of Sale for a 300+ - Parcel of Property within the Light Industrial Portion of the EPCAL Site with REPCAL LLC

PUBLIC COMMENT ON ANY REGULAR TOWN BOARD RESOLUTION(S) LISTED BELOW:

- Res. #908 Authorizing the Naming of the Park Located at 609 Wet Main Street, Riverhead, NY "George Lindgren Schmelzer Riverfront Park"
- Res. #909 Highway Fund Budget Adjustment
- Res. #910 South Dam Fish Passage Capital Project Budget Adjustment
- Res. #911 General Fund Budget Adjustment
- Res. #912 Helen Zilnicki Development Rights Budget Adjustment
- Res. #913 Louis Carraciolo and Ottavia Carraciolo Development Rights Budget Adoption
- Res. #914 Frederick Reeve and Lois Reeve Development Rights Budget Adoption

- Res. #915 Phillip Anthony Schmitt and Deborah Schmitt and Stanley Zilnicki and Kathy Zilnicki Development Rights Budget Adoption
- Res. #916 Austin Warner and Jean Warner Development Rights Budget Adoption
- Res. #917 Economic Development Revolving Loan Program Budget Adjustment
- Res. #918 Authorization to Discard Fixed Assets
- Res. #919 Rescinds Disposal of Item
- Res. #920 Accepts 100% Security of Island International Industries, Inc. (Performance Bond)
- Res. #921 Accepts 100% Security of William Dries (Irrevocable Letter of Credit)
- Res. #922 Appoints Deputy Registrar in the Town Clerk's Office (Juliann O'Neill)
- Res. #923 Appoints a Traffic Control Specialist in the Police Department (Christopher Burns)
- Res. #924 Appoints a Recreation Aide in the Recreation Department (Kelly Miloski)
- Res. #925 Appoints a Community Development Administrator (Christina Kempner)
- Res. #926 Ratifies the Transfer of a Maintenance Mechanic II to the Street Lighting Division of the Engineering Department (Dennis Krupski)
- Res. #927 Authorizes the Town Engineer to Participate in Online Professional Development Course

- Res. #928 Authorizes the Supervisor to Execute a Stipulation with Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852
- Res. #929 Authorizes the Re Appointment of Members to the Anti-Litter Advisory Committee
- Res. #930 Authorizes Town Clerk to Publish and Post a Public Notice for a Public Hearing Regarding a Local Law to Amend Chapter 52 Entitled "Building Construction" of the Riverhead Town Code
- Res. #931 Authorizes Town Clerk to Publish and Post a Public Notice for a Public Hearing Regarding a Local Law to Amend All Sections of Chapter 62 Entitled "Excavations" of the Riverhead Town Code
- Res. #932 Authorizes Transfer of County-Owned Property to the Town of Riverhead
- Res. #933 Authorizes the Supervisor to Execute a Construction Agreement
- Res. #934 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding a Local Law to Amend Chapter 108 (Zoning) (Empire Zone) of the Riverhead Town Code
- Res. #935 Authorization to Publish Advertisement for Milk
- Res. #936 Authorization to Publish Advertisement for 2008 Type III Class I Emergency Vehicle (Ambulance)
- Res. #937 Amends Resolution #842 of 2007 (Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider an Amendment to Chapter 101 Entitled, "Vehicles and Traffic" of the Riverhead Town Code) (§101-10. Parking Prohibited)

- Res. #938 Amends Resolution #843 of 2007 (Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider an Amendment to Chapter 48 Entitled, "Beaches and Recreation Centers" of the Riverhead Town Code) (§48-13. Parking and Parking Permits)
- Res. #939 Approves the Chapter 90 Application of Southbay Recreation Inc. (Girls Lacrosse Club Try-Outs – October 21, 2007 and October 28, 2007)
- Res. #940 Ratifies the Approval of Chapter 90 Application of Garden of Eve LLC
- Res. #941 Approves Chapter 90 Application of Riverhead Foundation for Marine Research and Preservation (5K Run for the Ridley)
- Res. #942 Approves Chapter 90 Application of St. John the Evangelist R.C. Church
- Res. #943 Approves Chapter 90 Application of East End Rowing Institute LTD.
- Res. #944 Approves the Chapter 90 Application of Southbay Recreation Inc. (Youth Lacrosse Tournament – October 20, 2007 and October 27, 2007)
- Res. #945 Adopts A Local Law to Amend Chapter f108 Entitled, "Zoning of the Town of Riverhead (108-56.G. (6) Prohibited Signs)
- Res. #946 Adopts a Local Law to Repeal Chapter 109 Entitled "Moratorium on Residential Development" of the Riverhead Town Code
- Res. #947 Authorizes Transfer of County-Owned Property to the Town of Riverhead
- Res. #948 Awards Bid on Truck Body Repairs

- Res. #949 Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of a Parcel Located in the Town of Riverhead Known as Riverhead Meadows (Purported Owner: Crystal Bay Construction, Inc.)
- Res. #950 Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of a Parcel Located in the Town of Riverhead (Purported Owner: Walter Kobylenski Revocable Trust)
- Res. #951 Ratifies the Authorization of the Town Clerk to Publish and Post a Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Purported Owner : John Elcik and Robert J. Arnone, Trustees of the Joseph G. Manzi, Jr. Irrevocable Trust
- Res. #952 Public Interest Order - Increase and Improvement of Facilities of Riverhead Ambulance District in the Town of Riverhead, Suffolk County, New York
- Res. #953 Sets Registration Fees for the Riverhead Recreation Department
- Res. #954 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Agriculture Protection Zoning Use District (APZ)
- Res. #955 Authorization to Publish Advertisement for Oil, Lubricants and Fluids
- Res. #956 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 101 of the Code of the Town of Riverhead Entitled "Vehicles and Traffic"
- Res. #957 Authorizing the Supervisor to Sign Agreement Consent Order with New York State Department of Environmental Conservation

Res. #958 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 (§108-97 Major Subdivision)

Res. #959 Pays bills

October 2, 2007

TOWN OF RIVERHEAD

Adopted

CDA RESOLUTION #14

A RESOLUTION CALLING A PUBLIC HEARING ON THE COMMUNITY DEVELOPMENT AGENCY'S DESIGNATION OF REPCAL LLC AS A QUALIFIED AND ELIGIBLE SPONSOR FOR THE PURCHASE AND DEVELOPMENT OF APPROXIMATELY 300 ACRES LOCATED WITHIN THE LIGHT INDUSTRIAL ZONING DISTRICT OF THE PREMISES KNOWN AS THE ENTERPRISE PART AT CALVERTON (EPCAL), CONSISTENT WITH THE GOALS AND OBJECTIVES OF THE CALVERTON ENTERPRISE PARK URBAN RENEWAL PLAN (1998)

COUNCILWOMAN BLASS

_____ offered the following

COUNCILMAN BARTUNEK

resolution, which was seconded by _____

WHEREAS, the Town of Riverhead Community Development Agency owns, among other properties at the Enterprise Park at Calverton, some 300 acres of property located in the Light Industrial Zone, south of Route 25, Calverton, New York; and

WHEREAS, REPCAL LLC has submitted to the Community Development Agency (the "Agency") a proposal for the redevelopment of the approximately 300 acres of property as an industrial development of approximately 2,500,000 square feet of industrial space construction; and

WHEREAS, the Agency is considering designating REPCAL LLC, a limited liability company formed under the laws of the State of New York, as the "qualified and eligible sponsor (the "Sponsor"), pursuant to Section 507 (2) (d) of the General Municipal Law and in accordance with the established rules and procedures of the Agency; and

WHEREAS, by resolution of the Town Board, the Riverhead Development Corporation no longer has an initial review function with respect to proposals affecting the EPCAL property; and

WHEREAS, the Town is considering selling approximately 300 acres of the Light Industrial District zoned property to REPCAL LLC in order to facilitate this urban renewal project pursuant to a certain Agreement by and between the Town and REPCAL LLC, a copy of which is on file in the Office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours, which Agreement provides for the purchase price of the approximately 300 acres for no less than \$ 35,000,000.00, for redevelopment as industrial space; and

WHEREAS the Agreement on file in the Office of the Town Clerk of the Town of Riverhead further provides that under certain specified circumstances that may occur in the future, an additional approximate 110 acres of contiguous property could, at the Agency's sole and absolute discretion, be sold to REPCAL LLC for a price of up to \$ 4,000,000.00. Alternatively, the Agreement provides that in the event the Agency seeks to sell this additional property at some point in the future, REPCAL LLC shall have a right of first refusal to purchase this additional property at 102% of the price offered to the Agency by a bona fide purchaser. In addition, within ten (10) years from the date of closing, the Purchaser shall also have the right of first refusal to purchase the parcel comprising some 145 acres and known as Suffolk County Tax Map 0600-135-1-7.4, in the event that acreage is rezoned Light Industrial Zoned, at a price equal to 102% of the price offered to the Agency by a bona fide purchaser. The terms of these provisions are available by inspecting the Agreement.

WHEREAS, Section 507(2)(d) of the General Municipal Law requires that a public hearing, following at least ten (10) days public notice, be held by the Agency on the question of designating REPCAL LLC the Sponsor for the redevelopment of the aforesaid properties; and

WHEREAS, the Agency now desires to call a public hearing on the designation of REPCAL LLC as the Sponsor for the redevelopment of and the sale of the Town owned or to be owned portions of the property;

NOW, THEREFORE BE IT RESOLVED,

A public hearing will be held at the Wading River Congregational Church, located at North Country Road, Wading River, New York, in said Town on October 16, 2007 at 7:40pm, prevailing time, on the question of designating REPCAL LLC, the Sponsor for the redevelopment of the approximately 300 acres of Light Industrial District property located in EPCAL south of Route 25, Calverton, New York, consistent with the Calverton Enterprise Park Urban Renewal Plan (1998), and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law; and it is further

RESOLVED, that the Town Clerk is hereby directed to publish the attached notice of public hearing once in the October 4, 2007 edition of the *News Review*, the newspaper hereby designated as the official newspaper for this purpose and one having general circulation in and available to residents to the Town. Such publication shall be made no less than ten (10) days before the date designated for the public hearing. The Clerk is further authorized and directed to cause a copy of such notice of public hearing to be posted in such places as she deems appropriate under the circumstances, such posting to be done not less than ten (10) days before the date designated for the public hearing; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., 456 Griffing Avenue, Riverhead, New York 11901, Guy Germano, Esq., Germano & Cahill, PC., 4250 Veterans Memorial Highway, Suite 275, Holbrook, New York 11741; Andrea Lohneiss, Director of the Community Development Agency, and Dawn C. Thomas, Esq., Town Attorney.

THIS RESOLUTION HAS BEEN PREPARED BY FRANK A. ISLER, SPECIAL COUNSEL.

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

Notice of Public Hearing
Town of Riverhead Community Development Agency
Town of Riverhead, Suffolk County, New York

NOTICE IS HEREBY GIVEN, that the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York (the "Agency") will hold a public hearing at the Wading River Congregational Church, North Country Road in Wading River, New York on October 16, 2007 at 7:40 pm, prevailing time, pursuant to General Municipal Law 507(2)(d) for the purpose of considering whether the REPCAL LLC should be designated the "qualified and eligible sponsor" for the redevelopment of approximately 300 acres of the EPCAL site located within the Light Industrial District and whether the portion of said property currently owned by the Town of Riverhead should be sold to the REPCAL LLC pursuant to a certain agreement between the Agency and REPCAL LLC, which agreement is on file in the office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours for a sales price of no less than \$ 35,000,000.00 for the redevelopment of the property as an industrial development of approximately 2,500,000 square feet of industrial space, consistent with the goals and objectives of the Calverton Enterprise Park Urban Renewal Plan (1998).

The aforesaid agreement on file in the Office of the Town Clerk of the Town of Riverhead further provides that under certain specified circumstances that may occur in the future, an additional approximate 110 acres of contiguous property could, at the Agency's sole and absolute discretion, be sold to REPCAL LLC for a price of up to \$ 4,000,000.00. Alternatively, the Agreement provides that in the event the Agency seeks to sell this additional property at some point in the future, REPCAL LLC shall have a right of first refusal to purchase this additional property at 102% of the price offered to the Agency by a bona fide purchaser. In addition, within ten (10) years from the date of closing, the Purchaser shall also have the right of first refusal to purchase the parcel comprising some 145 acres and known as Suffolk County Tax Map 0600-135-1-7.4 in the event that acreage is rezoned Light Industrial Zoned, at a price equal to 102% of the price offered to the Agency by a bona fide purchaser. The terms of these provisions are available by inspecting the Agreement during regular business hours.

At said public hearing, the Community Development Agency will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF RIVERHEAD AS THE
GOVERNING BODY OF THE TOWN OF
RIVERHEAD COMMUNITY
DEVELOPMENT AGENCY.

Barbara Grattan, Town Clerk

Tabled

TOWN OF RIVERHEAD

October 2, 2007

CDA RESOLUTION #15

AUTHORIZES CHAIRMAN TO EXECUTE CONDITIONAL CONTRACT OF SALE FOR A 300+- PARCEL OF PRPOERTY WITHIN THE LIGHT INDUSTRIAL PORTION OF THE EPCAL SITE WITH REPCAL LLC

COUNCILMAN BARTUNEK

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

WHEREAS, the Town of Riverhead Community Development Agency owns, among other properties at the Enterprise Park at Calverton, some 300 acres of property located in the Light Industrial Zone, south of Route 25, Calverton, New York; and

WHEREAS, REPCAL LLC has submitted to the Community Development Agency (the "Agency") a proposal for the redevelopment of the approximately 300 acres of property as an industrial development of approximately 2,500,000 square feet of industrial space construction; and

WHEREAS, the Town Board, as the governing body of the Agency, by Resolution #7 dated June 11, 2007, determined that proceeding with contract negotiations authorizing the transfer to this property with the Rechler Group was consistent with the goals and objectives of the Calverton Enterprise Park Urban Renewal Plan (1998), the Light Industrial Zoning Use District, and the Empire Zone; and

WHEREAS, the Agency authorized the Chairman to proceed with contract negotiations for that purpose; and

WHEREAS, a contract has been negotiated with terms satisfactory to the Agency, conditioned upon REPCAL LLC being determined by this Agency to be a Qualified and Eligible Sponsor pursuant to Section 507 of the New York General Municipal Law; and

WHEREAS, the contract has been executed on behalf of REPCAL LLC.

NOW, THEREFORE BE IT RESOLVED,

That the Chairman is hereby authorized to execute a conditional contract of sale substantially in the form and content as annexed hereto; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., 456 Griffing Avenue, Riverhead, New York 11901, Guy Germano, Esq., Germano & Cahill, PC., 4250 Veterans Memorial Highway, Suite 275, Holbrook, New York 11741; Andrea Lohneiss, Director of the Community Development Agency, and Dawn C. Thomas, Esq., Town Attorney.

THIS RESOLUTION HAS BEEN PREPARED BY FRANK A. ISLER,
SPECIAL COUNSEL.

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 type="checkbox"/>	yes	<input type="checkbox"/>	no					

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Tabled

TOWN OF RIVERHEAD

Adopted

Authorizing the Naming of the Park Located at 609 West Main Street, Riverhead, N. Y.
"George Lindgren Schmelzer Riverfront Park"

RESOLUTION# 908

COUNCILMAN DENSIESKI offered the following resolution

resolution, which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, the Town of Riverhead has designated the parcel of land at 609 West Main Street, Riverhead, New York, also known as Suffolk County Tax Map #0600-124-4-31 as a park for recreational purposes by Resolution #629-2007; and;

WHEREAS, the Town wishes to honor its citizens who have contributed to our community; and;

WHEREAS, George Lindgren Schmelzer was an active resident who advised the Town on many policies regarding land use and other matters and;

WHEREAS, the above parcel is being developed as a recreational park with an outstanding view of the Peconic River;

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby names the park located at 609 West Main Street , Riverhead, N. Y.:

"George Lindgren Schmelzer Riverfront Park"

AND BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the family of George Lindgren Schmelzer , the Riverhead Planning Department, the Riverhead Town Assessor, the Riverhead Engineering Department, the Riverhead Building Department, the Riverhead Community Development Agency, the Riverhead Conservation Advisory Council, the Riverhead Recreation Department, the Riverhead Town Attorney, and Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP, 456 Griffing Avenue, Riverhead, New York, 11901.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

OCTOBER 2, 2007

Adopted

TOWN OF RIVERHEAD

HIGHWAY FUND

BUDGET ADJUSTMENT

RESOLUTION # 909

COUNCILMAN DENSIESKI

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

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

		<u>FROM</u>	<u>TO</u>
111.051155.545200	Equipment Rental	13,000	
111.051100.541301	Blacktop, Road Oil and Patch		13,000

THE VOTE

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

October 2, 2007

Adopted

TOWN OF RIVERHEAD

SOUTH DAM FISH PASSAGE CAPITAL PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 910

COUNCILWOMAN BLASS

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

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

		<u>FROM</u>	<u>TO</u>
406.071100.420000.40135	Foundation Income	48,000	
406.071100.493000.40135	Federal Aid	106,000	
406.071100.491000.40135	County Aid	4,000	
406.071100.492000.40135	State Aid	322,250	
406.071100.543500.40135	Professional Services		117,250
406.071100.523018.40135	Construction & Equipment		363,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

October 2, 2007

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 911

COUNCILMAN BARTUNEK

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

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

		<u>FROM</u>	<u>TO</u>
001.019500.547100	Taxes on Town Owned Property	\$12,000	
001.070200.511500	Personal Services - Recreation	\$10,000	
001.034100.511500	Personal Services – Fire Protection	\$15,000	
001.010100.543301	Litigation Expense		\$37,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

TOWN OF RIVERHEAD

HELEN ZILNICKI

DEVELOPMENT RIGHTS

BUDGET ADOPTION

RESOLUTION # 912

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

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

	<u>FROM</u>	<u>TO</u>
406.019400.494200.42061 Serial Bond Proceeds	\$1,928,900	
406.019400.521000.42061 Land Acquisition		\$1,908,900
406.019400.543000.42061 Professional Services		20,000

THE VOTE

Bartunek Yes No

Dunleavy Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

TOWN OF RIVERHEAD

LOUIS CARRACIOLO AND OTTAVIA CARRACIOLO

DEVELOPMENT RIGHTS

BUDGET ADOPTION

RESOLUTION # 913

_____ 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>
406.019400.494200.42058	Serial Bond Proceeds	\$570,800	
406.019400.521000.42058	Land Acquisition		\$550,800
406.019400.543000.42058	Professional Services		20,000

THE VOTE

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

Adopted

TOWN OF RIVERHEAD

FREDERICK REEVE AND LOIS REEVE

DEVELOPMENT RIGHTS

BUDGET ADOPTION

RESOLUTION # 914

_____ 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 adoption:

		<u>FROM</u>	<u>TO</u>
406.019400.494200.42059	Serial Bond Proceeds	\$589,700	
406.019400.521000.42059	Land Acquisition		\$569,700
406.019400.543000.42059	Professional Services		20,000

THE VOTE

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

TOWN OF RIVERHEAD

PHILLIP ANTHONY SCHMITT AND DEBORAH SCHMITT

AND STANLEY ZILNICKI AND KATHY ZILNICKI

DEVELOPMENT RIGHTS

BUDGET ADOPTION

RESOLUTION # 915

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

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

	<u>FROM</u>	<u>TO</u>
406.019400.494200.42062 Serial Bond Proceeds	\$290,000	
406.019400.521000.42062 Land Acquisition		\$270,000
406.019400.543000.42062 Professional Services		20,000

THE VOTE

Bartunek Yes No

Dunleavy Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

October 2, 2007

Adopted

TOWN OF RIVERHEAD

AUSTIN WARNER AND JEAN WARNER

DEVELOPMENT RIGHTS

BUDGET ADOPTION

RESOLUTION # 916

COUNCILMAN DUNLEAVY

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

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

	<u>FROM</u>	<u>TO</u>
406.019400.494200.42060 Serial Bond Proceeds	\$1,640,000	
406.019400.521000.42060 Land Acquisition		\$1,620,000
406.019400.543000.42060 Professional Services		20,000

THE VOTE

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

Adopted

10/2/07

TOWN OF RIVERHEAD

ECONOMIC DEVELOPMENT REVOLVING LOAN PROGRAM

BUDGET ADJUSTMENT

RESOLUTION # 917

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

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

		<u>FROM</u>	<u>TO</u>
178.000000.390599	Appropriated Fund Balance	\$30,000	
178.086840.597009	Economic Development Loan		\$30,000

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.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be provided to the Accounting Department and Community Development.

TOWN OF RIVERHEAD

AUTHORIZATION TO DISCARD FIXED ASSETS

RESOLUTION # 918

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

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

WHEREAS, after careful consideration by the Summer Interns, Bill Torre and Ray Thompson, the following departments have made recommendations to the Accounting Department that this equipment has no residual value and should be discarded. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

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

<u>Department</u>	<u>Tag #</u>	<u>Description</u>
B&G	06723517	Drill
Street Lighting	21437	Phase Sequence meter
Police	6235	Double Draw index file
Police	21325	Label maker
Accounting	22095-0098	Additional Memory
Police	23764	UPS

THE VOTE

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

October 2, 2007

TOWN OF RIVERHEAD
RESCINDS DISPOSAL OF ITEM

Adopted

RESOLUTION # 919

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

WHEREAS, the Town Board authorized resolution 07-883, to discard fixed assets

WHEREAS, after reviewing that resolution it has come to the attention of the Accounting Department that Town ID 75 property number 041759 is still being utilized by the Town of Riverhead and need not be removed from our system

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

<u>Department</u>	<u>Tag #</u>	<u>Description</u>
Water	Town ID 75 -041759	GMC Savanna Van

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	

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 920

ACCEPTS 100% SECURITY OF ISLAND INTERNATIONAL INDUSTRIES, INC. (PERFORMANCE BOND)

COUNCILMAN DUNLEAVY

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

WHEREAS, Island International Industries, Inc. has posted an Arch Insurance Company Performance Bond #SU1027861 in the sum of Six Hundred Thousand Dollars (\$600,000.00) representing the 100% site plan security bond in connection with Riverhead Town Board Resolution #854 dated September 5, 2007 for the construction of a 59,533.5 sq. ft. metal building for manufacturing and storage use and other related improvements on real property known as Lot #25 in the Calverton Camelot II subdivision, Calverton, New York, further described as Suffolk County Tax Map #0600-135-1-7.18, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the Arch Insurance Company Performance Bond #SU1027861 in the sum of Six Hundred Thousand Dollars (\$600,000.00) naming the Town of Riverhead as Owner; 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 Bennett Enterprises, LLC, P.O. Box 386, Wading River, New York, 11792; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE
Dunleavy [checked] yes ___ no Bartunek [checked] yes ___ no
Blas [checked] yes ___ no Densieski [checked] yes ___ no
Cardinale [checked] yes ___ no
THE RESOLUTION [checked] WAS ___ WAS NOT THEREFORE DULY ADOPTED

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 921

ACCEPTS 100% SECURITY OF WILLIAM DRIES
(IRREVOCABLE LETTER OF CREDIT)

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by _____ COUNCILWOMAN BLASS _____ :

WHEREAS, William Dries has posted a Suffolk County National Bank Irrevocable Letter of Credit #070723 in the sum of Two Hundred Fourteen Thousand Four Hundred Forty One Dollars and Thirty Cents (\$214,441.30) representing the 100% site plan security bond in connection with Riverhead Town Board Resolution #419 dated May 18, 2004 and Resolution #482 dated May 16, 2007 for the construction of a manufacturer's outlet center on real property at Route 25, Calverton, New York, further described as Suffolk County Tax Map #0600-118-3-7, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said irrevocable letter of credit 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 Suffolk County National Bank Irrevocable Letter of Credit #070723 in the sum of Two Hundred Fourteen Thousand Four Hundred Forty One Dollars and Thirty Cents (\$214,441.30) 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 Bennett Enterprises, LLC, P.O. Box 386, Wading River, New York, 11792; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of 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

Adopted

October 2, 2007

TOWN OF RIVERHEAD

Resolution # 922

**APPOINTS DEPUTY REGISTRAR
IN THE TOWN CLERK'S OFFICE**

COUNCILWOMAN BLASS

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

WHEREAS, due to personnel changes in the Office of the Town Clerk; and

WHEREAS, the appointed Registrar and their staff are responsible for the proper recording of all births and deaths in the Town of Riverhead; and

WHEREAS, it has been recommended by the Town Clerk that the Registrar have a Deputy Registrar; therefore:

BE IT RESOLVED, that Juliann M. O'Neill be appointed Deputy Registrar at \$1,000.00/yr effective immediately.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Juliann M. O'Neill and the Office of the Accounting.

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

Adopted

October 2, 2007

TOWN OF RIVERHEAD

Resolution # 923

APPOINTS A TRAFFIC CONTROL SPECIALIST IN THE POLICE DEPARTMENT

COUNCILMAN BARTUNEK

offered the following

resolution, which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, the need for a call-in Traffic Control Specialist exists in the Police Department, and

WHEREAS, Christopher Burns has been serving as a seasonal employee in the Town of Riverhead and it is the recommendation of the Chief of Police that he be appointed to this position.

NOW, THEREFORE, BE IT RESOLVED, that effective October 3, 2007 Christopher Burns is hereby appointed to the position of call-in Traffic Control Specialist at the hourly rate of \$12.00.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Christopher Burns, the Police Department, the Accounting Office 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

October 2, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 924

APPOINTS A RECREATION AIDE IN THE RECREATION DEPARTMENT

COUNCILMAN DUNLEAVY offered the following

resolution, which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the need for a call-in Recreation Aide exists in the Recreation Department to work at the George Young Community Center, and

WHEREAS, Kelly Miloski has been serving as a seasonal Recreation Aide, and it is the recommendation of her Department Head that Kelly Miloski be appointed to this position.

NOW, THEREFORE, BE IT RESOLVED, that effective October 5, 2007 Kelly Miloski is hereby appointed to the position of call-in Recreation Aide at the hourly rate of \$10.00.

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

October 2, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 925

APPOINTS A COMMUNITY DEVELOPMENT ADMINISTRATOR

COUNCILMAN DENSIESKI

offered the following

resolution, which was seconded by COUNCILWOMAN BLASS

WHEREAS, Christina Kempner has been serving as a provisional appointment in the position of Community Development Administrator, and

WHEREAS, Civil Service has established a certified list of Eligibles, list # 07-1577-184, for the position of Community Development Administrator, and Christina Kempner is number one on the list, making her immediately reachable.

NOW, THEREFORE, BE IT RESOLVED, that effective October 3, 2007, the Town Board hereby removes the provisional status of Christina Kempner and appoints her to the position of Community Development Administrator at no change in salary.

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

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

October 2, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 926

**RATIFIES THE TRANSFER OF A MAINTENANCE MECHANIC II
TO THE STREET LIGHTING DIVISION OF THE ENGINEERING
DEPARTMENT**

COUNCILWOMAN BLASS

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

WHEREAS, a vacancy exists for the position of Maintenance Mechanic II in the Street Lighting Division of the Engineering Department, and

WHEREAS, the Town Board and the Department Head wishes to transfer Dennis Krupski to this position.

NOW, THEREFORE, BE IT RESOLVED, that effective October 1, 2007, the Town Board hereby transfers Dennis Krupski to the position of Maintenance Mechanic II in the Street Lighting Division of the Engineering Department at his current grade and step on the Operational and Technical Salary Schedule, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Dennis Krupski, the Engineering Department, 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

October 2, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 927

AUTHORIZES THE TOWN ENGINEER TO PARTICIPATE IN ONLINE PROFESSIONAL DEVELOPMENT COURSE

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

WHEREAS, Kenneth Testa, P.E., Town Engineer, has made a request to participate in an online Professional Development course offered by Kansas State University; and

WHEREAS, this course will satisfy the Professional Development requirement for the maintenance of his Professional Engineering License; and

WHEREAS, this training will be of use to the Town by providing the Town Engineer training in the efficient use of energy and methods to conserve energy which will result in a reduction of Town facility energy consumption.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes reimbursement to the Town Engineer in the amount of One Thousand Seven Hundred Dollars and 00/100 (\$1,700.00) cost of the course; and

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

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

October 2, 2007

Adopted

Town of Riverhead

Resolution # 928

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

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN DENSIESKI

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

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Leroy E. Barnes, Jr., Building Department Administrator, Matthew Hattorff, CSEA Unit President, Dawn C. Thomas, Town Attorney and the 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

STIPULATION

Made this _____ day of October 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 Billie Jo Jaeger was employed by the Town of Riverhead from August 23, 1999 to May 7, 2007 in the position of Account Clerk Typist, and

WHEREAS, Billie Jo Jaeger resigned her position effective May 7, 2007, and

WHEREAS, Billie Jo Jaeger has requested that she be reinstated to her position as an Account Clerk Typist in the building department as permitted pursuant to Suffolk County Civil Service Rules, and

WHEREAS, a vacancy exists in the Building Department for an Account Clerk Typist,

NOW, THEREFORE, it is mutually agreed as follows:

1. Billie Jo Jaeger shall be reinstated as an Account Clerk Typist in the Building Department.
2. Billie Jo Jaeger is hereby reinstated at Group 9 Step 7 on the Clerical and Supervisory Salary Schedule for 2007.
3. Billie Jo Jaeger shall not be considered a new employee for the purpose of accumulating sick, personal and vacation time and health insurance pursuant

to the current Town of Riverhead contract with Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852 dated December 1, 2003

4. Billie Jo Jaeger shall be considered a "new employee" for the purposes longevity pursuant to the current Town of Riverhead contract with Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local # 852, dated December 1, 2003.
5. 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

10/02/07

Adopted

TOWN OF RIVERHEAD

Resolution # 929

AUTHORIZES THE RE APPOINTMENT OF MEMBERS TO THE ANTI-LITTER ADVISORY COMMITTEE

COUNCILMAN DENSIESKI

_____ offered the following resolution, which was seconded by

COUNCILWOMAN BLASS

_____ :

WHEREAS, Chapter 98 of the Riverhead Town Code entitled, "Littering", infers to litter as a matter affecting the public interest and consequently should be subject to supervision and administrative control for the purpose of safeguarding the public health, safety and general welfare of the people of the Town of Riverhead; and

WHEREAS, the Town Board created an Anti-Litter Advisory Committee to effectuate the management of certain efforts related to the careless deposit of litter within the Town of Riverhead; and

WHEREAS, the Town Board recommends the reappointment of certain members to the Anti-Litter Committee.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby reappoints the following Town residents to be members of the Anti-Litter Advisory Committee, each to serve a two (2) year term, as follows:

- Bernadette Ann Voras
- Jim Meinecke
- Christina Doubrava
- Timothy N. Doubrava
- Cathy Welsh
- Bill Welsh
- Julie O'Neill
- Bill Behrle;

and be it further

RESOLVED, that Councilman George Bartunek shall act as liaison for the Anti-Litter Advisory Committee; and be it further

RESOLVED, that the Town Clerk shall provide a copy of this resolution to Councilman George Bartunek; Bernadette Ann Voras, 10 Overbrook Street, Riverhead, New York, 11901; Jim Meinecke, 2677 Roanoke Avenue, Riverhead, New York, 11901;

Christina & Timothy M. Doubrava, P.O. Box 1125, East Quogue, New York, 11942; Cathy & Bill Welsh, P.O. Box 200, Jamesport, New York, 11947; Julie O'Neill, 52 Linda Lane West, Riverhead, New York, 11901; Bill Behrle, P.O. Box 34, Jamesport, New York, 11947; Riverhead Code Enforcement and the Office of the Town Attorney.

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

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 930

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 52 ENTITLED "BUILDING CONSTRUCTION" 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 and post the attached public notice to consider a local law to amend Chapter 52 entitled, "Building Construction" of the Riverhead Town Code once in the October 11, 2007 edition of the News Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall, and be it further

RESOLVED, that the Town Clerk be and is hereby directed to send notification of this resolution to the Office of the Supervisor, the Office of the Town Attorney, the Building Department, the Planning Department and the Town Clerk.

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

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 7th day of November, 2007 at 2:35 o'clock p.m. to hear all interested persons to consider a local law to amend Chapter 52 entitled "Building Construction" of Riverhead Town Code as follows:

§ 52-8.2. Land clearing permits. [Added 8-2-1994]

Where site plan review is required pursuant to Chapter 108, Zoning, Article XXVI, Site Plan Review, no person, firm or corporation shall undertake or carry on any such activity or use, including any grading, clearing, cutting or filling, excavating or tree removal associated therewith, without first obtaining a land clearing permit from the Building Inspector.

§ 52-10. Building permit fees. [Amended 10-7-1969]

- A. No permit under this chapter shall be issued until the fee as shall be prescribed by resolution of the Town Board shall have been paid, nor shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure shall have been paid.
- B. The minimum fee for any permit required under this chapter, whether the same is for the installation of a plumbing system or a heating system, or any other required permit, including the fee for a zoning permit under Zoning Ordinance No. 26 of the Town of Riverhead, Editor's Note: See Ch. 108, Zoning, shall be \$100, unless the applicant is exempt under this chapter. **[Amended 1-16-1973; 11-20-1984; 3-3-1998; 5-4-2004 by L.L. No. 11-2004; 7-18-2006 by L.L. No. 22-2006]**
- C. Construction related to improving access, safety and independent living for the disabled and elderly at entrances to and within buildings shall be exempt from building permit fees. **[Added 7-18-2006 by L.L. No. 22-2006** Editor's Note: This local law also redesignated former Subsections C through H as D through I, respectively.]
- D. Editor's Note: Former Subsection D, pertaining to exemptions for religious, charitable and educational organizations, was repealed 12-2-2003 by L.L. No. 27-2003. For each building permit where the construction cost shall exceed \$1,000, an additional fee of \$12 per thousand dollars, or fraction thereof, in addition to the minimum fee of \$100. The basis for computing construction costs shall be the square feet of the floor area of the proposed building in relation to the proposed use of said building and/or the cost thereof may be based on current Marshall Swift Valuation cost estimates using local regional multipliers and/or as follows: **[Amended 1-16-1973; 11-20-1984; 12-4-1984; 12-29-1989; 12-17-1991; 5-20-1997; 3-3-1998; 12-2-2003 by L.L. No. 27-2003]**
 - (1) Dwellings, one- and two-family: main story, \$75 per square foot; additional stories, \$40 per square foot.
 - (2) Multiple-family dwellings, apartments, condominiums, hotels, motels, boardinghouses, labor camps and nursing and convalescent homes: main story, \$90 per square foot; additional stories, \$55 per square foot.
 - (3) Private garages, attached or detached: \$40 per square foot. **[Amended 3-7-2006 by L.L. No. 12-2006]**

- (4) Accessory and utility buildings: main story, \$50 per square foot; additional stories, \$25 per square foot.
- (5) Building permit fees shall be waived for all home modifications related to improving access for persons with mobility impairments, including, but not limited to, ramps and kitchen and bathroom renovations. **[Added 7-18-2006 by L.L. No. 22-2006** Editor's Note: This local law also redesignated former Subsection D(5) through (7) as D(7) through (9) respectively.]
- (6) The building fee permit shall be reduced by \$300, or waived, whichever is lesser, for a new construction of single-family dwellings in which the applicant opts to incorporate the following universal design "basic access" features: **[Added 7-18-2006 by L.L. No. 22-2006]**
 - (a) At least one stepless entrance to the dwelling, which may be located at any entrance (front, rear, side or garage);
 - (b) First-floor doors with at least thirty-two-inch clear passage;
 - (c) First-floor bathroom (half-bath or more) that allows for full entry of wheelchair with the ability to close the door, with reinforcements between wall studs (commonly called "blocking") to allow for future installation of grab bars.
- (7) Mercantile, business and office buildings, garages and service stations, places of public assembly, assembly halls and clubhouses: main story, \$80 per square foot; additional stories, \$70 per square foot.
- (8) Factory buildings and warehouses (finished types): main story, \$80 per square foot; additional stories, \$75 per square foot.
- (9) Factory buildings and warehouses (unfinished types): main story, \$80 per square foot; additional stories, \$75 per square foot.
- (10) The building permit fee shall be waived for all modifications to commercial buildings or places of public accommodation related to removing architectural barriers to access and improving access for persons with mobility impairments, including, but not limited to, ramps and bathroom renovations. **[Added 7-18-2006 by L.L. No. 22-2006** Editor's Note: This local law also redesignated former Subsection D(8) through (13) as D(11) through (16), respectively.]
- (11) Foundation only: \$60 per linear foot.
- (12) The fee for a permit to demolish a building shall be \$60 for a small building up to 1,000 square feet and \$95 for a large building of more than 1,000 square feet.
- (13) The fee for a duplicate certificate of occupancy shall be \$150, and letters of preexisting use and inspection above the maximum shall be \$150 each.
- (14) The fee for a renewal permit shall be 75% of the original fee paid. The fee must be paid within 30 days of the expiration date.
- (15) The fee to move a building to a new location: 50% of the fee computed in accordance with Subsection C above.
- (16) All fees paid pursuant to this section are nonrefundable. **[Added 12-2-2003 by L.L. No. 27-2003]**

E. Agricultural buildings. [Added 3-7-2006 by L.L. No. 12-2006]

- (1) Permanent greenhouses and farm buildings constructed solely for wholesale agricultural use and not as an accessory use to a residence: a flat fee of \$200 for any structures 2,000 square feet or less. For structures larger than 2,000 square feet \$0.06 per square foot in addition to the flat fee.

- (2) Any structure approved pursuant to this section which is subsequently utilized on a permanent basis for any nonagricultural use or retail shall be subject to pay, nunc pro tunc, the standard building permit fees required for nonagricultural buildings. The owner of said structure shall be required to pay said fees within 30 days of receipt of written notice from the Building Department.
- (3) All fees paid pursuant to this section are nonrefundable.
- F. Residential or commercial energy conservation devices. **[Added 3-7-2006 by L.L. No. 12-2006]**
- (1) Residential or commercial energy conservation devices constructed or installed in or upon a structure which qualify for any federal, state or local tax exemption, tax credit or tax rebate, including, but not limited to, solar panels: a flat fee of \$150.
- (2) This section is to be applied retroactively as of July 1, 2005.
- G. Duplicate inspection fee. The Building Inspector may charge a duplicate inspection fee for any inspection that must be repeated due to the failure of the applicant to meet the inspection criteria. The duplicate inspection fee for residential properties shall be \$200. The duplicate inspection fee for commercial properties shall be \$350. **[Added 12-2-2003 by L.L. No. 27-2003]**
- H. Preconstruction fee. If any land clearing ~~or excavation~~ or building or commencement of any construction activity is without the benefit of applicable Town permits, all fees associated with any land clearing ~~or excavation~~ or building or construction activity will be equal to triple the otherwise applicable fee for all permits as provided by the Town Code. **[Added 4-6-1999 by L.L. No. 4-1999; amended 12-2-2003 by L.L. No. 27-2003]**
- I. Electronic records retention fees. An electronic records retention fee must also be paid in accordance with the fee schedule which shall be determined from time to time by resolution of the Town Board of the Town of Riverhead. **[Added 4-19-2005 by L.L. No. 11-2005]**

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

Dated: Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 931

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND ALL SECTIONS OF CHAPTER 62 ENTITLED "EXCAVATIONS" OF THE RIVERHEAD TOWN CODE

COUNCILMAN BARTUNEK

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY _____ :

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law to amend all sections of Chapter 62 entitled, "Excavations" of the Riverhead Town Code once in the October 11, 2007 edition of the News Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall, and be it further

RESOLVED, that the Town Clerk be and is hereby directed to send notification of this resolution to the Office of the Supervisor, the Office of the Town Attorney, the Building Department, the Planning Department and the Town Clerk.

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

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 7th day of November, 2007 at 2:25 o'clock p.m. to hear all interested persons to consider a local law to amend all sections of Chapter 62 entitled "Excavations" of Riverhead Town Code as follows:

§ 62-1. Declaration of policy.

~~It is hereby declared to be the policy of the Town of Riverhead to provide for the proper use of land to prevent all manner of excavations which create pits, holes or hollows in the earth, leaving it in a hazardous or dangerous state, or which cause soil erosion, depleting the land of its natural vegetative cover and supply of organic material and rendering such land unproductive and unsuitable for agricultural purposes and undesirable for building homes, resulting in lower land values. By this chapter the Town Board seeks to remove the danger to health and life caused by deep excavations remaining in the ground and by the stripping of topsoil, thereby resulting in damage to agricultural crops through dust storms in dry weather, by exposure of the bare earth to wind action, and in wet periods by pools of water, which chapter will promote the safety, health and general welfare of the people of the Town of Riverhead.~~

It is hereby declared to be the policy of the Town of Riverhead to promote the health, safety and welfare of the residents of the Town of Riverhead by preventing improper excavation and/or exportation and/or importation of material as defined in this chapter which would create undesirable conditions or environmental harm to properties and resources within the Town. In addition, it is the policy of the Town of Riverhead to protect the Town's highways and roadways from damage caused by the transportation of large volumes of material over those highways and roadways when such material is legally excavated, exported or imported to or from sites within the Town.

§ 62-2. (Reserved) Editor's Note: Former § 62-2, Application of chapter, was repealed 12-16-2003 by L.L. No. 29-2003.

§ 62-3. Definitions.

As used in this chapter, the following terms shall have the meanings hereinafter designated:

BANK EXCAVATION—Any excavation involving the removal of more than 1,000 cubic feet of material, other than a pit excavation, not carried below the grade of the street, road or highway upon which the property fronts.

EXCAVATION — The extraction, removal or stripping of material from the ground or the breaking of the surface soil in order to facilitate or accomplish the removal, extraction or stripping of material or the processing of such material at the location of the excavation.

MATERIAL — Topsoil, loam, earth, sand and/or gravel.

PIT EXCAVATION—Any excavation involving the removal of more than 1,000 cubic feet of material, leaving a hole or depression below the grade of the surrounding land.

SAFE ANGLE OF REPOSE — The final angle of a slope as determined by combining the natural angle of repose of the material of the slope with a planting of vegetation having a proper root growth to protect such slope.

IMPORTATION – The act of causing materials as defined in this chapter to be brought to a parcel of real property located within the Town of Riverhead, which materials originated from another parcel of real property located either inside or outside of the Town of Riverhead.

EXPORTATION – The act of causing materials as defined in this chapter to be removed from a parcel of real property located within the Town of Riverhead and transported to another parcel of real property located either inside or outside of the Town of Riverhead.

§ 62-4. Exceptions:

The following uses and operations by an owner or lessee of premises or by his agent are hereby excepted from the application of this chapter:

- A. Removing material when such removal is necessary as an accessory use or is made for the purpose of farming or for the purpose of the construction of an improvement on said property.
- B. Removing material when such removal is necessary to provide public facilities within a realty subdivision approved by the Planning Board.
- C. Excavation by dredging operations within existing navigable waters.
- D. Removing material when such removal is necessary for the construction of a single family residence.
- E. Removal of material for soil borings.
- F. Any topsoil removal operation that would but for its existence prior to the effective date of this chapter

~~be regulated by this chapter, provided that the owner or lessee of the premises or his agent shall file within 90 days of the effective date of this chapter with the Town Clerk of the Town of Riverhead a plan of the area so being utilized and proposed to be utilized, together with a brief statement of the present and contemplated future operations, and further provided that the owner or lessee of the premises or his agent shall pay the fees as set forth in § 62-11 hereof.~~

§ 62-4 – Exempt Premises

The following uses and operations by an owner or lessee of premises or by his or her agent are hereby exempt from the application of this chapter:

A. Importation, excavation or exportation of material as defined in this chapter when such importation, excavation or exportation is made for the purpose of farming.

B. Excavation by dredging operations within existing navigable waters.

C. Importation, excavation or exportation of material as defined in this chapter when such importation, excavation or exportation is necessary for the construction of a single-family residence.

D. Excavation or exportation of material as defined in this chapter for soil borings.

§ 62-5. Application for permit. [Amended 10-19-2004 by L.L. No. 38-2004]

A. Before any excavation, exportation or importation is commenced for any purpose other than those ~~excepted~~ exempted in § 62-4 of this chapter, the owner, lessee or agent of the premises shall obtain a written permit therefor from the Town Board of the Town of Riverhead. For that purpose, such owner, lessee or agent shall file with the Building Inspector of the Town of Riverhead a verified application, in duplicate, for such permit, containing a detailed statement of the proposed work, together with a plan prepared by a duly licensed engineer or land surveyor of the State of New York, setting forth in detail or including the following information:

- (1) A detailed statement of the proposed work and three-dimensional extent of the proposed excavation, exportation or importation and exact condition of the plot or premises before the work proposed to be accomplished under the requested permit is commenced, and proposed condition of said plot or premises when the work is completed.
- (2) An estimate of the total number of cubic feet of material proposed to be excavated, exported and or imported from or to the property during the term of the permit, prepared by a licensed engineer.
- (3) The elevations of all abutting properties to the extent necessary to indicate the existing drainage condition where the same affects the subject property.
- (4) A duly acknowledged consent, in writing, of the owner of the premises and mortgagee, if any, including his or their addresses.
- (5) Receipted tax bills or a certificate from the Receiver of Taxes of the Town of Riverhead and the County Treasurer of Suffolk County, showing payment of all taxes or assessments to date against the property described in the application.
- (6) A certificate from the Commissioner of Public Works of the municipalities whose highways abut the site of operation, to the effect that the proposed excavation, exportation or importation shown on the plan will not endanger such highways.

- (7) A certificate from the Commissioner of Agriculture and Markets of the State of New York or his duly appointed agent or representative, stating that any ~~topsoil~~ material as defined in this chapter to be taken in the area described in the application is apparently free from golden nematode of potato.
 - (8) The purpose of the proposed excavation, exportation or importation.
 - (9) The existing and the theoretical maximum groundwater level at the location.
 - (10) The procedures whereby dust or other fugitive or windborne material shall be controlled.
 - (11) The excavation, exportation or importation of material shall be implemented in a manner that achieves a harmonious balance between the existing topography of the site and the authorized activity specified in the permit. It shall be a violation of this chapter for an applicant to excavate, export, or import more material than authorized in the permit or that which is necessary to achieve the desired improvement.
 - (12) An applicant for residential, commercial and/or industrial subdivision approval or site plan approval shall submit an estimate of the volume of materials to be excavated, exported or imported as certified by a professional engineer, to either the Planning Board or Town Board. The estimate of the volume of materials shall be noted on the approved site plan or subdivision map.
- B. After reviewing the application, the Town Board may require additional information or waive any of the foregoing requirements where deemed necessary. Upon warranted circumstances, the Town Board or its designee reserves the right to require an applicant to submit imported material for testing to determine its physical composition consistent with the declaration of policy pursuant to section 62-1 contained in this chapter. All costs associated with testing the imported material shall be borne by the applicant pursuant to procedures to be determined by the Town Board or its designee. Also, no permit shall be issued pursuant to this section unless the applicant has first obtained site plan approval from the Planning Board pursuant to section 108-129 of the Riverhead Town Code.
- C. The Town Board shall require that a monitor be employed during the term of the permit to ensure compliance with the terms of the permit. The monitor shall be selected by the Town Board and the cost of the monitor shall be paid for by the applicant.
- (1) The monitor shall keep a daily log of all ~~soil~~ material ~~export and import~~ excavated, exported and/or imported for the subject site. The daily log shall include the number of vehicles and the yardage of ~~soil or similar~~ material excavated, imported or exported. The license plate number of each vehicle carrying ~~soil or similar~~ material coming into and leaving the subject site shall be recorded in the monitor's daily log together with the approximate yardage of material carried by the vehicle.
 - (2) The monitor shall provide a weekly report to the Town Board, the Town-designated engineer and the Building Inspector, regarding the progress of the work on the subject property. The report shall include copies of the daily log kept by the monitor. The report shall also include an estimate by the monitor as to the percentage of the work completed pursuant to the permit at the time of the report.
 - (3) Should the monitor determine that the work being completed pursuant to the permit will exceed the limits of the permit or that any other violations of the conditions of the permit or the Riverhead Town Code are occurring, the monitor shall have an obligation to immediately notify the Town Board, the Town-designated engineer and the Building Inspector.
 - (4) At the discretion of the Town Board the requirement that a monitor be employed as set forth herein may be waived.

§ 62-6. Plan for reclamation. [Amended 10-19-2004 by L.L. No. 38-2004]

- A. Each application must include a reclamation plan, which may be referred by the Town Board to the

Planning Board for its review and recommendations. In its review, the Planning Board may require of the applicant additional data or information bearing upon and relating to the following:

- (1) A comprehensive plan for the rehabilitation of the entire area in which the applicant proposes to conduct excavation, exportation or importation operations; it is intended that the plan include not only that site on which operations will be conducted during the year of the permit applied for, but all the area susceptible to and available to the applicant for excavation, exportation or importation operations in the future, as well as any portion of the area where excavations were performed prior to the date of this enactment. The proposed plan of rehabilitation shall set forth the ultimate contour and grade of the area upon completion of excavation, exportation or importation operations, describing the area, including berm and slope areas, to be refilled, if any, topsoiled, seeded, shrubbed or otherwise landscaped, and shall specify the amount and extent thereof to be performed on or before the expiration of the permit applied for. When applicable, such plan of rehabilitation must provide as the minimum that where partial rehabilitation is planned for the area, it shall bear a proportionate relationship to the estimated number of years of excavation operations contemplated.

B. Before a permit will be issued, a reclamation plan must be approved by the Town Board of the Town of Riverhead.

§ 62-7. Bank and pit excavations. [Amended 10-19-2004 by L.L. No. 38-2004]

- A. ~~No pit excavations shall be made unless provisions for the prevention of any accumulations of water are made, the plan for the prevention of such accumulation to be approved by the Town Board.~~
- B. ~~When required by the Town Board as necessary for the protection of the public, barriers shall be erected to prevent public access to the top of any pits or steeply graded slopes, such barriers to consist of wire fencing of the type known as "chain-link" or "Cyclone" fence, or its equivalent, of such height as shall be specified by the Town Board as necessary for the protection of the public, considering the particular circumstances of the terrain and the location, and such fencing to be substantially erected and with no opening except necessary gates for ingress and egress.~~
- C. ~~No pit excavation shall be made within 50 feet of any property line or within 100 feet of any street. Within the fifty foot and one hundred foot area, a berm shall be established between the property line and the top of the slope, which berm shall have a minimum slope of one inch per foot from the top of the slope downward to the property line. Where the existing topography is such that a berm area has not heretofore been established and maintained, the plan required under § 62-5A herein shall indicate the berm area available, the drainage to be provided and the proposed method of protecting all slope areas.~~
- D. ~~Dust down or a similar dust layer shall be spread on access roads and other traveled areas used in connection with every pit or bank excavation where required to protect the public and surrounding area against windblown sand and dust.~~
- E. ~~No removal of material from the ground shall be so made as to undermine, weaken or deprive of support other lands in the vicinity or to substantially obstruct, impede or change the course of or the natural movement or flow of the water in, or otherwise adversely affect, any public waterway or public body of water or any waterway or body of water which is used as a part of any drainage system.~~
- F. ~~No removal of material from the ground shall be made so as to expose to possible pollution, by saltwater intrusion or otherwise, any underground water used as a public water supply.~~

§ 62-87. Denial or suspension of permit. [Amended 10-19-2004 by L.L. No. 38-2004]

The Town Board may deny any application for a permit hereunder if it shall find that the proposed excavation, exportation or importation will violate any of the provisions of § 62-7 of this chapter, and either the Town Board or the Building Inspector may revoke or suspend any permit issued hereunder if it shall find that the excavation, exportation or importation of material as defined in this chapter removal of earth thereunder violates any of such provisions.

§ 62-98. Stripping and removal of topsoil material. [Amended 10-19-2004 by L.L. No. 38-2004]

No stripping or removal of topsoil excavation, exportation or importation of material as defined in this chapter shall be made within 10 feet of any property line, and upon completion of the work, the premises, if below grade, shall be graded to the level of the abutting highway or the original grade if the same was below the level of the highway. Dust-down or its equal shall be spread to prevent dust from flying, and there shall be left upon the surface of the land from which topsoil material was excavated, exported or imported is removed not less than six inches of topsoil. No topsoil shall be removed between the first day of November and the first day of March in the following year. All areas from which topsoil is removed shall, during the period between August 20 and November 1, inclusive, be prepared into a loose, level seedbed, limed, fertilized and seeded in the following steps:

- A. Apply ground limestone at the rate of one ton per acre.
- B. Apply 5-10-5 fertilizer at the rate of 600 pounds per acre.
- C. Disk area to work limestone and fertilizer into the soil to a depth of at least three inches.
- D. Smooth area with a smoothing harrow.
- E. Sow the following seed mixture at the rate of 100 pounds per acre:

Seed Mixture	Pounds
Timothy	30
Kentucky bluegrass	25
Redtop	10
Perennial rye grass	30
Alsike clover	4
Wild white clover	1
- F. Brush in seed lightly.
- G. Roll firm with ground roller.

§ 62-109. Irrevocable letter of credit or cash deposit. [Amended 8-17-1999 by L.L. No. 13-1999; 10-19-2004 by L.L. No. 38-2004]

- A. Before the issuance of a permit, the applicant and the owner of record of the premises shall execute and file with the Town Clerk an irrevocable letter of credit approved by the Town Board of the Town of Riverhead, in an amount to be fixed by said Board based upon the estimated cost of the reclamation of activity at the site. The amount of the performance security to be posted shall be determined by the Town's designated professional engineer. Further, commencement of work on the site in accordance with the permit issued shall constitute an agreement by the permittee to indemnify the Town of Riverhead for any damage to Town property.
- B. In the event of a violation of any of the provisions of the permit, such irrevocable letter of credit shall be forfeited to the Town of Riverhead.
 - (1) The Town Board shall authorize the return of the letter of credit upon receipt of a letter from a licensed engineer certifying that the excavation, exportation or importation was completed in accordance with the permit and approved site plan. Specifically, the engineer shall certify that the total amount of material removed from excavated, exported or imported from or to the site was less than or equal to the amount specified in the permit. Should the engineer determine that the amount of material removed from excavated, exported or imported from or to the premises was in excess of that allowed in the permit, the applicant will be required to pay an amount equal to triple the otherwise applicable fee the fee for the additional yardage removed excavated, exported or imported, together with the fines imposed for violations of this chapter.

§ 62-1110. Fees. [Amended 8-17-1999 by L.L. No. 13-1999; 12-16-2003 by L.L. No. 29-2003; 10-19-2004 by L.L. No. 38-2004]

The Town Board or its designee shall charge and collect the following fees for excavation, exportation or importation pursuant to approved site plans, grading plans and realty subdivisions as required by the Zoning Ordinance. Editor's Note: See Ch. 108, Zoning. The officer designated by the Town Board to issue such permits shall charge and collect for each such permit an annual fee as follows: All fees are due and owing and shall be paid at the time of issuance of the permit. Premises that qualify for one or more of the delineated exemptions in section 62-4 shall not be assessed any fees pursuant to this section.

- A. For residential, commercial and industrial subdivision, site plans or grading plans a fee shall be imposed in the amount of \$2 per cubic yard for all material removed from or returned to the site in accordance with Town requirements for drainage, parking and other Town-required improvements and also for any and all purposes and improvements other than those required for compliance with Town requirements. The determination of the fee to be paid shall be made by the Town Board or the Planning Board or their designee subsequent to a review of the estimate submitted.
- ~~B. All fees pursuant to this chapter shall be due upon final conditional approval of land subdivisions made by the Planning Board and final approval of site plans or grading plans made by the Planning Board or the Town Board.~~
- ~~C. An applicant for commercial and/or industrial subdivision approval or site plan approval shall submit an estimate of the volume of materials to be removed as certified by a professional engineer, to either the Planning Board or Town Board. The determination of the fee to be paid shall be made by the Town Board or the Planning Board subsequent to a review of the estimate submitted.~~

§ 62-12. Expiration of permits. [Amended 10-19-2004 by L.L. No. 38-2004]

- ~~A. Bank and pit excavations. Such permits shall expire by limitation one year or three years from the date of issuance, unless the data submitted in accordance with the requirements of § 62-6, Plan for reclamation, demonstrates that the completion of such reclamation plan will require a period in excess of one year from the date of issuance of the permit. In that event, the Town Board may issue a permit for a period longer than one year or three years, but in no event to exceed five years. In the event a permit is issued for longer than three years, the applicant is required to submit annually on the third and fourth anniversary date of the original permit the data required by § 62-6 hereof.~~
- ~~B. Topsoil removal. Such permits shall expire by limitation 60 days from the date of issuance unless extended by the Town Board.
 - (1) ~~No permit or permits shall be granted for removal excavation, exportation or importation of more than four acres of topsoil material from any one tract of land until full compliance with this chapter is had under any existing permit for the same tract, except the preparation of the ground and seeding as provided in § 62-9 hereof.~~
 - (2) ~~No permit shall be valid except between March 1 and November 1 of any year.~~~~

§ 62-1311. Penalties for offenses. [Amended 12-16-2003 by L.L. No. 29-2003; 10-19-2004 by L.L. No. 38-2004]

For any and every violation of the provisions of this chapter, the owner, general agent or contractor of a building or premises where such violations have been committed or shall exist, and the lessee or tenant of the premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of the premises in which part said violation has been committed or shall exist, and the general agent, architect, engineer, surveyor, building contractor or any other person

who knowingly permits, takes part in or assists in any such violation or who maintains any premises in which any such violation shall exist shall be guilty of an offense against this chapter. Offenses set forth herein shall be punishable by a fine of not more than ~~\$1,000~~2,000. Each day's continued violation shall constitute a separate, additional violation of the chapter.

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

Dated: . Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

10/2/07

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 932

AUTHORIZES TRANSFER OF COUNTY-OWNED PROPERTY TO THE TOWN OF RIVERHEAD

COUNCILMAN DUNLEAVY

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

WHEREAS, through tax default the County of Suffolk has acquired the real property known as 0600-80-1-2.3 (E/S/O East Meadow Rd.) in the Town of Riverhead; and

WHEREAS, the Town of Riverhead's intended use of the real property known as 0600-80-1-2.3 (E/S/O East Meadow Rd.) is for affordable housing purposes; and

WHEREAS, this property may be transferred to the Town of Riverhead pursuant to General Municipal Law 72-h.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to take all necessary steps to take title to the tax default property known as 0600-80-1-2.3 (E/S/O East Meadow Rd.) for \$1.00; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified resolution to Chris Kent (Suffolk County, Division of Real Property, Box 6100, Hauppauge, NY 11788), Elaine Harrison (Suffolk County Office of the Treasurer, 330 Center Dr., Riverhead, NY 11901), Honorable Ed Romaine (423 Griffing Ave., Riverhead, NY 11901), Town Engineer, Town Assessors, Tax Receiver, Town Attorney and Community Development.

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.

10/2/07

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 933

AUTHORIZES THE SUPERVISOR TO EXECUTE A CONSTRUCTION AGREEMENT

COUNCILMAN DENSIESKI

_____, offered the following resolution, which was seconded

by **COUNCILWOMAN BLASS**.

WHEREAS, The Paar Organization Inc. has contracted with Suffolk County to construct, repair and/or restore the Suffolk County Culinary Arts Center; and

WHEREAS, the Riverhead Town Engineer has made numerous professional recommendations regarding construction, repair and/or restoration of the Suffolk County Culinary Arts Center; and

WHEREAS, the Riverhead Town Board seeks to ensure that the Paar Organization Inc. completes the construction, repair and/or restoration of the Suffolk County Culinary Arts Center in a manner consistent with the recommendations of the Riverhead Town Engineer.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached construction agreement with The Paar Organization Inc.; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Walter Paulick, The Paar Organization Inc., 2150 Smithtown Avenue, Suite 1, Ronkonkoma, New York 11779; the Office of the Supervisor; Town Engineer; and the Office of the Town Attorney.

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 Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

CONSTRUCTION AGREEMENT

Re: Suffolk County Community College Culinary Arts Center

This Agreement, made this _____ day of September, 2007, between the **TOWN OF RIVERHEAD**, a municipal corporation having offices at 200 Howell Avenue, Riverhead, New York 11901 (hereinafter referred to as "Town") and **THE PAAR ORGANIZATION INCORPORATED**, having offices at 2150 Smithtown Avenue, Suite 1, Ronkonkoma, New York, 11779 (hereinafter referred to as "Paar").

WITNESSETH:

1. Paar hereby agrees that upon Riverhead Town Board approval of the amended site plan, a concrete platform shall be constructed and which shall meet federal *Americans With Disabilities Act* requirements, located from the double door access to a new curb regarding the rear double door access which is adjacent to the access to Barth's Drugstore. This platform must be four feet in width initially and then must increase in size to a six foot reinforced driveway for access to the dumpster pad.
2. Paar hereby agrees to install a concrete sidewalk and Belgian block curbing from the edge of the dumpster slab to the end of the straight run.
3. Paar also agrees to install new Belgian block curbing and a sidewalk in the area south of the double door access which shall extend along the east side of the building and

shall meet the south side building sidewalk. Paar further agrees that the *reveal* on all new curbing shall be six (6) inches.

4. Paar agrees to repair and/or replace the drainage structures installed within the easement adjacent to Lombardi Park as it appears that the structure castings and the concrete collars have no positive connection and may have shifted off of the collars and/or the brick work.

5. Paar agrees a minimum of one layer of brick shall be removed so that the grates are at a lower elevation than the adjacent sidewalk. Paar also agrees that the brickwork must consist of solid bricks.

4. Paar agrees to replace and re-activate the pre-existing irrigation system within Lombardi Park which must then be inspected and approved by the Town Engineer or his designee.

5. Paar agrees to retain a certified arborist to treat a damaged evergreen dedicated by the Lombardi family. A report of said damage and repair must be submitted to the Town Engineer.

6. Paar agrees to repair and/or replace the sidewalk and curbing along the north, west and east portions of Lombardi Park damaged during construction. Said repair and/or replacement must be completed to the Town's satisfaction. When replacing the curb and sidewalk, Paar agrees the pavement must be sawcut two (2) feet from the face of curb and replaced with full depth pavement which must be inspected and approved by the Town engineer or his designee.

7. Paar agrees to remove and repair the trench cut for the gas service which appears to have significantly settled. Said trench cut repair must be completed to the Town's satisfaction.

8. Paar agrees to repair, restore and/or replace approximately 140 linear feet of curbing and sidewalk removed along the east side of Roanoke Avenue during construction. Paar and Town agree that Roanoke Avenue is owned and maintained by the Suffolk County Department of Public Works (SCDPW). Paar agrees that all restoration work must be constructed in accordance with SCDPW Permit No. 73-61 issued and signed by Walter Paulick in November 2006.

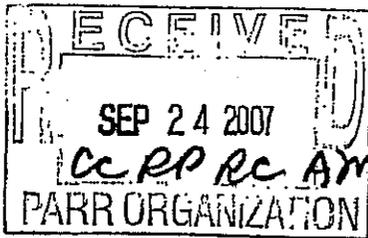
9. Paar further agrees and acknowledges that it was informed of the above conditions and requirements by correspondence dated September 21, 2007, from Christine Fetten, Assistant Town Engineer, to Angel Menendez, The Paar Organization Inc., as attached hereto and made an attachment to this Agreement.

TOWN OF RIVERHEAD

THE PAAR ORGANIZATION INC.

By: Phil Cardinale
Riverhead Town Supervisor

By: Walter Paulick



ENGINEERING DEPARTMENT

200 Howell Avenue
Riverhead, New York 11901
(631)727-3200, Ext. 201
Fax: (631)369-7739

Kenneth Testa, P. E.
Town Engineer
David Carrick,
Deputy Town Engineer
Christine Fetten, P.E.
Assistant Town Engineer
Eric Bergey, P.E.

email: testa@riverheadli.com

email: dcarrick@riverheadli.com

email: fetten@riverheadli.com

email: Bergey@riverheadlicom

September 21, 2007

Mr. Angel Menendez
The Parr Organization Incorporated
2150 Smithtown Avenue, Suite One
Ronkonkoma, New York 11779

By: Walter Paulick

For Town: Kenneth Testa

Re: Suffolk Community College
Culinary Arts Center

Dear Mr. Menendez:

Pursuant to our meeting at the above referenced site on Wednesday, September 19, 2007 with yourself and Mr. Paulick and subsequent discussions with both the Planning and Building Departments we have the following requirements for the above referenced construction project.

- ① In regards to the rear double door access which is adjacent to the access to Barth's Drugstore. **Upon Town Board approval**, of the amended site plan, a concrete platform will be constructed to meet ADA requirements from the double door access to a new curb. This 4" platform will have to transition to a 6" reinforced driveway access to the dumpster pad. ② New concrete sidewalk and Belgian block curbing will then be furnished and installed from the edge of the dumpster slab to the end of this straight run. ③ The area south of this double door access, new Belgian block curb and sidewalk will extend along the east side of the building and meet the south side building sidewalk. ④ The reveal on all new curbing shall be 6".
- ⑤ A visual inspection of the drainage structures installed within the easement adjacent to Lombardi Park appears to have no positive connection between the structure castings and the concrete collars. It appears as though the castings have shifted off of the collars and or brick work. This should be repaired and inspected. ⑥ A minimum of one layer of brick should be removed so that the grates are at a lower elevation than the adjacent sidewalk. ⑦ It is a Town standard that if bricks are to be used, they must be a solid brick. ⑧ The collars,

castings and structures shall be secured together with concrete to avoid displacement. (9) The pre-existing irrigation system within Lombardi Park must be replaced and re-activated, inspected and approved by the Town Engineer or his representative. (10) It appears that the evergreen dedicated by the Lombardi Family has been damaged. This must be treated by a certified arborist and a report of said damage and repair be submitted to the Engineering Department. (11) During construction Lombardi Park has been utilized for storage of building materials, demolition material and equipment. (12) Construction traffic traversing the curb and sidewalk along the west, north and east portions of the park has cracked and deformed the curb and sidewalk and this must be replaced in kind as part of construction. (13) When replacing the curb and sidewalk, the pavement must be sawcut 2' from the face of curb and replaced with full depth pavement. This work must be inspected and approved by the Town Engineer or his representative. (14) It appears that the trench cut for the gas service has significantly settled, and will have to be removed and repaired and insepcted to the Town's satisfaction.

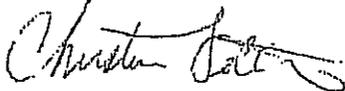
(14) Approximately 140 linear feet of curb and sidewalk have been removed along the east side of Roanoke Avenue during construction. Roanoke Avenue is owned and maintained by the Suffolk County Department of Public Works (SCDPW). All restoration work must be constructed in accordance with the SCDPW Permit No. 73-61 issued and signed by Mr. Paulick in November 2006.

(15) The Transformer located south of the building should be screened with landscaping due to the proximity to a public park.

? Please find the attached marked site plan with the Town's comments, as well as the Town's standard specifications for Belgian block curb, and sidewalk.

If you have any questions and or concerns please feel free to contact the undersigned.

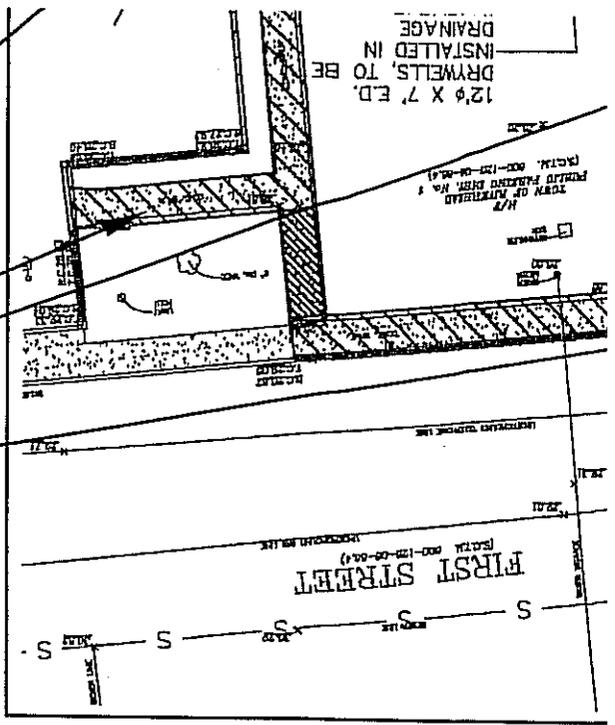
Sincerely,



CHRISTINE FETTEN, P.E.
Assistant Town Engineer

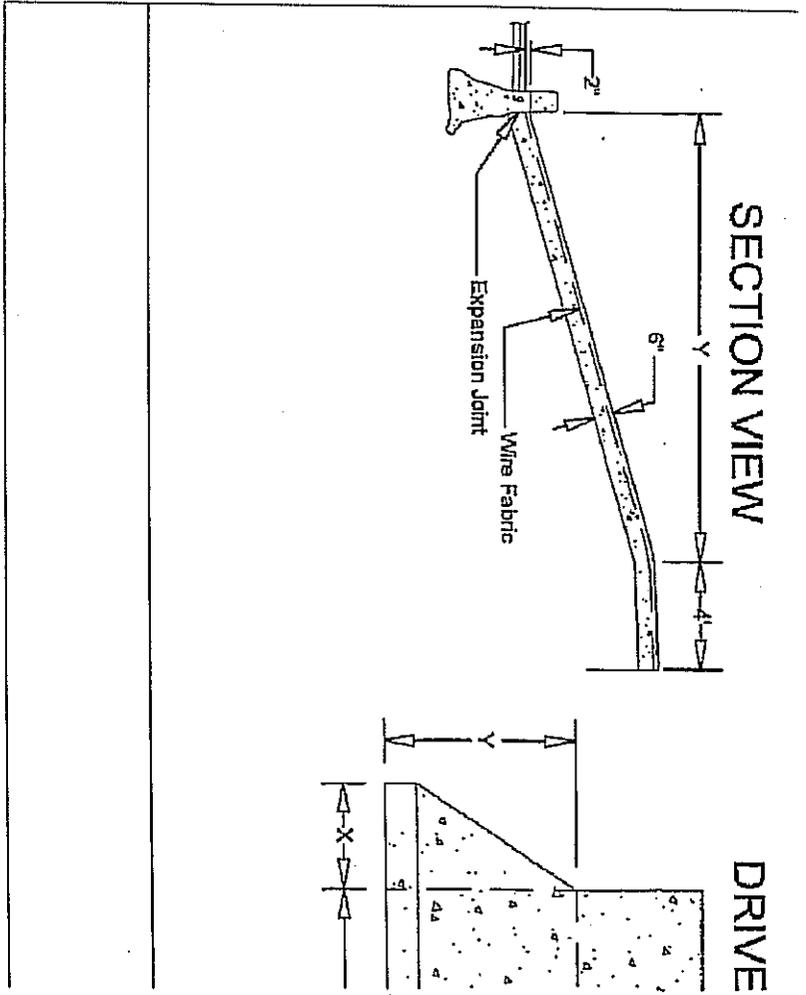
cc:

Town Board
Kenneth Testa, P.E., Town of Riverhead
Rick Hanley, Town of Riverhead
Sharon Klos, Town of Riverhead
Paul Campagnola, SCDPW
Walter Paulick



REMOVE AND REPLACE
 CONCRETE SIDEWALK AND
 BELGIAN BLOCK CURB
 REMOVE AND RE-SECURE CASTINGS AND
 COLLARS; THESE SHALL BE CEMENTED IN
 PLACE, AND LOWERED TO A LOWER

NG



10/02/07

TOWN OF RIVERHEAD

Adopted

Resolution # 934

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE
FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER
108 (Zoning) (Empire Zone)
OF THE RIVERHEAD TOWN CODE**

COUNCILWOMAN BLASS

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

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 108 entitled, "Zoning " (Empire Zone) of the Riverhead Town Code in the October 11th, 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, Empire Zone Coordinator, Planning 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 16th day of October, 2007 at 7:45 o'clock p.m., at the Wading River Congregational Church, North Country Road, Wading River, New York to hear all interested persons to consider a local law to amend Chapter 108 entitled "Zoning " of the Riverhead Town Code as follows:

§ 108-207 Allowance for inclusion of Regionally Significant Projects

A. In 2005 New York State has amended the Empire Zone Program to include specific projects deemed as Regionally Significant Projects. Regionally Significant Projects are defined as company and site specific projects located outside the existing zone boundaries of 1280 acres/credits and must meet the criteria of Section 957(d) of the New York General Municipal Law.

B. The determination as to Regionally Significant Projects shall be made by resolution of the Town Board.

~~B. The following projects have been determined as eligible Regionally Significant Project designated areas:~~

~~(1) TELEPHONICS CORPORATION located at 789 Park Avenue, Huntington, New York more particularly described as Suffolk County Tax Map No. 0400-104.04-01.00-110.000; and~~

~~(2) US WEB, Inc. located at 780 Park Avenue, Huntington, New York more particularly described as Suffolk County Tax Map No. 0400-104.00-01.00-050.000; and~~

~~(3) BLUE & WHITE FOODS, LLC located at 535, 525 & 515 Smith Street, Farmindale, New York more particularly described as Suffolk County Tax Map No. 006.00-013.000-01.00, 006.00-014.000-01.00, and 006.00-015.000-01.00; and~~

~~(4) CUSTOM WOODWORK, LTD. Dba HERITAGE WIDE PLANK FLOORING AND RENAISSANCE WOODWORKING located at 713-817 Pulaski Street, Riverhead, New York more particularly described as Suffolk County Tax Map No. 600-124-02-24; and~~

~~(5) C & N PACKAGING, INC. located at 105 Wyandanch Avenue, Wyandanch, New York more particularly described as Suffolk County Tax Map No. 08000-0200-119009; and~~

~~(6) AIR TECHNIQUES, INC. located at 1295 Walt Whitman Road, Melville, New York more particularly described as Suffolk County Tax Map No. 0400-255.00-01.00-002.005;~~

Dated: Riverhead, New York
September 17, 2007

(Underline represents additions/strikethrough represents deletions)

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of MILK for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:05 a.m. on OCTOBER 19th, 2007.

Bid packets, including Specifications, may be obtained on our website at www.riverheadli.com or at the Town Clerk's office in Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

OCTOBER 2, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 936

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR 2008 TYPE III CLASS I EMERGENCY VEHICLE (AMBULANCE)

COUNCILMAN DUNLEAVY offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for 2008 TYPE III CLASS I EMERGENCY VEHICLE (AMBULANCE) and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the OCTOBER 11, 2007 issue of the News Review and;

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

NOTICE TO BIDDERS

Sealed bids for the purchase of "2008 TYPE III CLASS I EMERGENCY VEHICLE (AMBULANCE)" for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until 11:00 A.M. on October 19th, 2007.

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M. or by visiting the Town of Riverhead website at www.riverheadli.com , click on "Bid Requests".

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

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

All bids will be submitted in a sealed envelope bearing the designation "**BID on 2008 TYPE III CLASS I EMERGENCY VEHICLE (AMBULANCE)"** and addressed to: TOWN CLERK, TOWN OF RIVERHEAD, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901.

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

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 937

AMENDS RESOLUTION #842 OF 2007
(AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A
LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 101 ENTITLED,
"VEHICLES AND TRAFFIC" OF THE RIVERHEAD TOWN CODE)
(§101-10. Parking prohibited.)

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS

WHEREAS, pursuant to Resolution #842 dated September 5, 2007, the Riverhead Town Board authorized the Town Clerk to publish and post a public notice for a local law to consider an amendment to Chapter 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code (§101-10. Parking prohibited.), noticing a public hearing to take place on September 17, 2007 at 2:30 p.m.; and

WHEREAS, due to the change of the regularly scheduled Town Board meeting from Tuesday, September 18, 2007 to Monday, September 17, 2007, (primary elections being held at Town Hall in the Board Room), the required time period of five days publication in the official newspaper was not met.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law to consider the amendment to Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the October 11, 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 all other terms and conditions of Resolution #842 shall remain in full force and effect; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of 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 on the 16th day of October, 2007 at 7:25 p.m. at the Wading River Congregational Church, North Wading River Road, Wading River, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

Chapter 101
Vehicles and Traffic
ARTICLE V
Parking, Standing and Stopping

§ 101-10. Parking prohibited.

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

Name of Street	Side	Location
Roanoke Avenue	Both	From Sound Avenue to the mean high water line of Long Island Sound

- Overstrike represents deletion(s)

Dated: Riverhead, New York
October 2, 2007

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

BARBARA GRATTAN, Town Clerk

Adopted

10/2/07

TOWN OF RIVERHEAD

Resolution # 938

AMENDS RESOLUTION #843 OF 2007
(AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A
LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 48 ENTITLED,
"BEACHES AND RECREATION CENTERS" OF THE RIVERHEAD TOWN CODE)
(§48-13. Parking and parking permits.)

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

WHEREAS, pursuant to Resolution #843 dated September 5, 2007, the Riverhead Town Board authorized the Town Clerk to publish and post a public notice for a local law to consider an amendment to Chapter 48 entitled, "Beaches and Recreation Centers" of the Riverhead Town Code (§48-13. Parking and parking permits.), noticing a public hearing to take place on September 17, 2007 at 2:25 p.m.; and

WHEREAS, due to the change of the regularly scheduled Town Board meeting from Tuesday, September 18, 2007 to Monday, September 17, 2007, (primary elections being held at Town Hall in the Board Room), the required time period of five days publication in the official newspaper was not met.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law to consider the amendment to Chapter 48 entitled, "Beaches and Recreation Centers" of the Riverhead Town Code, once in the October 11, 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 all other terms and conditions of Resolution #843 shall remain in full force and effect; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE
Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Dansieski 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 16th day of October, 2007 at 7:30 p.m. at the Wading River Congregational Church, North Wading River Road, Wading River, New York, to consider a proposed local law to amend Chapter 48 of the Riverhead Town Code entitled, "Beaches and Recreation Centers" as follows:

**Chapter 48
BEACHES AND RECREATION CENTERS**

ARTICLE II, Use of Recreation Centers and Public Beaches

§ 48-13. Parking and parking permits.

A. Vehicles entering any public bathing beach or recreation center shall enter only at designated entrances and leave only through designated exits. Parking of all vehicles displaying a parking permit, obtained as hereinafter provided, shall be permitted in the spaces provided at any public bathing beach or recreation center. The following parking areas are hereby designated as Town of Riverhead parking by permit only areas:

- (1) Parking area at South Jamesport Beach.
- (2) Parking area at Iron Pier Beach.
- (3) Parking area at Reeves Park Beach.
- (4) Parking areas at Wading River Beach. [Amended 2-7-2006 by L.L. No. 6-2006]
- (5) Parking area at Roanoke Fishing Point (unprotected beach).
- (6) Parking area at Edwards Avenue Fishing Point (unprotected beach).
- ~~(7) Parking area at Washington Avenue Fishing Point (unprotected beach).~~
- (8) Parking area at Wading River Boat Launch.
- (9) (Reserved)EN
- (10) Parking area at boat launching facility, Peconic Bay Boulevard, South Jamesport.
- (11) Two parking areas at Hulse Landing Beach, Wading River (unprotected beach).
- (12) Parking area at Oakleigh Avenue, Baiting Hollow (unprotected beach).

- Overstrike represents deletion(s)

Dated: Riverhead, New York
October 2, 2007

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

BARBARA GRATTAN, Town Clerk

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 939

APPROVES THE CHAPTER 90 APPLICATION OF SOUTHBAY RECREATION INC.
(Girls Lacrosse Club Try-Outs - October 21, 2007 and October 28, 2007)

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

COUNCILMAN DUNLEAVY :

WHEREAS, on September 10, 2007, Southbay Recreation Inc. had submitted a Chapter 90 Application for the purpose of conducting Girls Lacrosse Club Try-Outs to be held on their property located at 4062-736 Grumman Boulevard, Calverton, New York, on Sunday, October 21, 2007 and Sunday, October 28, 2007, between the hours of 8:00 a.m. and 5:00 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 Chapter 90 Application of Southbay Recreation Inc., for the purpose of conducting Girls Lacrosse Club Try-Outs to be held on their property located at 4062-736 Grumman Boulevard, Calverton, New York, on Sunday, October 21, 2007 and Sunday, October 28, 2007, between the hours of 8:00 a.m. and 5:00 p.m. is hereby approved; 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 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 601, 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; and be it further

RESOLVED, Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet.

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	Densieskit	<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

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 940

RATIFIES THE APPROVAL OF CHAPTER 90 APPLICATION OF GARDEN OF EVE, LLC

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, on August 3, 2007, Garden of Eve, LLC had submitted a Chapter 90 Application for the purpose of conducting an Annual Long Island Garlic Festival featuring vendors selling garlic and garlic related products and crafts to be held at 4558 Sound Avenue, Riverhead on Saturday, September 29, 2007 and Sunday, September 30, 2007 between the hours of 10:00 a.m. and 6:00 p.m.; and

WHEREAS, Garden of Eve, LLC has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

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

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

WHEREAS, the applicable Chapter 90 fee has been paid.

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

RESOLVED that the Chapter 90 Application of Garden of Eve, LLC for the purpose of conducting an Annual Long Island Garlic Festival featuring vendors selling garlic and garlic related products and crafts to be held at 4558 Sound Avenue, Riverhead on Saturday, September 29, 2007 and Sunday, September 30, 2007 between the hours of 10:00 a.m. and 6:00 p.m. is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public so that an outdoor place of assembly permit can be issued. The Riverhead Fire Marshal shall be contacted at least three days in advance at (631) 727-3200 extension 601 for the purpose of scheduling the required inspection appointment; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Garden of Eve, LLC, P.O. Box 216, Aquebogue, New York, 11931; Office of the Fire Marshal; Chief Hegermiller, Riverhead Police Department; the Riverhead Fire Department and the Office of the Town Attorney; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

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	Defisieski <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

10/2/07

TOWN OF RIVERHEAD

Adopted

941
Resolution # _____

**APPROVES CHAPTER 90 APPLICATION OF RIVERHEAD FOUNDATION FOR
MARINE RESEARCH AND PRESERVATION
(5K RUN FOR THE RIDLEY)**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

_____ COUNCILWOMAN BLASS _____ :

WHEREAS, on August 30, 2007, the Riverhead Foundation For Marine Research and Preservation (Riverhead Foundation) had submitted a Chapter 90 Application for the purpose of conducting a 5K Foot Race, said course to begin on McDermott Avenue and East Main Street, continuing on East Main Street and Riverside Drive, and ending at McDermott Avenue (behind Atlantis Marine World), to be held on Saturday, October 20, 2007 between the hours of 6:00 a.m. and 1:00 p.m.; and

WHEREAS, the Riverhead Foundation has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 61; 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 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 Riverhead Foundation For Marine Research and Preservation for the purpose of conducting a 5K Foot Race at the aforementioned locations to be held on Saturday, October 20, 2007 between the hours of 6:00 a.m. and 1:00 p.m. is hereby approved; 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 installation and any and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Electrical Code and National Fire Protection Agency 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 at least three days in advance at (631) 727-3200 extension 601, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application Fee; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Foundation for Marine Research and Preservation, Attn: Debra Williams, 467 East Main Street, Riverhead, New York, 11901; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

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 WAS NOT
THEREFORE DULY ADOPTED

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 942

**APPROVES CHAPTER 90 APPLICATION OF
ST. JOHN THE EVANGELIST R.C. CHURCH**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

WHEREAS, on August 30, 2007, St. John the Evangelist R.C. Church had submitted a Chapter 90 Application for the purpose of conducting a Craft Fair to be held on their property located at 546 St. John's Place, Riverhead, New York on Saturday, December 1, 2007 between the hours of 9:00 a.m. and 3:00 p.m. (vendor set up at 7:00 a.m.); and

WHEREAS, St. John the Evangelist R.C. Church has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

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

WHEREAS, the 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 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 Chapter 90 Application of St. John the Evangelist R.C. Church for the purpose of conducting a Craft Fair to be held on their property located at 546 St. John's Place, Riverhead, New York on Saturday, December 1, 2007 between the hours of 9:00 a.m. and 3:00 p.m. (vendor set up at 7:00 a.m.) is hereby approved; 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 installation and any and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Agency 102 (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 at least three days in advance at (631) 727-3200 extension 601 for the purpose of scheduling the required inspection appointment; 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 the Town Clerk is hereby authorized to forward a certified copy of this resolution to St. John the Evangelist R.C. Church, 546 St. John's Place, Riverhead, New York, 11901; Office of the 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

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 943

APPROVES CHAPTER 90 APPLICATION OF EAST END ROWING INSTITUTE LTD.

COUNCILMAN BARTUNEK

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY :

WHEREAS, on July 26, 2007, East End Rowing Institute Ltd. had submitted a Chapter 90 Application for the purpose of conducting a Snowflake Rowing Regatta (High School and Masters Rowing Race) at the Riverhead waterfront parking lot (school and parents viewing area), Riverhead, New York, on Sunday, November 4, 2007, between the hours of 7:00 a.m. and 5:00 p.m.; and

WHEREAS, East End Rowing Institute Ltd. 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, due to its not-for-profit status, the applicant has requested the Chapter 90 application fee be waived; and

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

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

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

RESOLVED, that the application of the East End Rowing Institute Ltd. for the purpose of conducting a Snowflake Regatta (High School and Masters Rowing Race) to be held at the aforementioned location, date and times is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 application fee; 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 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 601, 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 the East End Rowing Institute Ltd., P.O. Box 1192, Flanders, New York, 11901; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Derisieski yes ___ no ___
Cardinale yes ___ no ___

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

TOWN OF RIVERHEAD

Adopted

Resolution # 944

**APPROVES THE CHAPTER 90 APPLICATION OF SOUTHBAY RECREATION INC.
(Youth Lacrosse Tournament - October 20, 2007 and October 27, 2007)**

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

WHEREAS, on September 18, 2007, Southbay Recreation Inc. had submitted a Chapter 90 Application for the purpose of conducting a Youth Lacrosse Tournament to be held on their property located at 4062-736 Grumman Boulevard, Calverton, New York, on Saturday, October 20, 2007 and Saturday, October 27, 2007, between the hours of 8:30 a.m. and 4:00 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 Chapter 90 Application of Southbay Recreation Inc., for the purpose of conducting a Youth Lacrosse Tournament to be held on their property located at 4062-736 Grumman Boulevard, Calverton, New York, on Saturday, October 20, 2007 and Saturday, October 27, 2007, between the hours of 8:30 a.m. and 4:00 p.m. is hereby approved; 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 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 601, 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; and be it further

RESOLVED, Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet.

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

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 945

ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE TOWN OF RIVERHEAD (108-56. G. (6) Prohibited Signs.)

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 108 entitled, "Zoning" (108-56. Signs.); and

WHEREAS, a public hearing was held on the 17th day of September, 2007 at 2:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law to consider an amendment to Chapter 108 entitled, "Zoning" (108-56. Signs.) of the Town Code of the Town of Riverhead is hereby adopted 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 newspaper and to post same on the signboard at Town Hall; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and if needed, a certified copy of same may be obtained from the Office of 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
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" (108-56. Signs.) at its regular meeting held on October 2, 2007.

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

§108-56. Signs.

- G. Prohibited signs. The following types of signs are prohibited in every use district in the Town of Riverhead unless otherwise specified in this chapter:
- (1) Off-premises commercial advertising signs, including but not limited to billboards or signs affixed to utility poles.
 - (2) Animated, flashing, moving, rotating, revolving, chasing, oscillating, or blinking signs or devices other than a time and temperature display.
 - (3) Banners, ribbons, pennants, spinners, streamers, balloons or other such devices.
 - (4) Any sign visible from a public right-of-way that is mounted on a vehicle or trailer designed to be transported by wheels, or is mounted on a chassis with or without wheels.
 - (5) Temporary menu, sandwich board, banners, posters and other such "temporary" signs within 50 feet of the public right-of-way, with the exception of farm market ground identification signs.
 - (6) Any sign, including handbills and stickers, affixed to a traffic sign, signal, controller cabinet or supporting structure, fire hydrant, utility pole, bridge, tree, rock, statue, or sculpture. It shall be presumed that any person, business or entity identified on any sign, poster, sticker or advertising device regulated under this chapter, or the owner, agent, registrant, manager, business, entity or person in charge of any telephone number, Web-Site, entity, business or address identified on any sign, poster, sticker or advertising device regulated under this chapter is responsible for the placement of that sign, poster or sticker. This presumption shall be rebuttable.

- Underscore represents addition(s)

Dated: Riverhead, New York
October 2, 2007

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

BARBARA GRATTAN, Town Clerk

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 946

ADOPTS A LOCAL LAW TO REPEAL CHAPTER 109 ENTITLED "MORATORIUM ON RESIDENTIAL DEVELOPMENT" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS

_____ offered the following resolution,

which 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 repeal all sections of Chapter 109 entitled "Moratorium on Residential Development" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 17th day of September, 2007 at 2:05 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, 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 repeal all sections of Chapter 109 entitled, "Moratorium on Residential Development" of the Riverhead Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk shall provide notification of this resolution to the Riverhead Town Planning Board; the Planning Department, 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 PUBLIC HEARING**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law repealing all sections of Chapter 109 entitled "Moratorium on Residential Development" of the Riverhead Town Code at its regular meeting held on the 2nd day of October, 2007 Be it enacted by the Town Board of the Town of Riverhead as follows:

**Chapter 109
Moratorium on Residential Development**

§ 109-1. Legislative intent.

- A. ~~In order to better protect the health, safety and welfare of its residents, the Town of Riverhead has recently adopted an update to its Comprehensive Plan so as to ensure the protection of its natural resources, including farmland, wetlands, coastal areas, waterfront lands, and woodlands.~~
- B. ~~With the intent on establishing a comprehensive means of preserving farmland in Riverhead, Land Ethics, Inc., a subcontractor to the Town's Comprehensive Plan consultant, Abeles, Phillips, Preiss & Shapiro (A, P, P & S), has developed a draft chapter for the Comprehensive Plan entitled "Preservation Strategy for Agriculture in the Town of Riverhead."~~
- C. ~~With regard to Riverhead's unique opportunities as an agricultural community, in its draft chapter Preservation Strategy for Agriculture in the Town of Riverhead, Land Ethics, Inc., stated as follows:~~

~~"Because of the large amount of farmland remaining in Riverhead, its excellent climate and soils, as well as its geographic location at the intersection of the North and South Forks, Riverhead is uniquely situated to benefit from agricultural preservation. Relative to other communities on eastern Long Island, Riverhead still has a large amount of contiguous agricultural space. Riverhead, therefore has the potential to become the agricultural nexus or "heartland" of eastern Long Island ... Because of its unique geographic location, Riverhead stands to benefit economically if new growth is well managed. To reap these benefits, Riverhead must carefully balance three areas of actions: the revitalization of downtown; the accommodation of new growth, and the maintenance of rural character in its outlying regions."~~

- D. ~~With regard to the current state of agriculture and agricultural lands within the Town of Riverhead, Land Ethics, Inc., further stated:~~

~~Over the nearly fifty year period between 1950 and 1992, farmland in Suffolk County decreased 71%, from 123,346 acres to 35,353 acres. According to the Suffolk County Planning Department, farmland continues to decline at a rate of roughly 1,300 (1,289) acres per year. ... In 1968, Riverhead had 30% of the county's farmland (19,550) acres; nearly 30 years later in 1996, despite a 9% drop in the Town's agricultural acreage, Riverhead had 38% of the county's farmland, 17,662 acres. These figures indicate that~~

~~_____ Riverhead has a critical role to play in the protection of prime agricultural lands in _____
_____ eastern Long Island. _____~~

- ~~E. In an effort to enable the Town to better preserve its agricultural heritage and open spaces, Land Ethics, Inc., in its draft Preservation Strategy of Agriculture in the Town of Riverhead, has proposed significant changes to zoning which will impact residential development and residential land development review procedures with the Town.~~
- ~~F. Due in part to the ongoing comprehensive planning effort that the Town of Riverhead has been engaged in for several years, the Town has experienced a significant increase of subdivision, site plan and special permit project applications in anticipation of pending changes. Currently there are numerous such pending applications within the proposed Agriculture Overlay District and the proposed Development Rights Receiving Districts. The influx of these development applications going forward under outdated policies and procedures will impair the effectiveness of the aforementioned proposed changes, further exacerbating the loss of natural resources sought to be preserved through the implementation of the forthcoming update to the Comprehensive Plan. It is expected that the new zoning amendment will be ready to be adopted and implemented by the Town in approximately three months from the effective date of this chapter.~~
- ~~G. Pending the implementation of the Comprehensive Plan, a moratorium on the subdivision of land and/or the approval of site plans or special permits on lands within the proposed Agricultural Overlay District and Development Rights Receiving Areas will give the Town of Riverhead the breathing room it needs to adopt the zoning and planning changes necessary to protect the public health, safety, and welfare.~~
- ~~H. The previous moratorium adopted by the Town Board on December 12, 2001, which expired by its own terms on June 12, 2002, did not permit the Town sufficient time to adopt and implement the agricultural preservation strategy which is now in the final stages of completion. That moratorium was extended and will expire on February 7, 2004. The Town is now in the final stages of adopting and implementing the Comprehensive Plan. The Town Board has conducted the necessary public hearings and expects to adopt the Comprehensive Plan and its attendant Generic Environmental Impact Statement in October. It is anticipated that the public hearing process will conclude with the adoption of new zoning in accordance with the adopted Comprehensive Plan in November 2003. This continuation of moratorium will protect the status quo while the Town Board completes these tasks.~~
- ~~I. The moratorium is not a building moratorium. Those applicants for development who have obtained valid building permits are excluded from the moratorium. Likewise, those applicants for development who have received final conditional approval for residential land subdivision, residential site plans or residential special permits are exempted. This chapter recognizes the need to balance preservation with business concerns. Those applicants for development who have invested considerable time and money and received their final conditional approvals, building permits, site plan approvals or special permits are exempt from the moratorium.~~
- ~~J. The chapter also provides both exclusions and exemptions for owners of property, so that it does not impose an undue burden upon them. As such, undue hardships will not be imposed where community gains can be accomplished.~~
- ~~K. A well-planned community will serve all of the inhabitants of Riverhead. Surveys reveal that towns with tighter zoning controls generally have lower taxes. High density residential development often leads to the need for more expensive infrastructure, including more schools, police, roads, and sewers, among other amenities. Low density residential~~

— development generally leads to higher land values because the most beautiful portions of the
— community can be preserved via clustering and setbacks, a strong agricultural heritage and
— rural character can remain intact, and bays and ecosystems can be protected.

L. In addition, the advent of the two-percent transfer tax represents an opportunity of
— unprecedented proportion to save the best of Riverhead Town for future generations. Wide
— expenditure of these monies will serve to preserve the quality of life in the Town and
— enhance property values well into the future.

M. In an effort to aid the Town in purchasing development rights, in April of 2002 the Town
— Board authorized the issuance of serial bonds in the sum of \$30,000,000 to allow the Town to
— increase its purchase power.

N. In short, sound planning will lead to a higher quality of life for all of Riverhead's citizens. By
— briefly pausing in order to enact the recommendations of the Comprehensive Plan for the
— Town of Riverhead, the Town is making an important investment for the future and
— upholding its commitments and obligations to its citizens.

§ 109-2. Statutory authority; supersession.

A. This chapter is adopted pursuant to Municipal Home Rule Law and the State Environmental
— Quality Review Act and its implementing regulations. It expressly supersedes any provisions
— of the Town Code of the Town of Riverhead, and §§ 267, 267-a, 267-b, 267-c, 274-a, 274-b
— and 276 of the Town Law of the State of New York. Furthermore, this chapter shall
— supercede the New York State Environmental Conservation Law §§ 3-0301(1)(b), 3-
— 0301(2)(m) and 8-0113 and 6 NYCRR Part 617, also known as the State Environmental
— Quality Review Act (SEQRA), as it pertains to applications that are neither excluded nor
— exempt from this chapter.

B. In particular, this chapter shall supersede and suspend those provisions of the Town Code
— and New York State Law which require the Planning Board to accept, process and approve
— residential land subdivision applications within certain statutory time periods. In addition,
— this chapter shall supersede and suspend those provisions of the Town Code of the Town of
— Riverhead as well as the Town Law of the State of New York which require the Town Board
— to accept, process and approve site plan and special permit applications. Furthermore, this
— chapter shall supersede and suspend those provisions of the Town Code and the New York
— State Town Law which grant the Zoning Board of Appeals authority to hear appeals from
— applicable zoning provisions and specifically the time frames for decisionmaking and
— holding hearings for decisionmaking.

§ 109-3. Applicability.

The provisions of this chapter shall apply to all residential land subdivision, residential site plan
and residential special use permit applications for lands within the Town of Riverhead.

§ 109-4. Processing of residential subdivision applications, residential site plans applications and residential special permit application prohibited.

Neither the Planning Board nor the Town Board shall process any residential land subdivision,
residential site plans or residential special permits except as set forth herein.

§ 109-5. Time period.

~~This chapter shall apply for a period of six months from the effective date hereof. This chapter shall expire after said six-month period or upon the adoption of all the residential zoning use districts required to implement the Comprehensive Plan except the Multifamily Residential Overlay Zone, whichever shall occur first.~~

~~§ 109-6. Applications excluded.~~

~~The following applications are excluded from this chapter:~~

- ~~A. All minor subdivisions as defined in Chapter 108 of the Town Code of the Town of Riverhead, whether minor by definition, or major treated as minor pursuant to § 108-95B.~~
- ~~B. All major subdivisions of land lying within the development rights sending area as adopted by the Town Board and identified pursuant to the Code of the Town of Riverhead § 95A-12 which meet the following two criteria:
 - ~~(1) Residential lot yields in conformance with the subdivision regulations of Chapter 108 of the Town Code of the Town of Riverhead and depicting minimum lot areas of 80,000 square feet; and~~
 - ~~(2) Plat plans clustered pursuant to Chapter 108 of the Town Code of the Town of Riverhead which depict 70% of the area of the tract to be preserved by an easement restricting the use of the area to agricultural uses as defined in § 44-2 of the Town Code of the Town of Riverhead, in perpetuity.~~~~
- ~~C. Major land subdivisions upon real property lying within development rights receiving areas as adopted by the Town Board and identified pursuant to the Town Code of the Town of Riverhead § 95A-12, which subdivisions meet one of the following criteria:
 - ~~(1) Residential lot yields with a minimum lot area of 80,000 square feet; or~~
 - ~~(2) Subdivisions that utilize transferred development rights (TDR) as certified by the Planning Board pursuant to Chapter 95A of the Town Code of the Town of Riverhead and propose density increases at the rate of one additional lot per TDR with all resulting lots having a minimum lot area of 40,000 square feet. All such excluded land divisions shall depict residential lot yields in conformance with the subdivision regulations of Chapter 108 of the Code of the Town of Riverhead depicting the minimum lot areas of 80,000 square feet.~~~~
- ~~D. Residential subdivision applications that have final conditional approval from the Planning Board prior to the effective date of this chapter.~~
- ~~E. Any application for residential development which has been determined, by resolution of the Town Board of the Town of Riverhead, to be excluded from the previous moratorium pursuant to § 109-6 of Local Law No. 16 of 2001.~~
- ~~F. Site plan applications for residential development which have received a special permit from the Town Board of the Town of Riverhead prior to the enactment of this chapter.~~
- ~~G. Residential special permit and/or site plan applications for two-family dwellings as set forth in § 108-21B(3) of the Town Code of the Town of Riverhead.~~
- ~~H. Residential special permit and/or site plan applications for agricultural worker housing as set forth in § 108-21C(4) of the Town Code of the Town of Riverhead.~~
- ~~I. Residential special permit and/or site plan applications for residential development pursuant to §§ 108-34B(2), 108-39B(3), and 108-42B(3) of the Town Code of the Town of Riverhead.~~

~~J. Applications for approval of a condominium map within the Multifamily Residential /Professional Office Zone as set forth in § 108-169A(1) of the Town Code of the Town of Riverhead.~~

~~K. Residential subdivision applications modifying a map or its conditions of approval, including legal instruments, in connection with a previously filed map or final conditional approval adopted prior to the effective date of this chapter. However, there shall be no modification to a map or conditions of approval that would create additional residential building lots on the subject parcel.~~

~~L. Property designated pursuant to Articles 15 and 15-A of the General Municipal Law of the State of New York as an urban renewal area.~~

~~M. There shall be no further subdivision of any property having received any subdivision approval during the moratorium period.~~

§ 109-7. Exemption criteria and procedure for obtaining an exemption.

~~A. Applications may be exempted from the provisions of this chapter following a public hearing on notice before the Town Board. Upon such application, the Town Board shall consider:~~

~~(1) The proximity of the applicant's premises to natural resources, including prime agricultural soils, pine barrens, wetlands, coastal areas, endangered plant and animal species, wildlife and other similar environmental concerns.~~

~~(2) The impact of the proposed subdivision of the applicant's premises and the surrounding area.~~

~~(3) The environmental significance, if any, of the applicant's parcel and the proposed development's impact upon the environment, including existing transportation resources.~~

~~(4) Compatibility of the proposed development with the aesthetic resources of the community and with the existing community character.~~

~~(5) Compatibility of the proposed development with the recommendations of comprehensive planning studies.~~

~~B. In making a determination concerning a proposed exemption, the Town Board may obtain and consider written reports from the Planning Department and such other sources as required in the discretion of the Town Board and consistent with the purposes of this chapter. A grant of an exemption to an applicant's application hereunder shall include a determination of unreasonable hardship upon the property owner which is unique to the property owner and a finding that the grant of an exemption will be in harmony with, and will be consistent with the recommendations of the Comprehensive Plan update.~~

~~C. An application under Subsection A shall be accompanied by a fee of \$250, together with the applicant's written undertaking, in a form to be approved by the Town Attorney and, in substance, approved by the Town Board, to pay either in advance or by reimbursement, at the Town Board's ongoing election, any out-of-pocket costs incurred relating to the hearing, review, and determination of such application.~~

§ 109-8. Severability.

~~If any section or subsection, paragraph, clause, phrase or portion of this chapter shall be judged invalid or held unconstitutional by a court of competent jurisdiction, any judgment made thereby shall not effect the validity of this chapter as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.~~

~~§ 109-9. When effective.~~

~~This chapter shall take effect immediately.~~

- Overstrike represents deletion(s)

Dated: Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

DUNLEAVY ___ YES ___ NO BARTUNEK ___ YES ___ NO

BLASS ___ YES ___ NO DENSIESKI ___ YES ___ NO

CARDINALE ___ YES ___ NO

THIS RESOLUTION ___ IS ___ IS NOT
DECLARED DULY ADOPTED

10/2/07

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 947

AUTHORIZES TRANSFER OF COUNTY-OWNED PROPERTY TO THE TOWN OF RIVERHEAD

COUNCILMAN BARTUNEK

_____ offered the following

resolution, which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, through tax default the County of Suffolk has acquired the real property known as 0600-106-3-14 (609 Northville Turnpike) in the Town of Riverhead; and

WHEREAS, the Town of Riverhead's intended use of the real property known as 0600-106-3-14 (609 Northville Turnpike) is for affordable housing purposes; and

WHEREAS, this property may be transferred to the Town of Riverhead pursuant to General Municipal Law 72-h.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to take all necessary steps to take title to the tax default property known as 0600-106-3-14 (609 Northville Turnpike) for \$1.00; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified resolution to Chris Kent (Suffolk County, Division of Real Property, Box 6100, Hauppauge, NY 11788), Elaine Harrison (Suffolk County Office of the Treasurer, 330 Center Dr., Riverhead, NY 11901), Honorable Ed Romaine (423 Griffing Ave., Riverhead, NY 11901), Town Engineer, Town Assessors, Tax Receiver, Town Attorney and Community Development.

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

October 2, 2007

TOWN OF RIVERHEAD

Resolution # 948

AWARDS BID ON TRUCK BODY REPAIRS

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

WHEREAS, the Town Clerk was authorized to advertise for sealed bids on a
“TRUCK BODY REPAIRS” for the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 24th of September
at 11:00 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date,
time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Truck Body Repairs be and is hereby
awarded to Nassau Suffolk Truck, PO Box 12474, Hauppauge, New York 11788,
and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby
authorized to forward a certified copy of this resolution to Nassau Suffolk Truck
and the Riverhead Highway Department.

DUNLEAVY ✓ YES ___ NO BARTUNEK ✓ YES ___ NO
BLASS ✓ YES ___ NO DENSIESKI ✓ YES ___ NO
CARDINALE ✓ YES ___ NO
THIS RESOLUTION ~~X~~ IS ___ IS NOT
DECLARED DULY ADOPTED

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 949

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER THE PURCHASE OF A PARCEL LOCATED IN THE TOWN OF
RIVERHEAD KNOWN AS RIVERHEAD MEADOWS (purported owner: Crystal
Bay Construction, Inc.)**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded

by

COUNCILWOMAN BLASS

_____ :

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

WHEREAS, Crystal Bay Construction, Inc. has expressed a desire to sell the parcel of approximately 7.7158 acres of vacant lands, referred to as Riverhead Meadows, located on the n/s of Riverside Drive, e/o East Main Street, Riverhead, New York, for a price of \$230,000.00 per acre, further described as Suffolk County Tax Map #0600-129.00-06.00-017.000 and 0600-127.00-07.00-012.000, to the County of Suffolk and 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 vacant lands owned by Crystal Bay Construction, Inc., once in the October 11, 2007, 2007 issue of the News Review, the official newspaper designated for these purposes, and also to cause a copy of the proposed purchase to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Crystal Bay Construction, Inc., 4992 Espressway Drive South, Ronkonkoma, New York 11749; the Open Space Committee; Peconic Land Trust, Attn: Laura Fischer, 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

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 7th day of November, 2007 at 2:10 PM o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of approximately 7.7158 acres of vacant lands located on the n/s of Riverside Drive, e/o East Main Street, Riverhead, New York, for a price of \$230,000.00 per acre, further described as Suffolk County Tax Map #0600-129.00-06.00-017.000 and 0600-127.00-07.00-012.000, to the Town of Riverhead, pursuant to §247 of the New York State General Municipal Law and Chapter 14 of the Riverhead Town Code.

Dated: Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 950

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER THE PURCHASE OF A PARCEL LOCATED IN THE TOWN OF
RIVERHEAD (purported owner: Walter Kobylenski Revocable Trust)**

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded
by

COUNCILMAN BARTUNEK

_____ :

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

WHEREAS, the Walter Kobylenski Revocable Trust has expressed a desire to sell the parcel of approximately 41.3 acres of vacant lands, located on the n/s of Middle Road, approximately 750' e/o Deep Hole Road, Calverton, New York, for a price of \$3,800,000.00, further described as Suffolk County Tax Map #0600-080.00-02.00-010.000, to the Town of Riverhead,

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of vacant lands owned by the Walter Kobylenski Revocable Trust once in the October 11, 2007 issue of the News Review, the official newspaper designated for these purposes, and also to cause a copy of the proposed purchase to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Walter Koblyenski Revocable Trust, 1458 Middle Road, Calverton, New York 11933 c/o Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, Post Office Box 779, Riverhead, New York 11901; the Open Space Committee; Peconic Land Trust, Attn: Laura Fischer, 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

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 7th day of November, 2007 at 2:05 PM o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of approximately 41.3 acres of vacant lands, located on the n/s of Middle Road, approximately 750' e/o Deep Hole Road, Calverton, New York, for a price of \$3,800,000.00, further described as Suffolk County Tax Map #0600-080.00-02.00-010.000, to the Town of Riverhead pursuant to §247 of the New York State General Municipal Law and Chapter 14 of the Riverhead Town Code.

Dated: Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

10/2/07

TOWN OF RIVERHEAD

Adopted

Resolution # 951

RATIFIES THE AUTHORIZATION OF THE TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (purported owner: John Elcik and Robert J. Arnone, Trustees of the Joseph G. Manzi, Jr., Irrevocable Trust)

COUNCILMAN BARTUNEK

offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY :

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

WHEREAS, John Elcik and Robert J. Arnone, Trustees of the Joseph G. Manzi, Jr. Irrevocable Trust, has expressed a desire to sell the development rights on approximately 31 acres of agricultural lands located on Riley Avenue, Calverton, New York, at \$88,000.00 per acre, further described as Suffolk County Tax Map #0600-099.00-02.00-013.003, to the Town of Riverhead.

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 John Elcik and Robert J. Arnone, Trustees, Joseph G. Manzi, Jr., Irrevocable Trust, once in the July 26, 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

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to, John Elcik and Robert J. Arnone, Trustees, Joseph G. Manzi, Jr., Irrevocable Trust, P.O. Box 702, Rocky Point, New York 11778; the Farmland Select Committee; Peconic Land Trust, Attn: Laura Fischer, 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

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 7th day of November, 2007 at 2:30 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 31.0 +/- acres of agricultural lands owned by John Elcik and Robert J. Arnone, Trustees of the Joseph G. Manzi, Jr. Irrevocable Trust, located on Riley Avenue, Calverton, New York, at \$88,000.00 per acre, further described as Suffolk County Tax Map #0600-099.00-02.00-013.003, to the Town of Riverhead; pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
October 2, 2007

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Adopted

160309393.01 43219-2-20

COUNCILMAN DUNLEAVY

_____ offered the following resolution, seconded by

COUNCILMAN DENSIESKI

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York in said Town, on October 2, 2007, at _____ o'clock P.M., Prevailing Time.

PRESENT:

Supervisor

Councilman

Councilman

Councilman

Councilman

<p style="text-align: center;">In the Matter of The Increase and Improvement of Facilities of Riverhead Ambulance District in the Town of Riverhead, Suffolk County, New York</p>	<p style="text-align: center;">PUBLIC INTEREST ORDER</p>
---	--

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared a map, plan and report including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the proposed increase and improvement of the facilities of Riverhead Ambulance District, in the Town of Riverhead, Suffolk County,

THE VOTE

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

THE RESOLUTION 7 WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

New York, consisting of the acquisition of a new ambulance, including incidental equipment and expenses in connection therewith, at a maximum estimated cost of \$150,000 and

WHEREAS, at a meeting of said Town Board duly called and held on September 5, 2007, an Order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of facilities of Riverhead Ambulance District in said Town at a maximum estimated cost of \$150,000, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Riverhead, New York, in said Town, on September 17, 2007, at 2:15 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the increase and improvement of the facilities of Riverhead Ambulance District, in the Town of Riverhead, Suffolk County, New York, consisting of the acquisition of a new ambulance, including incidental equipment and expenses in connection therewith, at a maximum estimated cost of \$150,000.

Section 2. This Order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The order was thereupon declared duly adopted.

* * * * *

BOND RESOLUTION

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on the 2nd day of October, 2007, at _____ o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilman _____ who moved its adoption, seconded by Councilman _____ to-wit:

BOND RESOLUTION DATED OCTOBER 2, 2007.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD AMBULANCE DISTRICT, IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK.

WHEREAS, the capital project hereinafter described has been determined to be a "Type II Action" pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, will not result in any significant environmental effects; and

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an Order dated the date hereof, said Town Board has determined it to be in the public interest to improve the facilities of Riverhead Ambulance District, in the Town of Riverhead, Suffolk County, New York, at a maximum estimated cost of \$150,000; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the increase and improvement of Riverhead Ambulance District, in the Town of Riverhead, Suffolk County, New York, consisting of the acquisition of a new ambulance, including incidental equipment and expenses in connection therewith, at a maximum estimated cost of \$150,000, there are hereby authorized to be issued \$150,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$150,000 and that the plan for the financing thereof is by the

issuance of the \$150,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years pursuant to subdivision 27-a of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from monies raised from said Riverhead Ambulance District as applicable in the manner provided by law, there shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as same shall deem best for the interests of said Town, provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * * * *

LEGAL NOTICE OF ESTOPPEL

The bond resolution, a summary of which is published herewith, has been adopted on October 2, 2007, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Riverhead, Suffolk County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Town Clerk for a period of twenty days from the date of publication of this Notice.

Dated: Riverhead, New York,
October 2, 2007.

Barbara Grattan
Town Clerk

BOND RESOLUTION DATED OCTOBER 2, 2007.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD AMBULANCE DISTRICT, IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK.

Specific object or purpose:	Increase/improvement of Riverhead Ambulance District
Period of probable usefulness:	10 years
Maximum estimated cost:	\$150,000
Amount of obligations to be issued:	\$150,000 bonds
SEQRA Status:	Type II Action

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 953

SETS REGISTRATION FEES FOR THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

RESOLVED, that the Town Board sets the Registration Policy and fees for the Fall 2007 / Winter 2008 Recreation Department Program Brochure as of September 24, 2007.

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

1

THE VOTE

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

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

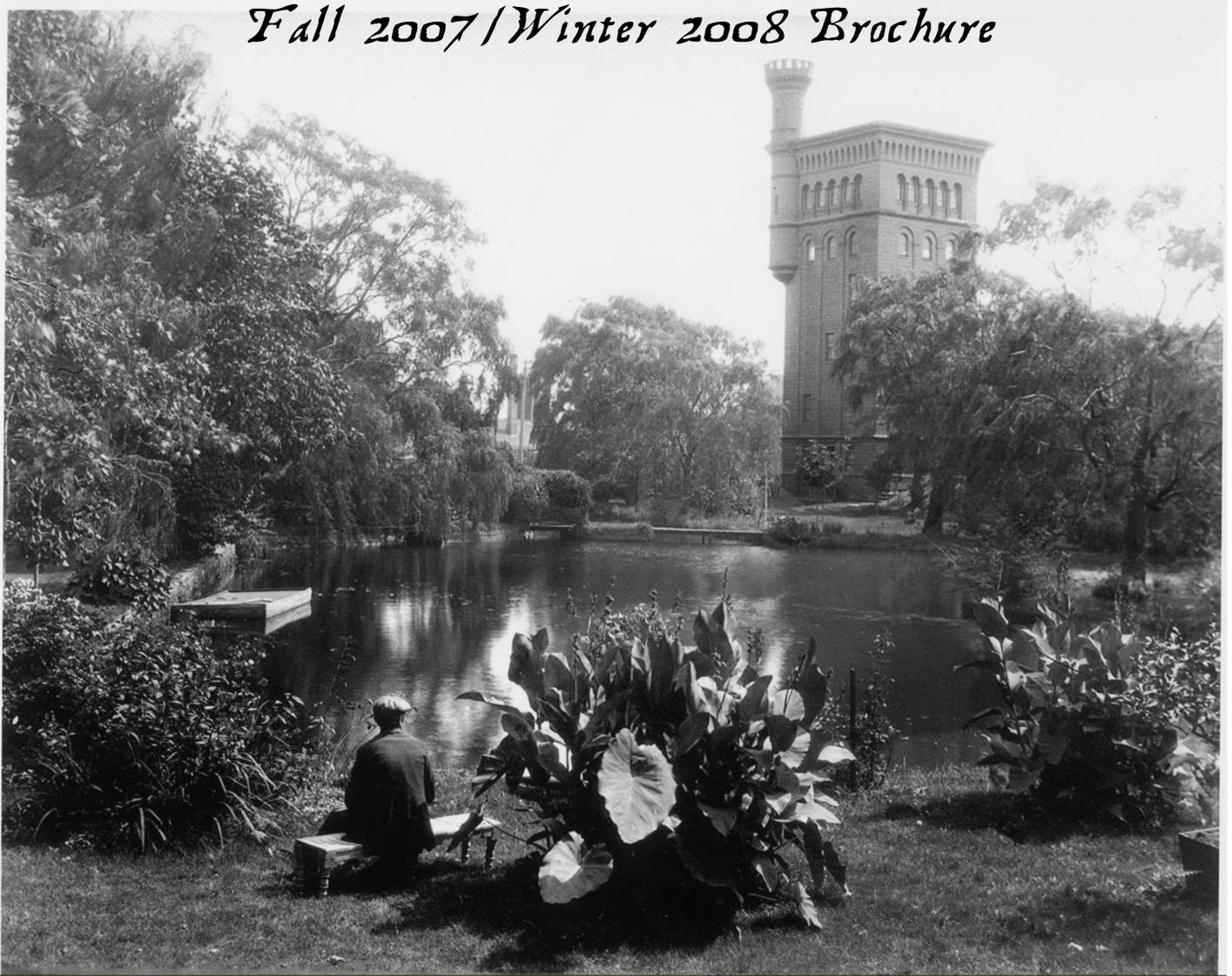
¹ Rec. Doris/Resolution -Fall 2007- Winter 2008 Brochure

Town of Riverhead

Recreation Department



Fall 2007 / Winter 2008 Brochure



*Historical photo challenge: Can you guess where
this photograph was taken? (Hint: it's somewhere in Riverhead!)*

Answer on page 31...



Town of Riverhead

Town Supervisor

Phil Cardinale

Town Council

Barbara Blass

Ed Densieski

George Bartunek

John Dunleavy



Dear Residents:

I am pleased to present to you the Town of Riverhead Recreation Department 2007 Brochure. The Recreation Department Staff has put together an exceptional array of programs, with something of interest for young and old alike. This year's brochure features several new programs including: Movies in the Park, Little Wizards, The Art of Pie, Kaboom! The History of Special Effects, Fire and Ice, Museum of Natural History and New York Islanders bus trips, Infant/Mommy Group, Lamaze, and The Jester Jim Show. The Recreation Department also will be offering programs for children with special needs, and the Town now has a new Youth Bureau.

Additional information about our parks and recreational programs can be found on our Town website, www.riverheadli.com. All Town parks, beaches, community centers, and marina are included with lists of their amenities and directions to each individual location. I urge you to use the website and view our Government and Educational Channel 22 to keep up to date with all that is going on around Town.

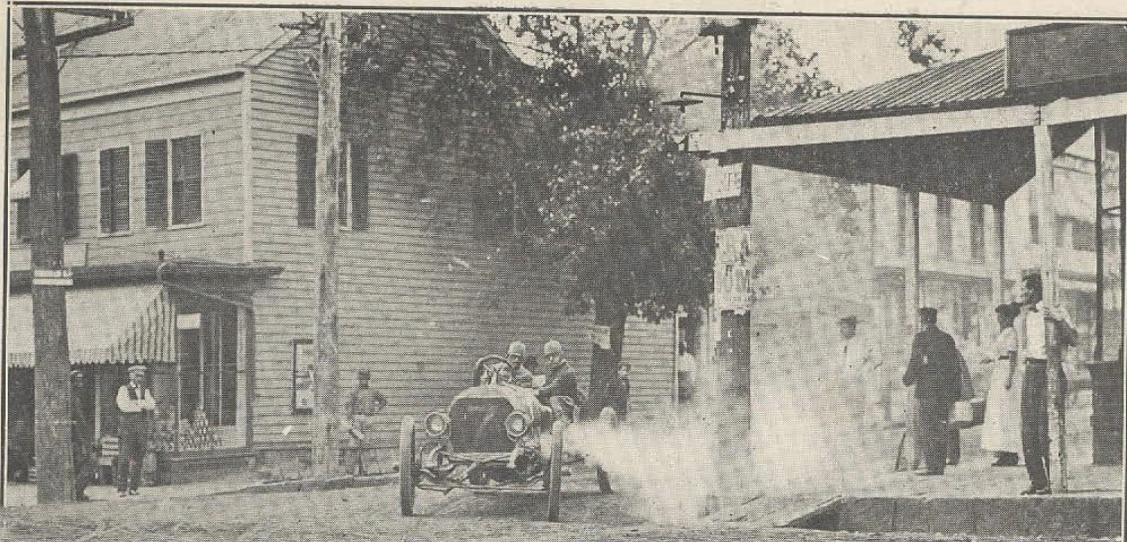
I encourage you to enroll in programs by contacting the Recreation Department, either in person at the Recreation office, 55 Columbus Avenue, by phone at 727-5744 or online through the Town's website.

Phil Cardinale

Supervisor

*Did you know that Riverhead was the site of a stock car derby on
September 29, 1909?*

The course was almost 23 miles and stretched from Roanoke Avenue south to Main Street (where this photo was taken) then east to Mattituck, west on Sound Avenue and finally back to the Roanoke Avenue starting point. The highest speed of the day was in a Buick driven by Louis Chevrolet. He reached 76 miles per hour.



Riverhead's history is full of interesting yet little-known stories such as these — which is why we at the Recreation Department have decided to take a different approach with our brochure this season.

The staff at the Recreation Department is proud to present our Fall/Winter brochure. We hope you enjoy the programs and events we are offering this season, and hopefully you will discover a newfound appreciation for our town's rich history.

Come stroll with us through time, and enjoy this historic glimpse of "Riverhead at Play."

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Fishing trip on the Peconic River.

Photo courtesy of the Suffolk County Historical Society

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Recreation Department

We're back at Stotzky Park!

55 Columbus Avenue
Riverhead, NY 11901
(631) 727-5744

Office hours: Monday-Friday 8:30 a.m. to 4:30 p.m.
First Saturday of each month (except 10/13): 12:00 p.m. to 2:00 p.m.

The Recreation office will be closed on the following holidays:

Columbus Day: Monday, October 8
Election Day: Tuesday, November 6
Veterans Day: Monday, November 12
Thanksgiving: Thursday, November 22
Christmas: Tuesday, December 25

New Year's Day: Tuesday, January 1
Martin Luther King Day: Monday, January 21
Lincoln's Birthday: Tuesday, February 12
President's Day: Monday, February 18



RIVERHEAD "FEDERAL" BASEBALL TEAM.

From left to right, front row—H. KRATOVILLE, F. TERRY, R. CORNWELL, S. HEATLEY, G. CREIGHTON. Second row—W. HOWLAND, M. BURNS, G. BENEDICT, S. CIHLAR, J. KRATOVILLE, President. Standing—S. G. CASE, Manager; W. H. KRATOVILLE, Umpire; G. CARLETON, Captain; J. H. BROWN, Secretary; B. F. HOWELL, Jr., Treasurer.

BROOKLYN DAILY EAGLE,
MAY 12, 1914.

Photo courtesy of the Suffolk County Historical Society.

Staff
(No, that's not us
to the left!):

Superintendent:
Raymond Coyne

Asst. Superintendent:
Kelly Tocci

James Janeczek
Colleen Fox
Doris Strange
Diane Beatty
Kim Hasty

Important phone numbers:

Program Rainout/Cancellation Hotline: 727-5744 ext. 30
Riverhead Skate Park Information: 727-5744 ext. 31
Riverhead Skate Park: 208-3826
George Young Community Center: 722-4637
Henry Pfeifer Community Center: 727-6481

Registration

How to Register:

Online: You can register for all programs online at www.riverheadli.com.

In Person: Recreation Office: Stotzky Park, 55 Columbus Avenue, Riverhead, NY

Mail: Mail all registration forms to the Recreation Department at: 200 Howell Avenue, Riverhead, NY 11901.

Phone: Call 727-5744 to register over the phone. No Phone Registration on the First Day.



Registration Policy:

Pre-Registration with payment is required for all programs.

Payment Methods: Cash, Check, Visa/Mastercard or Discover Card. **There will be a \$20 fee for all returned checks.**

Program Fees will not be prorated.

Mail in/online registrations received prior to September 24 will not be processed until 3:00p.m. on the 24th. In-person registration will take precedent over early mail-in registrations. Make all checks payable to Riverhead Recreation Department. Mail to 200 Howell Avenue, Riverhead, NY 11901.

The deadline for registration is (5) business days before a program is due to start unless otherwise stated.

Registration begins September 24, 2007

Fire up that contraption and register for programs online: www.riverheadli.com!

Registration

Registration Policy

Cancellation: Minimum class requirement must be reached in all programs in order for them to be offered. Programs are also subject to cancellation based on availability of instructors, facilities, or equipment.

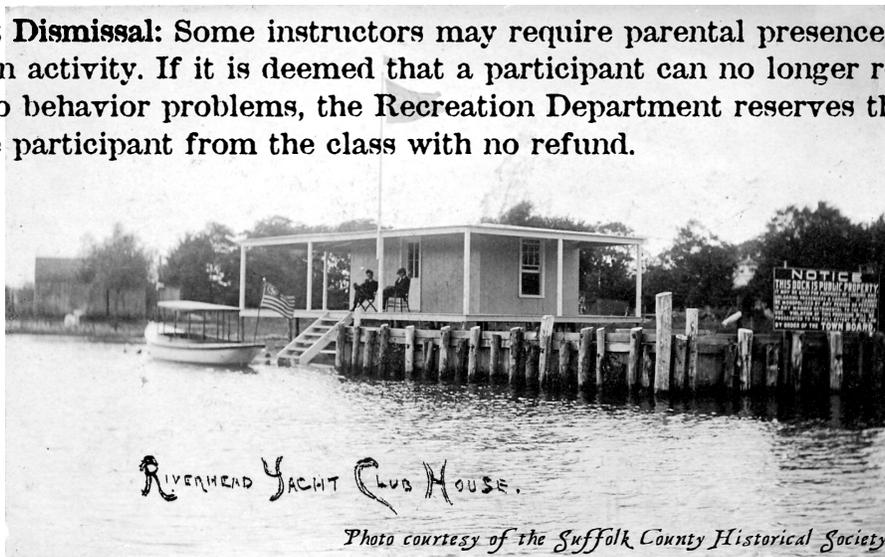
Refund Policy: Refunds will be given only if the refund request form is submitted more than 5 business days prior to the start of the program or if we cancel a program. This form can be found on our website at www.riverheadli.com. **All program fees include a non-refundable \$5 processing fee.**

All Refunds: Will be mailed to participants approximately (4) weeks after the request is submitted or a class is officially cancelled.

Health Requirements: Participants are advised to have a complete physical prior to participating in activities that can be strenuous. Medical and waiver forms may have to be completed for particular activities.

Parental Permission required if under 18.

Participant Dismissal: Some instructors may require parental presence or participation at an activity. If it is deemed that a participant can no longer remain in a class due to behavior problems, the Recreation Department reserves the right to dismiss the participant from the class with no refund.



Did you know? In 1923, Cora Reeve Barnes, a wealthy Riverhead lady who had inherited all of her banker father's real estate, donated the land on Long Island Sound at Roanoke to the Town of Riverhead. This land was developed as the public beach and named Reeves Park in memory of her father.

Community Centers

George Young Community Center

446 South Jamesport Avenue
Jamesport, NY 11947
(631) 722-4637

Directions: Take route 25E to South Jamesport Avenue (gas station on corner). Make a right; Community Center is first building on left.

Henry Pfeifer Community Center

River Road/Grumman Blvd.
Calverton, NY 11933
(631) 727-6481

Directions: Take route 25 to Edwards Avenue (Village Crossroads on the corner). Head South on Edwards Avenue to Railroad Avenue (immediate right after you cross the RR Tracks). ***There are no street signs on Railroad off Edwards*** Make a right on Railroad and take to the end (.2 mile). Make a right on River Road (Grumman Blvd). Community Center is a few miles down on right side of road across from Swan Lake Golf Course.

Human Resources/Senior Center

60 Shade Tree Lane
Riverhead, NY 11901
(631) 722-4444

Directions: Take Route 58 east. After crossing CR 105, make the third right (Shade Tree Lane). Follow Shade Tree Lane all the way to the end. The center is on your left, just before Hubbard Avenue.

Riverhead Skate Park

Pulaski Street (Stotzky Park)
Riverhead, NY 11901
(631) 208-3826

Directions: Route 58 from east or west to Pulaski Street and Mill Road. Head southeast on Pulaski Street.

Did you know? "Gentleman Jim" Corbett appeared at the Riverhead Auditorium while he was heavyweight boxing champion of the world, which was from 1892 to 1897.

Special Events



*Members of a Riverhead Bicycle Club, 1897.
Photo courtesy of the Suffolk County Historical Society.*

NFL PEPSI PUNT, PASS, & KICK PROGRAM

A free program designed to create a lively and engaging forum for boys and girls ages 8 to 15 to complete separately against their peers in punting, passing and placekicking skills. All contestants must register at Riverhead Recreation Department office at Stotzky Park. A copy of a birth certificate is required. Call 727-5744 ext. 30 for rainout/cancellation information.

Ages: 8-15 (age determined as of 12/31/07)

Date: Friday, September 28, 2007

Time: 6:30 p.m.

Location: Stotzky Park, Field #1

Cost: Free

Special Events

MOVIES IN THE PARK

Grab a blanket or chair and head out for an unforgettable evening of cinema on a giant inflatable screen (14' x 26'). You bring the snacks, we'll bring the stars. Young people under the age of 18 must be accompanied by an adult. Call 727-5744 ext 30 for rainout/cancellation information.

Ages: All ages welcome (under 18 must be accompanied by an adult)

Date: Saturday, September 29, 2007

Time: Movie begins at 8 pm.

Location: Stotzky Park Field #1

Cost: Free (Residents only)

LITTLE WIZARDS

For young Harry Potter fans and kitchen wizards in training. Students will make magic wands, a potion of sweet lemon fizz and nibble chocolate frogs!

Ages: 4-7

Date: Saturday, October 27, 2007

Time: 11:00 a.m.

Location: Riverhead Human Resource/Senior Center

Cost: \$5



THE ART OF PIE

In this math baking activity, children will practice their “pi-making” skills. The children will bake fruit pies and discover that the pies they eat are measured by their diameters. Math can be fun when its practical applications are used in the kitchen.

Ages: 8-11

Date: Saturday, October 27, 2007

Time: 12:30 p.m.

Location: Human Resource/Senior Center

Cost: \$5

KABOOM! THE HISTORY OF SPECIAL EFFECTS

This is a fun, visual program that mixes some of the most exciting moments in movie history with an educational primer on special effects, explaining some of the ways filmmakers have used technology and illusion to make the impossible seem real. You'll never watch a Hollywood blockbuster the same way again!

Date: Friday, November 16, 2007

Time: 7:00—9:00 p.m.

Location: Human Resource/Senior Center

Cost: \$5



Special Events

HOLIDAY OPEN HOUSE

Come for some holiday fun — games, crafts, and Santa! Have your picture taken with Santa from 11:00 to 11:45 a.m. Pre-registration is required; call 727-5744 to register.

Date: Saturday, December 1, 2007
Location: Human Resource/Senior Center
Cost: Free

FIRE & ICE with Mad Science of Long Island

Get ready for some sizzling excitement! Join us for safe and scientific fun with fire and ice! Check out the “Big Burp”, the “Screwdriver Sizzle”, and the famous “Mad Science Bath”. This show provides live, interactive, and compelling educational experiences that make learning a blast!

Date: Saturday, January 26, 2008
Time: 11:00 a.m.
Location: Human Resource/Senior Center
Cost: Free

THE JESTER JIM SHOW

This show is filled with juggling, magic, audience participation, balancing, and tons of comedy!

Ages: 4-12
Date: Saturday, February 2, 2008
Time: 11:00 a.m.
Location: Human Resource/Senior Center
Cost: Free

29th ANNUAL EASTER EGG HUNT

Children are welcome to join us for a morning of egg hunting and fun! Lucky egg finders will receive additional prizes. Please bring your own basket or bag. Open to Riverhead residents/school district only. Call 727-5744 ext. 30 for rainout/cancellation information.

Come EARLY to register and meet the Easter Bunny!

Ages: 9 and under

Date: Saturday, March 15, 2008 (Rain Date: Saturday, March 22)

Times: Special Needs—9:00 a.m. Under 4 with caregiver-10:00 a.m.
4 & 5 year olds—10:30 6 & 7 year olds-11:00
8 & 9 year olds—11:30

Location: Stotzky Park (Special Needs— register at Roller Hockey Park at Stotzky.
All others register behind Field #2 at Stotzky Park.)

Youth Programs



Riverhead's Girl Pioneers.

Photo courtesy of the Suffolk County Historical Society.

A TIME FOR KIDS

A tiny tot discovery program designed for both child and parent/caregiver to participate together and play with other children. Each session will consist of interactive songs, crafts, and movement activities. 6 classes.

Ages: 2-4

Dates: Fall: October 10-November 14

Winter: January 23-March 5

Days/Time: Wednesdays 10:00 a.m.—11:00 a.m.

Location: George Young Community Center

Cost: Residents \$31 Non-residents \$41

Youth Programs

FOIL FENCING (INTRODUCTORY COMPETITIVE)

Awaken your inner Musketeer with a sport that challenges the mental as well as the physical. A game of timing and speed that has been likened to physical chess. Fencing is a sport for all ages and can be enjoyed at all skill levels. The sport of a lifetime!
6 classes.

Ages: 7-11 (12 and up see Adult Programs section)

Dates: Fall: October 15-November 26

Winter: January 7-February 25

Days/Time: Monday 5:30-7:00 p.m.

Location: George Young Community Center Room A

Cost: Residents \$75 Non-residents: \$85



BATON TWIRLING (BEGINNER)

Baton twirling is fun, easy and exciting! Participants will learn basic twirls, dance twirl movement, and a parade marching routine. Baton twirling develops poise, grace, and self-confidence. Twirling also improves flexibility and coordination. New students can order batons from the instructor. The cost of the baton is \$25 (cash only). Students must wear sneakers and comfortable clothing. 8 classes.

Ages: 5 and up

Dates: October 11-December 6

Days/Time: Thursdays 5:30-6:15 p.m.

Location: Aquebogue School gym

Cost: Residents \$42 Non-residents \$52

BATON TWIRLING (INTERMEDIATE)

Participants need to have taken at least 2 sessions of Beginner Baton Twirling prior to enrolling in the Intermediate class or need approval from the Instructor. 8 classes.

Ages: 5 and up

Dates: October 11-December 6

Days/Time: Thursdays 6:30 p.m.-7:15 p.m. or 7:30 p.m. -8:15 p.m.

Location: Aquebogue School gym

Cost: Residents \$42 Non-residents \$52

Registration begins September 24, 2007

Fire up that contraption and register for programs online: www.riverheadli.com!

Youth Programs

FAMILY PEE WEE SOCCER

A fun evening with assorted soccer activities featuring proper warm-up and breakdown drills as well as individual and team sport concepts. Parent/guardian to participate.
5 classes.

Ages: 4-5

Dates: October 5-November 2

Days/Times: Fridays 6:00-8:00 p.m.

Location: Stotzky Park Field #1

Cost: Residents \$34 Non-residents: \$44

SOFTBALL CLINICS

Hitting clinics: The emphasis will be on the fundamental mechanics of hitting.
Pitching clinics: The emphasis will be on the fundamental mechanics of pitching.
Catching clinics: The emphasis will be on the fundamental mechanics of catching.

Ages: 8-14

Dates: Session I: January 6, 13, 27, February 3 (No class 1/20)

Session II: February 10, 24, March 2, 9 (No class 2/17)

Times: (Session I and II) Hitting: 1:00-2:00 p.m.

Pitching: 2:15-3:15 p.m.

Catching: 2:15-3:15 p.m.

Location: Pulaski Street School gym

Cost: Residents/School district \$31 per clinic per session

Non-resident \$41 per clinic per session



HIP HOP DANCE

Come and dance to the modern hip hop beat. These classes will emphasize rhythm, coordination, breathing, musicality and the techniques of this popular modern dance form.
Sneakers or comfortable shoes recommended. 7 classes.

Ages: 8-12

Dates: Fall: October 6-November 17

Winter: January 12-February 23

Days/Time: Saturdays 12:00-1:00 p.m.

Location: George Young Community Center

Cost: Residents \$36 Non-residents \$46

Did you know? Community baseball competition began after the turn of the century. Riverhead had an excellent team which played in the Eastern Long Island Baseball League with Mattituck, Southold, Greenport, Orient and Riverhead. The ballfield was inside the race track at the fairgrounds.

Youth Programs

RHYTHM RECREATION

An introduction to dance and movement. Emphasizing rhythm, coordination, musicality, creativity, breathing and stretching—all of which are relevant before studying any form of dance. Children will learn in a fun and relaxed atmosphere. Dancewear or comfortable clothing required. Comfortable shoes or barefoot. 7 classes.



Ages: 3-8

Fall: Saturdays, October 6-November 17

3 yr. olds: 10:00-11:00 a.m.

4 yr. olds: 11:00-12:00 p.m.

5-8 yr. olds: 12:00-1:00 p.m.

Winter: Saturdays, January 12-February 23

3 yr. olds: 10:00-11:00 a.m.

4 yr. olds: 11:00-12:00 p.m.

5-8 yr. olds: 12:00-1:00 p.m.

Location: George Young Community Center

Cost: (Fall) Residents \$36 Non-residents \$46

(Winter) Residents \$36 Non-residents \$46

YOUTH VOLLEYBALL

This program is designed to develop fundamental skills used in volleyball. Emphasis for all activities will be good sportsmanship, teamwork, and individual skill development.
6 classes.

Ages: 7-15

Fall: Thursdays, November 1-December 13, 6:00-8:00 p.m.

Winter: Thursdays, January 10-February 14, 6:00-8:00 p.m.

Location: Phillips Avenue Elementary School

Cost: Residents \$55 Non-residents \$66

SPECIAL NEEDS SPORTS CLINIC

This class is designed to introduce and enhance gross motor skills through sports programs: basketball, soccer, baseball/softball. Parents will participate also. **ADAPTIVE.**

Ages: 5-18

Dates: Saturdays: September 29-November 3, 3:30-5:00 p.m.

Location: Riverhead High School gym

Cost: Resident/school district \$37 Non-residents \$47

Did you know? Many bicycle clubs popped up in Riverhead during the 1890s cycling explosion. These bicycle clubs oversaw the construction of the narrow bicycle paths radiating from Riverhead.

Youth Programs

TAP DANCE

This beginner tap dance class will include bar work, movement across the floor and small combinations. Tap shoes required. 7 classes.

Ages: 6-10

Dates: (Fall) October 9-November 27, 2007

(Winter) January 15-March 4, 2008

Days/Time: Tuesdays 7:30-8:30 p.m.

Location: George Young Community Center

Cost: Residents \$36 Non-residents \$46

KARATE

This course is an introduction to Martial Arts. Students will be taught basic self-defense techniques geared towards realistic situations that can occur every day. Safety will be stressed within a fun yet disciplined environment. 8 classes.



Ages: 5-12

Dates: January 26-March 15

Days/Time: Saturdays, Ages 5-7: 10:00-11:00 a.m., Ages 8-12: 11:00-12:00 p.m.

Location: George Young Community Center

Cost: Residents \$36 Non-residents: \$46

ADVANCED BASKETBALL SKILLS

This is designed to enhance fundamental offensive and defensive skills with emphasis on position-specific skills. 3-on-3 fast break and 3-on-3 half court competition is also part of this program. 6 classes.

Ages: 10-15

Dates: Saturdays: September 29-November 3

Time: 1:30-3:00 p.m.

Location: Riverhead High School gym

Cost: Resident/School District \$38 Non-resident \$48

Registration begins September 24, 2007

Fire up that contraption and register for programs online: www.riverheadli.com!

Youth Programs

BIDDY BASKETBALL

Designed to develop fundamental offensive and defensive skills used in basketball. Everyone will have the opportunity for equal participation in games and "game-like" situations. Emphasis for all activities will be good sportsmanship, teamwork, and individual success. 6 classes. Enrollment is limited.

Ages: 7-9

Dates: September 29-November 3

Day/Times: Saturdays 12:00-1:30 p.m.

Location: Riverhead High School gym

Cost: Resident/School District \$38 Non-resident \$48

FAMILY BIDDY BASKETBALL

A program designed for 4-6 year old boys and girls with their parent or guardian to engage in 1 1/2 hours of basic skill drills in the art of dribbling, passing, shooting, defense, footwork and teamwork. 6 classes.

Ages: 4-6

Dates: September 29-November 3

Day/Times: Saturdays, 10:30-12:00 p.m.

Location: Riverhead High School gym

Cost: Residents \$38 Non-residents \$48

3-ON-3 FAST BREAK BASKETBALL

All players regardless of experience are encouraged to participate. Principles of offense, defense, and teamwork will be taught. Prior participation in a Bidy Basketball program is recommended. 5 classes.

Ages: 4-6 1:00-2:30 p.m. (parent participation required)

Ages: 7-9 3:00-4:30 p.m.

Ages: 10-15 4:30-6:00 p.m.

Saturdays: December 1-January 12

Location: Pulaski Street School

Cost: Residents/School District \$38 Non-residents: \$48

Did you know? By the last decade of the 19th century, Riverhead had become the cultural center of the county! Social organizations included the Riverhead Sociable Club for dancing and the Pot and Kettle Club, a male dining organization with its own clubhouse on the Peconic River.

Youth Programs

BASKETBALL SHOOTOUT

The shootout will include 30 second foul shooting, 3-point shooting and combo shooting. Boys and girls will have separate competitions in three age groups: 7-9, 10-12, and 13-15.

Ages: 7-15

Dates/Time: Friday, March 14, 2007, 6:00-9:00 p.m.

Location: Pulaski Street School gym

Cost: Residents/School District \$6 Non-residents \$11

BASKETBALL SHOOTING CLINIC

Concentration on fundamentals of shooting (lay-ups, jump shots, foul shots, footwork and form). 2 classes. Enrollment limited.

Dates: November 10 and 17

Day/Time: Saturdays 1:00-4:00 p.m.

Location: Pulaski Street School gym

Cost: Resident/School District \$38 Non-residents \$48

5-ON-5 BASKETBALL LEAGUE

This is a competitive league combining players of different levels of experience. The first session will be a tryout to determine team organization. 8 classes.

Dates: Saturdays: January 19-March 15

Location: Pulaski Street School

Ages 7-9 Coed 1:00-2:30 p.m.

Ages 10-15 Boys 3:00-4:30 p.m.

Ages 10-15 Girls 4:30-6:00 p.m.

Cost: Residents/School District \$58 Non-residents \$68

Did you know? In 1893, Riverhead postmaster George W. Cooper gathered three other men —Zopher M. Woodhull, Howell Sanford, and Ellsworth Benjamin—for a game of dominos in the original Suffolk County National Bank. The friendly game didn't end that afternoon, though—it continued for the next 29 years, until Cooper's death in 1922. During the first ten years of the game, the players were mocked for their persistence in the pastime, but as years passed the game became somewhat of a legend, and Riverhead residents grew proud of the event. Attending and observing the two hour game by others was not discouraged, and it became a habit of many to stop in and see how play was going. It eventually was moved to the office in the Griffing Tower in Grangebél Park and continued there until 1922.

Adult Programs

THE RIVERHEAD BASEBALL TEAM

Oh, pleasant days are these
 With baseball in the field,
 And pleasant sights when Watkins
 The elusive ball doth wield.

Our boys are on the diamond,
 All there in proud array.
 You want to watch them closely,
 They'll make things hum today.

Audreberg there will do his best,
 The "catch" is up to him;
 He surely will keep watch
 For those twirly curves so trim.

George Hildreth is our president,
 A "man of justice" he,
 And though he is a lawyer
 He serves us without fee.

And there's our jolly vice president,
 Who can set your nose or knee;
 He's always "on the job,"
 For "Doc." Payne's a devotee.

Here's to Corwin, the secretary,
 And his brother, who keeps the "dough"
 And when we "knead" to raise the 'mon'
 He uses "Magic," don't you know?

July 4, 1908

Kenny is our captain brave;
 "He's quite a "catch" you know—
 This is very true my friends,
 For all the ladies vote him so.

Here's to Corwin and Conklin,
 And to Mr. Finberg, too;
 Oh, Duvall, Walters, and Braxton,
 Be careful what you do.

Our boys all love to play baseball,
 And this is no fable—
 The way they crack the spheroid,
 Oh, ain't it awful, Mabel?

We like to watch the little ball—
 It surely is great fun;
 It goes so high we think
 It must have touched the sun.

Here's to the Brooklyn Clinton Club,
 Who look so very wise—
 Do you know that "Tanglefoot"
 Is good for "catching flies?"

Here's to the National Game,
 The best in all the land,
 And when it's up to Riverhead
 Oh, here's our heart and hand.



Riverhead Baseball Team, Officers, and Directors

*1908 newspaper clipping from Aunt Ida's scrapbook.
 Photo courtesy of the Suffolk County Historical Society.*

BALLROOM DANCING I

COUPLES ONLY! Ballroom dancing is fun and easy to learn. Learn the basic steps in Fox Trot, Waltz, Swing, and more. Leather-soled shoes preferred. 8 classes.

Dates: Fridays, October 5-November 30

Time: 7:00-8:00 p.m.

Location: George Young Community Center

Cost: Residents \$60 per couple Non-residents \$70 per couple

Sign up for Ballroom Dancing I and II and receive a \$10 discount!

Adult Programs

BALLROOM DANCING II

COUPLES ONLY! Dances included in this class will be the Rumba, Cha-Cha, Tango and Merengue. Leather-soled shoes preferred. 8 classes.

Dates: Fridays October 5-November 30

Time: 8:15-9:15 p.m.

Location: George Young Community Center

Cost: Residents \$60 per couple Non-residents \$70 per couple

Sign up for Ballroom Dancing I and II and receive a \$10 discount!



ACRYLIC PAINTING

Beginner to intermediate painters are welcome. Learn to paint and tap into your creativity. You will be taught the fundamentals needed for artistic expression. Everyone can paint! Materials list available at registration. 6 classes.

Dates/Times: Fall: Mondays, October 15-November 26, 6:00-9:00 p.m.

Winter: Mondays, January 28-March 10, 6:00-9:00 p.m.

Location: George Young Community Center

Cost: Residents \$73 per session Non-residents \$83 per session

ARC DEFENSIVE DRIVING

ARC Defensive Driving is offering the Point/Insurance Reduction Program to NY drivers as incentive for their involvement in a driver improvement course.

Ages: 16 and up

Dates/Times: Fall: Tuesday and Thursday, October 9 and 11, 6:30-9:30 p.m.

Winter: Monday and Wednesday, March 3 and 5, 6:30-9:30 p.m.

Location: George Young Community Center

Cost: Residents \$46 Non-residents \$56

INFANT/MOMMY GROUP

Having a baby can be very overwhelming. Come meet moms going through the same issues. Bring your infant along, too. Infant ages range from 6 weeks to 12 months.

Group leader will be Christine Spero, R.N.

Ages: Moms and infants (6 months to 12 months)

Dates: 1st Saturday of every month from November 2007 to April 2008

Time: 9:30-11:00 a.m.

Location: George Young Community Center

Cost: Residents \$25 Non-residents \$35

Adult Programs

BIRDS AND BIRDWATCHING

Topics include the history, biology, behavior and migration of birds; the use of optics, field glasses, and how to find and watch birds. Bring your own lunch and a folding seat. Binoculars are available for use. Comfortable, warm clothes and shoes are recommended. 6 classes.

Dates: Tuesdays, September 25-October 30

Time: 9:00 a.m.-2:00 p.m.

Location: Henry Pfeifer Community Center

Cost: Residents \$25 Non-residents: \$35 *Seniors receive 10% discount.



COACHING CLINIC

This clinic is open to all individuals who coach, assistant coach or wish to coach at any level in any sport. From CYO, AAU, PAL and Little League venues specifically. The clinic covers areas such as liability, Section XI policies, how to obtain coaching credentials along with sports specific info. 4 classes.

Dates: Tuesdays, January 10-January 31, 2008

Time: 7:00-9:30 p.m.

Location: George Young Community Center

Cost: Residents \$27 Non-residents \$37

FOIL FENCING (INTRODUCTORY COMPETITIVE)

The sport for a lifetime! Increase flexibility, speed, timing, and decision making. Awaken your inner Musketeer! Taught by top fencing instructors. Fencing is a sport for all ages and can be enjoyed at all skill levels. All necessary equipment will be provided. 6 classes.

Dates: Fall: October 15-November 26 Winter: January 7-February 25

Days/Time: Monday 7:00-8:30 p.m.

Location: George Young Community Center Room A

Cost: Residents \$75 Non-residents: \$85

Did you know? In addition to its brass band, Riverhead had an excellent professional musician, Arthur M. Lyte, who played and taught several instruments and composed music and opera. His first opera, "Powhatan", was first performed at Riverhead Hall on May 1, 1895. His second opera was "Tibuta" based on the 1692 Salem witch trials. It was first performed at Riverhead Hall on May 19, 1897 with a local cast. Quite successful, it had a second performance in Greenport the following Saturday evening. A special train brought opera fans from all the North Fork stations to Greenport and returned after the performance.

Adult Programs

CO-ED VOLLEYBALL LEAGUE PRACTICE

Sign up your team and you will be matched against other teams in your division for some pre-season practice. Play is open roster to allow new players to try out. No referees! 4 practices.

Ages: 18 and up

Dates: Mondays: October 22-November 19; Wednesdays: October 24-November 14

Time: 8:15 p.m.-10:15

Location: Riverhead High School gym

Cost: \$52

CO-ED VOLLEYBALL LEAGUES

Co-Ed volleyball leagues are now forming. Teams play on either Monday or Wednesday evening. Call the Recreation Department office for more info.

Ages: 18 and up

Dates: Mondays: December 3-April 28; Wednesdays: December 5-April 30

Times: Mondays: 9:00-11:15 p.m.; Wednesdays: 9:00-11:15 p.m.

Location: Riverhead High School gym

Cost: \$560

GOLF WITH CALVERTON LINKS

Golf clinics will enhance a golfer's performance whether they are a beginner or advanced player. The course covers fundamentals of all parts of the game including: putting, chipping, pitching, and full swing. Students have a chance to improve their game and learn etiquette and rules as well. The format will start from the green and move out to the full swing. Knowledge on how to use different clubs will also be taught. Classes are not over-booked, so the student gets individual instruction as well as group format.

Please bring your own clubs.

Class size limited.

5 classes.

Dates: Tuesday and Thursday, September 18-October 2

Time: 5:30-6:50 p.m.

Cost: Residents \$94 Non-residents \$104 Senior Residents \$84 Senior Non-residents \$94



Did you know? Men's basketball teams played their home games in the Auditorium against teams from neighboring communities. Their games were often followed by dancing.

Adult Programs

JAZZERCISE

When you love your workout, results come easily. That's why Jazzercise blends aerobics, yoga, Pilates, and kickboxing movements into fun dance routines set to fresh music. All fitness levels welcome. Each class includes: warm-up, 30-40 minute aerobic workout, muscle toning and strengthening using weights and full-body stretch.

Please bring a towel or mat for floor work, water bottle and weights (optional).

Wear cool comfortable clothing and sneakers. 12 classes.

Dates: Session I: Mondays and Wednesdays, October 15-November 21

Session II: Tuesdays and Thursdays, October 9-November 15

Locations: Session I: George Young Community Center

Session II: Henry Pfeifer Community Center

Time: 10:00-11:00 a.m.

Cost: Residents \$48 Non-residents \$58

Sign up for both classes and receive a \$10 discount!

LIFEGUARD TRAINING COURSE

Aimed at those at least 15 years of age to develop skills and knowledge needed to prevent, recognize and effectively respond to aquatic emergencies, prevent drowning and other incidents. A pre-test for swimming skills will be held on the first day of class. Certification can be obtained in Lifeguarding, CPR, First Aid, and Waterfront. Course fee includes books and CPR masks. 6 classes.

Dates: Saturday January-March (Dates TBA)

Times: TBA

Location: BNL Pool

Henry Pfeifer Community Center

Cost: Residents \$221 Non-residents: \$231

MORNING YOGA

Hatha Yoga aimed toward increasing flexibility, circulation, and strength. Instruction includes back therapy and stress reduction techniques. All levels welcome. 8 classes.

Fall: Wednesdays 8:00-9:30 a.m. (Dates TBA)

Winter: Wednesdays 8:00-9:30 a.m. (Dates TBA)

Location: George Young Community Center

Cost: Residents \$68 Non-residents \$78

FRIDAY NIGHT LAMAZE

Six classes held will include the labor and delivery process, infant care, breast/bottle feeding, post partum issue and a partners crash course.

Ages: Couples

Dates: Fridays, October 12-November 16

Time: 6:00-8:30 p.m.

Location: George Young Community Center

Cost: Residents \$55 Non-residents \$65

Adult Programs

SELF DEFENSE & KARATE

This class offers an in-depth study of basic self defense techniques to prevent a potential attack or mugging. Walk outside with confidence and assurance that you will have a choice! Don't be a victim to any predator you might encounter. 8 classes.

Dates: Tuesdays, January 22-March 18

Time: 6:30-7:30 p.m.

Location: George Young Community Center

Cost: Residents \$36 Non-residents \$46

YOGALATES

A total body workout combining yoga and Pilates. Designed to incorporate the elements of breathing and stretching from yoga with strengthening and toning from Pilates.

Yoga mat required. 7 classes.

Fall: Saturdays, October 6-November 17 Winter: Saturdays, January 12-February 23
Tuesdays, October 9-November 27 Tuesdays, January 15-March 4

Times: Saturdays: Session I: 10:00-11:00 a.m.
Session II: 11:00-12:00 p.m.

Tuesdays: 7:30 p.m. to 8:30 p.m.

Location: George Young Community Center

Cost: Residents \$36 Non-residents: \$46

BODY SCULPT

An integral part of any exercise routine. This toning class focuses on strengthening and stretching all of your body's major muscle groups. Bring water and hand weights.

Dates: Fall (7 classes): October 10-November 28

Winter (5 classes): January 9-February 6

Days/Time: Wednesdays 6:30-7:15 p.m.

Location: George Young Community Center

Cost: (Fall) Residents \$41 Non-residents \$51

(Winter) Residents \$31 Non-residents \$41

Sign up for both Body Sculpt and Cardio Step and receive a \$10 discount!

CARDIO STEP

A cardiovascular workout with easy to follow choreography. Our goal will be to have lots of fun and burn some serious calories. Bring water and a step.

This class is a great complement to Body Sculpt.

Dates: Fall (7 classes): October 10-November 28

Winter (5 classes): January 9-February 6

Days/Time: Wednesdays 7:15-8:00 p.m.

Location: George Young Community Center

Cost: (Fall) Residents \$41 Non-residents \$51

(Winter) Residents \$31 Non-residents \$41

Sign up for both Body Sculpt and Cardio Step and receive a \$10 discount!

Bus Trips



Main Street, Riverhead, 1917.

The Suffolk County National Bank can be seen with a flag draped from its window.

Photo courtesy of the Suffolk County Historical Society.

CHRISTMAS TREE SHOP

Join us for a day of shopping at the Christmas Tree Shop in CT where every day is a sale. We will also make a stop at Cracker Barrel before heading home. Bus leaves Stotzky Park parking lot at 7:00 a.m. and returns home approx. 8:00 p.m. Price includes transportation only, all meals will be on your own. Under 18 must be accompanied by an adult 21 and over. **NON-REFUNDABLE.** Waiver required.

Date: Saturday November 3, 2007

Cost: Residents \$28

Non-residents \$28

Bus Trips

NASSAU COLISEUM: HIGH SCHOOL MUSICAL ICE TOUR!

Catch the Wildcats in an all new ice show inspired by Disney's "High School Musical"! Starring a cast of world-class skaters in a live fusion of songs, dance, and team-spirited fun. Bus leaves Stotzky Park at 8:45 a.m. and will return home immediately following the 11:00 a.m. show. Under 18 yrs. Must be accompanied by an adult 21 or over.
NON-REFUNDABLE.

Date: Saturday, November 17, 2007
Cost: Residents \$50 Non-residents \$55

RADIO CITY MUSIC HALL



Get into the holiday spirit by joining us for the Radio City Christmas Spectacular. There will be extra time for lunch on your own prior to the 5:00 p.m. show. The bus leaves Stotzky Park parking lot at 10:00 a.m. and returns for home immediately after the show. Under 18 must be accompanied by an adult (21 and over).
NON-REFUNDABLE.

Waiver required. Seats in 2nd mezzanine.

Date: Wednesday December 5
Cost: Residents \$55
Non-residents \$60

MUSEUM OF NATURAL HISTORY

Come and explore the American Museum of Natural History, one of the most popular New York tourist attractions. Nothing rivals the range of offerings—from dinosaurs to IMAX films. Bus leaves Stotzky Park at 8:00 am and will leave the museum at 4:30 pm for return trip. **Participants will purchase their own admission at the museum. Under 18 years must be accompanied by an adult (21 and over). **NON-REFUNDABLE.**

Date: Saturday January 12, 2008 Cost: Residents \$20 Non-residents \$25

NEW YORK ISLANDERS

Come out and see the Islanders take on the San Jose Sharks. Price includes ticket and bus transportation. The bus leaves Stotzky Park at 12:00 p.m. for a 2:00 p.m. game. Under 18 years must be accompanied by an adult (21 and over).
NON-REFUNDABLE.

Date: Monday, February 18, 2008
(Note: School is CLOSED this week)
Cost: Residents \$22 Non-residents \$27



Riverhead Youth Bureau

Youth Night Kicks Off With a Family BBQ and Activities Night!

Date: September 28, 2007

Time: 6:00-8:30 p.m.

Sponsored by the Riverhead Recreation Department, the Youth Bureau and the Council for Unity Parent/Community Chapter. \$5 per person; children under 5 are free.

Pre-registration required by Tuesday, September 24, 2007. Contact the Riverhead Youth Bureau: 631-722-4444 x737 or email: Lyczkowski@riverheadli.com

~

Open to Riverhead students grades 5-8

Hang out at the new Youth Night at George Young Community Center in Jamesport.

The program will feature movies, Xbox, ping-pong, air hockey, board games, music and other great activities.

Special theme nights will include dances, pizza parties, a talent show, senior/youth card night and much much more. Call 722-4444 ext. 737 for dates and times of special theme nights.

Time: 6:00 p.m. to 8:45 p.m.

Cost: Entrance is free (must have proof of residency)

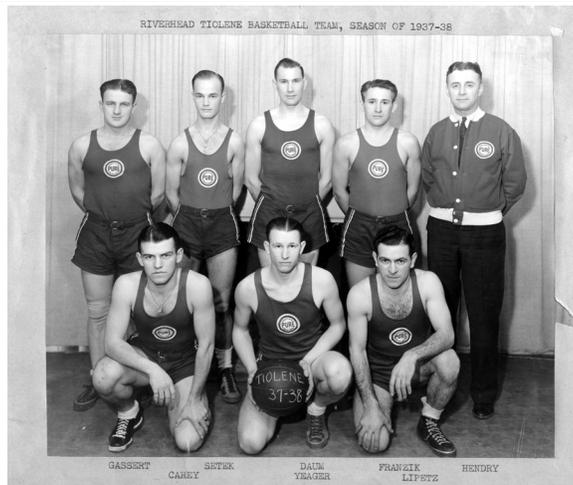


Photo courtesy of the Suffolk County Historical Society.

Teen Center at the New York State Armory

A place to play basketball, meet your friends, and socialize.

Dates: September 7, 2007 through May 2008

Days/Times: Monday, Wednesday, Friday from 6:00 p.m. to 8:45 p.m.

Location: New York State Armory, Route 58, Riverhead

Middle school and high school students need school I.D. cards to enter. Center is closed on school holidays and on certain days for military drills. Schedules will be given out and posted at the high school and middle school.

For more information, call 631-722-4444 ext. 737.

Riverhead Senior Citizens Services

Seniors: We Want You!
(Well, maybe just your ideas.)



In the spirit of change, the Senior Center would like to offer some new and exciting bus trips for this season. Please take a moment to fill out the survey on the following page, and let us know what types of events you'd be interested in.

And if you happen to have any wild-n-crazy ideas that somehow didn't make our list, please feel free to share them with us!

Riverhead Senior Citizens Services

Please fill out the following survey and return it to the front desk at the Senior Center and receive a ticket for a free Twilight Dinner!

I am most interested in: Local trips (Long Island)____ City trips____
Regional trips (e.g. Upstate New York)____ Anywhere!____

Museums____ Broadway plays____ Sporting events (e.g. Yankees, Mets, U.S.Open)____

Shopping mall____ Farm stands____ Restaurants____

Vineyard tours____ Casinos____ Belmont Raceway____ Atlantis____

Theme parties____ Karaoke____ Miniature golf____ Opera____

Jazz clubs____ Skydiving____ Mah-jongg/Bridge lessons____ Port Jeff ferry ride/lunch____

Any other ideas?

Did you know? A 1915 silent film, "The Unsuspected Isle," shot one of its scenes on Captain William Jacobs' schooner in Aquebogue. The movie was set in the South Pacific and included a scene in which a woman, fighting with another woman in a jealous rage, is knocked unconscious and dragged onboard a schooner. After spotting Jacobs' home in Aquebogue, the film company's manager cancelled plans to shoot the scene in Cuba and brought his crew to the East End instead. Captain Jacobs was asked to play the role of the schooner captain and enthusiastically made his film debut. The entire story was published in a Brooklyn Eagle article the next day, under the headline "Aquebogue Creek Like South Sea Islands."

Riverhead Senior Citizens Services

TWILIGHT DINNER AND DANCE: NEW WINTER HOURS!

October through March, last Thursday of each month
11:30 to 2:30 p.m. Please sign up in advance.

DIABETES LECTURE

An information session on healthy habits, diet, exercise, and disease progression.
Instruction on testing equipment included.

Dates/Time/Location: October 4 and November 1; 1 p.m. in Auditorium

BREATHE—RELAX—REFRESH

"Paying attention to our breathing is the most immediate way to remind us of our connection to all of nature, including human nature." - Cyndi Lee

Treat yourself to some "me" time. Spend 30-40 minutes learning to let go of the stress and worries of day to day living through deep breathing, gentle stretching, relaxation and guided imagery. Lavender foot and temple massage optional.

Date/Time: 2nd Thursday of the month, 1 p.m.

Location: Senior/Human Resource Center, 60 Shade Tree Lane, Aquebogue

Offered by: Town of Riverhead Youth Bureau **Cost:** Free

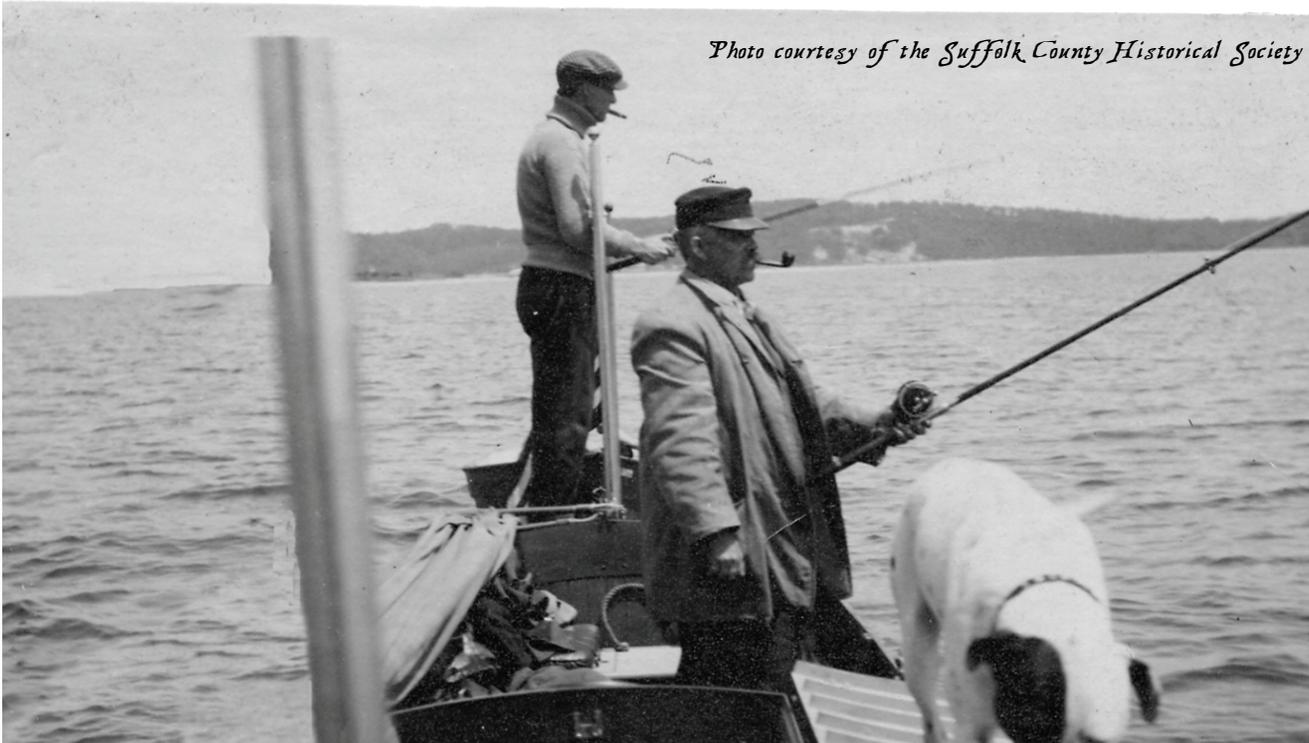


Photo courtesy of the Suffolk County Historical Society

*For more information on programs, special events, Meals on Wheels,
and transportation services: Call 722-4444*

Did you figure out our Historical Photo Challenge?

The cover photo is of the Grangebél Park Water Tower, which was constructed in 1892 to provide water for downtown Riverhead. The structure was modeled after a French castle, stood 100 foot tall, and was topped by an observation tower. It was, at one time, the tallest structure on the East End.

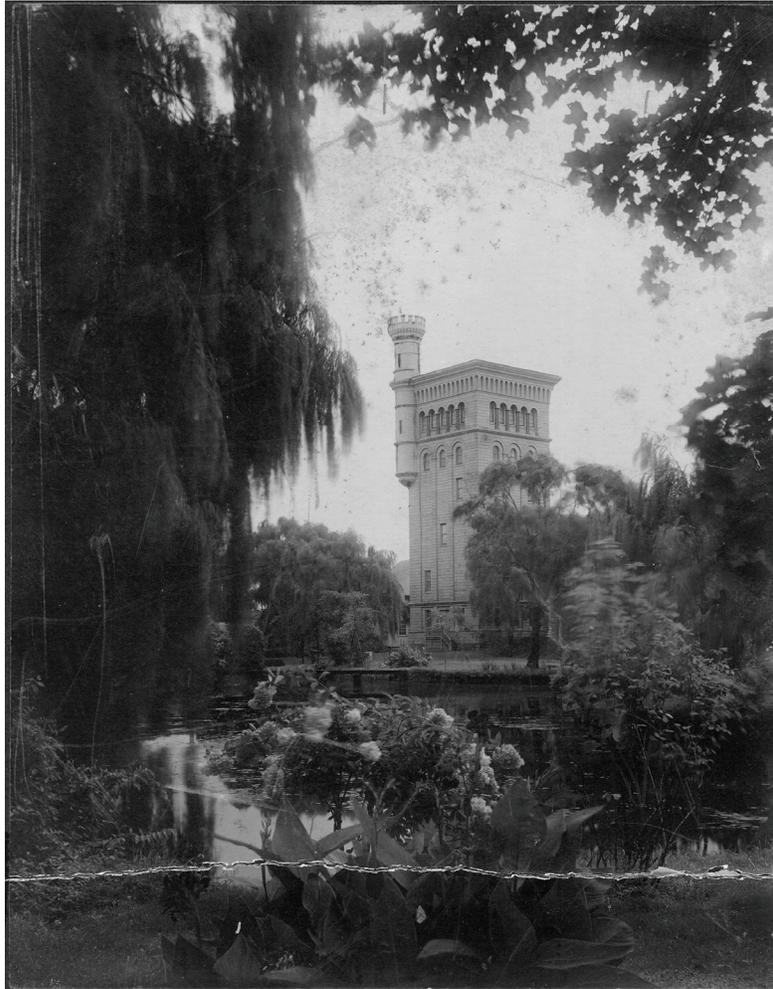


Photo courtesy of the Suffolk County Historical Society

Although it looked like stone, the tower was actually made of wood. It was struck and damaged by lightning in the 1930s, then fell into disrepair and was finally demolished in 1948.

Source:
Newsday

Congratulations to all you amateur Riverhead historians out there!

For more information on Riverhead's history:



Riverhead Free Library
The Suffolk County Historical Society
Stark, Thomas M. *Riverhead: The Halcyon Years 1861-1919*.
Maple Hill Press: 2005.
www.newsday.com

Trivia Puzzles:
Taking Riverhead by storm!



**Solve the Historical Trivia Puzzle on our website
for a chance to win \$20 off any one of our programs!
Visit www.riverheadli.com/parks-recreation today!**

Family Account Name _____
(Main Contact) Last First Date of Birth

Address _____

Home Phone # _____ Work Phone # _____

Emergency Contact Name _____ Phone # _____

Participant's Name:

	Last	First	DOB	Course Title	Fee	Medical Alert
1.	_____	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____	_____

Master Card/Visa/Discover Acct. No. _____ Exp. Date _____

Waiver: All participants in Town Parks & Recreation do so at their own risk. Individuals are responsible to check all class descriptions and be sure that they or their child's physical condition and skill dictate that they may safely participate.

Signature: _____ Date: _____ TOTAL \$ _____

Email address: _____

Withdrawn

10/2/07

ADOPTED

TOWN OF RIVERHEAD

Resolution # 954

ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (Agriculture Protection Zoning Use District (APZ))

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN BARTUNEK:

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

WHEREAS, a public hearing was held on the 5th day of June, 2007 at 7:05 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

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

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

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

THE VOTE

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

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

Withdrawn

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on October 2, 2007. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 108
Zoning**

**ARTICLE VI
Agriculture Protection Zoning Use District (APZ)**

§ 108-26.1. Guidelines.

The following guidelines are to be applied in addition to subdivision regulations (Article XX) and cluster development (Article XIX) and shall apply to all cluster subdivisions within the APZ:

- A. In order to better preserve agricultural vistas, the cluster subdivision plat shall be designed so as to situate agricultural lots along Sound Avenue or NYS Route 25.
- B. The cluster subdivision plat must locate and arrange the residential lots so as to protect, to the maximum extent practicable, that portion of the tract preserved for agricultural use.
- C. The cluster subdivision plat must depict an arrangement of residential lots so as to reduce, to the maximum extent practicable, any nuisance or conflict between residential and agricultural uses, both within the tract and in relation to adjoining and nearby tracts and to demonstrate compatibility of the cluster plat with existing residential development and agricultural land uses.
- D. The residential portion of the cluster subdivision plat must be so laid out, and protected during construction, as to remain as harmonious to the greatest extent practicable with the natural environment minimizing the clearing of treed areas, the grading of earth, removal of soils, and precluding the disturbance of surface waters and wetlands and other similar disturbances of the natural environment pursuant to Chapter 107 of the Riverhead Town Code.
- E. The agricultural lots of a cluster subdivision plat must be so laid out as to provide for a minimum lot size of 10 acres, a minimum building area of one acre, contiguity with existing agricultural tracts, bounding of prime agricultural soils and retention of all storm water runoff.
- F. The cluster subdivision tract must demonstrate the ways in which scenic vistas are being considered or enhanced and shall depict a lot arrangement which has considered the visual impact of residential development upon such vistas.
- G. ~~The Planning Board shall not cluster lots in order to create golf courses, playgrounds, tennis courts, swimming pools or any other amenity as required open space. The purpose of the cluster plan is to preserve agricultural land for agricultural use and other natural features to the greatest extent practicable.~~

G. As the purpose of this Article is to conserve agricultural lands to the greatest extent practicable, the Planning Board shall not approve cluster subdivisions which set aside open space to be used as golf courses, playgrounds, tennis facilities or any other outdoor recreational facilities. In the review of applications for cluster subdivisions which preserve existing golf courses, the Planning Board shall observe the following guidelines:

- (i) The yield shall be sixty six percent (66%) of the yield allowed in the applicable zoning use district.
- (ii) Cluster subdivisions shall be limited to homeowner association realty subdivisions. The Planning Board shall not entertain or approve condominium maps pursuant to Article XXIX of the Town of Riverhead Zoning Ordinance.
- (iii) All residential units shall be restricted to owners of the age of 55 years or older.

ARTICLE V Residence B-80 Zoning Use District

§ 108-19.2. Guidelines.

The following guidelines are to be applied in addition to subdivision regulations (Article XX) and cluster development (Article XIX) and shall apply to all cluster subdivisions within the RB-80 Zoning Use District:

~~F. The Planning Board shall not cluster lots in order to create golf courses, playgrounds, tennis courts, swimming pools or any other amenity as required open space. The purpose of the cluster plan is to preserve agricultural land for agricultural use and other natural features to the greatest extent practicable.~~

F. The Planning Board shall not approve cluster subdivisions which set aside open space to be used as golf courses, playgrounds, tennis facilities or any other outdoor recreational facilities. In the review of applications for cluster subdivisions which preserve existing golf courses, the Planning Board shall observe the following guidelines:

- (iv) The yield shall be sixty six percent (66%) of the yield allowed in the applicable zoning use district.
- (v) Cluster subdivisions shall be limited to homeowner association realty subdivisions. The Planning Board shall not entertain or approve condominium maps pursuant to Article XXIX of the Town of Riverhead Zoning Ordinance.

- (vi) All residential units shall be restricted to owners of the age of 55 years or older.

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

§ 108-20.7. Guidelines.

The following guidelines are to be applied in addition to subdivision regulations (Article XX) and cluster development (Article XIX) and shall apply to all cluster subdivisions within the RA-80 Zoning Use District:

- ~~D. The Planning Board shall not cluster lots in order to create golf courses, playgrounds, tennis courts, swimming pools or any other amenity as required open space. The sole purpose of the cluster plan is to preserve agricultural land for agricultural use and other natural features and open space to the greatest extent practicable.~~
- D. The Planning Board shall not approve cluster subdivisions which set aside open space to be used as golf courses, playgrounds, tennis facilities or any other outdoor recreational facilities. In the review of applications for cluster subdivisions which preserve existing golf courses, the Planning Board shall observe the following guidelines:
- (vii) The yield shall be sixty six percent (66%) of the yield allowed in the applicable zoning use district.
 - (viii) Cluster subdivisions shall be limited to homeowner association realty subdivisions. The Planning Board shall not entertain or approve condominium maps pursuant to Article XXIX of the Town of Riverhead Zoning Ordinance.
 - (ix) All residential units shall be restricted to owners of the age of 55 years or older.

ARTICLE XIX
Cluster Development

§ 108-87. Yield plan and cluster plan; requirements and procedure for approval by Planning Board.

~~G. The Planning Board shall not cluster lots in order to create golf courses, playgrounds, tennis courts, swimming pools or any other amenity as required open space. The purpose of the cluster plan is to preserve agricultural land for agricultural use and other natural features to the greatest extent practicable.~~

G. As the purpose of this Article is to conserve agricultural lands to the greatest extent practicable, the Planning Board shall not approve cluster subdivisions which set aside open space to be used as golf courses, playgrounds, tennis facilities or any other outdoor recreational facilities. In the review of applications for cluster subdivisions which preserve existing golf courses, the Planning Board shall observe the following guidelines:

- (x) The yield shall be sixty six percent (66%) of the yield allowed in the applicable zoning use district.
- (xi) Cluster subdivisions shall be limited to attached homeowner association realty subdivisions. The Planning Board shall not entertain or approve condominium maps pursuant to Article XXIX of the Town of Riverhead Zoning Ordinance.
- (xii) All residential units shall be restricted to owners of the age of 55 years or older.

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

Dated: Riverhead, New York
October 2, 2007

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

BARBARA GRATTAN, Town Clerk

October 2, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 955

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
OIL, LUBRICANTS AND FLUIDS

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for Oil, Lubricants and Fluids and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the October 11, 2007 issue of the News Review and;

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **OIL, LUBRICANTS AND FLUIDS** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00 a.m. on OCTOBER 29, 2007.**

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

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BID OIL, LUBRICANTS AND FLUIDS.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

TOWN OF RIVERHEAD

Resolution # 956

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 101 OF THE CODE OF THE TOWN OF RIVERHEAD ENTITLED "VEHICLES AND TRAFFIC"

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the October 11, 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 101, §101-7 of the Riverhead Town Code entitled "Turns", 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, Highway Department, Director of Personnel, Office of the Town Attorney and the Town Clerk.

THE VOTE

Bartunek
Blass

Yes No
 Yes No

Dunleavy
Densieski

Yes No
 Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 7th day of November, 2007 at 2:20 o'clock p.m. to consider a local law amending Section 101-7 of the Riverhead Town Code entitled "Turns" as follows:

§ 101-7. Turns.

~~The following turns in the designated areas are hereby defined:~~

- A. Pursuant to the authority granted by §1660 of the New York State Vehicle and Traffic Law, the areas designated below restrict turns such that only right turns shall be permitted at said location and a sign "right turn only" shall be posted at the location.

Sign	Location
Right turn only	West off roadway leading from Roanoke Shopping Plaza to County Road 58
Right turn only	North off roadway leading from Pizza Hut to Roanoke Avenue
Right turn only	East off roadway leading from Radio Shack and Dunkin Donuts/Baskin Robbins to County Road No. 58
Right turn only	West off roadway leading from 7-11 to County Road No. 58
Right turn only	East off roadway leading from Jiffy Lube to County Road No. 58
Right turn only	East off roadway leading from gas station to Route 25 at the intersection of South Jamesport Avenue and Main Road, Jamesport

- B. Pursuant to the authority granted by §1660 of the New York State Vehicle and Traffic Law, the areas designated below restrict turns such that a right turn on red is prohibited at said location and a sign "no turn on red" shall be posted at the location:

Sign	Location
-------------	-----------------

10/2/07

Adopted

AUTHORIZING THE SUPERVISOR TO SIGN AGREEMENT CONSENT ORDER
WITH NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION

RESOLUTION # 07- 957

COUNCILMAN DENSIESKI

_____ offered the following
Resolution

which was seconded by _____
COUNCILWOMAN BLASS

WHEREAS, the New York Department of Environmental Conservation has alleged violations on the part of the Town with respect to the closure of the Youngs Avenue Landfill and related matters; and

WHEREAS, the Town has vigorously denied all of the allegations asserted by the New York Department of Environmental Conservation; and

WHEREAS, the New York Department of Environmental Conservation has proposed a settlement of the dispute without the need for further enforcement litigation; and

WHEREAS, in light of the costs and uncertainties of litigation, it is in the best interests of the Town to accept the settlement proposal;

NOW BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the terms of the Consent Order in the form as annexed hereto; and it is further

RESOLVED that Supervisor is hereby authorized to sign the Stipulation of Settlement on behalf of the Town as well as any other documents necessary to effectuate the settlement of the litigation; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Frank A. Isler at Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP. and the Town Attorney.

THIS RESOLUTION WAS PREPARED BY FRANK A. ISLER COUNSEL FOR THE RIVERHEAD TOWN BOARD.

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

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

.....X

In the Matter of the Violations of Articles 27 :
and 71 of the New York State Environmental :
Conservation Law and Part 360 of Title 6 of :
the Official Compilation of Codes, Rules and :
Regulations of the State of New York, by :

ORDER ON CONSENT

TOWN OF RIVERHEAD

(Suffolk County) Respondent :

.....X

WHEREAS, the New York State Department of Environmental Conservation (hereinafter "DEC" or "Department") is a Department of the State of New York with jurisdiction to enforce the environmental laws of the State pursuant to §3-0301 of the New York State Environmental Conservation Law (hereinafter "ECL"); and

WHEREAS, Respondent TOWN OF RIVERHEAD, is a municipal corporation located in Suffolk County, New York; and

WHEREAS, ECL Art. 27 and Part 360 of Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York (hereinafter "6 NYCRR"), authorizes the DEC to promulgate and adopt regulations governing the operation of solid waste management facilities, including landfills and their proper closure and/or reclamation; and

WHEREAS, Respondent TOWN OF RIVERHEAD is the owner of the solid waste management facility know as Youngs Avenue Landfill, situated at Youngs Avenue, Town of Riverhead, County of Suffolk, New York (herein after referred to as the "Facility"); and

WHEREAS, the State of New York and Respondent TOWN OF RIVERHEAD entered into a Stipulation of Settlement dated October 5, 1994 (herein after referred to as the "Stipulation"), concerning the Facility, including proper closure and/or reclamation thereof, and resolving certain then pending litigation; and

WHEREAS, Attachment I to the Stipulation, identified as "Compliance Schedule", sets forth, among other things, the sequence of requirements and time frames associated with proper closure and/or reclamation of the Facility; and

WHEREAS, as a result of the Department commencing an enforcement action against Respondent (see, R1-6014-97-11 & R1-6033-98-01), alleging, among other things, Respondent's noncompliance with the Stipulation, an Order on Consent was entered into on August 13, 1998 (hereinafter referred to as "1998 Consent Order"), resolving the enforcement action and modifying certain provision of the Stipulation; and

WHEREAS, the Respondent implemented a Department approved reclamation work plan in 2002 and the reclamation project was actively undertaken for the next four years until the project was ended, prior to completion, in the summer of 2006; and

WHEREAS, the Respondent, with the cooperation of the Department, has been investigating closure options including conventional capping and a partial capping with further reclamation; and

WHEREAS, the Department asserts that Respondent was granted a series of time extensions to deadlines set forth in the Stipulation and the following deadlines have been surpassed without Respondent having accomplished the prescribed obligations:

- Failure to submit Certification Report for the reclamation portion of the landfill closure project by January 21, 2007.
- Failure to notify the Department of closure alternative by November 16, 2006.
- Failure to submit partial (30%) cap design for the landfill by November 16, 2006.
- Failure to submit complete cap design for the landfill by February 16, 2007.
- Failure to inform the Department of the final disposition of the approximate 750,000 cubic yards stockpile of reclaimed sand at the landfill on or before February 16, 2007.
- Failure to enter into a signed contract with the landfill closure contractor on or before February 16, 2007.
- Failure to provide on site security by November 15, 2006.

; and

WHEREAS, the Respondent denies the assertions made by the Department; and

WHEREAS, both the Stipulation and the 1998 Consent Order set forth the following stipulated penalties for noncompliance, due without further administrative or judicial adjudication:

Day 1 through 45 for each violation: \$300 penalty per day.

Day 46 and thereafter for each violation: \$1,000 penalty per day.

; and

WHEREAS, the 1998 Consent Order also set forth a total penalty of Twenty-Eight Thousand (\$28,000) Dollars, with Eight Thousand (\$8,000) Dollars payable and Twenty Thousand (\$20,000) Dollars suspended contingent upon Respondent complying with all terms and conditions; and

WHEREAS, ECL §71-2703 authorizes penalties not to exceed Seven-Thousand Five Hundred (\$7,500) Dollars for each violation of Title 7, Article 27 of the ECL and 6 NYCRR Part 360, and an additional penalty of One-Thousand Five Hundred (\$1,500) Dollars for each day the violation continues; and

WHEREAS, the Department, acknowledging the vast financial resources expended by Respondent in pursuing reclamation of its landfill and with a continued spirit toward cooperation, agrees to settle the within matter through this Order on Consent with Respondent rather than to seek the full amount of prescribed penalties; and

WHEREAS, Respondent consents to the issuing and entering of this Order, and agrees to be bound by the terms and conditions contained herein.

ORDER

Now, having considered this matter and being duly advised, it is hereby ordered that:

I. The terms and conditions of this Order, including Schedule A, attached hereto and made a part hereof shall bind Respondent, and Respondent's agents, successors and assigns and all persons, firms and corporations acting under or for it including, but not limited to those who may carry on any or all of the operations now being conducted by Respondent.

II. That with respect to the aforesaid violations, there is hereby imposed upon Respondent, a civil penalty in the sum of SIXTY THOUSAND (\$60,000) DOLLARS, of which sum TEN THOUSAND (\$10,000) DOLLARS shall be payable by CERTIFIED CHECK or BANK DRAFT and the remaining FIFTY THOUSAND (\$50,000) DOLLARS to be suspended provided Respondent strictly adheres to the terms and conditions outlined in this Order, including Schedule "A", the compliance schedule attached hereto and made a part hereof and the Stipulation.

Incorporated by reference and made a part hereof are the stipulated penalties due for noncompliance as set forth in both the Stipulation and the 1998 Consent Order, due without further administrative or judicial adjudication as follows:

Day 1 through 45 for each violation: \$300 penalty per day.

Day 46 and thereafter for each violation: \$1,000 penalty per day.

III. Failure by Respondent to comply with item "IX. Solid Waste Management Plan (SWMP)" of Schedule "A", the compliance schedule attached hereto and made a part hereof, subjects Respondent to the following stipulated penalties for noncompliance, due without further administrative or judicial adjudication:

Day 1 through 15 for each violation: \$200 penalty per day.

Day 16 through 30 for each violation: \$350 penalty per day.

Day 31 and thereafter for each violation: \$750 penalty per day.

; and

IV. This Order constitutes a modification to the Stipulation. Except and to the extent expressly modified by the terms and conditions of this Order, the Stipulation shall remain in full force and effect. Consequently, a demand for penalties suspended herein, in no way impedes the Department's right to enforce the Stipulated Penalty provision of the Stipulation for noncompliance with this Order.

V. Respondent shall not suffer any penalty under any of the provisions, terms and conditions hereof, or be subject to any proceedings or actions for any remedy or relief, if they cannot comply with any requirements of the provisions hereof because of an Act of God, war, riot, or other catastrophe as to which negligence or willful misconduct on the part of the Respondent was not a proximate cause, provided however, that Respondent shall immediately notify the NYSDEC in writing when it obtains knowledge of any such condition and requests an appropriate extension or modification of the provisions hereof.

VI. For the purpose of insuring compliance with this Order, Respondent shall allow duly-authorized representatives of the DEC access to the Facility and subject property without prior notice at such times as may be necessary in order for DEC to inspect and determine the status of Respondents' compliance with this Order.

VII Nothing in this Order shall relieve the Respondent of the obligation of paying any fees (for permits or otherwise) which may be due the DEC or any other governmental agency.

VIII. Nothing in this Order shall relieve the Respondent of the obligation of obtaining all other necessary Federal, State and local approvals.

IX. Respondents shall comply with all applicable Federal, State and local laws, rules and regulations.

X. Respondents shall indemnify and hold harmless New York State, DEC and any of their employees or contractors for all claims, actions, damages and costs resulting from DEC's or Respondents' acts in fulfillment or attempted fulfillment of the provisions of this Order, unless said acts were caused by the intentional, reckless or negligent acts of the DEC, or any of their employees or contractors.

XI. Any failure by Respondent to comply fully with the terms of this Order may subject Respondents to further enforcement action based on the facts stated above.

XII. The DEC reserves the right to require Respondent to take any additional measures authorized by statute administered by DEC including, but not limited to summary abatement and actions required to protect human health and the environment.

XIII. Nothing contained in this Order shall be construed as barring, affecting or diminishing any rights of the NYSDEC or the Commissioner to pursue Respondents or any other party or to take any action whatsoever with respect to Respondent's Facility.

XIV. No terms, conditions, understandings or agreements purporting to modify the terms of this Order shall be binding unless approved in writing by the DEC. No informal advice, guidance suggestions or comments by the DEC regarding reports, proposals, plans, specifications, schedules, or any other writing submitted by Respondent, shall be construed as relieving Respondent of Respondent's obligation to obtain such formal approvals as may be required by this Order.

XV. The effective date of this Order shall be the date upon which the Order is executed by the Commissioner or the Commissioner's designee - the Regional Director, signing on behalf of the Commissioner.

XVI. The provisions hereof, including Schedule A attached hereto, shall constitute the complete and entire Order between Respondent and NYSDEC concerning the facility.

XVII. In those instances in which the Respondent desires that any of the provisions, terms or conditions of this Order be changed, it shall make written application, setting forth the grounds for the relief sought, to the Commissioner, c/o Regional Attorney, New York State Department of Environmental Conservation, SUNY at Stony Brook, 50 Circle Road, Stony Brook, New York 11790-3409.

Stony Brook, New York

Dated: _____, 2007

ALEXANDER B. GRANNIS
Commissioner of the New York State Department of
Environmental Conservation

By: _____
PETER A. SCULLY
Regional Director

CONSENT BY RESPONDENT

Respondent TOWN OF RIVERHEAD acknowledges the authority and jurisdiction of the Commissioner of Environmental Conservation of the State of New York to issue the foregoing Order, waives public hearings or other proceedings in this matter, accepts the terms and conditions set forth in the Order and consents to the issuance thereof.

TOWN OF RIVERHEAD

By: _____
PHIL CARDINALE, TOWN SUPERVISOR

an individually dually authorized to bind respondent to the terms and conditions contained herein.

Date: _____

ACKNOWLEDGMENT

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

On the _____ day of _____ in the year 2007, before me personally came PHIL CARDINALE, to me known, who, being duly sworn did depose and say that he is the Supervisor of the Town of Riverhead, the municipality described herein and which executed the above instrument; and that he signed his name thereto with full authority so to do.

Sworn to before me this
_____ day of _____, 2007

Notary Public

**SCHEDULE A
COMPLIANCE SCHEDULE
for
TOWN OF RIVERHEAD**

I. General Requirements:

All submittals to the Department required under this Order shall be made by Respondent as follows:

- 1) One copy to: Legal Affairs, Region One, New York State Department of Environmental Conservation, SUNY at Stony Brook, 50 Circle Road, Stony Brook, New York 11790-3409; and
- 2) One copy to: Division of Solid and Hazardous Materials, Region One, New York State Department of Environmental Conservation, SUNY at Stony Brook, 50 Circle Road, Stony Brook, New York 11790-3409.

* *Approvable* in the context of this Order shall mean approvable by the DEC with minimal revision. Minimal revisions shall mean that Respondent incorporate the revisions required by the DEC and resubmit the plans for approval within fifteen (15) business days of receipt of the DEC's comments.

II. Certification Report for the reclamation portion of the landfill closure project:

Recognizing that Respondent is currently engaged in litigation with its former consultants and contractor, Respondent shall use its best efforts to assemble the data regarding the reclamation portion of the landfill and submit same to the Department in an uncertified report** by on or before October 12, 2007, accompanied by an affidavit of the Town Engineer identifying the methodology employed to collect and assemble the data and an explanation of areas of uncertainty.

**At a minimum, the report must include the name, address, and other important contact information for all of the facilities where material was transported. A before and after survey which included topographical information such as 2 foot contours, property lines, edge of waste, etc. In addition, the report must include the quantity of sand, that was used in the on site asphalt plant, in compliance with the Beneficial Use Determination. Finally, the results of all end point samples, collected in those areas where reclamation was completed, must be submitted as part of the report.

In addition, Respondent will make a demand for an *approvable** Certification Report from its former consultants and contractor, requesting the assistance of the court if necessary, by no later than October 12, 2007.

III. Reclaimed sand stockpile disposition:

By on or before October 2, 2007, submitted as part of the final cap design, Respondent shall submit to the Department a detailed report describing how the stockpile of reclaimed sand will be used and or disposed of.

If the reclaimed sand is to partially or wholly used as components of a cap system, the volumes of sand required for each component (cap layer) must be clearly identified, as well as whether the sand will be screened or unscreened. If there is additional sand remaining after the cap components (cap layers) have been constructed, the Town must identify an approved alternate use for the reclaimed sand.

IV. Final Cap Design:

By on or before October 2, 2007, Respondent shall submit to the Department an *approvable** final cap design. Included in the design are any and all details for the closure plan to comply with 6 NYCRR Part 360- Subpart 1 and 2.

V. Bid Documents:

On or before twenty (20) days from Respondent's receipt of the Department's approval of the Final Cap Design, bid documents for the project shall have been prepared and the Town Board shall have adopted a resolution calling for the publication of notice to bidders soliciting bids for the capping project as approved by the Department. The notice shall appear in the next available edition of its official newspaper. The notice will provide for a bid opening date that is thirty (30) days from the date of publication.

VI. Bid Award:

The Respondent shall award the bid on or before forty-five (45) days from the bid opening date.

VII. Mobilization and Commence Construction:

Mobilization and commencement of construction on the landfill capping project shall occur on or before forty-five (45) days from award of the bid.

VIII. Certification of Closure:

Respondent shall submit to the Department a landfill closure certification of the capping project on or before ninety (90) days from completion of the construction of the cap. Said certification shall be made either by the engineer of record and/or the Town Engineer (a New York Licensed Professional Engineer).

10/2/07

Adopted

TOWN OF RIVERHEAD

Resolution # 958

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 (§108-97. MAJOR SUBDIVISION)

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" of the Riverhead Town Code once in the October 11, 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 is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Riverhead Board of Appeals; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

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

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
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 7th day of November, 2007 at 2:40 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 XX
Subdivision Regulations

§108-97. Major subdivision.

F. Application and fee.

- (2) Preliminary plat. A letter of application, together with the requisite number of copies of the preliminary plat, shall be submitted to the Planning Board. All applications for the consideration of a preliminary plat shall be accompanied by a fee of five percent ~~(5%) of the anticipated cost of public improvements (performance bond estimate)~~ \$3,500 per lot and \$500 per acre or part thereof or \$2,500, whichever is greater, if a sketch plan has been submitted.

- (5) Engineering fee. Prior to the adoption of a final conditional approval resolution by the Planning Board, the applicant must post a fee in an amount equal to ~~5%~~ 10% of the estimated improvements, as estimated by the engineering consultant to the Planning Board, ~~which shall be paid to the Town of Riverhead minus all fees previously paid at sketch, preliminary and final plat stages.~~ The Planning Board may waive all or part of said fee where the Planning Board determines that no additional engineering services are required. No applicant shall have any claim for the return of such fee or portion thereof.

Overstrike represents deletion(s)

* Underline represents addition(s)

Dated: Riverhead, New York
October 2, 2007

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

BARBARA GRATTAN, Town Clerk

Adopted

RESOLUTION # <u>959</u> ABSTRACT #07-35 September 20, 2007 (TBM 10/02/07)				
<i>Councilman Bartunek</i> offered the following Resolution which was seconded by <i>Councilman Dunleavy</i>				
FUND NAME		CD-NIONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		320,438.76	320,438.76
POLICE ATHLETIC LEAGUE	4		12,480.20	12,480.20
CHILD CARE CENTER BUILDING FUN	9		48.86	48.86
ECONOMIC DEVELOPMENT ZONE FUND	30		511.32	511.32
HIGHWAY FUND	111		52,989.27	52,989.27
WATER DISTRICT	112		31,766.05	31,766.05
RIVERHEAD SEWER DISTRICT	114		11,843.69	11,843.69
REFUSE & GARBAGE COLLECTION DI	115		2,674.58	2,674.58
STREET LIGHTING DISTRICT	116		2,230.25	2,230.25
PUBLIC PARKING DISTRICT	117		2,940.40	2,940.40
BUSINESS IMPROVEMENT DISTRICT	118		118.43	118.43
AMBULANCE DISTRICT	120		102.51	102.51
CALVERTON SEWER DISTRICT	124		24.72	24.72
RIVERHEAD SCAVANGER WASTE DIST	128		4,576.28	4,576.28
WORKERS' COMPENSATION FUND	173		14,578.13	14,578.13
RISK RETENTION FUND	175		58,480.88	58,480.88
CDBG CONSORTIUM ACOUNT	181		156.41	156.41
TOWN HALL CAPITAL PROJECTS	406		80,927.56	80,927.56
YOUTH SERVICES CAP PROJECT	452		1,200.47	1,200.47
MUNICIPAL FUEL FUND	625		5,690.38	5,690.38
MUNICIPAL GARAGE FUND	626		11,769.02	11,769.02
TRUST & AGENCY	735		40,142.62	40,142.62
COMMUNITY PRESERVATION FUND	737		86.68	86.68
CALVERTON PARK - C.D.A.	914		24.43	24.43
TOTAL ALL FUNDS			655,801.90	655,801.90

THE VOTE

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

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

Adopted

RESOLUTION # <u>259</u> ABSTRACT #07-36 September 27, 2007 (TBM 10/02/07)			
<i>Councilman Bartunek</i> offered the following Resolution which was seconded by <i>Councilman Dunleavy</i>			
FUND NAME		CD-NONE	CHECKRUN TOTALS
GENERAL FUND	1		723,939.07
RECREATION PROGRAM FUND	6		946.46
ECONOMIC DEVELOPMENT ZONE FUND	30		2,850.52
HIGHWAY FUND	111		61,160.81
WATER DISTRICT	112		46,130.15
RIVERHEAD SEWER DISTRICT	114		43,823.73
REFUSE & GARBAGE COLLECTION DI	115		7,217.44
STREET LIGHTING DISTRICT	116		4,417.59
AMBULANCE DISTRICT	120		469.80
EAST CREEK DOCKING FACILITY	122		67.30
CALVERTON SEWER DISTRICT	124		8,785.06
RIVERHEAD SCAVANGER WASTE DIST	128		25,193.97
WORKERS' COMPENSATION FUND	173		1,776.47
RISK RETENTION FUND	175		6,177.10
CDBG CONSORTIUM ACOUNT	181		617.96
RESTORE GRANT PROGRAM	184		2,875.00
SEWER DISTRICTS DEBT SERVICE	382		68,353.04
TOWN HALL CAPITAL PROJECTS	406		13,305.80
YOUTH SERVICES CAP PROJECT	452		4,491.32
SENIORS HELP SENIORS CAP PROJE	453		2,631.39
MUNICIPAL GARAGE FUND	626		22,473.59
TRUST & AGENCY	735		887,836.89
COMMUNITY PRESERVATION FUND	737		12,040.95
TOTAL ALL FUNDS			1,947,581.41

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

10/02/07

Town of Riverhead

Resolution # 960

AUTHORIZES THE SUPERVISOR TO EXECUTE A STIPULATION WITH A POLICE OFFICER

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, the Town Board has agreed to modify the terms of an employee's suspension;

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute a stipulation substantially in the form attached hereto; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to John Ciarelli, Esq., Richard K Zuckerman, Esq. Police Chief , Dawn C. Thomas, Town Attorney and William Rothaar, Financial Administrator.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinalé yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED