

**PUBLIC COMMENT ON ANY CDA RESOLUTION LISTED
BELOW:**

CDA

Res. #6 Authorizes HDR to Proceed with NYSERDA Funded Portion of The Calverton Rail Access Rehabilitation Project

CDA

Res. #7 Authorizes Acceptance of \$75,000 Grant Award from NYSERDA for Calverton Rail Access Rehabilitation Project

**PUBLIC COMMENT ON ANY REGULAR TOWN BOARD
RESOLUTION LISTED BELOW:**

Res. #195 Replacement of Vandalized Pedestals Budget Adoption

Res. #196 Approves the Reassignment of a Maintenance Mechanic II to the Buildings and Grounds Division of the Engineering Department (J. Hardy)

Res. #197 Ratifies the Reassignment of the Position of Geographic Information Systems Supervisor to the Engineering Department (R. Hubbs)

Res. #198 Appoints Interpreter for Police Department and Justice Court (R. Froehlich)

Res. #199 Appoints Members to the Animal Advisory Committee (Dr. G. DuBrato)

Res. #200 Appoints One-time Marriage Officer (J. Wooten)

Res. #201 Appoints a Call-In Recreation Aide Level II to the Riverhead Recreation Department (J. Doll)

Res. #202 Appoints Temporary Secretary to the Board of Assessment Review (M. Vail)

Res. #203 Approves Request for Leave of Absence (E. Raudies)

Res. #204 Ratifies the Approval of a Leave of Absence for a Police Officer (E. Cohen)

- Res. #205 Appoints a Deputy Town Clerk (J. O’Neill)**
- Res. #206 Appoints a Senior Justice Court Clerk to the Justice Court (T. Reyes)**
- Res. #207 Authorizes the Town Clerk to Publish and Post a Help Wanted Advertisement for the Traffic Control Officers**
- Res. #208 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for Pump Out Boat Personnel**
- Res. #209 Rescinds Resolution #167**
- Res. #210 Approves Memorandum of Agreement**
- Res. #211 Waives the Requirement of the Posting of a Site Plan Performance Bond Pursuant to §108-133 (I) of the Riverhead Town Code**
- Res. #212 Authorizes Town Clerk to Publish and Post Notice of Public Hearing Amendment of the Zoning Use District Map of the Town of Riverhead**
- Res. #213 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. #214 Authorizes the Supervisor to Execute a License Agreement**
- Res. #215 Authorizes Town Clerk to Publish and Post Notice of Public Hearing Special Use Permit Petition of John Reeve**
- Res. #216 Authorizes the Reduction of Site Plan Security of Traditional Links, LLC (Friar’s Head Golf Club Cottages)**
- Res. #217 Authorizes the Reduction of Site Plan Security of Riveredge LLC (Riverhead Building Supply)**
- Res. #218 Resolution Subject to Permissive Referendum Authorizing the Riverhead Public Parking Improvement District’s Purchase of Property Located at 209 East Avenue, Riverhead, For Parking Purposes**

- Res. #219 Authorizes the Supervisor to Execute a License Agreement with Wadington Realty Corp.**
- Res. #220 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 105 of the Code of the Town of Riverhead Entitled “Water”**
- Res. #221 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 987 Entitled “Littering” of the Riverhead Town Code (Section 98-8 “Dumpsters”)**
- Res. #222 Authorizes Increase of Credit Line with the Suffolk County Clerk’s Office**
- Res. #223 Authorizes Publication of Advertisement Soliciting Homeowner Applications to the Town of Riverhead Home Improvement Program**
- Res. #224 Authorizes Inter-Fluve to Proceed with Phase I of the Design of the Fish Passage at Upper Mills Dam**
- Res. #225 Authorizes Legal Action Against the Owners, Tenants, Occupants and Mortgagee of the Property Located at 25 Cherry Lane, Wading River, New York**
- Res. #226 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Section 108-56.1 “Sign Permits”)**
- Res. #227 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 46A Entitled “Architectural Review” of the Riverhead Town Code**
- Res. #228 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article XXXVII – Riverfront Corridor (RFC) Zoning Use District)**

- Res. #229** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article XLVI – Destination Retail Center (DRC) Zoning Use District)
- Res. #230** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article XLVII – Shopping Center (SC) Zoning Use District)
- Res. #231** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article XLVII – Business Center (BC) Zoning Use District)
- Res. #232** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article XLIX – Commercial/Residential Campus (CRC) Zoning Use District)
- Res. #233** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article L – Industrial A (IA) Zoning Use District)
- Res. #234** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LI – Industrial C (IC) Zoning Use District)
- Res. #235** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LII – Rural Corridor (RLC) Zoning Use District)
- Res. #236** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LII – Hamlet Center (HC) Zoning Use District)

- Res. #237** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LIV – Village Center (VC) Zoning Use District)
- Res. #238** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LV – Business CR Zoning Use District [Rural Neighborhood Business])
- Res. #239** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LVI – Downtown Center 1: Main Street (DC-1) Zoning Use District)
- Res. #240** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LVII – Downtown Center 2: Waterfront (DC-2) Zoning Use District)
- Res. #239** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LVIII – Downtown Center 3: Office (DC-3) Zoning Use District)
- Res. #240** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LIX – Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District)
- Res. #241** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LX – Downtown Center 5: Residential (DC-5) Zoning Use District)

- Res. #242** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendments to Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article LXI – Tourism/Resort Campus (TRC) Zoning Use District)
- Res. # 243** Authorizes Town Supervisor to Execute Change Order No. 1 for East Creek Marina Phase I Infrastructure Improvement Project
- Res. #244** Authorizes the Supervisor to Execute a Road, Drainage and Excavation Agreement with Vincenzo Mastronardi Regarding the Mastro Realty Subdivision, Suffolk County Tax Map No. 600-80-01-12.7
- Res. #245** Amends Resolution #48 of 2009 (sets the Fees for Usage of Recreation and other Town Facilities)
- Res. #246** Grants Special Use Permit of Hampton Jitney, Inc.
- Res. #247** Grants Special Use Permit of Theodora Cohen Single Family Residence
- Res. #248** Grants Special Use Permit of Terry Girls Realty, Inc. (Bed and Breakfast)
- Res. #249** 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 (§108-179. – Pine Barrens Overlay District)
- Res. #250** Authorizes the Publication of a Public Notice for Public Hearing to Consider a Local Law Which Would Adopt a Map Designating Clearing Limits Pursuant to the Pine Barrens Overlay District (Riverhead Town Code Article XXXV) for the Former Naval Weapons Industrial Reserve Plant (NWIRP) Now Known as Enterprise Park at Calverton (EPCAL)
- Res. #251** Authorizes the Supervisor to Execute a Contract Between the County of Suffolk and the Town of Riverhead (Juvenile Delinquency Prevention Program)

- Res. #252** Determining that the County of Suffolk’s Installation of a Retaining Wall Along Hole Number Five Located at Indian Island Golf Course, Riverside Drive, Riverhead, New York, Will Not Be Subjected to the Zoning Requirements of the Town of Riverhead
- Res. #253** Authorizes the Release of Security for Riverhead PGC, LLC
- Res. #254** Authorizes the Release of Security of Verderber’s Garden Center A/K/A 406 Main Road, LLC
- Res. #255** Authorizes the Release of Security for Sound Housing LLC A/K/A Willow Ponds (Storage Building)
- Res. #256** Authorizes the Release of Security for H.F. Corwin & Son, Inc.
- Res. #257** Approves Refund to Peter DiBernardi (The Hidden Vineyard)
- Res. #258** Releases Maintenance Bond in Connection with the Subdivision Entitled, “Kelbridge Meadows” (Road and Drainage Improvements)
- Res. #259** Accepts 100% Security of River City Enterprises, Inc. (420 Osborne Avenue) – Certificate of Deposit
- Res. #260** Approves Chapter 90 Application of East End Arts & Humanities Council, Inc.
- Res. #261** Approves Chapter 90 Application of Our Redeemer Lutheran Church of Aquebogue (Carnival & Flower Sale)
- Res. #262** Authorization to Publish Advertisement for Janitorial Supplies for the Town of Riverhead
- Res. #263** Authorization to Publish Advertisement for Work Clothes for the Town of Riverhead
- Res. #264** Adopts a Local Law Amending Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article III – Accessory Apartments)

Res. #265 Sets Registration Fees for the Riverhead Recreation Department

Res. #266 Authorizes the Town Attorney to Order an Appraisal for Real Property Located within the Peconic River Eco-Corridor Target Area Described as SCTM# 600-124-4- Lots 3, 4 and 5 and SCTM #600-128-3-Lot 48 and Lot 49 and SCTM# 600-125-2-Lot 28

Res. #267 Pays Bills

March 17, 2009

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY

Adopted

RESOLUTION # 6

**AUTHORIZES HDR TO PROCEED WITH NYSERDA FUNDED PORTION OF
THE CALVERTON RAIL ACCESS REHABILITATION PROJECT**

~~COUNCILWOMAN BLASS~~ offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY:

WHEREAS, the Town of Riverhead has adopted a Comprehensive Plan for the Town and a Comprehensive Reuse Plan for the Calverton Enterprise Park, property now known as "EPCAL", providing the basis for the rezoning of the former Grumman property; and

WHEREAS, the Town Board acting in its capacity as the Community Development Agency (CDA) desires to foster the continued development of infrastructure at the EPCAL site to encourage continued economic development at the site consistent with the comprehensive plans; and

WHEREAS, in furtherance of development of infrastructure at EPCAL, the CDA Board authorized a solicitation of proposals for the EPCAL Rail Access Rehabilitation Project; and

WHEREAS, the CDA Board selected HDR, Inc., an employee-owned architectural, engineering and consulting firm with rail development expertise, as consultant to assist the CDA to rehabilitate the rail spur to EPCAL subject to the Town of Riverhead and/or the CDA securing the necessary outside funds for the project; further subject to negotiation of the terms of a professional service agreement with the office of the Town Attorney; and further subject to negotiation of a project scope and agreed upon lump sum price for each phase of the project.

WHEREAS, the CDA applied for and was awarded a grant of \$75,000 from NYSERDA for the Calverton Rail Access Rehabilitation Project to move the project forward; and

WHEREAS, the CDA Board wishes to retain the services of HDR for the purposes of assisting with preparation of plans and other project related technical information to assist the CDA with moving the project forward for the Calverton Rail Access Rehabilitation Project.

NOW, THEREFORE, BE IT RESOLVED, that CDA Board authorizes the HDR, Inc. to proceed with the planning material for the Calverton Rail Access Rehabilitation Project for a sum not to exceed \$95,020 (\$20,000 previously authorized); and

BE IT RESOLVED, that CDA Board authorizes the Accounting Department to set a budget for the new grant project and payment to HDR; and

BE IT FURTHER RESOLVED, that the CDA Board hereby authorizes the CDA to secure a Town of Riverhead Purchase Order in the amount listed above; and

BE IT FURTHER RESOLVED, that the Town Board does hereby authorize the Town Supervisor to enter into and execute the attached Town of Riverhead Consultant/Professional Services Agreement with HDR subject to negotiation of the terms with the office of the Town Attorney but not to exceed \$95,020; and

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide notification of this resolution to the HDR, Inc., Attn: Brian Dolan, 500 7th Avenue, New York, NY 10018-4502, the Town Attorney, Accounting Department and the CDA Director.

THE VOTE

BLASS **YES** **NO**

DUNLEAVY **YES** **NO**
CARDINALE **YES** **NO**

WOOTEN **YES** **NO**

DRAFT
PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT made the _____ day of March, 2009 between the TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY (hereinafter "Town") a municipal corporation with offices located at 200 Howell Avenue, Riverhead, Suffolk County, New York, 11901, and HDR Engineering, Inc. (HDR), a corporation existing under the laws of the State of _____, with a principal place of business at _____.

WITNESSETH:

WHEREAS, the Town of Riverhead CDA Board has requested the services of HDR for the purposes of providing technical consultant services for the EPCAL rail access rehabilitation and development project.

NOW THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. Scope of services

The Town hereby retains the services of HDR for the purposes of preparing preliminary cost estimates, conceptual plans, inspections, surveys, designs, bid packages (i.e., plans, specifications, and engineering estimates) and other project related technical information to assist the Town with moving the project forward (i.e., preparing funding and/or permit applications, initial site and survey work, etc.) for Phase I of the EPCAL rail access rehabilitation and development project. Given the initial stage of the project, the format for deliverables will be determined on an as needed basis to be agreed upon by Town and HDR and to be invoiced on an agreed upon per project basis not to exceed \$95,020.00 as indicated by the lump sum proposal from HDR dated February 26, 2009 and within the salary schedule as set forth in the August 28, 2008 Technical Proposal submitted by HDR in response to the Town of Riverhead Community Development Agency Request for Proposals dated June 26, 2008 as subsequently revised on July 11, 2008 and clarified on August 8, 2008. The \$95,020.00 is to A) conduct a review of existing conditions, materials and documents relevant to the rehabilitation design, B) perform a detailed field inspection and prepare a letter report of conditions found and prepare an updated and revised engineer's estimate to assist in obtaining documentation necessary to obtain funding from sources including: NYSDOT, NYSERDA and other public and private sources as may become available, and C) provide a design bid package (including design drawings, specifications, bid sheet and a list of qualified Track Contractors). The parties agree that this professional services agreement addresses one phase of a multiphase project and that the Town intends to utilize and retain the services of HDR for the preparation of preliminary cost estimates, conceptual plans and other project related technical information to assist the Town with moving the EPCAL Rail Access

Rehabilitation Project forward. The parties agree further that subsequent services and work required to complete all remaining phases of the project performed by HDR shall be set forth in a subsequent contract with the agreement and understanding that to the extent that work performed under this "Phase I" portion of the services/contract are relevant to tasks related to other portions of the contract, said tasks shall be reflected as a non billable or credit in a future contract and no duplicate billing for work covered under the \$95,020. Finally, this professional services agreement and references to future services/contract is not intended to bind the parties to enter into future contracts for above identified work/services related to the Town's goal to complete a rail spur.

2. Compensation for service

As compensation for such services, the Town will pay HDR a maximum of **Ninety-five Thousand Twenty (\$95,020) Dollars** upon the completion of the work as set forth above to the satisfaction of the Town Board and the CDA Director. HDR shall notify the Town in writing providing a description of the additional services it proposes to provide together with an explanation as to why the additional services are necessary. As stated above, this contract shall only relate to Phase I, and it is the intention of the parties to enter into subsequent professional services agreement for the additional and more complex services required to complete the rail spur. In no event shall HDR perform any additional services without the prior written agreement of the Town Board. HDR shall complete its obligations hereunder no later than **March 15, 2010** unless the Town and HDR shall agree otherwise in writing. HDR shall supply information regarding services they have performed as may be requested from time to time by the Town.

HDR shall submit invoices to the Town every month and will indicate time and expenses incurred during that period pursuant to the tasks identified herein. Invoices shall be due and payable within 30 days of their receipt by the Town. The Town has the right to withhold payment for portions of work not so completed, after notification to HDR, unless the schedule is extended for reasons beyond the control of HDR, including extra agency review or other unanticipated events.

3. Cost of Professional Services

The full cost of all professional services in accordance with this agreement and other services as may be required to provide for complete field work and written reports shall not exceed **Ninety-five Thousand Twenty (\$95,020) Dollars** unless the Town and HDR shall otherwise agree in writing as set forth herein.

4. Rights to Documents or Data

All information and data, regardless of form, generated in the performance of, or delivered under, this Agreement, as well as any information provided to Consultant by Town, shall be and remain the sole property of Town. Consultant shall keep all such information and data in confidence and not disclose or use it for any purpose other than in performing this Agreement, except with Town's prior written approval. In the event that the legal right in any data and information generated in the performance of this

Agreement does not vest in Town by law, Consultant hereby agrees to assign and assigns to Town such legal rights in all such data and information. Final payment shall not be due hereunder until after receipt by Town of such complete document and data file, or a certification that there is no such information created by the services performed under this agreement, and receipt of all information and data which is the property of Town. These obligations shall survive the termination of this Agreement.

5. Publicity

Consultant shall not, without the prior written consent of Town, in any manner advertise or publish the fact that Town has entered into this Agreement with Consultant. Consultant shall not, without the prior written consent of the Town, provide, release or make available for inspection any document, data, written material of any kind without the prior written consent of at least three members of the Town Board or by resolution of the Town Board.

6. Term of Agreement

The Agreement shall commence as of March 23, 2009 and shall expire upon completion of the work specified herein to the satisfaction of the Town.

This Agreement may be terminated by either party and for any reason upon 30 days written notice to the other party. In that event, HDR shall be compensated only for the value of services and expenses incurred in accordance with this agreement.

7. Modifications to Agreement

This Agreement may only be modified in writing and such modification is subject to approval by the Town Board of the Town pursuant to a duly adopted resolution.

8. Performance of Professional Services

HDR ASSOCIATES will perform its service hereunder in a timely manner. HDR shall not be responsible for delays occasioned by factors beyond its control nor by factors which could not reasonably have been foreseen at the time this Agreement was executed.

HDR shall be entitled to rely on information provided by the Town provided said information is sealed by a licensed professional where appropriate or directly provided to HDR by the Town.

HDR shall perform its services in accordance with the professional standards applicable to the services provided (i.e. planning, consulting, etc.), at the time such services are rendered.

Estimates made by HDR of probable costs and detailed cost projections represent HDR judgment with respect thereto. It is recognized, however, that HDR has no control over actual site conditions, the cost of labor, OR materials or equipment. Accordingly, HDR cannot and does not represent or guarantee that ultimate project costs will not vary from that set forth in Schedule A.

The parties agree that HDR liability under this agreement and for the project shall be limited to the total contract cost to the Town as specified and Schedule A and any modifications made thereto.

8. Records

Consultant shall keep accurate records of the time spent in the performance of services hereunder. The Town shall, until the expiration of seven years after final payment under this Agreement, have access to and the right to examine any directly pertinent books, documents, papers and records of Consultant involving transactions related to this Agreement.

9. Changes

The Town, by resolution of the Town Board or written request by at least three members of the Town Board, within the general scope of this Agreement, may, at any time by written notice to Consultant, issue additional instructions, require additional services or direct the omission of services covered by this Agreement. In such event, there will be made an equitable adjustment in price and time of performance, but any claim for such an adjustment must be made within 15 days of the receipt of such written notice. In the event that the Consultant determines that a change order is required, Consultant shall obtain written approval of the Town, by resolution or written consent of at least three members of the Town Board, and if the change shall require the payment of additional compensation, Consultant must obtain the written approval of three members of the Town Board or resolution of the Town Board for the additional compensation prior to commencement of work regarding the change order. It is agreed and understood that no oral agreement, conversation, or understanding between the Consultant and the Town, its departments, officers, agents and employees shall effect or modify any of the terms or obligations of this Agreement or schedules annexed hereto and made a part hereof.

10. Notices

Any notice shall be considered as having been given: (i) to Town of Riverhead if mailed by certified mail, postage prepaid to Town of Riverhead, Attention: _____, 200 Howell Avenue, Riverhead, NY 11901; or (ii) to Consultant if mailed by certified mail, postage prepaid to _____ *[name and address]*.

11. Compliance with Laws

Consultant shall comply with all applicable federal, state, and local laws and ordinances and regulations in the performance of its services under this Agreement. Consultant will notify Town immediately if Consultant's work for Town becomes the subject of a government audit or investigation. Consultant will promptly notify Town if Consultant is indicted, suspended or debarred. Consultant represents that consultant has not been convicted of fraud or any other felony arising out of a contract with any local, state or federal agency. In carrying out the work required hereunder Consultant agrees not to make any communication to or appearance before any person in the executive or legislative branches of the local, state or federal government for the purpose of influencing or attempting to influence any such persons in connection with the award,

extension, continuation, renewal, amendment or modification of any contract or agreement. Consultant may perform professional or technical services that are rendered directly in the preparation, submission or negotiation activities preceding award of a Town agreement/contract or to meet requirements imposed by law as a condition for receiving the award but only to the extent specifically detailed in the statement of work. Professional and technical services are limited to advice and analysis directly applying Consultant's professional or technical discipline.

12. Controlling Law

This Agreement shall be construed according to the laws of the State of New York.

13. Insurance, Indemnity and Liability

Consultant shall carry Comprehensive General Liability Insurance and, if applicable, worker's compensation insurance. Consultant hereby indemnifies and holds the Town, its departments, officers, agents and employees, harmless against any and all claims, actions or demands against Town, its departments, officers, agents and employees and against any and all damages, liabilities or expenses, including counsel fees, arising out of the acts or omissions of Consultant under this Agreement.

14. Conflict of Interest

Consultant hereby represents and covenants that neither it nor any of its employees or representatives has or shall have, directly or indirectly, any agreement or arrangement with any official, employee or representative of the Town of Riverhead which any such official, employee, representative shall receive either directly or indirectly anything of value whether monetary or otherwise as the result of or in connection with any actual or contemplated application before any department of the Town, contract with the town for sale of any product or service. Consultant further represents and covenants that neither it nor any of its employees or representatives has offered or shall offer any gratuity to the Town, its officers, employees, agents or representatives with a view toward obtaining this Agreement or securing favorable treatment with respect thereto. Consultant further represents that it will not engage in any activity which presents a conflict of interest in light of its relationship with Town.

15. Disclosure

The Town shall have the right, in its discretion, to disclose the terms and conditions of this Agreement (as it may be amended from time to time), including but not limited to amounts paid pursuant hereto, to agencies of the local, state and federal government.

16. Disputes

If Consultant fails to perform any of its obligations hereunder in accordance with the terms hereof, then after reasonable notice to Consultant not to exceed thirty (30) days, and an opportunity for Consultant to cure such failure, (except in case of emergency), the Town may (but shall not be obligated to) cure such failure at the expense of the Consultant, and the amount incurred by the Town in connection with such cure shall be payable by Consultant to Town on demand. Notwithstanding the above, any dispute arising under this Agreement which is not settled by Agreement of the parties may be settled by appropriate legal proceedings. Pending any decision, appeal or judgment in

such proceedings or the settlement of any dispute arising under this Agreement, Consultant shall proceed diligently with the performance of this Agreement in accordance with the decision of Town.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

by: Town Of Riverhead
200 Howell Avenue
Riverhead, New York

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties hereto.

TOWN OF RIVERHEAD CDA

HDR

By: _____
Philip J. Cardinale, Chairman

By: _____

March 17, 2009

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY
RESOLUTION # 7

Adopted

**AUTHORIZES ACCEPTANCE OF \$75,000 GRANT AWARD FROM NYSERDA FOR
CALVERTON RAIL ACCESS REHABILITATION PROJECT**

COUNCILMAN DUNLEAVY

_____ offered the following resolution,

which was seconded by _____ **COUNCILMAN WOOTEN** _____ :

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) in partnership with the New York State Department of Transportation (NYSDOT) “seeks proposals with the goal of developing and/or demonstrating strategies and enabling commercial technologies that have the potential of reducing the emission of greenhouse gases and the consumption of petroleum product by reducing vehicle miles traveled (VMT) in New York State without adversely affecting the State’s economy and quality of life;” and

WHEREAS, the Town of Riverhead has adopted a Comprehensive Plan for the Town and a Comprehensive Reuse Plan for the Calverton Enterprise Park, property now known as “EPCAL”, providing the basis for the rezoning of the former Grumman property; and

WHEREAS, the Town Board acting in its capacity as the Community Development Agency (CDA) desires to foster the continued development of infrastructure at the EPCAL site to encourage continued economic development at the site consistent with the comprehensive plans; and

WHEREAS, in furtherance of development of infrastructure at EPCAL, the CDA applied for and was awarded \$75,000 in grant funds to support the Town of Riverhead Calverton Rail Access Rehabilitation Project.

THEREFORE, BE IT RESOLVED, the CDA Board authorizes the CDA Chairman to execute funding contracts with NYSERDA for funds in the amount of \$75,000 towards the approximate \$88,000 cost of engineering study and designs for the Calverton Rail Access Rehabilitation and Development Project.

BE IT FURTHER RESOLVED, that CDA Board authorizes the Accounting Department to set a budget for the new grant project and payment to construction contractor; and

BE IT FURTHER RESOLVED, that the Town Clerk shall provide notification of this resolution to Community Development Agency, the Town Attorney, and the Accounting Department.

Dunleavy Yes No

THE VOTE
Blass Yes No
Cardinale Yes No

Wooten Yes No

March 10, 2009

Ms. Chris Kempner
Director
Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901

*Re: Agreement No. 11105
– Calverton Rail Access Rehabilitation*

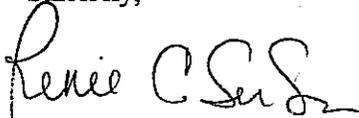
Dear Ms. Kempner,

I have enclosed two copies of the subject Agreement for your review. If acceptable please have both copies signed, notarized and returned to me at our Albany address below, no later than two weeks from the date of this letter. The Agreement will then be signed by NYSERDA, and a fully-executed original of the Agreement will be returned to you.

Also, please complete the enclosed W9 form and return it with the executed agreements.

If you have any questions or comments, you can reach me at (518) 862-1090, extension 3231.

Sincerely,



Renee C. Serbu
Contract Administrator

Enclosures

March 17, 2009

Adopted

TOWN OF RIVERHEAD

REPLACEMENT OF VANDALIZED PEDESTALS

BUDGET ADOPTION

RESOLUTION # 195

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

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

		<u>FROM</u>	<u>TO</u>
001.071100.541100	EPCAL Grounds R&M	\$5,000	
001.070200.541100	Rec Admin - Repairs & Maintenance	\$5,000	
001.072300.524000	Marina and Dock - Equipment		\$10,000

THE VOTE

Wooten Yes No

Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 196

APPROVES THE REASSIGNMENT OF A MAINTENANCE MECHANIC II TO THE BUILDINGS AND GROUNDS DIVISION OF THE ENGINEERING DEPARTMENT

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

WHEREAS, a vacancy exists for the position of Maintenance Mechanic II in the Building and Grounds Division of the Engineering Department; and

WHEREAS, the Town Board and the Department Head wishes to reassign John Hardy to this position.

NOW, THEREFORE, BE IT RESOLVED, that effective March 18, 2009, this Town Board hereby reassigns John Hardy to the position of Maintenance Mechanic II in the Building and Grounds 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 John Hardy, the Engineering Department, the Personnel Officer and the Accounting Department.

The Vote

Wooten **Yes** No

Dunleavy **Yes** No

Blass **Yes** No

Cardinale **Yes** No

THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 197

RATIFIES THE REASSIGNMENT OF THE POSITION OF GEOGRAPHIC INFORMATION SYSTEMS SUPERVISOR TO THE ENGINEERING DEPARTMENT

COUNCILMAN DUNLEAVY

offered the following

resolution, which was seconded by COUNCILMAN WOOTEN

BE IT RESOLVED, that effective March 16, 2009, this Town Board hereby ratifies the reassignment of the position of Geographic Information Systems Supervisor to the Engineering Department.

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

The Vote

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

THE RESOLUTION ✓ WAS WAS NOT

THEREFORE DULY ADOPTED

Adopted

3/17/09

TOWN OF RIVERHEAD

Resolution # 198

APPOINTS INTERPRETER FOR POLICE DEPARTMENT AND JUSTICE COURT

COUNCILMAN WOOTEN

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS
_____:

WHEREAS, the Town, in connection with its municipal operations, requires services consisting of the following: Language Translation; and

WHEREAS, Rossana Froehlich, Contractor, is willing to provide the following services to the Town:

Description of Services:	Language Translation – Spanish
Date(s) and Hours of Service:	On – call, Flexible

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute the attached Agreement in connection with interpreter services of the aforementioned individual; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Rossana Froehlich, P.O. Box 166, Jamesport, New York, 11947; Police Chief David Hegermiller; Justice Richard Ehlers; Justice Allen Smith; the Office of Accounting and the Town Attorney's Office.

THE VOTE

Buckley	<input type="checkbox"/> yes	<input type="checkbox"/> no	Wooten	<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
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

AGREEMENT

BETWEEN, **THE TOWN OF RIVERHEAD**, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York, hereinafter referred to as "**TOWN**" and **ROSSANA FROEHLICH**, residing at P.O. Box 166, Jamesport, New York, 11947, hereinafter referred to as "**CONTRACTOR**".

WITNESSETH

WHEREAS, the Town, in connection with its municipal operations, requires services consisting of the following: Language Translation; and

WHEREAS, the contractor is willing to provide the following services to the Town:

Description of services: Language Translation – Spanish
Date(s) and Hours of Services: On-call, Flexible

IT IS HEREBY AGREED, by the Town and Contractor as follows:

- 1. That Contractor shall provide and fully perform to the Town's satisfaction the aforementioned services to the Town on the date(s) and times(s) stated above.
- 2. In return for Contractor's services, the Town shall pay Contractor as follows: The sum of Fifty (\$50.) Dollars for the first (1st) hour of service (two (2) hour minimum) and Fifty (\$50.) Dollars for each hour, or part thereof, thereafter. That sum shall be payable after the Contractor performs the services described for the Town and after contractor has filed with the Town of Riverhead, vouchers and any other documents reasonably required for payment.

Dated: Riverhead, New York
March , 2009

TOWN OF RIVERHEAD

By: _____
PHILIP CARDINALE
Town Supervisor

CONTRACTOR

By: _____
ROSSANA FROEHLICH

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 199

Appoints Members to the Animal Advisory Committee

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

WHEREAS, pursuant to Advisory Committee guidelines adopted by the Riverhead Town Board, one vacancy exists on the Animal Advisory Committee; and

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

WHEREAS, Doctor George DuBato has expressed an interest in serving as a volunteer on the Animal Advisory Committee.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby appoints Doctor George DuBato to the Animal Advisory Committee; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the members of the Animal Advisory Committee and Doctor George DuBato.

THE VOTE

Dunleavy Yes No Blass Yes No

Wooten Yes No

Cardinale Yes No

THIS RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 200

APPOINTS ONETIME MARRIAGE OFFICER

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

WHEREAS, pursuant to New York State Domestic Relations Law, Article Three, § 11-C (1), the Town Board of the Town of Riverhead is authorized to appoint one or more marriage officers who shall have the authority to solemnize a marriage and which marriage shall be valid if performed in accordance with other provisions of the Domestic Relations Law; and

WHEREAS, pursuant to New York State Domestic Relations Law, Article Three, § 11-C (2) and (4), the Town Board of the Town of Riverhead shall determine the number of such marriage officers appointed for the town and the term of office of each marriage officer; and

WHEREAS, the need for a Marriage Officer exists on July 4, 2009; and

WHEREAS, Councilman James Wooten has expressed an interest in serving as a onetime Marriage Officer on July 4, 2009.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby appoints James Wooten, Councilman of the Town of Riverhead, as Marriage Officer on July 4, 2009.

RESOLVED, that the Town Clerk shall forward a copy of this resolution to Councilman James Wooten.

THE VOTE

WOOTEN YES NO DUNLEAVY YES NO
BLASS YES NO
CARDINALE YES NO
THIS RESOLUTION IS IS NOT

DECLARED DULY ADOPTED

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 201

APPOINTS A CALL-IN RECREATION AIDE LEVEL II TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Joseph Doll is hereby appointed to serve as a Call-In Recreation Aide Level II effective March 18, 2009 to serve as needed on an at-will basis and to be paid at the rate of \$10.00 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

1

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

1 Rec.Kelly/ Res Joseph Doll C/I Rec Aide

March 17, 2009

TOWN OF RIVERHEAD

Adopted

Resolution # 202

APPOINTS TEMPORARY SECRETARY
TO THE BOARD OF ASSESSMENT REVIEW

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

WHEREAS, a position of temporary secretary currently exists on the Board of Assessment Review; and

WHEREAS, Maribeth Vail has expressed an interest in serving in this capacity; and

WHEREAS, all members of the Board of Assessment Review approve of her appointment.

NOW, THEREFORE, BE IT RESOLVED, that Maribeth Vail be and is hereby appointed as temporary secretary to the Board of Assessment Review at an hourly rate of \$13.50 effective May 1, 2009 through December 31, 2009; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Maribeth Vail, the Assessors' Office, the Personnel Officer, and the Office of Accounting.

The Vote

Wooten **Yes** No

Dunleavy **Yes** No

Blass **Yes** No

Cardinale **Yes** No

THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 203

APPROVES REQUEST FOR LEAVE OF ABSENCE

COUNCILMAN DUNLEAVY

_____ offered the following

resolution, which was seconded by _____ COUNCILMAN WOOTEN

WHEREAS, Eric Raudies, a Public Safety Dispatcher in the Riverhead Town Police Department, has requested a non-paid leave of absence from the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that Eric Raudies' request for a non-paid leave of absence is hereby approved from the period of April 1, 2009 through June 30, 2009 subject to the following condition(s):

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

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

THE VOTE

Wooten **Yes** No

Dunleavy **Yes** No

Blass **Yes** No

Cardinale **Yes** No

THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 204

RATIFIES THE APPROVAL OF A LEAVE OF ABSENCE FOR A POLICE OFFICER

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

WHEREAS, Police Officer Eric Cohen is a Reservist of the United States Air National Guard; and

WHEREAS, Police Officer Cohen has military orders calling him to active duty under the authority of Title 10, U.S. Code Section 12301; and

WHEREAS, Police Officer Cohen has made application to the Chief of Police and the Riverhead Town Board for a leave of absence from January 5, 2009 through May 30, 2009.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby ratifies their approval of the application for the aforementioned leave of absence; and

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

The Vote

Wooten **Yes** No Dunleavy **Yes** No
Blass **Yes** No Cardinale **Yes** No
THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

March 17, 2009

Tabled

TOWN OF RIVERHEAD

Resolution # 205

APPOINTS A DEPUTY TOWN CLERK

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

WHEREAS, the Town Clerk has requested that this Board appoint a Deputy Town Clerk in order to more effectively serve the public.

NOW, THEREFORE, BE IT RESOLVED, that effective today, March 17, 2009 Juliann O'Neill is hereby appointed to the position of Deputy Town Clerk; and

BE IT FURTHER, RESOLVED, that the Supervisor be and is hereby authorized to amend the Deputy Town Clerk's salary to include \$2,500.00 stipend.

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

THE VOTE

Wooten Yes No	Dunleavy Yes No
Blass Yes No	Cardinale Yes No

THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 206

APPOINTS A SENIOR JUSTICE COURT CLERK TO THE JUSTICE COURT

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

WHEREAS, Tina Reyes has been serving as a provisional appointment in the position of Senior Justice Court Clerk; and

WHEREAS, Civil Service has established a certified list of Eligibles, list # 08-0051-364 for the position of Senior Justice Court Clerk, and Tina Reyes is reachable on that list.

NOW, THEREFORE, BE IT RESOLVED, that effective today, March 17, 2009, this Town Board hereby removes the provisional status of Tina Reyes and appoints her to the position of Senior Justice Court Clerk 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 Tina Reyes, the Riverhead Town Justice Court, the Accounting Office, and the Personnel Officer.

The Vote

Wooten	Yes	No	Dunleavy	Yes	No
Blass	Yes	No	Cardinale	Yes	No
THE RESOLUTION <input checked="" type="checkbox"/> WAS <input type="checkbox"/> WAS NOT					

THEREFORE DULY ADOPTED

March 17, 2009

TOWN OF RIVERHEAD

Adopted

Resolution # 207

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED ADVERTISEMENT FOR TRAFFIC CONTROL OFFICERS**

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

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Advertisement in the March 26, 2009 issue of The News Review.

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

The Vote

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

THE RESOLUTION ✓ WAS WAS NOT

THEREFORE DULY ADOPTED

HELP WANTED

PLEASE TAKE NOTICE that the Town of Riverhead is seeking qualified individuals with a clean valid driver's license to serve in the seasonal position of Traffic Control Officer May – Sept 2009. Applications are to be submitted to the Personnel Office, 200 Howell Avenue, Riverhead, NY. No applications will be accepted after 4:00pm on April 10, 2009. EOE.

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
DIANE M. WILHELM, TOWN CLERK

Adopted

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 208

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR PUMP OUT BOAT PERSONNEL**

COUNCILWOMAN BLASS

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

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the March 26, 2009 issue of The News Review.

The Vote

Wooten	Yes	No	Dunleavy	Yes	No
Blass	Yes	No	Cardinale	Yes	No
THE RESOLUTION <input checked="" type="checkbox"/> WAS <input type="checkbox"/> WAS NOT					

THEREFORE DULY ADOPTED

HELP WANTED

PLEASE TAKE NOTICE that the Town of Riverhead is seeking qualified individuals to serve in the position of Pump Out Boat Personnel from May – September, 2009. Must possess a valid boating safety certificate and have one year in experience operating an outboard motorboat. Applications are to be submitted to the Personnel Department, 200 Howell Avenue, Riverhead, NY. No applications will be accepted after 4:00pm on April 10, 2009. EOE.

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
DIANE M. WILHELM, TOWN CLERK

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 209

RESCINDS RESOLUTION #167

COUNCILMAN DUNLEAVY

_____ offered the following

resolution, which was seconded by _____ COUNCILMAN WOOTEN

NOW, THEREFORE, BE IT RESOLVED, that effective today, March 17, 2009 this Town Board hereby rescinds resolution #167 which was adopted on March 3, 2009.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to CSEA President Matthew Hattorff, Lamb and Barnosky, LLP, the Accounting Office, and the Personnel Officer.

THE VOTE

Wooten **Yes** No

Dunleavy **Yes** No

Blass **Yes** No

Cardinale **Yes** No

THE RESOLUTION ✓ **WAS** **WAS NOT**

THEREFORE DULY ADOPTED

MARCH 3, 2009

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 167

APPROVES MEMORANDUM OF AGREEMENT

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

RESOLVED, that this Town Board hereby ratifies and approves the provisions of the Memorandum of Agreement by and between the Civil Service Employees Association and the Town of Riverhead dated February 12, 2009; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to CSEA President Matthew Hattorff, Lamb & Barnosky, LLP, the Personnel Officer, and the Office of Accounting.

The Vote

Wooten Yes No Buckley ~~Yes~~ No
Dunleavy ~~Yes~~ No ^{absent} Blass Yes No
Cardinale Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

MARCH 17, 2009

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 210

APPROVES MEMORANDUM OF AGREEMENT

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

RESOLVED, that this Town Board hereby ratifies and approves the provisions of the Memorandum of Agreement by and between the Civil Service Employees Association and the Town of Riverhead dated February 24, 2009; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to CSEA President Matthew Hattorff, Lamb & Barnosky, LLP, the Personnel Officer, and the Office of Accounting.

The Vote

Wooten Yes No Dunleavy Yes No
Blass Yes No Cardinale Yes No

THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

Adopted

Resolution # 211

**WAIVES THE REQUIREMENT OF THE POSTING OF A
SITE PLAN PERFORMANCE BOND PURSUANT TO §108-133(I)
OF THE RIVERHEAD TOWN CODE**

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY :

WHEREAS, Living Water Full Gospel Church, Inc., is the owner of real property located on the corner of Hubbard Avenue and Shade Tree Lane, Aquebogue, New York, identified on the Suffolk County Tax Map as District 0600, Section 112.00-block 03.00, Lot 004.002; and

WHEREAS, Living Water Full Gospel Church, Inc. has received site plan approval for certain improvements on the Church property; and

WHEREAS, Living Water Full Gospel Church, Inc. is suffering severe financial hardship and, as such, has petitioned the Town Board for a waiver of the performance bond as required by §108-133(I) for the Riverhead Town Code; and

WHEREAS, the Town Board has determined that it is appropriate to waive the performance bond requirement;

NOW THEREFORE BE IT RESOLVED, that pursuant to §108-133(I) of the Riverhead Town Code, the Town Board of the Town of Riverhead hereby waives the requirement that Living Water Full Gospel Church, Inc. post a performance bond in connection with the site plan approval; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Jonathan David Brown, Esq., 737 Roanoke Avenue, Riverhead, New York 1190; and be it further

RESOLVED, that all other Departments may obtain a copy of this resolution from e-cabinet.

WOOTEN YES NO DUNLEAVY YES NO

BLASS YES NO

CARDINALE YES NO

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

JONATHAN DAVID BROWN
ATTORNEY AND COUNSELOR AT LAW

737 Roanoke Avenue
Riverhead, New York 11901
Telephone 631/727-3948
Facsimile 631/727-3950

March 2, 2009

BY HAND

Annemarie Prudenti, Deputy Town Attorney
200 Howell Avenue
Riverhead, New York 11901

Re: Church of the Living Waters

Dear Ms. Prudenti:

Thank you for your letter of January 26, 2009. Please accept this letter, together with Rev. Dupree's affidavit, as their application to the Town Counsel to waive the Site Plan Performance Bond requirement for certain improvements on Church property located at Shade Tree Lane, Aquebogue, New York.

Whatever the practical difficulties of obtaining the bond in the current economic climate, the practical consideration involved is that this is a hardship for the Congregation and the lender for this project has required sufficient reserves so as to complete the project. Needless to say, the statute is difficult to apply where a performance bond requirement in this non-commercial context, of a religious building, constitutes an unnecessary entanglement in religious affairs.

We wish to thank the Town Board for their consideration of this application for waiver. Please advise when this matter will appear before the Town Board and whether an appearance is necessary.

Very truly yours,

JONATHAN DAVID BROWN

JDB:kc

Enc.

cc: Supervisor Philip Cardinale
Living Waters Full Gospel Church

TOWN OF RIVERHEAD

-----X

In the Matter of the Application of

AFFIDAVIT

LIVING WATER FULL
GOSPEL CHURCH, INC.,

-----X

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

GEORGE DUPREE, being duly sworn, deposes and says:

1. I am the Senior Pastor of Living Water Full Gospel Church, Inc., a religious corporation. I am an officer of the corporation, to wit: its president.

2. I make this affidavit knowing that the Town of Riverhead will rely on the representations set forth herein.

3. The Bond requirement is a duplicative, unnecessary and burdensome requirement. Given current market conditions, it is very difficult to obtain a bond.

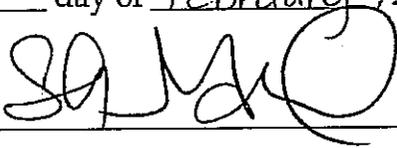
4. The Bond is unnecessary as our lender has required reserves necessary to complete the project. We have spent approximately \$200,000.00 in "soft" costs for this project. To raise another \$75,000.00 from the congregation to bond the project would be a hardship.

5. Beside this practical hardship of obtaining the bond, the costs of obtaining the bond will certainly impact other charitable and religious operations of the Church in a negative way.

WHEREFORE, it is respectfully requested that the Town of Riverhead waive the bonding requirement contained in Town Code Section 108-133(1).


GEORGE DUPREE

Sworn to before me this
11th day of February, 2009.



Sarah Manarel
Notary Public State of NY
No. 01MA6086779, County of Suffolk
Commission Expires February 2011

TOWN OF RIVERHEAD

Adopted

Resolution No. 212

**Authorizes Town Clerk to Publish and Post Notice of Public Hearing
Amendment of the Zoning Use District Map of the Town of Riverhead**

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

WHEREAS, the Planning Department has completed a planning study of a portion of the Route 58 corridor, and

WHEREAS, the study revealed the existence of a high percentage of non-conforming or prohibited land uses within the study are, and

WHEREAS, the Planning Department has recommended that the Town Board consider an amendment to the Zoning Use District Map of the Town of Riverhead in order to make conforming existing non-conforming uses, and to provide greater flexibility in development of real property within the Route 58 corridor in conformance with the Comprehensive Plan, now

THEREFORE BE IT

RESOLVED, that the Town of Riverhead Town Board hereby directs the Town Clerk to publish the attached public hearing notice in the March 26th, 2009 edition of the official newspaper of the Town of Riverhead.

THE VOTE

DUNLEAVY **YES** **NO**
BLASS **YES** **NO** **WOOTEN** **YES** **NO**
CARDINALE **YES** **NO**
THIS RESOLUTION **WAS** **WAS NOT**

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

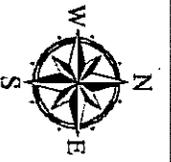
PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 7th Day of April 2009 at 2:20 o'clock pm, to consider a motion of the Town Board of the Town of Riverhead to amend the Zoning Use District Map of the Town of Riverhead to provide for the Business Center (BC) Zoning Use District to the exclusion of the Shopping Center Zoning Use District upon real property located at Suffolk County Route 58, Riverhead, New York, and more particularly described by the zoning map affixed.

Dated: Riverhead, New York

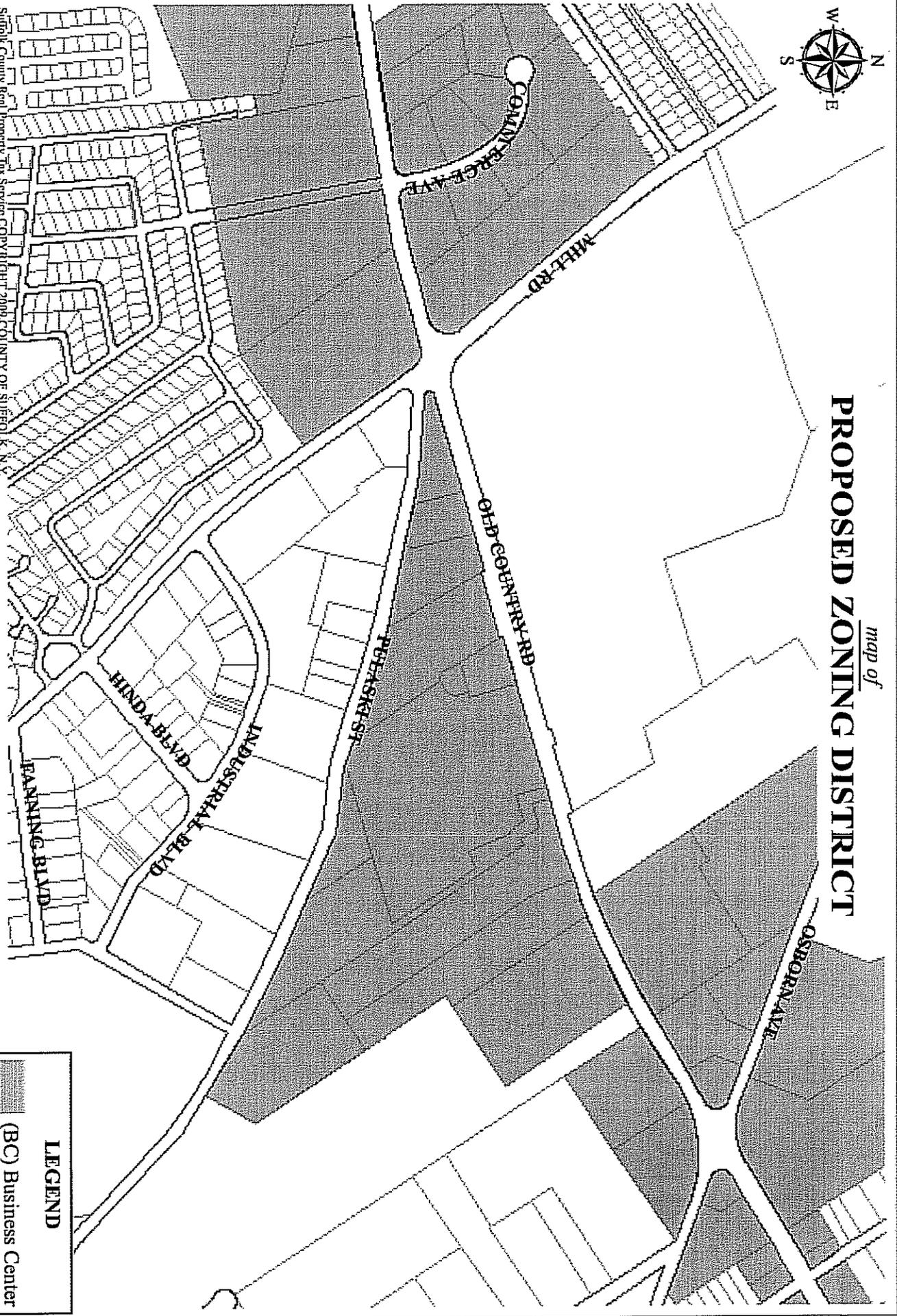
Date: March 17, 2009

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

DIANE M. WILHELM, TOWN CLERK



map of
PROPOSED ZONING DISTRICT



Suffolk County Real Property Tax Service COPYRIGHT 2009, COUNTY OF SUFFOLK, N.Y.

LEGEND

(BC) Business Center

DATE: 3/16/2009

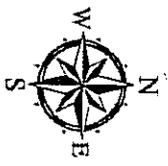
PLANNING DEPARTMENT



TOWN OF RIVERHEAD

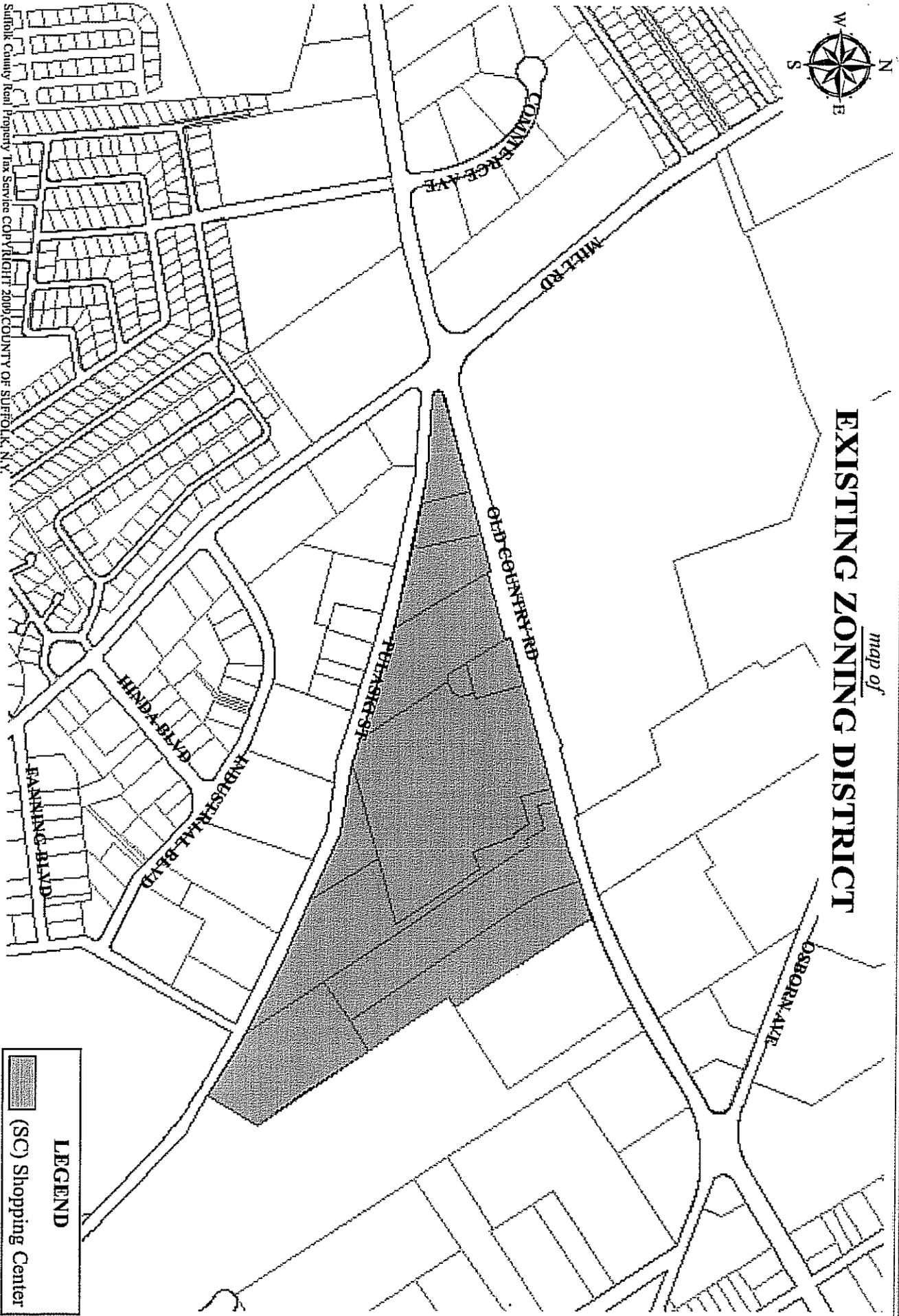
Phil Cardinale, Supervisor
200 Howell Ave.
Riverhead, New York 11901

N:\GIS\trmps\80 Shopping Center Zone Change PROP.mxd



EXISTING ZONING DISTRICT

map of



Suffolk County Real Property Tax Service CDP (RIGHT 2009), COUNTY OF SUFFOLK, N.Y.

LEGEND

 (SC) Shopping Center

PLANNING DEPARTMENT



TOWN OF RIVERHEAD

Phil Cardinale, Supervisor
200 Howell Ave.
Riverhead, New York 11901

DATE: 3/16/2009

N:\GIS\maps\80 Shopping Center Zone Change EXIST.mxd

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 213

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 WOOTEN offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 entitled "Vehicles and Traffic", §101-3 of the Riverhead Town Code entitled "Stop and yield intersections; railroad crossings; parking fields" to be posted on the sign board of the Town, and be it further

RESOLVED, that 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.

WOOTEN YES ___ NO BUCKLEY ~~___ YES ___ NO~~

DUNLEAVY YES ___ NO BLASS 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 April, 2009 at 2:25 o'clock p.m. to consider a local law amending Chapter 101 entitled "Vehicles and Traffic", §101-3 of the Riverhead Town Code entitled "Stop and yield intersections; railroad crossings; parking fields" of the Riverhead Town Code as follows:

CHAPTER 101
VEHICLES AND TRAFFIC
ARTICLE III
Traffic Regulations

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

Intersection	Stop Sign on	Entrance From
<u>Sound Road and Oliver Street</u>	<u>Sound Road</u>	<u>North</u>
<u>Sound Road and Hill Street</u>	<u>Sound Road</u>	<u>South</u>

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TONW OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 214

AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT

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

WHEREAS, The Town of Riverhead plays pre-recorded music in the form of compact discs, digital video discs, cassettes, and other media in Town facilities and at Town events (e.g. the senior center, teen activities); and

WHEREAS, many of these works are protected by U.S. Copyright Law; and

WHEREAS, a municipality requires permission from the holders of such copyrights to use the works in a public forum; and

WHEREAS, the American Society of Composers, Authors, and Publishers (ASCAP) represents the holders of copyrights for over 8 million such works; and

WHEREAS, ASCAP offers a license granting permission to municipalities to play all of the works of copyright holders ASCAP represents.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached license agreement with ASCAP for the right to play pre-recorded music represented by ASCAP; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Christopher Bailey, American Society of Composers, Authors, & Publishers, 2675 Paces Ferry Road, SE, Suite 350, Atlanta, GA 30339-3913; the Accounting Department; the Recreation Department; Senior Citizens' Services and the Office of the Town Attorney.

WOOTEN YES NO

DUNLEAVY YES NO BLASS YES NO

CARDINALE YES NO

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

LICENSE AGREEMENT - LOCAL GOVERNMENTAL ENTITIES

Agreement

between American Society of Composers, Authors and Publishers ("SOCIETY"), located at
2675 Paces Ferry Road, SE, Suite 350, Atlanta, GA 30339

and Town Of Riverhead, NY

("LICENSEE"), located at

200 HOWELL AVE RIVERHEAD NY 119012515

as follows:

1. Grant and Term of License

(a) ASCAP grants and LICENSEE accepts a license to perform publicly on the "Premises" and at "Events" and "Functions," and not elsewhere or otherwise, non-dramatic renditions of the separate musical compositions in the "ASCAP repertory." The performances licensed under this Agreement may be by means of "Live Entertainment" or "Mechanical Music". For purposes of this Agreement,

- (i) "LICENSEE" shall include the named entity and any of its constituent bodies, departments, agencies or leagues.
- (ii) "Mechanical Music" means music which is performed at the Premises by means other than by live musicians who are performing at the Premises, including, but not limited to (A) compact disc, audio record or audio tape players (but not including "jukeboxes"), (B) videotape, videodisc or DVD players; (C) the reception and communication at the premises of radio or television transmissions which originate outside the Premises; and which are not exempt under the Copyright Law; or (D) a music-on-hold telephone system operated by LICENSEE at the Premises.
- (iii) "Live Entertainment" means music that is performed at the Premises by musicians, singers or other performers.
- (iv) "Premises" means buildings, hospitals, airports, zoos, museums, athletic facilities, and recreational facilities, including, but not limited to, community centers, parks, swimming pools, and skating rinks owned or operated by LICENSEE and any site which has been engaged by LICENSEE for use by LICENSEE.
- (v) "ASCAP repertory" means all copyrighted musical compositions written or published by ASCAP members or members of affiliated foreign performing rights societies, including compositions written or published during the term of this Agreement and of which ASCAP has the right to license non-dramatic public performances.
- (vi) "Events" and "Functions" means any activity conducted, sponsored, or presented by or under the auspices of LICENSEE. Except as set forth in paragraph 2.(d) below, "Events" and "Functions" shall include, but are not limited to, aerobics and exercise classes, athletic events, dances and other social events, concerts, festivals, arts and crafts fairs, and parades held under the auspices of or sponsored or promoted by LICENSEE on the Premises.
- (vii) "Special Events" means musical events, concerts, shows, pageants, sporting events, festivals, competitions, and other events of limited duration presented by LICENSEE for which the "Gross Revenue" of such Special Event exceeds \$25,000 (as defined in paragraph 4.(d) below).

(b) This Agreement shall be for an initial term of one year, commencing January 1, 2009, which shall be considered the effective date of this Agreement, and continuing thereafter for additional terms of one year each. Either party may give notice of termination to the other no later than thirty (30) days prior to the end of the initial or any renewal term. If such notice is given, the agreement shall terminate on the last day of the term in which notice is given.

2. Limitations On License

(a) This license is not assignable or transferable by operation of law or otherwise. This license does not authorize LICENSEE to grant to others any right to perform publicly in any manner any of the musical compositions licensed under this agreement, nor does it authorize any public performances at any of the Premises in any manner except as expressly herein provided.

(b) This license does not authorize (i) the broadcasting, telecasting or transmission or retransmission by wire, Internet, website or otherwise, of renditions of musical compositions in ASCAP's repertory to persons outside of the Premises, other than by means of a music-on-hold telephone system operated by LICENSEE at the Premises; and (ii) performances by means of background music (such as *Muzak*) or other services delivered to the Premises. Nothing in this paragraph shall be deemed to limit LICENSEE's right to transmit renditions of musical compositions in the ASCAP repertory to those who attend Events or Functions on the Premises by means of teleconferencing, videoconferencing or similar technology.

(c) This license is limited to non-dramatic performances, and does not authorize any dramatic performances. For purposes of this agreement, a dramatic performance shall include, but not be limited to, the following:

- (i) performance of a "dramatico-musical work" (as hereinafter defined) in its entirety;
- (ii) performance of one or more musical compositions from a "dramatico-musical work (as hereinafter defined) accompanied by dialogue, pantomime, dance, stage action, or visual representation of the work from which the music is taken;

- (iii) performance of one or more musical compositions as part of a story or plot, whether accompanied or unaccompanied by dialogue, pantomime, dance, stage action, or visual representation;
 - (iv) performance of a concert version of a "dramatico-musical work" (as hereinafter defined).
The term "dramatico-musical work" as used in this Agreement, shall include, but not be limited to, a musical comedy, opera, play with music, revue, or ballet.
- (d) This license does not authorize performances:
- (i) at any convention, exposition, trade show, conference, congress, industrial show or similar activity presented by LICENSEE or on the Premises unless it is presented or sponsored solely by and under the auspices of LICENSEE, is presented entirely on LICENSEE'S Premises, and is not open to the general public;
 - (ii) by or at colleges and universities;
 - (iii) at any professional sports event or game played on the Premises;
 - (iv) at any permanently situated theme or amusement park owned or operated by LICENSEE;
 - (v) by any symphony or community orchestra;
 - (vi) by means of a coin operated phonorecord player (jukebox) for which a license is otherwise available from the Jukebox License Office.

3. License Fee

- (a) In consideration of the license granted herein, LICENSEE agrees to pay ASCAP a license fee which includes the total of the "Base License Fee" and any applicable "Special Events License Fees", all of which shall be calculated in accordance with the Rate Schedule attached to and made part of this Agreement. For purposes of this Agreement,
- (i) "Base License Fee" means the annual fee due in accordance with Schedule A of the Rate Schedule and based on LICENSEE's population as established in the most recent published U.S. Census data. It does not include any fees due for Special Events.
 - (ii) "Special Events License Fees" mean the amount due in accordance with Schedule B of the Rate Schedule when Special Events are presented by or on behalf of LICENSEE. It does not include any Base License Fees due.
 - (iii) LICENSEES who are legally organized as state municipal and/or county leagues or state associations of municipal and/or county attorneys shall be required to pay only the fee under Schedule C of the Rate Schedule. Such leagues or associations are not subject to Schedule A or Schedule B of the Rate Schedule. Fees paid by such leagues or associations do not cover performances of the municipality, county or other local government entity represented by the league or association. Schedule C fees are not applicable to municipal, county or other local government entities.

Unless otherwise limited by law, LICENSEE shall pay a finance charge of 1.5% per month from the due date, or the maximum amount permitted by law, whichever is less, on any required payment that it is not made within thirty days of its due date.

4. Reports and Payments

- (a) Upon the execution of this Agreement, LICENSEE shall submit:
- (i) a report stating LICENSEE's population based on the most recent published U.S. Census data. The population set forth in the report shall be used to calculate the Base License Fee under this Agreement; and (ii) a report containing the information set forth in paragraph 4.(d) below for all Special Events that were presented between the effective date of this Agreement and the execution of this Agreement.
- (b) The Base License Fee for the first year of this Agreement and any license fees due for Special Events that were presented between the effective date of this Agreement and the execution of this Agreement shall be payable upon the execution of this Agreement.
- (c) Base License Fees for subsequent years shall be due and payable within 30 days of the renewal date of this Agreement and shall be accompanied by a statement confirming whether any Special Events were presented during the previous calendar year.
- (d) Ninety days after the conclusion of each Special Event, LICENSEE shall submit to ASCAP payment for such Special Event and a report in printed or computer readable form stating:
- (i) the date presented;
 - (ii) the name of the attraction(s) appearing;
 - (iii) the "Gross Revenue" of the event. "Gross Revenue" means all monies received by LICENSEE or on LICENSEE'S behalf from the sale of tickets for each Special Event. If there are no monies from the sale of tickets, "Gross Revenue" shall mean contributions from sponsors or other payments received by LICENSEE for each Special Event;
 - (iv) the license fee due for each Special Event.
- (e) If LICENSEE presents, sponsors or promotes a Special Event that is reportable under Rate Schedule B with another person or entity licensed under an ASCAP License Agreement, LICENSEE shall indicate the name, address, phone number and ASCAP account number of the other person(s) or entity(ies) and the party responsible for payment for such Special Event. If the other party is not licensed by ASCAP, LICENSEE shall pay the license fee due hereunder, notwithstanding any agreement to the contrary between LICENSEE and the other party.

(f) LICENSEE agrees to furnish to ASCAP, where available, copies of all programs of musical works performed, which are prepared for distribution to the audience or for the use or information of LICENSEE or any department thereof. The programs shall include all encores to the extent possible. LICENSEE shall be under no obligation to furnish programs when they have not been otherwise prepared.

(g) ASCAP shall have the right to examine LICENSEE'S books and records at LICENSEE'S place of business during normal business hours to such extent as may be necessary to verify the reports required by paragraph 4.(d) above. ASCAP shall have the right to adjust LICENSEE'S Base License Fee based upon the most recently available revised population figures and Population Estimates Program provided by the U.S. Census Department.

5. Breach or Default

Upon any breach or default by LICENSEE of any term or condition herein contained, ASCAP may terminate this license by giving LICENSEE thirty days notice to cure such breach or default, and in the event that such breach or default has not been cured within said thirty days, this license shall terminate on the expiration of such thirty-day period without further notice from ASCAP. In the event of such termination, ASCAP shall refund on a pro-rata basis to LICENSEE any unearned license fees paid in advance.

6. Interference in Operations

ASCAP shall have the right to terminate this license upon thirty days written notice if there is any major interference with, or substantial increase in the cost of, ASCAP'S operations as the result of any law in the state, territory, dependency, possession or political subdivision in which LICENSEE is located which is applicable to the licensing of performing rights. In the event of such termination, ASCAP shall refund to LICENSEE on a pro-rata basis any unearned license fees paid in advance.

7. Non-Discrimination

LICENSEE recognizes that ASCAP must license all similarly situated users on a non-discriminatory basis. LICENSEE agrees that any modifications to this Agreement by ASCAP, which are required by local, state or federal law for other municipalities, counties and other governmental entities shall not constitute discrimination between similarly situated users. Examples of such modifications are statements of equal employment opportunity or nondiscrimination on the basis of race, creed, color, sex or national origin.

8. Notices

ASCAP or LICENSEE may give any notice required by this Agreement by sending it by certified United States Mail, by generally recognized same-day or overnight delivery service or by electronic transmission (i.e., Mailgram, facsimile or similar transmission) to the appropriate person/office as listed herein. Each party agrees to notify the other of any change in contact information, such as change of address, change of person/office responsible, etc. within 30 days of such change.

AMERICAN SOCIETY OF COMPOSERS,
AUTHORS AND PUBLISHERS

By _____

LICENSEE Town Of Riverhead, NY

By _____

TITLE _____

(Fill in capacity in which signed: (a) If corporation, state corporate office held; (b) If partnership, write word "partner" under signature of signing partner; (c) If individual owner, write "individual owner" under signature.)

American Society of Composers, Authors and Publishers

2675 Paces Ferry Road, SE, Suite 350 Atlanta, GA 30339

INVOICE

Town Of Riverhead, NY
200 HOWELL AVE 500587095
RIVERHEAD, NY 119012515

March 5, 2009

Re: Town Of Riverhead, NY
200 HOWELL AVE
RIVERHEAD, NY 119012515

Billing Period: January 1, 2009 Thru

Annual Rate: \$305.00

Amount Due

The only credit cards ASCAP accepts are MasterCard and VISA

Payment Amount: \$ _____

*Check No: _____

Zip Code: 119012515

Credit Card No: _____ Expiration Date: _____

VISA _____ Mastercard _____ Credit Card Billing Zip Code _____

Name exactly as on Card: _____

Signature: _____

Cardholder acknowledges receipt of good and/or services in the amount of the total shown herein and agrees to perform the obligations set forth in the Cardholder's Agreement with the Issuer.

*Please note: "When you provide a check as payment, you authorize ASCAP to either use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution. However the transaction will appear on your bank statement. If we cannot post the transaction electronically, we may present a copy of your check for payment."

License fees due and payable in advance. Retain bottom portion for your records.

Town Of Riverhead, NY
200 HOWELL AVE
RIVERHEAD, NY 119012515

Billing Period: January 1, 2009 Thru

Annual Rate: \$305.00

Amount Due



A S C A P

DISCLOSURE STATEMENT

This is notice that, in compliance with Sec. 31.04.2 of the New York Arts and Cultural Affairs Law:

(1) The performing rights license agreement you have been offered by the American Society of Composers, Authors and Publishers (ASCAP) contains a schedule of the rates and terms of royalties under that contract;

(2) At your request, you have the opportunity to review the most current available list of the members of ASCAP;

(3) ASCAP will make available, upon your written request (or that of bona fide trade associations representing groups of proprietors as defined by the statute), and at your (or the trade association's) sole expense, by electronic means or otherwise, the most current available listing of the copyrighted musical works in the ASCAP repertory;

(4) ASCAP has a toll-free telephone number, 1-800-450-4223, which you can use to inquire regarding specific musical works and the copyright owners represented by ASCAP; and

(5) ASCAP complies with federal law and orders of courts having appropriate jurisdiction regarding the rates and terms of royalties and the circumstances under which licenses for rights for public performances are offered to any proprietor.

You may obtain *gratis* the most current available list of ASCAP's members by written request to ASCAP, 2675 Paces Ferry Road, SE, Suite 350, Atlanta, GA 30339, Attention: Phil Skinner.

Information about ASCAP's members and the musical works in the ASCAP repertory can be obtained in a variety of ways. Separate databases of works that have been registered with ASCAP since January 1, 1991, or identified in ASCAP's surveys of performed works since January 1, 1978, are available online at the ASCAP Web Site, www.ascap.com (access the "ACE Database of Musical Titles" to determine whether particular songwriters or specific songs are in the ASCAP repertory). Data similar to that contained in the ACE Database is also available on DVD-ROM and is available free of charge by written request to ASCAP, One Lincoln Plaza, New York, NY 10023, attn: Director of Repertory. More comprehensive records of the titles, dates of U.S. Copyright registration (if any), writers and current publishers or other copyright owners of all known works in the ASCAP repertory are available for public inspection at ASCAP's New York office during regular business hours. A printed current list of ASCAP members can be obtained *gratis* by written request to ASCAP, 2675 Paces Ferry Road, SE, Suite 350, Atlanta, GA 30339, attn: Phil Skinner. A computer-generated listing of copyrighted musical works in the ASCAP repertory may also be obtained by written request addressed to Mr. Skinner at a cost of \$2200.00 plus shipping and handling (the listing is over 10,000 pages in length). You can also call or write to us for information as to specific works: (800) 95-ASCAP; or, at our New York address, attn: Repertory Dept. -- Clearance Section.

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 215

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE
OF PUBLIC HEARING
SPECIAL USE PERMIT PETITION OF JOHN REEVE**

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

WHEREAS, the Riverhead Town Board is in receipt of a special use permit petition from John Reeve to allow the expansion of a non-conforming marina use upon real property located at Whites Lane, Aquebogue, New York; such property more particularly described as SCTM #0600-86-4-16.7 and

WHEREAS, the applicant has appeared before the Town Board to discuss the matter, and

WHEREAS, the Town Board desires to conduct a public hearing at this time, now

THEREFORE, BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing.

THE VOTE

DUNLEAVY YES NO

BLASS YES NO WOOTEN YES NO

CARDINALE YES NO

THIS RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York, on the 7th Day of April 2009 at 2:05 o'clock pm, to consider the merits of the special use permit petition of John Reeve to allow the expansion of a non-conforming marina use upon real property located at White Lane, Aquebogue, New York; such property more particularly described as SCTM 0600-86-4-16.7.

Dated: Riverhead, New York

Date: March 17, 2009

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

Adopted

TOWN OF RIVERHEAD

Resolution # 216

**AUTHORIZES THE REDUCTION OF SITE PLAN SECURITY OF
TRADITIONAL LINKS, LLC
(FRIAR'S HEAD GOLF CLUB COTTAGES)**

COUNCILMAN WOOTEN

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS

WHEREAS, in accordance with Town Board Resolution #1129 dated December 19, 2006, the Riverhead Town Board accepted North Fork Bank Certificate of Deposit #3730136367 in the amount of \$75,000.00 representing improvements to be made at real property located at Sound Avenue, Baiting Hollow, New York, further described as Suffolk County Tax Map #0600-41-1-10.6; and

WHEREAS, pursuant to Site Plan Memorandum dated February 6, 2009 from Vincent A. Gaudiello, P.E., it has been determined that a substantial portion of the improvements have been completed and has further recommended that the security posted be reduced to the amount of \$10,000.00.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the reduction of the security posted for improvements to be made at Sound Avenue, Baiting Hollow, New York to an amount of \$10,000.00; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to William Talmage, Traditional Links, LLC, 3000 Sound Avenue, Riverhead, New York, 11901, Capital One Bank, 140 E. Main Street, Riverhead, New York, 11901, the Riverhead Planning Department, the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

TOWN OF RIVERHEAD

Resolution # 217

**AUTHORIZES THE REDUCTION OF SITE PLAN SECURITY OF
RIVEREDGE LLC
(RIVERHEAD BUILDING SUPPLY)**

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

WHEREAS, in accordance with Town Board Resolution #1038 dated November 7, 2007, the Riverhead Town Board accepted Suffolk County National Bank Certificate of Deposit #00019075666 in the amount of \$1,200,000 representing improvements to be made at real property known as Block #2 in the Calverton Camelot II subdivision, Calverton, New York, further described as Suffolk County Tax Map #0600-57-1-p/o 7.41; and

WHEREAS, pursuant to Site Plan Memorandum dated March 10, 2009 from Vincent A. Gaudiello, P.E., it has been determined that a substantial portion of the improvements have been completed and has further recommended that the security posted be reduced to the amount of \$3,000.00. Such security is to remain in effect for a minimum of one year, at which time the grass area shall be inspected to assure the survival of same.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the reduction of the security posted for improvements to be made at real property known as Block #2 in the Calverton Camelot II subdivision, Calverton, New York, to an amount of \$3,000.00; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Riveredge LLC, 1295 Pulaski Street, Riverhead, New York, 11901, Suffolk County National Bank, 6 West Second Street, P.O. Box 9000, Riverhead, New York, 11901 the Riverhead Planning Department, the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

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 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 Clerk is hereby authorized to forward a copy of this resolution to Our Redeemer Lutheran Church of Aquebogue, P.O. Box 960, Aquebogue, New York, 11931, the Riverhead Fire Marshal, the Riverhead Police Department and the Office of the Town Attorney.

Adopted

3/17/09

TOWN OF RIVERHEAD

Resolution # 218

RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM
AUTHORIZING THE RIVERHEAD PUBLIC PARKING IMPROVEMENT
DISTRICT'S PURCHASE OF PROPERTY LOCATED AT
209 EAST AVENUE, RIVERHEAD, FOR PARKING PURPOSES

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILMAN WOOTEN

WHEREAS, in order to accommodate the growth and improvement of the Downtown Business District and expanded Suffolk County Courthouse Complex, the Town of Riverhead, acting on behalf of the Riverhead Public Parking Improvement District, desires to increase parking in the vicinity of the downtown and courthouse area; and

WHEREAS the parcel located at 209 East Avenue, Riverhead, New York, described on the Suffolk County Tax Map as District 0600, Section 129.00, Block 01.00, Lot 004.000, is located within close proximity to the downtown area and courthouse complex; and

WHEREAS, the Town Board of the Town of Riverhead adopted Resolution No. 880 on October 7, 2008 authorizing the Town to order an appraisal of the subject property; and

WHEREAS, the Town of Riverhead received an appraisal dated November 11, 2008 from Frederick Wood Associates indicating a value of \$330,000.00; and

WHEREAS, the owner has expressed the willingness to sell the subject property to the Riverhead Public Parking Improvement District for less than the appraised value in exchange for a bargain sale transaction; and

WHEREAS, it is in the best interests for the Town Board of the Town of Riverhead, acting on behalf of the Riverhead Public Parking Improvement District, to ensure that this parcel be purchased;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead, on behalf of the Riverhead Public Parking Improvement District, does hereby designate that certain parcel of improved real property situated at 209 East Main Street, Riverhead, New York as an intended site for future purchase for parking purposes; and be it further

RESOLVED that the Town Board, by its Supervisor, acting on behalf of the Riverhead Public parking Improvement District is authorized to enter into a contract for the purchase of said premises for a price of \$300,000.00; and be it further

RESOLVED that said contract will provide for the conditions of said purchase; and be it further

RESOLVED that the Town Board, by its Supervisor, acting on behalf of the Riverhead Public Parking Improvement District, is hereby authorized to execute said contract, deed and other closing documents necessary for purchase of the subject property and authorizes the Town Attorney to order a survey and title report for the subject real property and directs the Accounting Department to set up a budget; and be it further

RESOLVED, that this resolution is subject to permissive referendum as provided in Article 7 of the New York State Town Law and that the Town Clerk is directed to publish notice hereof.

WOOTEN YES ___ NO DUNLEAVY YES ___ NO
BLASS YES ___ NO
CARDINALE YES ___ NO
THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

Please take notice that the Town Board of the Town of Riverhead, on behalf of the Riverhead Parking District, adopted a resolution on March 17, 2009 authorizing purchase of property located at 209 East Avenue, Riverhead, New York by the Riverhead Parking District for parking purposes. This resolution is subject to permissive referendum.

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

Adopted

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 219

AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH WADINGTON REALTY CORP.

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

WHEREAS, Wadington Realty Corp. has requested the right to utilize Town of Riverhead parking facilities located upon Town property in and around its business, known as LaPlage Restaurant at 131 Creek Road, Wading River, New York; and

WHEREAS, the Town of Riverhead has determined that a portion of said parking facilities to be surplus, not essential to the operation of the Town owned parking lot in that area, and available to Wadington Realty Corp. to be utilized as parking for the LaPlage Restaurant; and

WHEREAS, the Town of Riverhead wishes to grant Wadington Realty Corp. the right to utilize a portion of said parking facilities;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached License Agreement with Wadington Realty Corp., and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to Wadington Realty Corp., the Riverhead Town Police Department, the Recreation Department, the Office of the Town Attorney and the Office of Accounting.

WOOTEN YES NO

DUNLEAVY YES NO BLASS YES NO

CARDINALE YES NO

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

LICENSE AGREEMENT

This License Agreement (hereinafter "License"), made as of the _____ day of April, 2009, by and between the Town of Riverhead, ("Licensor") with offices at 200 Howell Avenue, Riverhead, New York 11901, and Wadington Realty Corp. ("Licensee"), having a place of business at 131 Creek Road, Wading River, New York 11792.

WITNESSETH

WHEREAS, Wadington Realty Corp. wishes to utilize Town of Riverhead parking facilities located upon Town property in and around its business, known as LaPlage Restaurant at 131 Creek Road, Wading River, New York, and also known as SCTM No. 0600-024-01-017 ; and

WHEREAS, the Town of Riverhead wishes to grant the Licensee the right to utilize a portion of said parking facilities;

NOW, THEREFORE, in consideration of the mutual agreements herein contained, Licensor and Licensee, for themselves and their successors, hereby agree as follows:

1. Licensing. Upon the terms and conditions hereinafter set forth, Licensor hereby licenses to Licensee the right to use the Licensed Premises depicted on "Exhibit A" annexed hereto and made a part hereof.

2. Term of the License. The term of this License (the "term") shall commence on May 1, 2009 and shall end on May 1, 2010. The License shall renew each year upon the Licensee submitting a letter to the Town no later than March 1st of the year the renewal is sought

indicating the Licensee intends to renew this License Agreement. The renewal shall be under the same terms and conditions.

In the event either party wishes to terminate the annual renewal, by April 1st of the year the party wishes to terminate this Agreement the terminating party must send a letter to the other party, by certified mail return receipt, indicating that the terminating party wishes to terminate this Agreement. Once proof of receipt of the Certified Mailing is received by the terminating party, the Agreement shall end on May 1st of the year the termination letter was sent.

3. Licensed Premises. The Licensed Premises shall include thirty (30) parking spaces in the Town parking lot located on the south side of Creek Road in Wading River, New York approximately 150 feet west of the real property owned by the Licensee and upon which La Plage Restaurant is operated, said property also known as SCTM No. 0600-024-01-014 as shown on "Exhibit A". The Licensee shall, at its sole cost and expense, erect signs and paint stripes in the parking lot ("designated spots") a different color than the Town's stripes to designate the thirty (30) parking spaces within the Licensor's parking lot. The designated spots shall be licensed for the exclusive use of the Licensee pursuant to this Agreement.

4. Condition of the Licensed Premises. Licensee is familiar with the Licensed Premises, has examined same, and, except as explicitly hereinafter provided, Licensee agrees to accept the licensed premises in

its "as is" condition without reliance upon any representations or warranties of or made by Licensor.

5. Insurance and Indemnification: Licensee will be responsible for providing comprehensive general liability insurance in the amount of not less than \$1,000,000 with a company or companies reasonably satisfactory to the Licensor. Licensee will provide certificates of the foregoing insurance, showing the Town of Riverhead as "Additional Insured" to the extent of their interest. Finally, Licensee agrees to indemnify and hold the Town of Riverhead and their respective officers, employees, agents, representatives and officials harmless from any and all loss or liability associated with its use of the property and related activities described herein, including liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by licensee and its employees, agents, representatives and concessionaires of the Property, excepting liability solely caused by the gross negligence of the Town or its employees, agents or representatives. Without limiting the generality of the foregoing, Licensee agrees to indemnify and hold the Town of Riverhead harmless from any lien claimed or asserted for labor, materials or services furnished to Licensee in connection with the use of the property. With respect to any suit or claim by the Town, whether under this indemnification provision or otherwise, Licensee, for itself, its agents, employees and representatives, hereby expressly waives any defense

which might preclude or limit either enforcement of this indemnification clause or any reasonable attorneys fees incurred by the Town of Riverhead securing compliance with the provision of this indemnification agreement. Licensee will work with the Town of Riverhead to ensure adequate coverage of all property and liability with all concerned entities being named as "additional insured".

6. License Fee. In consideration of the type of use to which the Licensee intends to conduct at the premises, the Licensee shall pay the Town of Riverhead \$2,250.00 per year as a license fee for use of the Licensed Premises, which fee shall be due and payable on May 1st of each year. The License fee for the first year of this Agreement shall be paid upon execution of this Agreement by the Licensee.

7. Use of Licensed Premises. Licensee agrees to utilize the licensed premises as a parking area for LaPlage Restaurant. §48-20 of the Town Code of the Town of Riverhead shall not apply to the use of the Licensed Premises by the Licensee.

8. Repair, Maintenance and Inventory of License Premises.

a) Licensee, at its sole expense, agrees to maintain the Licensed Premises free of snow, trash and debris and to return the premises back to its original condition following completion of the license term.

b) Licensee shall not alter the Licensed Premises without the prior permission of the Licensor.

9. Assignment. Notwithstanding anything to the contrary contained in the License, Licensee shall not assign this license, the use of the Licensed Premises, in whole or in part, or permit Licensee's interest to be vested in any other party other than Licensee by operation of law or otherwise without the expressed written consent of the Licensors. A transfer of more than fifty (50%) percent at any one time, or in the aggregate from time to time, of the stock, partnership or other ownership interests in Licensee, direct or indirectly, shall be deemed to be an assignment of this License.

10. Indemnity: Licensee shall indemnify and hold the Licensors harmless from and against any and all claims, actions, liabilities, losses (including, without limitation, consequential and special damages), costs and expenses (including, without limitation, court costs and reasonable attorney fees and expenses), arising from or in connection with the use of the licensed premises.

11. Notices: Any notices to be given under this License shall be in writing and shall be sent by registered or certified mail, return receipt requested. If such notice is directed to Licensors, it shall be addressed to the attention of the Riverhead Town Supervisor and the Office of the Riverhead Town Attorney at 200 Howell Avenue, Riverhead, New York. If such notice is directed to the Licensee, it shall be addressed to 131 Creek Road, Wading River, New York 11792, with a copy to Licensee's Attorney,

Sean M. Walter, P.C., 1938 Wading River Manor Road, P.O. 852, Wading River, New York 11792.

12. Miscellaneous: (a) Merger. All prior understandings and agreements between the parties with respect to the subject matter hereof are merged within this agreement, which alone, fully and completely sets forth the understanding of the parties with respect to the subject matter hereof. This license may not be changed or terminated orally, or in any manner, other than in writing signed by the party against whom enforcement is sought.

b) Nothing contained in this Agreement either expressly or impliedly shall invalidate any pre-existing non-conforming use upon the real property owned by the Licensee or constitute any admission by the Licensee that any violation exists now or shall exist in the future.

13. Cross Default: To the extent that the Licensor and Licensee are parties to related agreements, any default under the related agreements shall be deemed to be a default under this License, and any default under this license shall be deemed a default under such similar agreements.

IN WITNESS WHEREOF, Licensor and Licensee do hereby execute this License as of the date and year first above written.

TOWN OF RIVERHEAD

WADINGTON REALTY CORP.

By: _____
Phil Cardinale, Supervisor

By: _____
Wayne Wadington, President

March 17, 2009

Tabled

TOWN OF RIVERHEAD

Resolution # 220

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 105 OF THE CODE OF THE TOWN OF RIVERHEAD ENTITLED "WATER"

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 105 entitled "Water", of the Riverhead Town Code, and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Planning Department, the Building Department, the Water District and the Office of the Town Attorney.

WOOTEN YES ___ NO DUNLEAVY YES ___ NO
BLASS 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 April, 2009 at 2:10 p.m. o'clock p.m. to consider a local law amending Chapter 105 entitled "Water", of the Riverhead Town Code as follows:

**CHAPTER 105
WATER**

SEE CHART ATTACHED

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

Dated: Riverhead, New York
March 17, 2009

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

DIANE M. WILHELM, Town Clerk

TABLE NO. 11

(Revised March 2009)

RIVERHEAD WATER DISTRICT
EVALUATION OF KEY MONEY FEES

PROPOSED DEVELOPMENT CATEGORIES FOR KEY MONEY ASSESSMENTS

PROPERTY LANDUSE/DEVELOPMENT CATEGORY	TO BE ASSESSED KEY MONEY FEE	ASSESSMENT METHOD
A. Outside of District Boundaries		
1. Single Lot - Residential Existing or Proposed	Yes	\$7,120/unit
2. All Residential Developments	Yes	\$7,120/unit
3. All Commerical and Retail	Yes	\$10.70/gallon water use est. ⁽¹⁾
B. Inside District Boundaries		
1. Existing Single Lot Residential (private well to public water)	No	---
2. Existing Vacant Single Lot Residential	No	---
3. Vacant to Minor Subdivision - Residential	No	---
4. Vacant to Major Subdivision Residential	Yes	\$6,052/unit
5. Vacant to Commercial	Yes	\$9.10/gallon water use est. ⁽¹⁾
6. Existing Commerical - Change In Use (no change increase in water service-size-usage)	No	---
7. Existing Commerical - Change or Expansion in Use (requiring change increase in water service-size usage)	Yes	\$9.10/gallon
		water use est. minus credit for existing water use est ⁽¹⁾ for previous use

NOTES:

⁽¹⁾ - Water Use estimate to be based on SCDHS standards for on-site septic system design plus an irrigation factor based on square footage of landscaping times a 1" per week irrigation rate as per Cornell Cooperative Extension recommendations.

Strikethrough represents deletion(s)
Underline represents addition(s)

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 221

Tabled

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST A
PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO
CHAPTER 98 ENTITLED "LITTERING" OF THE RIVERHEAD TOWN CODE
(Section 98-8 "Dumpsters")**

COUNCILMAN WOOTEN

offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 98 entitled "Littering", Section 98-8 entitled "Dumpsters" to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:15 o'clock p.m. to consider a local law amending Chapter 98 entitled "Littering", Section 98-8 entitled "Dumpsters" of the Riverhead Town Code as follows:

**CHAPTER 98
LITTERING**

§98-8. Dumpsters.

All dumpsters shall be fully enclosed by an appropriate screening enclosure of no less than five feet and no more than six feet in height. Said dumpster shall be equipped with a lid and shall be of durable construction. Said lid shall be closed and locked when not physically in use. In addition, the fence enclosure shall meet all of the fence specifications ~~as set forth~~ recommended by the Riverhead Town Architectural Review Board. All enclosures will remain in working condition and must function properly at all times. All dumpsters in use before the effective date of this chapter shall be in compliance with said specifications set forth within six months of the effective date of this chapter. Site plan review may be waived if the enclosure meets all requirements set forth by the Architectural Review Board. All application forms shall be received by the Building Department of the Town of Riverhead.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 222

AUTHORIZES INCREASE OF CREDIT LINE WITH THE SUFFOLK COUNTY CLERK'S OFFICE

COUNCILWOMAN BLASS offered the following resolution, which

was seconded by COUNCILMAN DUNLEAVY:

WHEREAS, the Office of the Town Attorney established a credit line with the Suffolk County Clerk's Office in March of 2007 in the amount of \$1500.00, including but not limited to fees for the purchase of certified copies of deeds and mortgages regarding various litigation matters; and

WHEREAS, the Office of the Town Attorney wishes to include in the credit line various filing fees, recording fees, and such other fees related to deeds, mortgages, searches, and litigations which necessitate an increase in the account with the Suffolk County Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead authorizes the Accounting Department to increase the Office of the Town Attorney's credit line with the Suffolk County Clerk's Office by the amount of 1500.00, for a total credit line of \$3000.00; and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS YES NO

CARDINALE YES NO

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD
RESOLUTION # 223

AUTHORIZES PUBLICATION OF ADVERTISEMENT SOLICITING HOMEOWNER APPLICATIONS TO THE TOWN OF RIVERHEAD HOME IMPROVEMENT PROGRAM

COUNCILMAN DUNLEAVY

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

WHEREAS, the Town of Riverhead has operated the Home Improvement Program (HIP) for 30 years and provides home repairs to eligible homeowners who are unable to pay for the repairs themselves; and

WHEREAS, HIP is supported by various funding sources, including grants from the United States Department of Agriculture (USDA) Rural Assistance Housing Preservation Grant Program, NYS Affordable Housing Corporation (AHC), U.S. Housing and Urban Development (HUD) Community Development Block Grants (CDBG), NYS Division of Housing and Community Renewal (DHCR) and other funding streams; and

WHEREAS, the USDA home improvement funds require the Town of Riverhead Community Development Department to fund additional projects for eligible very-low and low-income owner-occupants who otherwise cannot afford to make such repairs; and

WHEREAS, the Town of Riverhead Home Improvement Program completes repairs by establishing a waiting list that consists of income eligible home owners; and

WHEREAS, the Community Development Department wishes to publish an advertisement in a newspaper of general circulation in the project area requesting that additional homeowners apply to the Home Improvement Program; and

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes publication of the attached advertisement in the News Review at the next available deadline.

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a notification of this resolution to Community Development Director, Chris Kempner.

Blass Yes No

THE VOTE
Dunleavy Yes No
Cardinale Yes No

Wooten Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

TIMES REVIEW ADVERTISEMENT

THE TOWN OF RIVERHEAD

ARE YOU A HOMEOWNER?
DO YOU NEED REPAIRS TO YOUR OWNER OCCUPIED HOME?
DOES YOUR HOUSEHOLD MEET THE INCOME GUIDELINES BELOW?

FUNDS ARE AVAILABLE TO REPAIR YOUR HOME

THE TOWN OF RIVERHEAD HOME IMPROVEMENT PROGRAM
is a program to help homeowners to maintain healthy and safe homes.
Repairs to owner occupied homes will be funded through grants –
no repayment is necessary unless you sell the home prior to the time period specified by the grant.

TYPICAL REPAIRS INCLUDE:
Windows, doors, roofs, heating equipment, insulation, plumbing, cesspools, ramps, handicapped
accessibility modifications, and other health and safety items

We are currently soliciting applications for homeowners with incomes in the following ranges:

ELIGIBLE INCOME

Household size							
Annual household Income cannot exceed	1	2	3	4	5	6	7
	\$54,400	\$62,150	\$69,900	\$77,700	\$83,900	\$90,100	\$96,300

Other programs available for higher income ranges as well

For application and additional information call
Town of Riverhead, Community Development Department
727-3200 ext. 238-LIZ P.

March 17, 2009

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 224

**AUTHORIZES INTER-FLUVE TO PROCEED WITH PHASE I OF THE DESIGN OF
THE FISH PASSAGE AT UPPER MILLS DAM**

COUNCILMAN WOOTEN

_____ offered the following resolution,

which was seconded by _____
COUNCILWOMAN BLASS

WHEREAS, the Town of Riverhead has previously executed a grant agreement with the American Rivers/NOAA Community-Based Habitat Restoration Program ("American Rivers") to provide funds in the amount of \$25,000 to the Town of Riverhead for the "Upper Mills Fish Passage Engineering Design Study"; and

WHEREAS, the Town of Riverhead Community Development Department received proposals for the Design of the Fish Passage as the result of a Request for Proposals issued on July 16, 2008 and desires to undertake Phase I of the design in an expeditious manner; and

WHEREAS, the Town Board is committed to completing Phase II, contingent upon receiving further grant funding; and

WHEREAS, the review committee selected Inter-Fluve, Inc. of Madison, WI after a diligent review of the proposals received.

NOW, THEREFORE, BE IT RESOLVED, that Town Board authorizes Inter-Fluve, Inc. to proceed with the preparation and development of Phase I of the Upper Mills Fish Passage Design at a cost not to exceed \$25,000 based on the attached professional services agreement.

BE IT FURTHER RESOLVED, that this professional services agreement and references to future services/contract is not intended to bind the parties to enter into future contracts the Town of Riverhead's goal to complete the fish passage.

BE IT FURTHER RESOLVED, that Town Board authorizes the Accounting Department to set a budget for the new grant project and payment to Inter-Fluve, Inc.

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the Accounting Department to secure a Town of Riverhead Purchase Order in the amount listed above.

BE IT FURTHER RESOLVED, that the Town Board does hereby authorize the Supervisor to enter into and execute the attached Town of Riverhead Consultant/Professional Services Agreement with Inter-Fluve, Inc for an amount not to exceed \$25,000 subject to further modifications and review by the Town Attorney.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide notification of this resolution to the Inter-Fluve, Inc ., Attn: Andy Selle, 3602 Atwood Avenue, Madison, WI 53714, the Town Attorney, Accounting Department and the CDA Director.

THE VOTE

BLASS	YES	NO	DUNLEAVY	YES	NO	WOOTEN	YES	NO
			CARDINALE	YES	NO			

CONSULTANT/PROFESSIONAL SERVICES AGREEMENT

This Agreement made the ____day of_____, 2007 between the TOWN OF RIVERHEAD, a municipal corporation organized and existing under the laws of New York, with its office located at 200 Howell Avenue, Riverhead, New York, 11901, Inter-Fluve, a corporation existing under the laws of the State of New York with a principal place of business at 3602 Atwood Avenue, Madison, WI 53714, ("Consultant").

In consideration of the mutual promises herein contained, Town of Riverhead and Consultant agree as follows:

1. SCOPE OF SERVICES

During the term of this Agreement, Consultant shall furnish the services set forth in the **Attachment A** affixed hereto and made a part hereof. These services are to be rendered by Consultant as an independent contractor and not as an employee of Town.

2. TERM OF AGREEMENT

The Agreement shall commence on _____[date] and terminate on _____[date].

3. PAYMENT

For these services Town of Riverhead will pay Consultant a fee not to exceed \$22,110 as set forth in the attached payment schedule (**Attachment B**) Note, the Town may require the submission of documentation, including time records for performance based contracts solely for the purposes of verification of completion of the project or a portion of the project and the request that consultant provide same shall not convert the performance contract to an hourly rate contract. The Town shall not have any liability for any other expenses or costs incurred by Consultant except for expenses expressly provided for in the attached schedule. Consultant shall not incur any expenses in Town's behalf except for those items expressly provided for in the attached schedule. Invoices for services and reimbursable expenses shall contain the following statement signed by Consultant, or if this Agreement is with a firm, an officer or authorized representative of the firm: "I hereby certify, to the best of my knowledge and belief, that this invoice is correct, and that all items invoiced are based upon actual costs incurred or services rendered consistent with the terms of the professional services agreement." Each invoice for reimbursable expenses shall be supported by: (a) an itemized description of expenses claimed; (b) pertinent information relative to the expenses; and (c) attached receipts. Invoices shall reference this Agreement or otherwise be identified in such a manner as Town may reasonably require.

4. RIGHTS TO DOCUMENTS OR DATA

All information and data, regardless of form, generated in the performance of, or delivered under, this Agreement, as well as any information provided to Consultant

by Town, shall be and remain the sole property of Town. Consultant shall keep all such information and data in confidence and not disclose or use it for any purpose other than in performing this Agreement, except with Town's prior written approval. In the event that the legal right in any data and information generated in the performance of this Agreement does not vest in Town by law, Consultant hereby

agrees to assign and assigns to Town such legal rights in all such data and information. Final payment shall not be due hereunder until after receipt by Town of such complete document and data file, or a certification that there is no such information created by the services performed under this agreement, and receipt of all information and data which is the property of Town. These obligations shall survive the termination of this Agreement.

5. PUBLICITY

Consultant shall not, without the prior written consent of Town, in any manner advertise or publish the fact that Town has entered into this Agreement with Consultant. Consultant shall not, without the prior written consent of the Town, provide, release or make available for inspection any document, data, written material of any kind without the prior written consent of at least three members of the Town Board or by resolution of the Town Board.

6. ASSIGNMENT AND SUBCONTRACTING

Performance of any part of this Agreement may not be subcontracted nor assigned without, in each case, the prior written consent of at least three members of the Town Board or by resolution of the Town Board.

7. TERMINATION

This Agreement may be terminated at any time by either party upon 30 days written notice to the other party. In the event of such termination, Town shall have no further obligation to Consultant except to make any payments which may have become due under this Agreement.

8. RECORDS

Consultant shall keep accurate records of the time spent in the performance of services hereunder. The Town shall, until the expiration of seven years after final payment under this Agreement, have access to and the right to examine any directly pertinent books, documents, papers and records of Consultant involving transactions related to this Agreement.

9. CHANGES

The Town, by resolution of the Town Board or written request by at least three members of the Town Board, within the general scope of this Agreement, may, at any time by written notice to Consultant, issue additional instructions, require additional services or direct the omission of services covered by this Agreement. In such event, there will be made an equitable adjustment in price and time of performance, but any claim for such an adjustment must be made within 15 days of the receipt of such written notice. In the event that the Consultant determines that a change order is required, Consultant shall obtain written approval of the Town, by resolution or written consent of at least three members of the Town Board, and if the change shall require the payment of additional compensation, Consultant must obtain the written

approval of three members of the Town Board or resolution of the Town Board for the additional compensation prior to commencement of work regarding the change order. It is agreed and understood that no oral agreement, conversation, or understanding between the Consultant and the Town, its departments, officers, agents and employees shall effect or modify any of the terms or obligations of this Agreement or schedules annexed hereto and made a part hereof.

10. NOTICES

Any notice shall be considered as having been given: (i) to Town of Riverhead if mailed by certified mail, postage prepaid to Town of Riverhead, Attention: Chris Kempner, Community Development Director, 200 Howell Avenue, Riverhead, NY 11901; or (ii) to Consultant if mailed by certified mail, postage prepaid to Andy Selle, EIT, Inter-Fluve, 3602 Atwood Avenue, Madison, WI 53714.

11. COMPLIANCE WITH LAWS

Consultant shall comply with all applicable federal, state, and local laws and ordinances and regulations in the performance of its services under this Agreement. Consultant will notify Town immediately if Consultant's work for Town becomes the subject of a government audit or investigation. Consultant will promptly notify Town if Consultant is indicted, suspended or debarred. Consultant represents that consultant has not been convicted of fraud or any other felony arising out of a contract with any local, state or federal agency. In carrying out the work required hereunder Consultant agrees not to make any communication to or appearance before any person in the executive or legislative branches of the local, state or federal government for the purpose of influencing or attempting to influence any such persons in connection with the award, extension, continuation, renewal, amendment or modification of any contract or agreement. Consultant may perform professional or technical services that are rendered directly in the preparation, submission or negotiation activities preceding award of a Town agreement/contract or to meet requirements imposed by law as a condition for receiving the award but only to the extent specifically detailed in the statement of work. Professional and technical services are limited to advice and analysis directly applying Consultant's professional or technical discipline.

12. INSURANCE, INDEMNITY AND LIABILITY

Consultant shall carry Comprehensive General Liability Insurance and, if applicable, worker's compensation insurance. Consultant hereby indemnifies and holds the Town, its departments, officers, agents and employees, harmless against any and all claims, actions or demands against Town, its departments, officers, agents and employees and against any and all damages, liabilities or expenses, including counsel fees, arising out of the acts or omissions of Consultant under this Agreement.

13. CONFLICT OF INTEREST

Consultant hereby represents and covenants that neither it nor any of its employees or representatives has or shall have, directly or indirectly, any agreement or arrangement with

any official, employee or representative of the Town of Riverhead which any such official, employee, representative shall receive either directly or indirectly anything of value whether monetary or otherwise as the result of or in connection with any actual or contemplated application before any department of the Town, contract with the town for sale of any product or service. Consultant further represents and covenants that neither it nor any of its employees or representatives has offered or shall offer any gratuity to the Town, its officers, employees, agents or representatives with a view toward obtaining this Agreement or securing favorable treatment with respect thereto. Consultant further represents that it will not engage in any activity which presents a conflict of interest in light of its relationship with Town.

14. DISCLOSURE

The Town shall have the right, in its discretion, to disclose the terms and conditions of this Agreement (as it may be amended from time to time), including but not limited to amounts paid pursuant hereto, to agencies of the local, state and federal government.

15. DISPUTES

If Consultant fails to perform any of its obligations hereunder in accordance with the terms hereof, then after reasonable notice to Consultant not to exceed thirty (30) days, and an opportunity for Consultant to cure such failure, (except in case of emergency), the Town may (but shall not be obligated to) cure such failure at the expense of the Consultant, and the amount incurred by the Town in connection with such cure shall be payable by Consultant to Town on demand. Notwithstanding the above, any dispute arising under this Agreement which is not settled by Agreement of the parties may be settled by appropriate legal proceedings. Pending any decision, appeal or judgment in such proceedings or the settlement of any dispute arising under this Agreement, Consultant shall proceed diligently with the performance of this Agreement in accordance with the decision of Town.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

by:

Town Of Riverhead
200 Howell Avenue
Riverhead, NY 11901

Greg Koonce, Principal
Inter-fluve
3602 Atwood Avenue
Madison, WI 53714

ATTACHMENT A- Scope of Work Schedule

Upper Mills Dame Fish Passage

Phase I—Preliminary Engineering

1. Project Management / Meetings

- 1.1. *General project management*— Inter-fluve will manage staff to ensure timely completion of deliverables.
- 1.2. *Kickoff Meeting*— Inter-fluve will attend a kick-off meeting with town staff during the field site visit to accomplish the following:
 - 1.2.1 Meet the project stakeholders
 - 1.2.2 Discuss the goals / design criteria of the project
 - 1.2.3. Discuss opinions related to existing conceptual designs
 - 1.2.4. Outline a schedule and milestones for the project
- 1.3. *Concept Design Meeting*— Inter-fluve will facilitate a phone conference with project partners to discuss the concept design report.
 - 1.3.1. *Conference calls*— Fish passage projects typically involve several hours conference calls between partners. For this phase, we have included 6 hours of conference calls.

Deliverables

- Minutes from up to four (4) conference calls, the kick-off meeting, and concept design meeting.
- Four (4) conference call of one (1) hour average duration.

Assumptions

- The project kickoff meeting will last approximately four (4) hours and will be scheduled in conjunction with survey efforts.
- Meeting schedule will be modified to accommodate project partners as the project progresses.
- A representative from the Town of Riverhead will secure a venue and provide an invitation to the project partners.

2. Data Collection

- 2.1. *Site Survey*— Inter-fluve will conduct a topographic survey of the site

bounded roughly by a line just upstream of the existing spillway downstream to 1-200' below the USGS gage. Horizontal survey extents will be determined in the field based on the need to detail potential staging and construction access areas. The survey will include sufficient data to construct a topographic map of the project area, existing visible utilities and infrastructure, and trees or vegetation that may impact construction.

2.2. *Existing Data*

2.2.1. *Hydrology and Hydraulics*— Inter-fluve will review existing reports, data and models affecting the project area.

2.2.2. *Biological Data*— Inter-fluve will assemble pertinent fisheries data. These data will include swimming performance information specific to target fish species.

2.2.3. *GIS Data*— Inter-fluve will collect available GIS data infrastructure information, parcel data, aerial photography and contour data.

2.2.4. *Dam Inspection Reports*— Inter-fluve will assemble available dam inspection reports from the state or town related to the Upper Mills Dam.

Deliverables

- Data will be incorporated into the final report summarizing the above collected data.
- Topographic map incorporating aerial photo overlaid with contour lines and pertinent GIS data available.

Assumptions

- GIS data and other existing data and reports will be supplied by the Town of Riverhead.
- Project partners will acquire permission to access any private property for surveying.
- Wetland delineation will not be required.

3. **Feasibility Analysis**

3.1. *Feasibility Analysis*— Inter-fluve will conduct a critical dlaw analysis and feasibility review that will examine the existing alternatives previously provided by American Rivers. Inter-fluve will examine basis fish passage hydraulics and project costs to determine the best overall alternative that meets the project goals. Modifications to one or more of the alternatives may be proposed.

3.2. *Feasibility Technical Memorandum*— A summary technical memo will be provided outlining the review and our recommendations for a project to be taken to final design. A cost analysis of each alternative will be provided. A discussion of the

advantages and disadvantages of each alternative will precede a final paragraph recommending a preferred alternative for final design.

Deliverables

- Electronic copies (PDF) of the Feasibility Tech Memo.

Assumptions

- None

Adopted

3/17/09

RESOLUTION # 225

AUTHORIZES LEGAL ACTION AGAINST THE OWNERS, TENANTS, OCCUPANTS AND MORTGAGEE OF THE PROPERTY LOCATED AT 25 CHERRY LANE, WADING RIVER, NEW YORK

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

WHEREAS, the Town Board has determined that the property situated at 25 Cherry Lane, Wading River, New York, is being used and occupied in violation of various sections of the Code of the Town of Riverhead;

NOW, THEREFORE, BE IT RESOLVED, that the attached Resolution authorizes legal action against the owners, tenants, occupants and mortgagee of the property located at 25 Cherry Lane, Wading River, New York, and be it further

RESOLVED that Dawn C. Thomas, Town Attorney for the Town of Riverhead is authorized to institute legal action in the name of the Town of Riverhead against the owners, tenants, occupants and mortgagee of the property situated at 25 Cherry Lane, Wading River, New York, in the Supreme Court of the State of New York to enjoin the illegal use, occupancy and/or maintenance of said property; and be it further

RESOLVED, that it is left to the discretion of Dawn C. Thomas, Town Attorney for the Town of Riverhead as whether said cause of action should seek monetary and/or punitive damages against the owners, tenants, occupants and/or mortgagee of said property for their illegal use, occupancy and maintenance of said property.

WOOTEN YES NO DUNLEAVY YES NO
BLASS YES NO
CARDINALE YES NO
THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 226

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Section 108-56.1 "Sign Permits")

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Section 108-56.1 entitled "Sign Permits" to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:20 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Section 108-56.1 entitled "Sign Permits" of the Riverhead Town Code as follows:

**CHAPTER 108
ZONING**

§108-56.1. Sign permits.

C. Issuance of sign permit.

(1) Architectural Review Board referral.

- (a) Upon receipt of a complete application for a sign permit, the Building Department Administrator shall refer the application to the Architectural Review Board for its recommendation. The applicant may request to appear before the Architectural Review Board in order to review the sign design and facilitate the process.
- (b) The Architectural Review Board shall provide a recommendation to the Building Department within 30 days of its receipt of the Building Department referral. Applications not acted upon by the Architectural Review Board within 30 days of the receipt of the application shall be deemed approved.

(2) Appeal procedures.

- ~~(a) An applicant may appeal to the Riverhead Town Board any determinations of the Architectural Review Board with respect to the illumination or design of a sign.~~
- (b) An applicant may appeal to the Zoning Board of Appeals with respect to the illumination or design of a sign or for a variance from any property line setbacks or sign dimensions as provided in this chapter of the Town Code.
- ~~(e) Any appeal not acted upon by the Town Board or the Architectural Review Board within 30 days shall result in the automatic approval of the sign.~~

(3) Building Department approval.

- (a) Upon receipt of ~~the~~ a recommendation for approval of the Architectural Review Board, the Building Inspector shall issue a sign permit to the applicant. Each sign permit shall be

numbered in accordance with a numbering system to be designated by the Building Inspector. In the case of an application for a sign permit made in connection with an application for site plan approval, the sign permit shall be issued by the Building Inspector upon issuance of a building permit following approval of the site plan including proposed signs.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 227

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST A
PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS
TO CHAPTER 46A ENTITLED "ARCHITECTURAL REVIEW"
OF THE RIVERHEAD TOWN CODE**

COUNCILMAN WOOTEN offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 46A entitled "Architectural Review", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:10 o'clock p.m. to consider a local law amending Chapter 46A entitled "Architectural Review", of the Riverhead Town Code as follows:

**CHAPTER 46A
ARCHITECTURAL REVIEW**

Article I. Purpose

§46A-1. Declaration of policy, ~~and purpose, and period for review.~~

A. The Town Board of the Town of Riverhead finds that new development can have a substantial impact on the character of the area in which it is located. While some harmful effects of one land use upon another can be prevented through zoning, subdivision controls and housing and building codes, other aspects of development are more subtle and less amenable to exacting rules of thumb, promulgated without regard to specific development proposals. Among these are the appearance of buildings and open spaces as they contribute to an area as it is being developed or redeveloped. Such matters require the timely exercise of judgment in the public interest by people qualified to evaluate the architectural design and appearance of a development and make recommendations to the board(s) vested with the authority to approve, approve with conditions, or deny the proposed development.

B. ~~It is, therefore,~~ The purpose and intent of architectural review shall include:

- (1) ~~To~~ promote those visual qualities in the environment which bring value to the community.
- (2) ~~To~~ foster the attractiveness of the community as a place to live and work.
- (3) ~~To~~ preserve the character and quality of our heritage by maintaining the integrity of those areas which have a discernible character or are of special historic significance.
- (4) ~~To~~ protect public and private investments in the area.
- (5) ~~To~~ educate and raise the level of community awareness and expectations for the quality of its environment.

C. The architectural review shall adhere to the following time parameters:

(1) commence review of all architectural aspects of site plan, project or development within 30 days of referral to the Architectural Review Board.

(2) advise applicant of all architectural aspects of site plan that must be supplemented, modified, or addressed within 60 days of referral to the Architectural Review Board.

(3) make recommendation to approve, approve with conditions, or deny within 90 days of referral to the Architectural Review Board. The review period shall be extended to 120 days if coordinated review with the Landmarks Preservation Committee set forth in 46A-6 D or a consultant retained pursuant to 46A-6 B. The applicant may make an application to extend the review period for an additional 60 days to change, modify, or address aspects of site plan, project or development which the Architectural Review Board identifies fail to meet declaration of purpose and/or review objectives.

§46A-2. Aspects of review.

The Architectural Review Board, in examining applications ~~for site plan referred for~~ architectural review and making recommendations to approve, deny, or recommend alternatives relative to a proposed site plan, project or development, is to consider the various aspects of design, with special emphasis on these objectives:

A. To prevent the unnecessary destruction or blighting of the natural landscape or of the achieved man-made environment.

B. To ascertain that architectural treatments have been designed so as to relate harmoniously to significant existing buildings that have a visual relationship to the proposed development.

C. To coordinate compliance with other municipal ordinances that affect visual impact, such as the sign regulations contained in the Zoning Code and dumpster enclosures pursuant to §98-8 of the Code of the Town of Riverhead.

D. To review ~~site plan~~ applications together with the Landmarks Preservation Committee for alterations or demolition of a designated structure or structures within an historic district ~~and make recommendations to the Town Board.~~

§46A-3. Limitations of review.

A. The Architectural Review Board shall not design or assist in the design of any buildings or projects submitted for approval except on request of the proponent or his architect. The Board shall restrict its considerations to a reasonable and professional review of the proposal and plans, leaving full responsibility for the design and development to the applicant.

B. Individual initiative and experimentation are to be encouraged.

C. The proponent's failure to take reasonable or timely account of the items discussed at §§ 46A-1 and 46A-2 hereinabove shall justify the Board's ~~disapproving a proposal~~ recommendation to deny or disapprove a project.

D. In its endeavor to improve the quality of a design, the Board shall keep consideration of cost in mind; however, said consideration shall not override the other objectives of this chapter.

E. The Board is not to use architectural review intentionally or inadvertently to exclude housing for minority groups or housing for low- and moderate-income persons.

F. The Board is not to use architectural review intentionally or inadvertently to prohibit or unduly restrict building types, materials or methods or to vary the specific allowances or prohibitions of the Code of the Town of Riverhead, the New York State Fire Prevention and Building Code or other development controls.

Article III. Architectural Review Board

§46A-5. Establishment; membership; terms; vacancies; removal.

A. There is hereby created an Architectural Review Board, which shall act as an advisory body to the Town Board for the purpose of site plan review, ~~as delineated herein, and which shall approve~~ site permit applications submitted pursuant to §108-56 of the Code of the Town of Riverhead, and dumpster enclosures applications pursuant to §98-8 of the Code of the Town of Riverhead. ~~Sign permit and/or dumpster enclosure applications which are disapproved may be appealed to the Town Board.~~ Said Architectural Review Board shall consist of five members who shall be appointed by the Town Board on the recommendation of the Planning Director. Insofar as practicable, all members of the Board shall be competent in matters of design and interested in the design review and development of the Town of Riverhead. Three members shall be architects, designers or landscape architects. One shall be a licensed architect.

§46A-6. Powers and duties.

A. The Architectural Review Board shall have ~~the~~ review powers and duties granted by the articles of this chapter.

B. The Architectural Review Board shall have the ~~power~~ authority to retain consultants, including but not limited to technical experts, engineers, architects and historians to render assistance and advice in connection with any project to fulfill the duties of the Architectural Review Board. Any contract to retain such consultants which involves the expenditure of Town funds shall be subject to the prior approval of the Town Board.

Article V. Operations of Architectural Review Board

§46A-11. Time limitations for sign permits.

The actions and recommendation of the Architectural Review Board with regard to sign permit applications shall coincide with the procedures as delineated in §108-56 of the Code of the Town of Riverhead. The Architectural Review Board shall provide a written report and ~~decision~~ recommendation to the ~~Town Board~~ Building Inspector and the applicant, stating in writing its findings and conclusions, within 30 days of its receipt of said application.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 228

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article XXXVII – Riverfront Corridor (RFC) Zoning Use District)

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article XXXVII entitled "Riverfront Corridor (RFC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article XXXVII entitled "Riverfront Corridor (RFC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE XXXVII
Riverfront Corridor (RFC) Zoning Use District**

§108-190. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply:~~

The design, buffer, and parking standards listed in the provisions below (108-190 A., B. and C.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-190 C.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 229

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article XLVI – Destination Retail Center (DRC) Zoning Use District)

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

_____ :

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article XLVI entitled "Destination Retail Center (DRC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article XLVI entitled "Destination Retail Center (DRC) Zoning Use District", of the Riverhead Town Code as follows:

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

§108-260. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design, buffer and parking standards listed in the provisions below (108-260 A., B. and C.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-260 C.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 230

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article XLVII – Shopping Center (SC) Zoning Use District)

COUNCILMAN WOOTEN

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article XLVII entitled "Shopping Center (SC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES ___ NO

DUNLEAVY YES ___ NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article XLVII entitled "Shopping Center (SC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE XLVII
Shopping Center (SC) Zoning Use District**

§ 108-264. Supplementary ~~requirements~~ guidelines.

~~The following design and parking requirements shall apply:~~

The design standards and parking standards listed in the provisions below (108-264 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-264 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 231

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article XLVIII – Business Center (BC) Zoning Use District)

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article XLVIII entitled "Business Center (BC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article XLVIII entitled "Business Center (BC) Zoning Use District", of the Riverhead Town Code as follows:

**ZONING
ARTICLE XLVIII
Business Center (BC) Zoning Use District**

§ 108-265. Purpose and intent.

The intent of the Business Center (BC) Zoning Use District is to encourage ~~small~~ single, freestanding roadside commercial uses, mainly along Route 58, between the existing Destination Retail Center (DRC) and Shopping Center (SC) Zoning Use Districts, with the employment of transferred development rights where appropriate.

§108-268. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply:~~

The design standards and parking standards listed in the provisions below (108-268 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-268 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

~~(5) Curb cuts, driveways, and garages shall meet the following dimensional regulations;~~

~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~

~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~

~~(c) The maximum width of garage entryways facing a front street shall not exceed 18 feet.~~

~~(6)~~ (5) Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.

- (7) ~~(6)~~ Driveways shall be set back at least five feet from side property lines. However, driveways providing shared access to two or more properties are exempt from this standard.
- (8) ~~(7)~~ Where site grading and topography result in parking areas being located at higher elevation than and visible from the adjacent roadway, planted berms shall be used to screen the view of automobiles from public roadways.
- (9) ~~(8)~~ In order to provide shade, parking lots with 21 or more spaces shall have “orchard” planting: one tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (10) ~~(9)~~ In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 10% of their land area. This landscaping requirement is in addition to the 5% parcel-wide landscaping mentioned above.
- ~~(11)~~(10) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
- (a) Where sanding and salting are not used in the winter, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.
 - (b) Landscaped areas of the parking lot shall be sited, planted, and graded in a manner to provide infiltration and detention of runoff from paved areas.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 232

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

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article XLIX entitled "Commercial/Residential (CRC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN ✓ YES ___ NO

DUNLEAVY ✓ YES ___ NO BLASS ✓ 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article XLIX entitled "Commercial/Residential Campus (CRC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE XLIX
Commercial/Residential Campus (CRC) Zoning Use District**

§108-272. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply:~~

The design standards and parking standards listed in the provisions below (108-272 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-272 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

Adopted

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 233

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article L – Industrial A (IA) Zoning Use District)

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article L entitled "Industrial A (IA) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article L entitled "Industrial A (IA) Zoning Use District", of the Riverhead Town Code as follows:

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

§108-276. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design, buffer and parking standards listed in the provisions below (108-276 A., B. and C.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-276 C.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 234

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article LI – Industrial C (IC) Zoning Use District)

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY

_____:

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LI entitled "Industrial C (IC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES ___ NO

DUNLEAVY YES ___ NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LI entitled "Industrial C (IC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LI
Industrial C (IC) Zoning Use District**

§108-280. Supplementary requirements guidelines.

The design standards and parking standards listed in the provisions below (108-280 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-280 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

TOWN OF RIVERHEAD

Adopted

Resolution # 235

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article LII – Rural Corridor (RLC) Zoning Use District)

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LII entitled "Rural Corridor (RLC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LII entitled "Rural Corridor (RLC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LII
Rural Corridor (RLC) Zoning Use District**

§108-284. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design, buffer and parking standards listed in the provisions below (108-284 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-284 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 236

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LIII entitled "Hamlet Center (HC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO
DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LIII entitled "Hamlet Center (HC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LIII
Hamlet Center (HC) Zoning Use District**

§108-288. Supplementary requirements guidelines.

~~The following design and parking requirements shall apply.~~

The design, buffer and parking standards listed in the provisions below (108-288 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-288 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

- ~~(6) Curb cuts, driveways, and garages shall meet the following dimensional regulations:~~
 - ~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~
 - ~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~
 - ~~(c) The maximum width of garage entryways facing a front street shall not exceed 18 feet.~~
- (7) (6) Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.
- (8) (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least 15% of their land area.
- (9) (8) In order to provide shade, parking lots with 21 or more spaces shall have "orchard" planting: one tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (10) (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - (a) Entire parking areas shall be surfaced with gravel, rather than pavement.
 - (b) Where sanding and salting are not used in the winter, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.

(c) Landscaped areas of the parking lot shall be sited, planted, and graded in a manner to provide infiltration and detention of runoff from paved areas.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 237

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article LIV – Village Center (VC) Zoning Use District)

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LIV entitled "Village Center (VC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES ___ NO

DUNLEAVY YES ___ NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LIV entitled "Village Center (VC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LIV
Village Center (VC) Zoning Use District**

§108-292. Supplementary requirements guidelines.

~~The following design and parking requirements shall apply:~~

The design standards and parking standards listed in the provisions below (108-292 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-292 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

- ~~(6) Curb cuts, driveways, and garages shall meet the following dimensional regulations:~~
 - ~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~
 - ~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~
 - ~~(c) The maximum width of garage entryways facing a front street shall not exceed 18 feet.~~
- (7) (6) Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.
- (8) (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least 15% of their land area.
- (9) (8) In order to provide shade, parking lots with 21 or more spaces shall have "orchard" planting: one tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (10)(9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - (a) Entire parking areas shall be surfaced with gravel, rather than pavement.
 - (b) Where sanding and salting are not used in the winter, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.

(c) Landscaped areas of the parking lot shall be sited, planted, and graded in a manner to provide infiltration and detention of runoff from paved areas.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 238

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article LV – Business CR Zoning Use District [Rural Neighborhood Business])

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LV entitled "Business CR Zoning Use District (Rural Neighborhood Business)", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LV entitled "Business CR Zoning Use District (Rural Neighborhood Business)", of the Riverhead Town Code as follows:

**ARTICLE LV
Business CR Zoning Use District (Rural Neighborhood Business)**

§108-296. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design standards and parking standards listed in the provisions below (108-296 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-296 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

- ~~(6) Curb cuts, driveways, and garages shall meet the following dimensional regulations:~~
 - ~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~
 - ~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~
- (7) (6) Shared parking lots with cross-access agreements are encouraged so as to allow drivers to park in one lot and walk to other businesses without moving their cars, or to drive from one lot to another without returning to the street.
- (8) (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with groundcover, grasses, or low shrubs for at least 15% of their land area.
- (9) (8) Parking lots with 21 or more spaces shall have "orchard" planting for shade: one tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (10)(9) In order to provide recharge of the groundwater basin and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - (a) Entire parking areas shall be surfaced with gravel, rather than pavement.
 - (b) Where sanding and salting are not used in the winter, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.
 - (c) Landscaped areas of the parking lot shall be sited, planted, and graded in a manner to provide infiltration and detention of runoff from paved areas.

~~(11)~~(10) Large areas of surface parking shall be broken up by landscaped walkways connecting sidewalks and parking areas to business entrances, in order to create “parking fields” of no more than 250 spaces each.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 239

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LVI entitled "Downtown Center 1: Main Street (DC-1) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LVI entitled "Downtown Center 1: Main Street (DC-1) Zoning Use District", of the Riverhead Town Code as follows:

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

§108-300. Supplementary requirements guidelines.

~~The following design and parking requirements shall apply.~~

The design, buffer and parking standards listed in the provisions below (108-300 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-300 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

- ~~(7) Curb cuts, driveways, and garages shall meet the following dimensional regulations:~~
 - ~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~
 - ~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~
 - ~~(c) The maximum width of garage entryways facing a front street shall not exceed 18 feet.~~

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 240

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

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LVII entitled "Downtown Center 2: Waterfront (DC-2) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES ___ NO

DUNLEAVY YES ___ NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LVII entitled "Downtown Center 2: Waterfront (DC-2) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LVII
Downtown Center 2: Waterfront (DC-2) Zoning Use District**

§108-304. Supplementary requirements guidelines.

The following design and parking requirements shall apply:

The design standards and parking standards listed in the provisions below (108-304 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-304 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

- ~~(7) Curb cuts, driveways, and garages shall meet the following dimensional regulations:~~
 - ~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~
 - ~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~
 - ~~(c) The maximum width of garage entryways facing a front street shall not exceed 18 feet.~~
- (8) (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15% of their land area. This landscaping requirement is in addition to the thirty-percent parcelwide landscaping mentioned above.
- (9) (8) In order to provide shade, parking lots with 21 or more spaces shall have "orchard" planting: one tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot and along the edges.
- (10)(9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater.
 - (a) Where sanding and salting are not used in the water, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.

(b) Landscaped areas of the parking lot shall be sited, planted, and graded in a manner to provide infiltration and detention of runoff from paved areas.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 239 A

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

COUNCILMAN WOOTEN

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LVII entitled "Downtown Center 3: Office (DC-3) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES ___ NO

DUNLEAVY YES ___ NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LVIII entitled "Downtown Center 3: Office (DC-3) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LVIII
Downtown Center 3: Office (DC-3) Zoning Use District**

§108-308. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design standards and parking standards listed in the provisions below (108-308 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-308 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 240 A

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENTS TO CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE (Article LIX – Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District)

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LVII entitled "Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LIX entitled "Downtown Center 4: Office/Residential Transition (DC-4) Zoning Use District", of the Riverhead Town Code as follows:

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

§108-312. Supplementary requirements guidelines.

~~The following design and parking requirements shall apply.~~

The design standards and parking standards listed in the provisions below (108-312 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-312 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

B. Parking standards.

- ~~(7) Curb cuts, driveways, and garages shall meet the following dimensional regulations:~~
 - ~~(a) Curb cuts and driveways at the front property line leading to parking areas of 10 or fewer spaces shall not exceed 10 feet in width along any point.~~
 - ~~(b) Curb cuts and driveways at the front property line leading to parking areas of 11 or more spaces shall not exceed 14 feet in width at any point.~~
 - ~~(c) The maximum width of garage entryways facing a front street shall not exceed 18 feet.~~
- (8) (7) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses or low shrubs for at least 15% of their land area.
- (9) (8) In order to provide shade, parking lots with 21 or more spaces shall have "orchard" planting: one tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot and along the edges.
- (10) (9) In order to provide recharge of the groundwater basin and minimize runoff into water bodies, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:
 - (a) Where sanding and salting are not used in the winter, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.
 - (b) Landscaped areas of parking lots shall be planted, situated and graded in a manner to provide infiltration and detention of runoff from paved areas.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 241

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

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LX entitled "Downtown Center 5: Residential (DC-5) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LX entitled "Downtown Center 5: Residential (DC-5) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LX
Downtown Center 5: Residential (DC-5) Zoning Use District**

§108-316. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design standards and parking standards listed in the provisions below (108-316 A. and B.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-316 B.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 242

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 26, 2009 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 108 entitled "Zoning", Article LXI entitled "Tourism/Resort Campus (TRC) Zoning Use District", to be posted on the sign board of the Town, and be it further

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

WOOTEN YES NO

DUNLEAVY YES NO BLASS 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 21st day of April, 2009 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning", Article LXI entitled "Tourism/Resort Campus (TRC) Zoning Use District", of the Riverhead Town Code as follows:

**ARTICLE LXI
Tourism/Resort Campus (TRC) Zoning Use District**

§108-320. ~~Supplementary requirements~~ guidelines.

~~The following design and parking requirements shall apply.~~

The design, buffer and parking standards listed in the provisions below (108-320 A., B. and C.) are intended as a guide or measure for improvements in parcels in this zoning district and the word "shall" recited in the provisions below, with the exception of 108-320 C.(1) which requires adherence to the parking schedule, is intended to obtain compliance with the provisions to the extent practicable as determined by the Board responsible for review.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

Adopted

March 17, 2009

TOWN OF RIVERHEAD

RESOLUTION # 243

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER NO. 1 FOR EAST CREEK MARINA PHASE I INFRASTRUCTURE IMPROVEMENT PROJECT

COUNCILMAN WOOTEN offered the following resolution which was

seconded by COUNCILWOMAN BLASS

WHEREAS, on May 6, 2008, the Riverhead Town Board adopted Resolution No. 395 entitled, "Awards Bid for East Creek Marina Phase I Infrastructure Improvement Project: and

WHEREAS, the bid was awarded to Chesterfield Associates, Inc. in the amount of One Million One Hundred Thirty Nine Thousand & 00/100 (\$1,139,000.00); and

WHEREAS, it is the recommendation of the Engineering Department and the Town of Riverhead consulting engineers, Cashin Associates that additional work is required for contract Item 5 -Pile Caps modifications for the additional amount of Two Thousand One Hundred Fifty & 00/100 (\$2,150.00) and contract Item 6 - Pier 5 Boardwalk - An extension is required to overcome extreme grade caused by winter erosion in the additional amount of Six Thousand Six Hundred Five & 35/100 (\$6,605.35). It is also recommended that a credit be issued for Item No. 4 - Dredge Material Transportation to Town of Brookhaven Option - It was not necessary to transport any dredge material to the Town of Brookhaven for deduct amount of Eleven Thousand Five Hundred & 00/100 (\$11,500.00) for a net deduct change order amount of Two Thousand Seven Hundred Forty Four & 65/100 (-\$2,744.65).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute Change Order No. 1 for the net amount of negative Two Thousand Seven Hundred Forty Four and 65/100 (-\$2,744.65); and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chesterfield Associates, Inc., P. O. Box 1229, Westhampton Beach, NY 11978, Cashin Associates, PC, 1200 Veterans Memorial Highway, Hauppauge, NY 11788, Engineering Department, Purchasing Department and the Office of Accounting.

THE VOTE

Dunleavy [X] Yes [] No
Blass [X] Yes [] No
Wooten [X] Yes [] No
Cardinale [X] Yes [] No

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED.

EAST CREEK MARINA IMPROVEMENT PLAN – PHASE I – Infrastructure Improvements
and Dock Installation
ADDITION #1
TOWN OR RIVERHEAD, SUFFOLK COUNTY, NEW YORK

CHANGE ORDER NO. 1

Project:	East Creek Marina Improvement Plan – Phase I Infrastructure Improvements and Dock Installation
Change Order No.:	1
Date:	March 12, 2009
Contractor:	Chesterfield Associates, Inc. P.O. Box 1229 56 South Country Road Westhampton Beach, NY 11978
Contract Date:	July 28, 2008

The Contract is changed as follows:
Refer to Attachment

NOT VALID UNTIL SIGNED BY THE OWNER, ENGINEER AND CONTRACTOR

The Original Contract Sum was.....	\$1,139,000.00
Net Change by Previously Authorized Change Orders.....	\$0.00
The Contract Sum Prior to This Change Order was.....	\$1,139,000.00
The Contract Sum will be decreased by this Change Order	
In the amount of	\$-2,744.65
The New Contract Sum Including this Change Order will be.....	\$1,136,255.35

Contractor	Owner
Chesterfield Associates, Inc.	Town of Riverhead
P.O. Box 1229 56 South Country Road Westhampton Beach, NY 11978	200 Howell Avenue Riverhead, New York 11901
By: _____ Authorized Representative Signature	By: _____
Print Name: _____	Print Name: _____
Date: _____	Date: _____

EAST CREEK MARINA IMPROVEMENT PLAN – PHASE I – Infrastructure Improvements
and Dock Installation
ADDITION #1
TOWN OR RIVERHEAD, SUFFOLK COUNTY, NEW YORK

Add / Delete	Description	Quantity	Unit of Measure	Unit Price	Extended Total
Delete	Item 4 – Dredged Material Transportation – Town of Brookhaven Option	1000	Tons	\$11.50	-\$11,500.00
Add	Item 5 – Pile Caps Modifications	1	LS	\$2,150.00	+\$2,150.00
Add	Item 6 – Pier 5 Boardwalk	1	LS	\$6,605.35	+\$6,605.35
NET CHANGE					-\$-2,744.65

March 17, 2009

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 244

AUTHORIZES THE SUPERVISOR TO EXECUTE A ROAD, DRAINAGE AND EXCAVATION AGREEMENT WITH VINCENZO MASTRONARDI REGARDING THE MASTRO REALTY SUBDIVISION, SUFFOLK COUNTY TAX MAP NO. 600-

80-01-12.7

COUNCILWOMAN BLASS

_____, offered the following resolution, which was seconded

by _____
COUNCILMAN DUNLEAVY

WHEREAS, Vincenzo Mastronardi has undertaken to construct a residential subdivision near Youngs Avenue, Calverton, Town of Riverhead, known as The Mastro Realty Subdivision, Suffolk County Tax Map No. 600-80-01-12.7; and

WHEREAS, Vincenzo Mastronardi has agreed to undertake construction and implementation of specific road and drainage plans, specifically the road and drainage plans on the approved final subdivision road and drainage plans prepared by the Young & Young Engineering Firm, dated August 10, 2007, at their own cost and expense; and

WHEREAS, Vincenzo Mastronardi has additionally agreed to construct and implement supplemental drainage improvements along Youngs Avenue, within parcel "A" and the subdivision right-of-way as shown on the plan entitled "Drainage Work Plan" prepared by Young & Young as revised March 10, 2009, at their own cost and expense; and

WHEREAS, Vincenzo Mastronardi has additionally agreed to restore the Youngs Avenue right-of-way regarding any disturbance caused by construction and implementation of the final road and drainage plans and supplemental road and drainage plans to the complete satisfaction of the Town Engineer, Superintendent of Highways, Planning Director and Building Administrator and/or their designees.

WHEREAS, Vincenzo Mastronardi has additionally agreed to apply for and obtain an excavation permit pursuant to Riverhead Town Code Chapter 62 and comply with and abide by all of the provisions contained therein except the following provision.

WHEREAS, the Town of Riverhead, in consideration of the above agreements proffered by Vincenzo Mastronardi hereby agrees to waive all excavation fees pursuant to Riverhead Town Code section 62-10, hereby conditioned upon satisfactory completion of the afore-mentioned road and drainage plans as determined by appropriate Town officials and/or their designees.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached road, drainage and excavation agreement with Vincenzo Mastronardi; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Peter S. Danowski Jr., as attorney for Vincenzo Mastronardi, 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York 11901; Engineering Department; Planning Department and the Office of the Town Attorney.

THE VOTE

Wooten Yes No
Dunleavy Yes No
Blass Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

ROAD, DRAINAGE AND EXCAVATION AGREEMENT

1. WHEREAS, Vincenzo Mastronardi has undertaken to construct a residential subdivision near Youngs Avenue, Calverton, Town of Riverhead, known as The Mastro Realty Subdivision, Suffolk County Tax Map No. 600-80-01-12.7.
2. WHEREAS, Vincenzo Mastronardi agrees to undertake construction and implementation of specific road and drainage plans, specifically the road and drainage plans on the approved final subdivision road and drainage plans prepared by the Young & Young Engineering Firm, dated August 10, 2007, at their own cost and expense.
3. WHEREAS, Vincenzo Mastronardi additionally agrees to construct and implement supplemental drainage improvements along Youngs Avenue, within parcel "A" and the subdivision right-of-way as shown on the plan entitled "Drainage Work Plan" prepared by Young & Young as revised March 10, 2009, at their own cost and expense.
4. WHEREAS, Vincenzo Mastronardi additionally agrees to restore the Youngs Avenue right-of-way regarding any disturbance caused by construction and implementation of the final road and drainage plans and supplemental road and drainage plans to the complete satisfaction of the Town Engineer, Superintendent of Highways, Planning Director and Building Administrator and/or their designees.
5. WHEREAS, Vincenzo Mastronardi additionally agrees to apply for and obtain an excavation permit pursuant to Riverhead Town Code Chapter 62 and comply with and abide by all of the provisions contained therein except the following provision.
6. WHEREAS, the Town of Riverhead, in consideration of the representations proffered by Vincenzo Mastronardi, hereby agrees to waive all excavation fees pursuant to Riverhead Town Code section 62-10, hereby conditioned upon satisfactory completion of the afore-mentioned road and drainage plans as determined by appropriate Town officials and/or their designees.
7. In the event Vincenzo Mastronardi fails to abide by the terms of this agreement to the satisfaction of appropriate Town officials and/or their designees, the Town shall reserve the right to utilize all remedies under law, including the zoning regulations pursuant to the Riverhead Town Code.

This agreement shall take effect upon the date last written below.

Each of the parties to this agreement hereby agree that each has read each and every line of each and every paragraph in this agreement and that each party agrees with, understands and acknowledges this agreement.

Vincenzo Mastronardi
The Mastro Realty Subdivision

Date

Witness

Date

Phil Cardinale, Town Supervisor

Date

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 245

AMENDS RESOLUTION #48 of 2009
(SETS THE FEES FOR USAGE OF RECREATION AND OTHER TOWN FACILITIES)

COUNCILMAN DUNLEAVY offered the following resolution, which was

seconded by COUNCILMAN WOOTEN :

WHEREAS, Resolution #48 adopted by the Riverhead Town Board on January 21, 2009 set the fees for usage of recreation and other Town facilities;

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby amends Resolution #48 dated January 21, 2009 to reflect the addition of the Senior Citizen Human Resource Center usage fee schedule as attached; and be it further

RESOLVED, that all other usage fee schedules remain in full force and effect; and be it further

RESOLVED, that the Town Clerk forward a copy of this resolution to the Recreation Department, the Senior Citizen Human Resource Center, the Supervisor's Office and the Accounting Department.

WOOTEN YES NO
DUNLEAVY YES NO BLASS YES NO
CARDINALE YES NO
THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

RIVERHEAD SENIOR CITIZEN HUMAN RESOURCE CENTER

- Dining Room – Party Rental Fee (Flat Rate: 1-4 hours) \$250.00 (residents)
\$300.00 (non-residents)
\$100.00 (additional hour)
- T.A.G. Room – Rental Fee (Flat Rate: 1-3 hours) \$100.00 (residents)
(Together All Generations) \$ 75.00 (additional hour)
- Auditorium – Meeting & Training Events – Rental Fee \$100.00 (an hour)
\$ 75.00 (additional hour)

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 246

Adopted

Grants Special Use Permit of Hampton Jitney, Inc.

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Hampton Jitney, Inc. pursuant to Article XXVIA and Section 108-278 B (3) of the Town Code to allow the construction of a motor coach terminal and maintenance facility, as well as related improvements upon real property located on Edwards Avenue, Calverton; such real property more particularly described as SCTM 0600-117-1-8.6, and

WHEREAS, the petition underwent coordinated review with involved agencies pursuant to NYCRR Part 617 with no involved agency desiring to assume lead agency status, and

WHEREAS, the matter was referred to the Suffolk County Planning Commission for its report and recommendation, such commission concluding the matter to be one of local determination, and

WHEREAS, a public hearing was held on March 3, 2009, and

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

THEREFORE, BE IT

RESOLVED, that in the matter of the special permit application of Hampton Jitney, Inc., the Riverhead Town Board hereby declares itself to be the lead agency and further determines the action to be Unlisted pursuant to 6NYCRR Part 617 without significant adverse impacts upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the Special Use Permit of Hampton Jitney, Inc., the Riverhead Town Board hereby makes the following findings:

- (i) That the subject real property lies within the Industrial C Zoning use District;
 - (ii) That the Industrial C Zoning Use District provides for motor coach terminal use by special use permit of the Riverhead Town Board
 - (iii) That the property lies within the Central Suffolk Pine Barrens Compatible Growth Area;
 - (iv) That the property is characterized as a combination of land types including old fields, woods, open acres and wetlands;
 - (v) That the lot area is sufficient and adequate for the proposed motor coach terminal use;
 - (vi) That the applicant has submitted a Motor Vehicle Impact Study as prepared by Dunn Engineering and dated March 3, 2009 concluding that access facilities will be provided to assure adequate access for expected traffic movements from public streets;
 - (vii) That adequate land area exists to provide adequate off street parking stalls as required by the Town of Riverhead Off Street Parking Schedule;
 - (viii) That adequate buffer yards and screen plantings will be provided;
 - (ix) That adequate provisions will be made for the collection and disposal of stormwater and sanitary waste to be generated by the proposed land use;
- and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby approves the special use permit of the Hampton Jitney, Inc. to allow the construction of a motor coach terminal and maintenance facility as well as related improvements subject to the following conditions:

- (i) That no site plan approval shall be granted prior to the securing of the necessary Suffolk County Health Code permits under Article 7 (Water Pollution Control) and Article 12 (Toxic and Hazardous Material Storage);
- (ii) That the special permit use shall commence within two (2) years of the date of the approval resolution;
- (iii) That no building permit shall issue prior to the granting of the contemplated excavation permit pursuant to Chapter 64 of the Riverhead Town Code; and

BE IT FURTHER

RESOLVED, that a copy of this resolution be forwarded to Hampton Jitney, Inc. or agent, the Building Department, the Town Attorney, the Fire Marshal, and that a copy be scanned on to the Town Hall Share Drive for future reference.

THE VOTE

abstain
DUNLEAVY YES NO
BLASS YES NO WOOTEN YES NO
CARDINALE YES NO
THIS RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 247

Adopted

Grants Special Use Permit of Theodora Cohen
Single Family Residence

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

WHEREAS, the Riverhead Town Board is in receipt of a special use permit petition from Theodora Cohen to allow the conversion of one existing storage building into a single family residence upon real property located at East Main Street, Riverhead, New York ; such real property more particularly described as Suffolk County Tax Map Numbers 0600-127-7-14 and 0600-127-7-24, and

WHEREAS, the matter was referred to the Suffolk County Planning Commission for its report and recommendation, such commission concluding the matter to be one of local determination, and

WHEREAS, a public hearing was held on February 18, 2009, and

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

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby determines that the action will not result in significant adverse impacts to either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the Special Use Permit of Theodora Cohen, the Riverhead Town Board hereby makes the following findings:

- (i) That the subject real property lies within the DC-3 Zoning Use District;
- (ii) That the DC-3 Zoning Use District provides for single family dwellings by special permit of the Town Board;
- (iii) That the subject real property is currently improved with two frame single family dwellings, a storage building, and an asphalt driveway;
- (iv) That the site is particularly suitable for the location of the proposed land use;
- (v) That the lot area is both adequate and appropriate for the proposed single family residence;
- (vi) That access facilities are adequate for the motor vehicle trip ends to be generated;
- (vii) That there will be adequate off street parking stalls to support the use;
- (viii) That adequate provisions will be made for both sanitary waste and solid waste to be generated;
- (ix) That the intensity of specially permitted use is justified in the light of similar uses within the DC-3 Zoning Use District; and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special use permit petition of Theodora Cohen with the following conditions:

- (i) That no building or use permit shall be granted prior to site plan approval pursuant to Article XXVI of the Town of Riverhead Zoning Ordinance;

- (ii) That no site plan approval shall be granted prior to the merger of Suffolk County Tax Lot Numbers 0600-127-7-14 and 0600-127-7-24;
- (iii) That the single family residential use shall commence within one year of the date of this resolution; and

BE IT FURTHER

RESOLVED, that a copy of this resolution be forwarded to Theodora Cohen or her agent, the Building Department, the Town Attorney, the Fire Marshal, and that a copy be scanned on to the Town Hall Share Drive for future reference.

THE VOTE

DUNLEAVY YES NO
BLASS YES NO WOOTEN YES NO
CARDINALE YES NO
THIS RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

March 17, 2009

TOWN OF RIVERHEAD

Tabled

Resolution No. 248

Grants Special Use Permit of Terry Girls Realty, Inc.
(Bed and Breakfast)

Councilman Dunleavy offered the following resolution,
which was seconded by Councilman Wooten

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Terry Girls Realty, Inc. to allow the construction of a two-story Bed and Breakfast upon real property located at Main Road, Aquebogue, New York; such real property more particularly described as Suffolk County Tax Lot Number 0600-66-2-17, and

WHEREAS, the Riverhead Planning Department has reviewed the petition together with the attending Environmental Assessment Form and has recommended that the petition be classified as an Unlisted Action pursuant to 6 NYCRR Part 617, and

WHEREAS, the petition has been referred to the Suffolk County Planning Commission for its report and recommendation; such Planning Commission considering the matter to be of local determination, and

WHEREAS, a public hearing was held by this Town Board on December 16, 2008, and

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

THEREFORE BE IT RESOLVED, that in the matter of the special use permit petition of Terry Girls Realty, Inc., the Riverhead Town Board hereby declares itself to be the Lead Agency

pursuant to 6NYCRR Part 617 and further determines the action to be an Unlisted Action without significant adverse impacts upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER RESOLVED, that in the matter of the special use permit of Terry Girls Realty, Inc., the Riverhead Town Board hereby makes the following findings:

- (i) The applicant Terry Girls Realty, Inc. is the owner of the parcel of land approximately 16.74 acres which lies within both the Hamlet Center (HC) and Hamlet Residential (HR) Zoning Use Districts; both districts providing for Bed and Breakfast use by Special Permit;
- (ii) That the applicant has entered into a contract for the sale of development rights for a portion of the property located in the Hamlet Residential Zoning Use District;
- (iii) That the property is currently improved with a non-conforming two family dwelling, windmill, and barn;
- (iv) That Terry Girls Realty, Inc. occupies the non-conforming two-family dwelling;
- (v) That the Riverhead Zoning Ordinance defines two-family dwelling as “a building designed for and occupied exclusively as a home or residence by the owner and/or the owner’s family and a second person or family living independently of each other”;
- (vi) That the Town Code 108-64.5(B) requires that the bed and breakfast be owner occupied;
- (vii) That the Town Code 108-64.5 (A) and (C) requires that bed and breakfast be an accessory use in residential, commercial, and agricultural zoning use districts and the residential building incorporating the bed and breakfast as an accessory use must be a minimum of 2000 square feet;
- (viii) That the Town Code 108-64.5(B) requires that the bed and breakfast be an owner occupied single family residence;
- (ix) That the construction of the proposed Bed and Breakfast is considered to be an expansion of a non-conforming use pursuant to Section 108-51(A) of the Riverhead Zoning Ordinance requiring a special permit of the Town Board;
- (x) That the County of Suffolk will require access from the Main Road to the development rights parcel for farm operations and site inspections; and
- (xi) That the subject real property is suitable for the location of such use within the community; and
- (xii) That the lot area is sufficient and adequate for the proposed Bed and Breakfast use;
- (xiii) That access facilities will be provided as to assure adequate access for expected traffic movements from public streets;
- (xiv) That adequate land area exists to provide adequate off street parking stalls pursuant to the Town of Riverhead off-street parking schedule;
- (xv) That adequate buffer yards and screen plantings will be provided;
- (xvi) That adequate provisions will be made for the collection and disposal of stormwater and sanitary waste to be generated by the land uses;

- (xvii) That the intensity of the proposed use in conformance with and made compliant with the applicable code provision is justified as there exist similar uses within the Hamlet Center Zoning use District;

BE IT FURTHER RESOLVED, that based upon its findings, the Riverhead Town Board hereby approves the special use permit of Terry Girls Realty, Inc. to allow the construction of a Bed and Breakfast pursuant to Section 108-286(B)(1) and 108-51(A) of the Riverhead Zoning Ordinance subject to the following conditions:

1. That the applicant shall make application and obtain all requisite approvals to convert the non-conforming two family to a single family residence pursuant to 108-51(B) or single family residence with an accessory apartment pursuant to 108-51(B) and Article VIII "Accessory Apartments" of the Zoning Code;
2. That applicant obtain a certificate of occupancy use for a single family residence with accessory apartment;
3. That the applicant shall submit a site plan and obtain site plan approval pursuant to Article XXVI of the Riverhead Zoning Ordinance and all requisite applications for a bed and breakfast to be made part of or attached and accessory to the single family residence, after receipt of a certificate of occupancy as set forth in condition 1 above;
4. That the special permit use shall commence within three (3) years of the date of this approval resolution;
5. That the applicant shall grant all access to the premises, including that portion of the premises subject to sale of development rights, from Main Road and same shall be depicted upon the contemplated site plan application;
6. That all applicant shall be bound by all criteria and conditions set forth in 108-64.5 and such other conditions as may be determined by the Zoning Board of Appeals, Planning Board or such other department or board having jurisdiction of the conditions set forth herein.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Terry Girls Realty, Inc. or its agent, the Building Department, the Town Attorney, the Town Clerk, the Fire Marshal, the Accounting Department and that a copy be scanned on to the Town Hall Share Drive for future reference.

THE VOTE

DUNLEAVY YES NO

BLASS YES NO WOOTEN YES NO

CARDINALE YES NO

THIS RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

03/17/09

Tabled

TOWN OF RIVERHEAD

Resolution # 249

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
(§108-175. and §108-179. - Pine Barrens Overlay District)

COUNCILMAN WOOTEN

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS
_____:

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" (Article XXXV - Pine Barrens Overlay District) of the Riverhead Town Code once in the March 26th, 2009 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

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

THE VOTE

Buckley ___ yes ___ no Wooten yes ___ no
Dunleavy yes ___ no Blass yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT

THEREFORE DULY ADOPTED

04/07.09 Resolution was offered by Councilman Jim Wooten to be UNTABLED, Seconded by Councilwoman Barbara Blass. THE VOTE: Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution was unanimously UNTABLED. Then Resolution was offered by Councilman Jim Wooten to be WITHDRAWN, Seconded by Councilwoman Barbara Blass. THE VOTE: Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution was unanimously WITHDRAWN.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 21st day of April, 2009 at 7: 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 XXXV
Pine Barrens Overlay District

§108-175. Findings, legislative intent and purpose.

A. This Town Board finds and determines that the provisions of the Pine Barrens Overlay District were designed, in part, to protect the Pine Barrens Core and Compatible Growth areas.

This Town Board further finds that the provisions of the Pine Barrens Overlay District regarding land clearing must be clarified to insure that contiguous areas of land remain undisturbed to both protect habitats and to insure the continued proliferation of flora and fauna in the area.

This Town Board further determines that the needed clarification must be adopted before ownership of the affected lands pass from the Town of Riverhead to forestall any dispute over the intended meaning of the land clearing provisions.

This Town Board further finds and determines that the Long Island Pine Barrens Protection Act enacted by the State Legislature in 1993 recognized that the Towns within the Pine Barrens region are the natural guardians of the unique Pine Barrens land within the Town's jurisdiction through the exercise of their accepted zoning powers.

Therefore, it is the intent of this local law to enact certain clarifications of existing provisions to insure that the safeguards that the Town of Riverhead intended to impose regarding land clearing are observed.

B. A. In 1993, New York State adopted § 57-0119 of the Environmental Conservation Law ("ECL") entitled "Central Pine Barrens Joint Planning and Policy Commission." This Commission consists of five voting members: a member appointed by the Governor, the County Executive of Suffolk County and the Supervisors of the Towns of Riverhead, Brookhaven and Southampton. This Commission was formed to implement, manage and oversee land use within the Central Pine Barrens area on Long Island. ECL 57-0119(6)(a) gives the Commission the power to prepare, adopt and insure implementation of the Comprehensive Land Use Plan. ECL Article 57 recognizes the importance of the three local towns in regulating the implementation of the plan within the Central Pine Barrens region. The authority to establish a Comprehensive Land Use Plan is contained in ECL § 57-01021. In conformance with ECL Article 57 and the Comprehensive Land Use

Plan, the Town Board of the Town of Riverhead enacted § 108-175 of the Town Code of the Town of Riverhead entitled "Pine Barrens Overlay District." The intention of the original legislation adopted in 1995 and the resulting plan was that the local planning board and zoning powers and authority to regulate land uses by local municipalities within the Central Pine Barrens area would not be affected by said legislation and plan.

~~B.~~ C. It is the purpose of this article to provide consistency with the goals of the Central Pine Barrens Comprehensive Land Use Plan adopted by the Town Board on June 28, 1995, pursuant to the provisions of Article 57 of the New York State Environmental Conservation Law, as follows:

- (1) To protect, preserve and enhance the functional integrity of the Pine Barrens ecosystem and the significant natural resources thereof.
- (2) To protect the quality of surface water and groundwater.
- (3) To discourage piecemeal and scattered development, and to encourage the preservation of contiguous areas of open space and non-disturbed areas to the greatest extent practicable.
- (4) To promote active and passive recreational and environmental educational uses that are consistent with the Land Use Plan.
- (5) To accommodate development in a manner consistent with the long-term integrity of the pine barrens ecosystem and to ensure that the pattern of development is efficient and orderly.
- (6) To protect the pine barrens ecosystem from illegal activity within the boundaries of the Central Pine Barrens Area, in particular clearing of large tracts of land without the necessary approvals.

~~C.~~ D. The particular objectives for land use with respect to the Central Pine Barrens Core Preservation Area include:

- (1) Preserving the pine barrens in their natural state thereby ensuring the continuation of the unique and significant ecologic, hydrogeologic and other resources representative of such environments.
- (2) Promoting compatible agricultural, horticultural and open space recreational uses within the framework of maintaining a pine barrens environment and minimizing the impact of such activities thereon.
- (3) Prohibiting or redirecting new construction or development.
- (4) Accommodating specific pine barrens management practices, such as prescribed burning, necessary to maintain the special ecology of the preservation area.
- (5) Protecting and preserving the quality of surface water and groundwater.
- (6) Protecting the pine barrens ecosystem from illegal activity within the boundaries of the Central Pine Barrens Area, in particular clearing of large tracts of land without the necessary approvals.

~~D.~~ E. The particular objectives for land use with respect to the Central Pine Barrens Compatible Growth Area include:

- (1) Preserving and maintaining the essential character of the existing pine barrens environment, including plant and animal species indigenous thereto and habitats thereof.
- (2) Protecting the quality of surface water and groundwater.

- (3) Discouraging piecemeal and scattered development.
 - (4) Encouraging appropriate patterns or compatible residential, commercial, agricultural, and industrial development in order to accommodate regional growth influences in an orderly way while protecting the pine barrens environment from the individual and cumulative adverse impacts thereof.
 - (5) Accommodating a portion of the development redirected from the Core Preservation Area.
 - (6) Allowing appropriate growth consistent with stated natural resource goals.
 - (7) Protecting the pine barrens ecosystem from illegal activity within the boundaries of the Central Pine Barrens Area, in particular clearing of large tracts of land without the necessary approvals.
- E. F. Although each of the zoning codes of the respective three towns contains penalty provisions for violations of the Code, no specific provisions are included for violations of regulations within the Central pine barrens area. Article 57 of the ECL does not specifically provide for an enforcement or penalty provision. The Towns of Riverhead, Brookhaven, and Southampton desire to discourage and prevent unauthorized and illegal land clearing activities, illegal dumping and other unauthorized uses within the core area and the compatible growth area of the Long Island Central Pine Barrens region. Any amendment to Article 57 of the ECL should be consistent with existing code enforcement provision in each of the three towns.
- F. G. This article, in addition to the purposes outlined above, is necessary to raise the potential penalties under the authority of the respective Town codes for unauthorized and illegal land clearing activities, as well as provide enforcement of other provisions of the respective Town code regarding the Long Island Central Pine Barrens region.

§ 108-179. Development within Compatible Growth Area.

- A. Development within the Compatible Growth Area (CGA) shall comply with the following standards:
- (1) All development subject to the provisions of Article 6 of the Suffolk County Sanitary Code shall meet the applicable requirements of the Suffolk County Department of Health.
 - (2) As determined by the State of New York or the County of Suffolk, any new public or private sewage treatment plant discharge shall be outside of the Core Preservation Area and shall be located north of the groundwater divide, as defined by the Suffolk County Department of Health Services, as site conditions permit.
 - (3) All development shall comply with the provisions of Articles 7 and 12 of the Suffolk Sanitary Code.
 - (4) All development involving significant discharges to groundwater and located proximate to public water supply wells shall require measures to mitigate impacts upon water quality as required under Article 17 of the New York State Environmental Conservation Law. The Suffolk County Department of Health Services' guidelines for private wells should be used for private wellhead protection.
 - (5) Development proposals for sites containing or abutting freshwater wetlands shall be separated by a non-disturbance buffer area which shall be in accordance with Article 24

of the New York State Environmental Conservation Law, the Wild, Scenic and Recreational Rivers Act (the Rivers Act) and Chapter 107 of the Code of the Town of Riverhead, whichever is most restrictive. Distances shall be measured horizontally from the wetland edge as mapped by the New York State Department of Environmental Conservation, field delineation or local ordinance. Stricter buffer areas may be established for wetlands as appropriate. Buffer areas shall be delineated on development plans with conditions imposed to assure the preservation of the freshwater wetland resource. Said conditions shall be set forth in a declaration of covenants, conservation easement or similar instrument.

- (6) Development proposals for sites within the regulated area of the New York Wild, Scenic and Recreational Rivers Act shall conform to the standards of the Act. Variances from the Act shall meet all requirements imposed by the State of New York in order to be deemed to have met the requirements of this standard. Additional relief from the Town of Riverhead Zoning Board of Appeals shall not be required.
- (7) All stormwater generated by development shall be recharged on site unless surplus capacity exists in an off-site drainage system. In the review of development plans, the Town Board shall encourage the use of natural recharge areas or drainage system design which result in minimal disturbance of native vegetation with the use of natural swales and depressions as an alternative to excavated recharge basins where feasible. Development plans should include the use of ponds only if such ponds are designed to retain stormwater and are not merely constructed for aesthetic purposes. Adequate measures should be employed to control soil erosion and stormwater runoff during construction, as per guidelines promulgated by the New York State Department of Environmental Conservation.
- (8) ~~Clearance.~~ Clearing.
- (a) The proposed disturbance to natural vegetation, combined with previously disturbed areas, shall conform to the following ~~clearance~~ clearing standards:

Zoning Use District	Maximum Site Clearance <u>Clearing</u> (percentage)
RB-80	53%
APZ	53%
IA	65%
IC	65%
Business CR	65%
<u>Property within EPCAL</u>	<u>in conformance with</u>
<u>LI, PIP, CO and PRP Districts</u>	<u>map filed in the</u>
	<u>Department of Planning,</u>
	<u>as set forth in subsection</u>
	<u>9 hereinafter</u>

- (b) The applicable ~~clearance~~ clearing percentage shall be calculated over the area of the entire

- parcel, including but not limited to public highways, roadways, building sites, parking areas, drainage structures and recharge areas. Development plans shall delineate the existing naturally vegetated areas, shall calculate those portions of the site that are already cleared due to previous activities and shall contain calculations for the amount of disturbance of native vegetation and indicate the clearing limits thereof.
- (c) To the extent that a portion of a site includes Core property, and for the purpose of calculating the clearing limits, the site shall be construed to be the combined Core and CGA portions. However, the Core portion may not be cleared without a hardship exemption.
- (9) ~~Land subdivision maps and site plans shall be designed to encourage the preservation of large unbroken blocks that provide for contiguous open spaces to be established when adjacent parcels are developed. Applications for subdivision and site plan shall contain calculations for clearing, and these limits shall become part of the filed map or approved drawings. Non-native vegetation species to be avoided are contained in Figure 5-2 of the plan.~~

- A. A map of the portion of Pine Barrens Overlay District within the fence line of the former Grumman facility now known as EPCAL, shall be adopted designating those areas of the EPCAL site where land clearing is prohibited. The areas where land clearing is prohibited shall constitute 35% of the overall site. Those areas contained on said map where land clearing is not prohibited may be cleared. The map may be modified from time to time by local law of the Town Board.
- B. Land subdivision maps and site plans outside of the EPCAL site shall also be designed to encourage the preservation of large unbroken blocks that provide for contiguous open spaces to be established when adjacent parcels are developed. Applications for subdivision and site plan shall contain calculations for clearing, and these limits shall become part of the filed map or approved drawings. Non-native vegetation species to be avoided are contained in Figure 5-2 of the Central Suffolk Pine Barrens Comprehensive Plan.

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

Dated: Riverhead, New York
March 17, 2009

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

DIANE WILHELM, Town Clerk

03/17/09

Tabled

TOWN OF RIVERHEAD

Resolution # 250

AUTHORIZES THE PUBLICATION OF A PUBLIC NOTICE FOR PUBLIC HEARING TO CONSIDER A LOCAL LAW WHICH WOULD ADOPT A MAP DESIGNATING CLEARING LIMITS PURSUANT TO THE PINE BARRENS OVERLAY DISTRICT (Riverhead Town Code Article XXXV) FOR THE FORMER NAVAL WEAPONS INDUSTRIAL RESERVE PLANT (NWIRP) NOW KNOWN AS ENTERPRISE PARK AT CALVERTON (EPCAL)

~~COUNCILWOMAN BLOSS~~

_____ offered the following resolution,

COUNCILMAN DUNLEAVY

which was seconded by _____:

RESOLVED, that the Town Board hereby ratifies the publication of the attached public notice to consider a local law which would adopt a map designating clearing limits non-disturbance areas pursuant to the Pine Barrens Overlay District (Riverhead Town Code Article XXXV) for the former Naval Weapons Industrial Reserve Plan (NWIRP) now known as Enterprise Park at Calverton (EPCAL) in the March 19, 2009 issue of News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department; the Planning Board; the Planning Department and the Office of Accounting, New York State Department of Environmental Conservation, Central Pine Barrens Joint Planning and Policy Commission.

THE VOTE

Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

04.07.09 Resolution was offered by Councilman Jim Wooten to be UNTABLED, Seconded by Barbara Blass. THE VOTE: Wooten, yes, Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution was unanimously UNTABLED. Then Resolution was offered by Councilman Jim Wooten to be WITHDRAWN, Seconded by Councilwoman Barbara Blass. THE VOTE: Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution was unanimously declared WITHDRAWN.
Z: Town Attorney Public Hearing PB Overlay Map 10-21-08

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on April 21, 2009 at 7:25 pm, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to consider the adoption of a map designating clearing limits pursuant to the Pine Barrens Overlay District (Riverhead Town Code Article XXXV) for the former Naval Weapons Industrial Reserve Plan (NWIRP) now known as Enterprise Park at Calverton (EPCAL) as shown on the map depicted below.

Dated: Riverhead, New York
March 17, 2009

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

DIANE WILHELM, Town Clerk

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 251

AUTHORIZES THE SUPERVISOR TO EXECUTE A CONTRACT BETWEEN THE COUNTY OF SUFFOLK AND THE TOWN OF RIVERHEAD (Juvenile Delinquency Prevention Program)

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILMAN WOOTEN :

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute the attached contract between the County of Suffolk (Juvenile Delinquency Prevention Program) and the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to County of Suffolk, Youth Bureau, Box 6100, Hauppauge, New York, 11788, Police Chief David Hegermiller, the Accounting Department and the Office of the Town Attorney.

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Contract

This Contract ("the Contract") is between the County of Suffolk ("the County"), a municipal corporation of the State of New York, acting through its duly constituted Youth Bureau ("the Department"), located at H. Lee Dennison Building-3rd Floor, 100 Veterans Memorial Highway, Hauppauge, New York (Mailing Address: Box 6100 Hauppauge, New York 11788-0099), and the

Riverhead Juvenile Aid Bureau (J.A.B.) ("the Contractor"), a New York not-for-profit Corporation having an address at 210 Howells Road, Riverhead, NY 11901

The Contractor has been designated to receive funds from the county for a Juvenile Delinquency Prevention Program ("the Services") as set forth in Article VI, entitled "Description of Services," attached.

Term of Agreement: January 1, 2009 through December 31, 2009.

State Aid Percentage: Percentage of Advance: 25%

Total Cost of Agreement: Shall not exceed \$32,261 as set forth in Article VI, attached.

Terms and Conditions: Shall be as set forth in Articles I through VI, attached hereto and made a part hereof.

In Witness Whereof, the parties hereto have executed the Contract as of the latest date written below.

Riverhead Juvenile Aid Bureau (J.A.B.)

County of Suffolk

By: _____
Name Phil Cardinale
Title Town Supervisor
Fed. Tax ID# 11-6001935
Date _____

By: _____
Name: _____
Title: Deputy County Executive
Date: _____

_____ hereby certifies under penalties of perjury that I am an officer of _____, that I have read and I am familiar with §A5-7 of Article V of the Suffolk County Code, and that _____ meets all requirements to qualify for exemption thereunder.

Approved:
Department

_____ Date _____
Name

Approved as to Legality:
Christine Malafi, County Attorney

Louis A. Medina M.S.W.
Executive Director

By: _____
Patricia M. Jordan
Assistant County Attorney
Date _____

Date _____

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Article I
Definitions

1. Meanings of Terms

As used herein:

“Audit of Financial Statements” means the examination by the Comptroller and any Federal or State auditing authority of the financial statements of the Contractor resulting in the publication of an independent opinion on whether or not those financial statements are relevant, accurate, complete, and fairly presented.

“Budget” means the Contractor’s summary or plan of the intended revenues and expenditures necessary to render the Services.

“Budget Deficiency Plan” means an analysis of the cost of the Services, changes in fiscal conditions, and required modifications to the Contract to continue to render the Services.

“Comptroller” means the Comptroller of the County of Suffolk.

“Contract” means all terms and conditions herein forming all rights and obligations of the Contractor and County.

“Contractor” means the signatory corporation, any person, employee, agent, servant, sub-contractor and any successor and assign of any one or more of the foregoing performing the Services.

“County” means the County of Suffolk, its departments and agencies.

“County Attorney” means the County Attorney of the County of Suffolk.

“Department” means the signatory department approving the Contract.

“Engineering Services” means the definition of the practice of engineering and the definition of practice of land surveying, as the case may be, under Sections 7201 and Section 7203 of the Education Law, respectively.

“Event of Default” means

- a. The Contractor’s failure to perform any duty required of it under paragraphs 1(b)-(e) of Article II of the Contract; or
- b. The Contractor’s failure to maintain the amount and types of insurance required by the Contract; or
- c. The Contractor’s failure to comply with any Federal, State or local law, rule, or regulation, and County policies or directives; or
- d. The Contractor’s bankruptcy or insolvency, or falsification of records or reports, or misuse of

funds; or

- e. The Contractor's failure to cooperate in an Audit of Financial Statements; or
- f. The Contractor's failure to submit, or failure to timely submit, documentation to obtain Federal or State funds; or
- g. The inability of the County or the Contractor to obtain Federal or State funds due to any act or omission of the Contractor; or
- h. Any condition the County determines, in its sole discretion, is dangerous.

"Federal" means the United States government, its departments and agencies.

"Fund Source" means any direct or indirect sum payable to the Contractor by the County.

"Legislature" means the Legislature of the County of Suffolk.

"Management Letter" means a letter, certified as true by the Contractor's certified public account or chief financial officer of findings and recommendations for improvements in internal fiscal control that were identified during an Audit of Financial Statements, but which were not required to be included in an audit report.

"Municipal Corporation" means a town, village or school district.

"Services" means all that which the Contractor must do and any part thereof arising out of or in connection with the contract necessary to render the assistance and benefit intended by the Contract.

"State" means the State of New York.

"Statement of Other Contracts" means a complete list of all other contracts under which money has been or will be paid to the Contractor from the County, the Federal, or the State governments or a Municipal Corporation and (i) which are currently in effect or (ii) which have expired within the past 12 months, and have not been renewed.

"Suffolk County Payment Voucher" means the document authorized and required by the Comptroller for release of payment.

"Term" means the time period set forth on page one of the Contract.

2. Elements of Interpretation

Words of the masculine gender shall mean and include correlative words of the feminine and neuter genders and words importing the singular number shall mean and include the plural number and vice versa.

Words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts,

corporations and other legal entities, including public bodies, as well as natural persons, and shall include successors and assigns.

Capitalized terms used, but not otherwise defined, herein, shall have the meanings assigned to them in the Contract.

End of Text for Article I

Article II
General Terms and Conditions

1. Contractor Responsibilities

a. Duties and Obligations

- i.) It shall be the duty of the Contractor to discharge, or cause to be discharged, all of its responsibilities and to administer funds received in the interest of the County in accordance with the provisions of the Contract.
- ii.) The Contractor shall promptly take all action as may be necessary to render the Services.
- iii.) The Contractor shall not take any action that is inconsistent with the provisions of the Contract.

b. Qualifications, Licenses, and Professional Standards

- i.) The Contractor represents and warrants that it has, and shall continuously possess, during the Term, the required licensing, education, knowledge, experience, and character necessary to qualify it to render the Services.
- ii.) The Contractor shall continuously have during the Term of the Contract all required authorizations, certificates, certifications, registrations, licenses, permits, and other approvals required by Federal, State, County, or local authorities necessary to qualify it to render the Services.

c. Notifications

- i.) The Contractor shall immediately notify the County, in writing, of any disciplinary proceedings, commenced or pending, with any authority relating to a license held by any person necessary to qualify him or the Contractor to perform the Services.
- ii.) In the event that a person is no longer licensed to perform the Services, the Contractor must immediately notify the Department, but in no event shall such notification be later than five (5) days after a license holder has lost the license required to qualify him or the Contractor to perform the Services.
- iii.) In the event that the Contractor is not able to perform the Services due to a loss of license, the Contractor shall not be reimbursed for the Services rendered after the effective date of termination of such license. Without limiting the generality of the foregoing, if any part of the Contract remains to be performed, and the termination of the license does not affect the Contractor's ability to render the Services, every other term and provision of the Contract shall be valid and enforceable to the fullest extent permitted by law.

d. Documentation of Professional Standards

The Contractor shall maintain on file, in one location in Suffolk County, all records that demonstrate that it has complied with sub-paragraphs (b) and (c) above. The address of the location of the aforesaid records and documents shall be provided to the County no later than the date of execution of the Contract. Such documentation shall be kept, maintained, and available for inspection by the County upon 24 hours notice.

e. Credentialing

i.) In the event that the Department, or any division thereof, maintains a credentialing process to qualify the Contractor to render the Services, the Contractor shall complete the required credentialing process. In the event that any State credential, registration, certification, or license, Drug Enforcement Agency registration, or Medicare or Medicaid certification is restricted, suspended, or temporarily or permanently revoked, it is the duty of the Contractor to contact the Department, or division thereof, as the case may be, in writing, no later than three (3) days after such restriction, suspension, or revocation.

ii.) The Contractor shall forward to the Department, or division thereof, as the case may be, on or before July 1 of each year during the Term, a complete list of the names and addresses of all persons providing the Services, as well as their respective areas of certification, credentialing, registration, and licensing.

f. Engineering Certificate

In the event that the Contract requires any Engineering Services, the Contractor shall submit to the Department no later than the due date for submission for approval of any engineering work product, the Certificate of Authorization ("Certificate"), issued pursuant to § 7210 of the New York Education Law, of every person performing any Engineering Services. The failure to file, submit or maintain the Certificate shall be grounds for rejection of any engineering work product submitted for approval.

2. Termination

a. Thirty Days Termination

The County shall have the right to terminate the Contract without cause, for any reason, at any time, upon such terms and conditions it deems appropriate, provided, however, that no such termination shall be effective unless the Contractor is given at least 30 days notice.

b. Event of Default; Termination on Notice

i.) The County may immediately terminate the Contract, for cause, upon such terms and conditions it deems appropriate, upon an Event of Default.

- ii.) If the Contractor defaults under any other provision of the Contract, the County may terminate the Contract, on not less than 5 days notice, upon such terms and conditions it deems appropriate.

c. Termination Notice

Any notice providing for termination shall be delivered as provided for in Article 4 of the Contract.

d. Duties upon Termination

- i.) The Contractor shall discontinue the Services as directed in the termination notice.
- ii.) The County shall pay the Contractor for the Services rendered through the date of termination.
- iii.) The County shall be released from any and all liability under the Contract, effective as of the date of the termination notice.
- iv.) Upon termination, the Contractor shall reimburse the County the balance of any funds advanced to the Contractor by the County no later than 30 days after termination of the Contract. The provisions of this subparagraph shall survive the expiration or termination of the Contract.
- v.) Nothing contained in this paragraph shall be construed as a limitation on the County's rights set forth in paragraph 8 of this Article II.

e. Termination by Contractor

The Contractor may terminate this Contract by giving not less than sixty (60) days prior written notice to the Department, specifying the reasons for termination and the effective date of termination.

3. Indemnification and Defense

- a. The Contractor shall protect, indemnify, and hold harmless the County, its agents, servants, officials, and employees from and against all liabilities, fines, penalties, actions, damages, claims, demands, judgments, losses, costs, and expenses caused by the negligence of the Contractor, including reimbursement of the cost of reasonable attorneys' fees incurred by the County, its agents, servants, officials, and employees in any action or proceeding arising out of or in connection with the Contract.
- b. The Contractor hereby represents and warrants that it will not infringe upon any copyright. The Contractor agrees that it shall protect, indemnify, and hold harmless the County, its agents, servants, officials, and employees from and against all liabilities, fines, penalties, actions, damages, claims, demands, judgments, losses, costs, and expenses arising out of any claim

asserted for infringement of copyright, including reimbursement of the cost of reasonable attorneys' fees incurred by the County, its agents, servants, officials, and employees in any action or proceeding arising out of or in connection with any claim asserted for infringement of copyright.

- c. The Contractor shall defend the County, its agents, servants, officials, and employees in any suit, including appeals, arising out of, or in connection with, the Contract, or at the County's option, pay reasonable attorneys' fees for the defense of any such suit.

4. Insurance

- a. The Contractor shall continuously maintain during the Term of the Contract insurance in amounts and types as follows:
 - i.) **Commercial General Liability** insurance, including contractual liability coverage, in an amount not less than Two Million Dollars (\$2,000,000.00) per occurrence for bodily injury and Two Million Dollars (\$2,000,000.00) per occurrence for property damage. The County shall be named an additional insured.
 - ii.) **Automobile Liability** insurance (if any vehicles are used by the Contractor in the performance of the Contract) in an amount not less than Five Hundred Thousand Dollars (\$500,000.00) per person, per accident, for bodily injury and not less than One Hundred Thousand Dollars (\$100,000.00) for property damage per occurrence.
 - iii.) **Workers' Compensation and Employer's Liability** insurance in compliance with all applicable New York State laws and regulations and **Disability Benefits** insurance, if required by law. Contractor shall furnish to the County, prior to its execution of the Contract, the documentation required by the State of New York Workers' Compensation Board of coverage or exemption from coverage pursuant to §§57 and 220 of the Workers' Compensation Law. In accordance with General Municipal Law §108, the Contract shall be void and of no effect unless the Contractor shall provide and maintain coverage during the term of the Contract for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.
 - iv.) **Professional Liability** insurance in an amount not less than Two Million Dollars (\$2,000,000.00) on either a per-occurrence or claims-made coverage basis.
- b. The County may mandate an increase in the liability limits set forth in the immediately preceding paragraphs (4)(a)(i), (ii), and (iv).
- c. All policies providing such coverage shall be issued by insurance companies with an A.M. Best rating of A- or better.
- d. The Contractor shall furnish to the County, prior to the execution of the Contract, declaration pages for each policy of insurance, other than a policy for commercial general liability insurance,

and upon demand, a true and certified original copy of each such policy evidencing compliance with the aforesaid insurance requirements. In the case of commercial general liability insurance, the Contractor shall furnish a declaration page or insuring agreement and endorsement page evidencing the County's status as an additional insured on said policy, and upon demand, a true and certified original copy of such policy evidencing compliance with the aforesaid insurance requirements.

- e. All evidence of insurance shall provide for the County to be notified in writing 30 days prior to any cancellation, nonrenewal, or material change in the policy to which such evidence relates. It shall be the duty of the Contractor to notify the County immediately of any cancellation, nonrenewal, or material change in any insurance policy.
- f. In the event the Contractor shall fail to provide evidence of insurance, the County may provide the insurance required in such manner as the County deems appropriate and deduct the cost thereof from a Fund Source.
- g. If the Contractor is a Municipal Corporation and has a self-insurance program under which it acts as a self-insurer for any of such required coverage, the Contractor shall provide proof, acceptable to the County, of self-funded coverage.

5. Independent Contractor

The Contractor is not, and shall never be, considered an employee of the County for any purpose. Notwithstanding anything in the Contract, it shall not be construed as creating a principal-agent relationship between the County and the Contractor or the Contract and the County, as the case may be.

6. Severability

It is expressly agreed that if any term or provision of the Contract, or the application thereof to any person or circumstance, shall be held invalid or unenforceable to any extent, the remainder of the Contract, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and every other term and provision of the Contract shall be valid and shall be enforced to the fullest extent permitted by law.

7. Merger; No Oral Changes

It is expressly agreed that the Contract represents the entire agreement of the parties and that all previous understandings are herein merged in the Contract. No modification of the Contract shall be valid unless written in form and executed by both parties.

8. Set-Off Rights

The County shall have all of its common law, equitable, and statutory rights of set-off. These rights shall include, but not be limited to, the County's option to withhold from a Fund Source an amount no greater than any moneys due and owing to the County for any reason. The County shall exercise its set-off rights subject to approval by the County Attorney. In cases of set-off pursuant to a Comptroller's

audit, the County shall only exercise such right after the finalization thereof, and only after consultation with the County Attorney.

9. Non-Discrimination in Services

- a. The Contractor shall not, on the grounds of race, creed, color, national origin, sex, age, disability, sexual orientation, military status, or marital status:
 - i.) deny any individual the Services provided pursuant to the Contract; or
 - ii.) provide the Services to an individual that is different, or provided in a different manner, from those provided to others pursuant to the Contract; or
 - iii.) subject an individual to segregation or separate treatment in any matter related to the individual's receipt of the Services provided pursuant to the Contract; or
 - iv.) restrict an individual in any way from any advantage or privilege enjoyed by others receiving the Services provided pursuant to the Contract; or
 - v.) treat an individual differently from others in determining whether or not the individual satisfies any eligibility or other requirements or condition which individuals must meet in order to receive the Services provided pursuant to the Contract.
- b. The Contractor shall not utilize criteria or methods of administration which have the effect of subjecting individuals to discrimination because of their race, creed, color, national origin, sex, age, disability, sexual orientation, military status, or marital status, or have the effect of substantially impairing the Contract with respect to individuals of a particular race, creed, color, national origin, sex, age, disability, sexual orientation, military status, or marital status, in determining:
 - i.) the Services to be provided, or
 - ii.) the class of individuals to whom, or the situations in which, the Services will be provided; or
 - iii.) the class of individuals to be afforded an opportunity to receive the Services.

10. Nonsectarian Declaration

The Services performed under the Contract are secular in nature. No funds received pursuant to the Contract shall be used for sectarian purposes or to further the advancement of any religion. The Services will be available to all eligible individuals regardless of religious belief or affiliation.

11. Governing Law

The Contract shall be governed by and construed in accordance with the laws of the State of New York, without regard to conflict of laws. Venue shall be designated in the Supreme Court, Suffolk County, the United States District Court for the Eastern District of New York, or, if appropriate, a court of inferior jurisdiction in Suffolk County.

12. No Waiver

No waiver shall be inferred from any failure or forbearance of the County to enforce any provision of the Contract in any particular instance or instances, but the same shall otherwise remain in full force and effect notwithstanding any such failure or forbearance.

13. Conflicts of Interest

- a. The Contractor shall not, during the Term, engage in any activity that is contrary to and/or in conflict with the goals and purposes of the County.
- b. It shall be the duty of the Contractor, during the Term, to disclose to the County the existence of any interest adverse to the County, whether existing or potential. The determination as to whether or when a conflict exists, or may potentially exist, shall ultimately be made by the County Attorney after full disclosure is obtained.

14. Cooperation on Claims

Each party signing the Contract shall render diligently to the other party, without compensation, any and all cooperation that may be required to defend the other party, its employees and designated representatives against any claim, demand or action that may be brought against the other party, its employees or designated representatives arising out of or in connection with the Contract.

15. Confidentiality

Any document of the County, or any document created by the Contractor used in rendering the Services, shall remain the property of the County and shall be kept confidential in accordance with applicable laws, rules, and regulations.

16. Assignment and Subcontracting

- a. The Contractor shall not assign, transfer, convey, sublet, or otherwise dispose of the Contract, or any of its right, title or interest therein, or its power to execute the Contract, or assign all or any portion of the monies that may be due or become due hereunder, (collectively referred to in this paragraph 16 as "assignment"), to any other person without the prior written consent of the County, and any attempt to do any of the foregoing without such consent shall be void ab initio.
- b. Such assignment shall be subject to all of the provisions of the Contract and to any other condition the County requires. No approval of any assignment shall be construed as enlarging any obligation of the County under the terms and provisions of the Contract. No assignment of the Contract or assumption by any person of any duty of the Contractor under the Contract shall provide for, or otherwise be construed as, releasing the Contractor from any term or provision of the Contract.

17. No Intended Third Party Beneficiaries

The Contract is entered into solely for the benefit of the County and the Contractor. No third party shall be deemed a beneficiary of the Contract and no third party shall have the right to make any claim or assert any right under the Contract.

18. Certification as to Relationships

The Contractor certifies that, other than through the funds provided in the Contract and other valid agreements with the County, there is no known spouse, life partner, business, commercial, economic, or financial relationship, or any relationship within the third degree of consanguinity, between the Contractor, its partners, members, directors, and shareholders owning five percent or more of the Contractor and the County.

19. Publications and Publicity

- a. The Contractor shall not issue or publish any book, article, report, or other publication related to the Services without first obtaining written prior approval from the County. After approval in writing is obtained, all such printed matter or other publication shall contain the following statement in clear and legible print:

“This publication is fully or partially funded by the Suffolk County Executive’s Office.”

- b. The Contractor shall not issue press releases or any other information to the media, in any form, concerning the Services without obtaining prior written approval from the County.

20. Copyrights and Patents

a. Copyrights

If the work of the Contractor should result in the production of original books, manuals, films, or other materials for which a copyright may be granted, the Contractor may secure copyright protection. However, the County reserves, and the Contractor hereby gives to the County, and to any other person designated by the County, a royalty-free, nonexclusive license to produce, reproduce, publish, translate, or otherwise use any such materials.

b. Patents

If the Contractor makes any discovery or invention during the Term, or as a result of work performed under the Contract, the Contractor may apply for and secure for itself patent protection. However, the County reserves, and the Contractor hereby gives to the County, and to any other person designated by the County, a royalty-free, nonexclusive license to produce or otherwise use any item so discovered or patented.

21. Lawful Hiring of Employees Law in Connection with Contracts for Construction or Future Construction

In the event that the Contract is subject to the Lawful Hiring of Employees Law of the County of Suffolk, Suffolk County Code Chapter 234, as more fully set forth in the Article entitled "Suffolk County Legislative Requirements," the Contractor shall maintain the documentation mandated to be kept by this law on the construction site at all times. Employee sign-in sheets and register/log books shall be kept on the construction site at all times and all covered employees, as defined in the law, shall be required to sign such sign-in sheets/register/log books to indicate their presence on the construction site during such working hours.

22. Certificate of Incorporation; Board Meetings

- a. The Contractor shall furnish the Department with certified copies of its Certificate of Incorporation and by-laws, including any amendments thereto, at the time it signs this Contract, to the extent not already on file with the Department, and any amendments thereto during the term of this Contract promptly upon their adoption, and a list of the board members governing the Contractor from time to time. The Contractor shall not dissolve any existing corporation or establish any new corporation with the responsibility for the operation of the program without the prior written approval of the Department.
- b. Minutes of the Contractor's annual board meeting and one other board meeting, no longer than six (6) months thereafter, should be forwarded to the Department within two (2) weeks after the conclusion of the meetings.

23. Contractor's Staff

a. Prior Approval

The Department shall have the right to prior approval of the filling of any position now vacant or hereafter becoming vacant and may, in the exercise of that right, promulgate reasonable regulations involving position control which shall, when promulgated, be deemed to be incorporated by reference in and be made part of this Contract.

b. Current Procedures

Resumes

The Contractor, at its own expense, agrees to furnish to the Department resumes of all personnel to be hired for the Services referred to in this Contract, prior to their being hired. Resumes shall include, but not be limited to:

- i.) Previous job titles(s) of the individual employee and the length of employment under each title; and/or
- ii.) Previous experience and length of previous experience with a task or tasks similar or equal to the Services.

Contractor Letters

The Contractor agrees to furnish to the County letter(s) regarding all personnel to be hired for the Services. The letter(s) shall include, but not be limited to:

- i.) The specific tasks to be performed by the individual employees during the course of the Services;
- ii.) Salaries and hours to be worked by the individual employees during the course of the Services.

County Approval

The County reserves the right to approve principal services personnel proposed by the Contractor at the time of entering into this Contract. Reasons for the County not approving said personnel shall be for lack of qualification or lack of demonstration by the Contractor that said proposed personnel will not have a deleterious effect on the proper and efficient operation of the Services.

Job Descriptions, Qualifications

The Contractor will nominate to the Department a Service director chosen on the basis of the job description below. The Department shall review such nominations and may confirm them. Other staff positions provided for in this Contract will be filled in accordance with written job descriptions as provided below. Employment of any staff member under the terms of this Contract shall be subject to ongoing review for competency and aptitude of the staff member by the Department or its designees. The Department may recommend dismissal or suspension of any staff member under this Contract

Service Director

- i.) **Qualifications:** Graduation from an accredited college and/or university with a Master's Degree in Social Work; or a Bachelor's Degree (4-year college degree) plus 2 years experience in Human Services.
- ii.) **Duties:** Responsible for overall Service; hires and fires staff; chairs youth advisory committee; administers and directs all Contractor Services; is responsible to Board of Directors of the Contractor and has immediate charge of and responsibility for the Services; renders direct services to clients as required; selects, trains and supervises program aides, nonprofessional staff and volunteers; has charge of a petty cash account; makes purchases and expends funds under the direction of the treasurer of the corporation or such other officers as the Board of the corporation may direct.

Youth Worker

- i.) **Qualifications:** Bachelor's Degree (4-year college degree from an accredited college).
- ii.) **Duties:** Provides counseling, group work services, and professional supervision in lounge activities, is responsible to the Service director. Also shall keep written records and reports of work accomplished; shall demonstrate ability to learn, ability to relate successfully to clients and the community, and capacity for development in professional use of self in relationships.

Service Aides

- i.) **Qualifications:** High School Diploma and preferably some paid experience in youth work.
- ii.) **Duties:** Report to Service director; shall carry out assignments as paraprofessionals; shall keep written records and reports of work accomplished; shall demonstrate ability to learn, ability to relate successfully to clients and community, and capacity for development in professional use of self in relationships.

24. Human Services Division Technical Assistance and Training

- a. The Contractor agrees to participate in the Human Services Division Technical Assistance and Training Program. Such agreed participation will include staff training on the topic of HIV/AIDS and not more than three (3) days-per-year attendance at training on topics that may include, but not be limited to, contract financial reporting, the setting of service goals and objectives, and service development.
- b. The Contractor may participate, at its election, in any additional training made available by the Human Services Division.

End of Text for Article II

Article III
Suffolk County Legislative Requirements

1. Contractor's/Vendor's Public Disclosure Statement

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of section A5-7 of Article V of the Suffolk County Code.

Unless certified by an officer of the Contractor as being exempt from the requirements of section A5-7 of Article V of the Suffolk County Code, the Contractor represents and warrants that it has filed with the Comptroller the verified public disclosure statement required by Suffolk County Administrative Code Article V, Section A5-7 and shall file an update of such statement with the Comptroller on or before the 31st day of January in each year of the Contract's duration. The Contractor acknowledges that such filing is a material, contractual and statutory duty and that the failure to file such statement shall constitute a material breach of the Contract, for which the County shall be entitled, upon a determination that such breach has occurred, to damages, in addition to all other legal remedies, of fifteen percent (15%) of the amount of the Contract.

Required Form: Suffolk County Form SCEX 22; entitled "Contractor's/Vendor's Public Disclosure Statement"

2. Living Wage Law

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of Chapter 347, of the Suffolk County Code.

This Contract is subject to the Living Wage Law of the County of Suffolk. The law requires that, unless specific exemptions apply all employers (as defined) under service contracts and recipients of County financial assistance, (as defined) shall provide payment of a minimum wage to employees as set forth in the Living Wage Law. Such rate shall be adjusted annually pursuant to the terms of the Suffolk County Living Wage Law of the County of Suffolk. Under the provisions of the Living Wage Law, the County shall have the authority, under appropriate circumstances, to terminate the Contract and to seek other remedies as set forth therein, for violations of this Law.

Required Forms: Suffolk County Living Wage Form LW-1; entitled "Suffolk County Department of Labor – Living Wage Unit Notice of Application for County Compensation (Contract)"

Suffolk County Living Wage Form LW-38; entitled "Suffolk County Department of Labor – Living Wage Unit Living Wage Certification/Declaration – Subject To Audit"

3. Use of County Resources to Interfere with Collective Bargaining Activities

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of Chapter 466 of the Suffolk County Code.

County Contractors (as defined by section 466-2) shall comply with all requirements of Chapter 466 of the Suffolk County Code including the following prohibitions:

- a. The Contractor shall not use County funds to assist, promote, or deter union organizing.
- b. No County funds shall be used to reimburse the Contractor for any costs incurred to assist, promote, or deter union organizing.
- c. The Contractor shall not use County funds to assist, promote, or deter union organizing.
- d. No employer shall use County property to hold a meeting with employees or supervisors if the purpose of such meeting is to assist, promote, or deter union organizing.

If the Services are performed on County property the Contractor must adopt a reasonable access agreement, a neutrality agreement, fair communication agreement, non-intimidation agreement, and a majority authorization card agreement.

If the Services are for the provision of human services and are not to be performed on County property, the Contractor must adopt, at the least, a neutrality agreement.

Under the provisions of Chapter 466, the County shall have the authority, under appropriate circumstances, to terminate the Contract and to seek other remedies as set forth therein, for violations of this Law.

Required Form: Suffolk County Labor Law Form DOL-LO1; entitled "Suffolk County Department of Labor – Labor Mediation Unit Union Organizing Certification/Declaration – Subject to Audit"

4. Lawful Hiring of Employees Law

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of Chapter 234 of the Suffolk County Code.

The Contract is subject to the Lawful Hiring of Employees Law of the County of Suffolk. It provides that all covered employers, (as defined), and the owners thereof, as the case may be, that are recipients of compensation from the County through any grant, loan, subsidy, funding, appropriation, payment, tax incentive, contract, subcontract, license agreement, lease or other financial compensation agreement issued by the County or an awarding agency, where such compensation is one hundred percent (100%) funded by the County, shall submit a completed sworn affidavit (under penalty of perjury), the form of which is attached, certifying that they have complied, in good faith, with the requirements of Title 8 of the United States Code Section 1324a with respect to the hiring of covered employees (as defined) and with respect to the alien and nationality status of the owners thereof. The affidavit shall be executed by an authorized representative of the covered employer or owner, as the case may be; shall be part of any executed contract, subcontract, license agreement, lease or other financial compensation agreement with the County; and shall be made available to the public upon request.

All contractors and subcontractors (as defined) of covered employers, and the owners thereof, as the case

may be, that are assigned to perform work in connection with a County contract, subcontract, license agreement, lease or other financial compensation agreement issued by the County or awarding agency, where such compensation is one hundred percent (100%) funded by the County, shall submit to the covered employer a completed sworn affidavit (under penalty of perjury), the form of which is attached, certifying that they have complied, in good faith, with the requirements of Title 8 of the United States Code Section 1324a with respect to the hiring of covered employees and with respect to the alien and nationality status of the owners thereof, as the case may be. The affidavit shall be executed by an authorized representative of the contractor, subcontractor, or owner, as the case may be; shall be part of any executed contract, subcontract, license agreement, lease or other financial compensation agreement between the covered employer and the County; and shall be made available to the public upon request.

An updated affidavit shall be submitted by each such employer, owner, contractor and subcontractor no later than January 1 of each year for the duration of any contract and upon the renewal or amendment of the contract, and whenever a new contractor or subcontractor is hired under the terms of the contract.

The Contractor acknowledges that such filings are a material, contractual and statutory duty and that the failure to file any such statement shall constitute a material breach of the Contract.

Under the provisions of the Lawful Hiring of Employees Law, the County shall have the authority to terminate the Contract for violations of this Law and to seek other remedies available under the law.

The documentation mandated to be kept by this law shall at all time be kept on site. Employee sign-in sheets and register/log books shall be kept on site at all times during working hours and all covered employees, as defined in the law, shall be required to sign such sign-in sheets/register/log books to indicate their presence on the site during such working hours.

Required Forms: Suffolk County Lawful Hiring of Employees Law Form LHE-1; entitled "Suffolk County Department of Labor --"Notice Of Application To Certify Compliance With Federal Law (8 U.S.C. SECTION 1324a) With Respect To Lawful Hiring of Employees"

"Affidavit Of Compliance With The Requirements Of 8 U.S.C. Section 1324a With Respect To Lawful Hiring Of Employees" Form LHE-2.

5. **Gratuities**

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of Chapter 386 of the Suffolk County Code.

The Contractor represents and warrants that it has not offered or given any gratuity to any official, employee or agent of the County or the State or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with respect to the performance of an agreement.

6. Prohibition Against Contracting with Corporations that Reincorporate Overseas

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of sections A4-13 and A4-14 of Article IV of the Suffolk County Code.

The Contractor represents that it is in compliance with sections A4-13 and A4-14 of Article IV of the Suffolk County Code. Such law provides that no contract for consulting services or goods and services shall be awarded by the County to a business previously incorporated within the U.S.A. that has reincorporated outside the U.S.A.

7. Child Sexual Abuse Reporting Policy

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of Article IV of Chapter 577 of the Suffolk County Code.

The Contractor shall comply with Article IV of Chapter 577, of the Suffolk County Code, entitled "Child Sexual Abuse Reporting Policy," as now in effect or amended hereafter or of any other Suffolk County Local Law that may become applicable during the term of the Contract with regard to child sexual abuse reporting policy.

8. Non Responsible Bidder

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of Article II of Chapter 143 of the Suffolk County Code.

Upon signing the Contract, the Contractor certifies that it has not been convicted of a criminal offense within the last ten (10) years. The term "conviction" shall mean a finding of guilty after a trial or a plea of guilty to an offense covered under the provision of section 143-5 of the Suffolk County Code under "Nonresponsible Bidder."

9. Use of Funds in Prosecution of Civil Actions Prohibited

It shall be the duty of the Contractor to read, become familiar with, and comply with the requirements of section 590-3 of Article III of Chapter 590 of the Suffolk County Code.

The Contractor shall not use any of the moneys, in part or in whole, and either directly or indirectly, received under the Contract in connection with the prosecution of any civil action against the County in any jurisdiction or any judicial or administrative forum.

10. Work Experience Participation

If the Contractor is a nonprofit or governmental agency or institution, each of the Contractor's locations in the County at which the Services are provided shall be a work site for public-assistance clients of Suffolk County pursuant to Local Law No. 15-1993 at all times during the term of the Contract. If no Memorandum of Understanding ("MOU") with the Suffolk County Department of Labor for work experience is in effect at the beginning of the term of the Contract, the Contractor, if it is a nonprofit or

governmental agency or institution, shall enter into such MOU as soon as possible after the execution of the Contract and failure to enter into or to perform in accordance with such MOU shall be deemed to be a failure to perform in accordance with the Contract, for which the County may withhold payment, terminate the Contract or exercise such other remedies as may be appropriate in the circumstances.

11. Suffolk County Local Laws Website Address

Suffolk County Local Laws, Rules and Regulations can be found on the Suffolk County website at <http://www.co.suffolk.ny.us>.”

End of Text for Article III

Article IV
Notices and Contact Persons

1. Notices Relating to Payments, Reports, Insurance, or Other Submissions

Any communication, notice, claim for payment, report, insurance, or other submission necessary or required to be made regarding the Contract shall be in writing, delivered as follows, and shall be given to the County or the Contractor, as the case may be, or their designated representative at the following addresses or at such other address that may be specified in writing by the parties:

By Personal Delivery and First Class Mail; or First Class and Certified Mail, Return Receipt Requested; or by Nationally Recognized Overnight Courier; or Fax Transmittal; or Email:

County: Suffolk County Youth Bureau
H. Lee Dennison Building- 3rd Floor
100 Veterans Memorial Highway, P.O Box 6100
Hauppauge, NY 11788
Attention: Patrick Policastro

Contractor: At the address set forth on page one of the Contract, to the attention of the person who executed the Contract or such other designee as the parties may agree in writing.

2. Notices Relating to Termination and/or Litigation

- a. In the event the Contractor receives a notice of claim or becomes a party (plaintiff, petitioner, defendant, respondent, third party complainant, third party defendant, etc.) to any legal action or proceeding related to the Contract, the Contractor shall immediately deliver to the County Attorney, at the address set forth below, copies of all papers filed by or against the Contractor.
- b. Any communication or notice regarding termination shall be in writing and shall be given to the County or the Contractor or their designated representative at the following addresses or at such other addresses that may be specified in writing by the parties and must be delivered as follows:

By Personal Delivery and First Class Mail; First Class and Certified Mail, Return Receipt Requested; or by Nationally Recognized Overnight Courier:

County: Suffolk County Youth Bureau
H. Lee Dennison Building- 3rd Floor
100 Veterans Memorial Highway, P.O Box 6100
Hauppauge, NY 11788
Attention: Patrick Policastro

and

Christine Malafi, County Attorney,
Suffolk County Department of Law,
H. Lee Dennison Building, 100 Veterans Memorial Highway,
Hauppauge, New York 11788

Contractor: At the address set forth on page one of the Contract, attention to the person who executed the Contract or such other designee as the parties may agree in writing.

3. Notices shall be deemed to have been duly delivered (i) if mailed, upon the seventh business day after the mailing thereof; or (ii) if by nationally recognized overnight courier service, upon the first business day subsequent to the transmittal thereof; or (iii) if personally, pursuant to New York Civil Practice Law and Rules Section 311; or (iv) if by fax or email, upon the transmittal thereof. "Business Day" means any day except a Saturday, a Sunday, or any day in which commercial banks are required or authorized to close in Suffolk County, New York.
4. Each party shall give prompt written notice to the other party of the appointment of successor(s) to the designated contact person(s) or his or her designated successor(s).

End of Text for Article IV

Article V
General Fiscal Terms and Conditions

1. General Payment Terms

a. Presentation of Suffolk County Payment Voucher

In order for payment to be made by the County to the Contractor for the Services, the Contractor shall prepare and present a Suffolk County Payment Voucher, which shall be documented by sufficient, competent and evidential matter.

b. Voucher Documentation

The Suffolk County Payment Voucher shall list all information regarding the Services and other items for which expenditures have been or will be made in accordance with the Contract. Either with the Contract (for the Services already rendered and expenditures already made) or not more than 30 days after the expenditures were made and in no event after the 31st day of January following the end of each year of the Contract, the Contractor shall furnish the County with detailed documentation in support of the payment for the Services or expenditures under the Contract e.g. dates of the Service, worksite locations, activities, hours worked, pay rates and program budget categories. The Suffolk County Payment Voucher shall include time records, certified by the Contractor as true and accurate, of all personnel for whom expenditures are claimed during the period. Time and attendance records of a project director, if any, shall be made by the Chairperson, President or other designated member of the Board of Directors of the Contractor. All Suffolk County Payment Vouchers must be signed in ink by duly authorized persons, and certification of such authorization with certified specimen signatures thereon must be filed with the County by a Contractor official empowered to sign the Contract. Disbursements made by the Contractor in accordance with the Contract and submitted for reimbursement must be documented and must comply with accounting procedures as set forth by the Suffolk County Department of Audit and Control. Documentation, including any other form(s) required by County or the Suffolk County Department of Audit and Control, shall be furnished to the County pursuant to, and as limited by, the Regulations for Accounting Procedures for Contract Agencies of the Suffolk County Department of Audit and Control. In addition to any other remedies that the County may have, failure to supply the required documentation will disqualify the Contractor from any further County contracts.

c. Payment by County

Payment by the County shall be made within 30 days after approval of the Suffolk County Payment Voucher by the Comptroller.

d. Budget Modification

- i.)** The parties shall use the Contract Budget Modification Request form ("Budget Modification") for revisions to the Budget. The Contractor shall submit to the County the

Budget Modification, proposed revisions for either Budget or the Services. Such request must be made in advance of incurring any expenditure for which the revision is needed.

- ii.) When the County and the Contractor agree as to such revisions, the Contractor shall execute the Budget Modification. The Contractor shall sign the form and return it to the County for execution.
- iii.) Upon complete execution of the Budget Modification, the County shall return a copy to the Contractor. The revision shall not be effective until the Budget Modification is completely executed.

e. Taxes

The charges payable to the Contractor under the Contract are exclusive of federal, state, and local taxes, the County being a municipality exempt from payment of such taxes.

f. Final Voucher

The acceptance by the Contractor of payment of all billings made on the final approved Suffolk County Payment Voucher shall operate as and shall be a release of the County from all claims by the Contractor.

2. Subject to Appropriation of Funds

- a. The Contract is subject to the amount of funds appropriated and any subsequent modifications thereof by the Legislature, and no liability shall be incurred by the County beyond the amount of funds appropriated by the Legislature for the Services.
- b. If the County fails to receive Federal or State funds originally intended to pay for the Services, or to reimburse the County, in whole or in part, for payments made for the Service, the County shall have the sole and exclusive right to:
 - i.) Determine how to pay for the Services;
 - ii.) Determine future payments to the Contractor; and
 - iii.) Determine what amounts, if any, are reimbursable to the County by the Contractor and the terms and conditions under which such reimbursement shall be paid.
- c. The County may during the Term impose a Budget Deficiency Plan. In the event that a Budget Deficiency Plan is imposed, the County shall promptly notify the Contractor in writing of the terms and conditions thereof, which shall be deemed incorporated in and made a part of the Contract, and the Contractor shall implement those terms and conditions in no less than 14 days.
- d. Any Budget Deficiency Plan shall be deemed to be incorporated by reference and made part of the Contract.

3. Personnel Salaries, Pension and Employee Benefit Plans, Rules and Procedures

- a. Upon request, the Contractor shall submit to the County a current copy, certified by the Contractor as true and accurate, of its:
 - i.) salary scale for all positions listed in the Budget;
 - ii.) personnel rules and procedures;
 - iii.) pension plan and any other employee benefit plans or arrangements.
- b. The Contractor shall not be entitled to reimbursement for costs under any pension or benefit plan the Comptroller deems commercially unreasonable.
- c. Notwithstanding anything in this paragraph 3 of this Article V, the County shall not be limited in requesting such additional financial information it deems reasonable.

4. Accounting Procedures

- a. The Contractor shall maintain accounts, books, records, documents, other evidence, and accounting procedures and practices which sufficiently and properly reflect all direct and indirect costs of any nature expended in the performance of the Contract in accordance with generally accepted accounting principles and with rules, regulations and financial directives as may be promulgated by the Suffolk County Department of Audit and Control and Department. The Contractor shall permit inspection and audit of such accounts, books, records, documents and other evidence by Department and the Suffolk County Comptroller, or their representatives, as often as, in their judgment, such inspection is deemed necessary. Such right of inspection and audit as set forth in subparagraph b. below shall exist during the Term and for a period of seven (7) years after expiration or termination of the Contract.
- b. The Contractor shall retain all accounts, books, records, and other documents relevant to the Contract for seven (7) years after final payment is made by the County. Federal, State, and/or County auditors and any persons duly authorized by the County shall have full access and the right to examine any of said materials during said period. Such access is granted notwithstanding any exemption from disclosure that may be claimed for those records which are subject to nondisclosure agreements, trade secrets and commercial information or financial information that is privileged or confidential.
- c. The Contractor shall utilize the accrual basis of accounting and will submit all financial reports and claims based on this method of accounting during the Term.

5. Audit of Financial Statements

- a. All payments made under the Contract are subject to audit by the Comptroller pursuant to Article V of the Suffolk County Charter. The Contractor further agrees that the Comptroller and

Department shall have access to and the right to examine, audit, excerpt, copy or transcribe any pertinent transactions or other records relating to services under the Contract. The Contractor's failure to cooperate in any Audit of Financial Statements shall be an Event of Default. If such an audit discloses overpayments by the County to the Contractor, within thirty (30) days after the issuance of an official audit report by the Comptroller or his duly designated representatives, the Contractor shall repay the amount of such overpayment by check to the order of the Suffolk County Treasurer or shall submit a proposed plan of repayment to the Comptroller. If there is no response or if satisfactory repayments are not made, the County may recoup overpayments from any amounts due or becoming due to the Contractor from the County under the Contract or otherwise, the provisions of this subparagraph shall survive the expiration or termination of the Contract and shall be in addition to any rights of the County set forth in the Contract.

- b. The provisions of this paragraph shall survive the expiration or termination of the Contract.

6. Financial Statements and Audit Requirements

- a. Notwithstanding any other reporting or certification requirements of Federal, State, or local authorities, the Contractor shall obtain the services of an independent licensed public accountant or certified public accountant (the "Auditor") to audit its financial statements for each Contractor's "fiscal year" (January 1 to December 31) in which the Contractor has received, or will receive, \$300,000 or more from the County, whether under the Contract or other agreements with the County, and shall submit a report to the County on the overall financial condition and operations of the Contractor, including a balance sheet and statement of income and expenses, attested by the Auditor as fairly and accurately reflecting the accounting records of the Contractor in accordance with generally accepted accounting principles. The Contractor is encouraged to solicit requests for proposals from a number of qualified accounting firms and to review carefully the costs of, and qualifications for, this type of work before selecting the Auditor.
- b. The Auditor should be required to meet the following minimum requirements:
 - i.) a current license issued by the New York State Education Department;
 - ii.) sufficient auditing experience in the nonprofit, governmental or profit-making areas, as applicable; and
 - iii.) a satisfactory peer review issued within not more than three years prior to the date when the Auditor was selected to conduct the audit.
- c. The audit must be conducted in accordance with generally accepted governmental auditing standards. Financial statements must clearly differentiate between County-funded programs and other programs that the Contractor may be operating. The use of subsidiary schedules should be encouraged for this purpose. The Auditor must also prepare a Management Letter based on the audit.
- d. In the event the Contractor is a non-profit organization or unit of local government and expends \$500,000 or more of Federal monies, whether as a recipient expending awards received directly from Federal awarding agencies, or as a subrecipient expending Federal awards received from a pass-through entity, such as New York State or Suffolk County, during any fiscal year within which it receives funding under the Contract, the audit must be conducted, and the audit report ("Single Audit Report") must be, in accordance with OMB Circular No. A-133 (revised June 27,

2003). Single Audit Reports must also be submitted to the designated clearinghouse, cognizant agency and/or pass-through entity, to the extent required by the OMB Circular referred to above.

- e. The Contractor must submit to the County a statement in writing, certified by its chief financial officer, which states the amount of Federal funding expended by the Contractor during such fiscal year. The Contractor must mail or deliver the certified statement to Department and to the Executive Director of Auditing Services, Suffolk County Department of Audit and Control, H. Lee Dennison Building, 100 Veterans Memorial Highway, P. O. Box 6100, Hauppauge, New York 11788-0099, as soon as possible after the end of the Contractor's fiscal year. The statement must include all Federal funding received directly from the Federal government and all Federal funds passed through from the County and other pass-through entities.
- f. Copies of all financial statements, Management Letters, Single Audit Reports and other audit reports must be transmitted to Department and to the Executive Director of Auditing Services at the address set forth above. The reports must be submitted within thirty (30) days after completion of the audit, but in no event later than nine (9) months after the end of the Contractor's fiscal year to which the audit relates.
- g. These requirements do not preclude the Department or the Comptroller or their authorized representatives or Federal or State auditors from auditing all records of the Contractor. Therefore, the records of the Contractor must be made available to authorized representatives of Federal, State and County government for that purpose.
- h. The provisions of this paragraph shall survive the expiration or termination of the Contract.

7. Furniture, Fixtures, Equipment, Materials, Supplies

a. Purchases, Rentals or Leases Requiring Prior Approval

Prior to placing any order to purchase, rent or lease any furniture, fixtures, or equipment valued in excess of one thousand dollars (\$300.00) per unit for which the Contractor will seek reimbursement from the County, the Contractor shall submit to the County a written request for approval to make such a proposed purchase, rental or lease, with a list showing the quantity and description of each item, its intended location and use, estimated unit price or cost, and estimated total cost of the proposed order. Written approval of the County shall be required before the Contractor may proceed with such proposed purchase, rental or lease of furniture, fixtures or equipment. All items purchased must be new or like new unless specifically described otherwise in the Budget.

b. Purchase Practices/Proprietary Interest of County

- i.) The Contractor shall follow all of the general practices that are designed to obtain furniture, fixtures, equipment, materials, or supplies at the most reasonable price or cost possible.
- ii.) The County reserves the right to purchase or obtain for the Contractor furniture, fixtures, equipment, materials, or supplies in accordance with the programmatic needs of the Contract. If the County exercises this right, the amount budgeted for the items so

purchased or obtained by the County for the Contractor shall not be available to the Contractor for any purpose whatsoever. Title to any such items purchased or otherwise obtained by the County for the programs encompassed by the Contract and entrusted to the Contractor, shall remain in the County.

- iii.) The County shall retain a proprietary interest in all furniture, removable fixtures, equipment, materials, and supplies purchased or obtained by the Contractor and paid for or reimbursed to the Contractor pursuant to the terms of the Contract or any prior agreement between the parties.
- iv.) The Contractor shall attach labels indicating the County's proprietary interest or title in all such property.

c. County's Right to Take Title and Possession

Upon the termination or expiration of the Contract or any renewal thereof, the discontinuance of the business of the Contractor, the failure of the Contractor to comply with the terms of the Contract, the bankruptcy of the Contractor, an assignment for the benefit of its creditors, or the failure of the Contractor to satisfy any judgment against it within thirty (30) days of filing of the judgment, the County shall have the right to take title to and possession of all furniture, removable fixtures, equipment, materials, and supplies referred to in subparagraph 7(b) above and the same shall thereupon become the property of the County without any claim for reimbursement on the part of the Contractor.

d. Inventory Records, Controls and Reports

The Contractor shall maintain proper and accurate inventory records and controls for all such furniture, removable fixtures and equipment acquired pursuant to the Contract and all prior agreements between the parties, if any. Three (3) months before the expiration date of the Contract, the Contractor shall make a physical count of all items of furniture, removable fixtures and equipment in its custody, checking each item against the aforesaid inventory records. A report setting forth the results of such physical count shall be prepared by the Contractor on a form or forms designated by the County, certified and signed by an authorized official of the Contractor, and one (1) copy thereof shall be delivered to the County within five (5) days after the date set for the aforesaid physical count. Within five (5) days after the expiration date of the Contract, the Contractor shall submit to the County six (6) copies of the same report updated to the expiration date of the Contract, certified and signed by an authorized official of the Contractor, based on a physical count of all items of furniture, removable fixtures and equipment on the aforesaid expiration date, and revised, if necessary, to include any inventory changes during the last three (3) months of the Term.

e. Protection of Property in Contractor's Custody

The Contractor shall maintain vigilance and take all reasonable precautions to protect the furniture, fixtures, equipment, material or supplies in its custody against damage or loss by fire, burglary, theft, disappearance, vandalism, or misuse. In the event of burglary, theft, vandalism,

or disappearance of any item of furniture, fixtures, equipment, material or supplies, the Contractor shall immediately notify the police and make a record thereof, including a record of the results of any investigation which may be made thereon. In the event of loss of or damage to any item of furniture, fixtures, equipment, materials, or supplies from any cause, the Contractor shall immediately send the County a detailed written report thereon.

f. Disposition of Property in Contractor's Custody

Upon termination of the County's funding of any of the Services covered by the Contract, or at any other time that the County may direct, the Contractor shall make access available and render all necessary assistance for physical removal by the County or its designee of any or all furniture, removable fixtures, equipment, materials or supplies in the Contractor's custody in which the County has a proprietary interest, in the same condition as such property was received by the Contractor, reasonable wear and tear excepted. Any disposition, settlements or adjustments connected with such property shall be in accordance with the rules and regulations of the County and the State of New York.

8. Lease or Rental Agreements

If lease payments or rental costs are included in the Budget as an item of expense reimbursable by the County, the Contractor shall promptly submit to the County, upon request, any lease or rental agreement. If during the Term, the Contractor shall enter into a lease or rental agreement, or shall renew a lease or rental agreement the Contractor shall, prior to the execution thereof, submit such lease or rental agreement, to the County for approval.

9. Statement of Other Contracts

Prior to the execution of the Contract, the Contractor shall submit a Statement of Other Contracts to the County, which shall be attached as an exhibit to the Contract. If the Contract is amended during the Term, or if the County exercises its option right, the Contractor shall attach a then current Statement of Other Contracts.

10. Miscellaneous Fiscal Terms and Conditions

a. Limit of County's Obligations

The maximum amount to be paid by the County is set forth on the first page of the Contract.

b. Duplicate Payment from Other Sources

Payment by the County for the Services shall not duplicate payment received by the Contractor from any other source.

c. Funding Identification

The Contractor shall promptly submit to the County upon request, a schedule for all programs

funded by the County itemizing for each such program the sums received, their source and the total program budget.

d. Potential Revenue

The Contractor shall actively seek and take reasonable steps to secure all potential funding from grants and contracts with other agencies for programs funded by the County.

e. Payments Contingent upon State/Federal Funding

Payments under the Contract may be subject to and contingent upon continued funding by the state and/or federal government(s). In such event, no payment shall be made until the Contractor submits documentation in the manner and form as shall be required by the state and/or federal government. If late submission of claims precludes the County from claiming state or federal reimbursement, such late claims shall not be honored. If, for any reason, the full amount of such funding is not made available to the County, the Contract may be terminated in whole or in part, or the amount payable to the Contractor may be reduced at the discretion of Department, provided that any such termination or reduction shall not apply to allowable costs incurred by the Contractor prior to such termination or reduction, and provided that money has been appropriated for payment of such costs. The Contractor's failure to submit, or failure to timely submit, such documentation shall be an Event of Default.

f. Denial of Aid

If a State or Federal government agency is funding the Contract and fails to approve aid in reimbursement to the County for payments made hereunder by the County to the Contractor for expenditures made during the Term because of any act, omission or negligence on the part of the Contractor, then the County may deduct and withhold from any payment due to the Contractor an amount equal to the reimbursement denied by the state or federal government agency, and the County's obligation to the Contractor shall be reduced by any such amounts. In such an event, if there should be a balance due to the County after it has made a final payment to the Contractor under the Contract, on demand by the County, the Contractor shall reimburse the County for the amount of the balance due the County, by check to the order of the Suffolk County Treasurer. The provisions of this subparagraph shall survive the expiration or termination of the Contract. The inability of the County or the Contractor to obtain Federal or State funds due to any act or omission of the Contractor shall be an Event of Default.

g. Budget

The Contractor expressly represents and agrees that the Budget, to the extent applicable, lists all personnel and/or all other costs of the Services.

h. Payment of Claims

Upon receipt of a Suffolk County Payment Voucher, the County, at its discretion, may pay the

Contractor during the Term, in advance, an amount not to exceed one fourth (1/4) of the maximum amount to be paid by the County set forth on the first page of the Contract.

i. Payments Limited to Actual Net Expenditures

The Contractor agrees that if, for any reason whatsoever, the Contractor shall spend during the Term for the purposes set forth in the Contract an amount less than, or receive amounts more than, provided in the Budget, the total cost of the Contract shall be reduced to the net amount of approved, actual Contractor expenditures made for such purposes, and amounts received and that the total amount to be paid by the County shall not exceed the lesser of (i) approved actual net expenditures or (ii) the total cost of the Contract on the cover page and in the Budget. Upon termination or expiration of the Contract, if the Contractor's total amount of allowable expenses are less than the total amount of the payments made during the Term, the Contractor shall prepare a check payable to the Suffolk County Treasurer for the difference between the two amounts and submit such payment to the County, along with the final Suffolk County Payment Voucher.

j. Travel Costs

Reimbursement to the Contractor for travel costs shall not exceed amounts allowed to County employees.

k. Attendance at Conferences

All conferences that are partially or fully funded by the County that the Contractor's staff wish to attend must be pre-approved, in writing, by the County and must be in compliance with Standard Operating Procedure A-07 and Executive Order No. 4-2004.

l. Salaries

The Contractor shall not be eligible to receive any salary reimbursement until proof of deposit or payment of all withholding and payroll taxes to the Federal/State governments has been provided to the County.

m. Salary Increases

No salary, wage, or other compensation for the Services shall be increased over the amount stated in the Budget without the prior written approval of the County.

n. No Limitation On Rights

Notwithstanding anything in this Article V, the County shall have available to it all rights and remedies under the Contract and at law and equity.

o. Comptroller's Rules and Regulations for Consultant's Agreements

The Contractor shall comply with the "Comptroller's Rules and Regulations for Consultant's Agreements" as promulgated by the Department of Audit and Control of Suffolk County and any amendments thereto during the term of this Contract. The County shall provide the Contractor with a copy of any amendments to the "Comptroller's Rules and Regulations for Consultant's Agreements" during the term of this Contractor.

End of Article V

INDIVIDUAL PROGRAM APPLICATION

Funding Category: YDDP/SERVICE

A001

OCFS Central Office use only

Program Code:
09470010S017

Sponsoring Municipality: CO SUFFOLK County: SUFFOLK

Implementing Agency: RIVERHEAD JUVENILE AID BUREAU

Total Program Budget \$ 32,261.00 (100%)

Program Title: YOUTH COUNSELING PROGRAM

OCFS Funds Requested \$ _____ (% of total)

Agency Address: 210 HOWELL AVE
Street

RIVERHEAD
City

NY 11901
State Zip Code

Federal ID #: 11-6001935

Period of Actual

Charities Reg #: Not Applicable

Program Operation -- From: 01/01/09 To: 12/31/09

Mr. PHIL CARDINALE

Executive Director Board Chairperson

Phil Cardinale Sup
Signature

()

Telephone Number

Mr. DAVID J HEGERMILLER

CHIEF

David J Hegermiller
Title

(631) 727-4500

Telephone Number

Contact Person

Title

()

Telephone Number

Fiscal Officer

The Agency is: Private, Not-for-Profit Public Religious Corporation

PROGRAM SITES -- Most Significant (3 Maximum)

NYC ONLY

Type	Address (Street, City, State, Zip)	Assembly Dist. No.	NYS Senate Dist No.	Local Plan'g Bd.	City Council District
OFFICE	RIVERHEAD SCH HARRISON RIVERHEAD 11901	1	1		
OFFICE	210 HOWELL AVE RIVERHEAD 11901	1	1		

PROGRAM SUMMARY: (MAXIMUM OF 350 CHARACTERS - approximately 45 Words)

YOUTH COUNSELOR WILL OFFER COUNSELING SERVICES TO AT-RISK YOUTH. TARGETED YOUTH ARE ON PROBATION, EXCESSIVELY TRUANT, AT RISK OF BECOMING BOTH OF THESE OR HAVE MEMBERS OF THEIR FAMILIES INVOLVED WITH THE MENTAL HEALTH OR SOCIAL SERVICES DEPARTMENTS. SUPERVISION WILL ALSO BE OFFERED TO THE PRE-PINS POPULATION.

PROGRAM PROFILE

	Problem/ Need	Target Population	Service Methods		Number of Youth To be Served
Primary	510	518	506	810	65
Secondary	219	813	249	568	65

Unduplicated Count of Youth and Clients Served (All Activities)

65

Direct Services will NOT be provided by this program

Sex of program participants - Male: 50% Female: 50%

Ethnicity - Whites: 79% Black: 20% Hispanic: 1% Native American: 0% Asian: 0% Other: 0%

Age - 0-4: 5% 5-9: 5% 10-15: 80% 16-20: 10%

Problem Need: FAMILY CONFLICT
Target Population: MULTI-PROBLEM FAMILIES
Service Methods: PARENT SKILLS TRAINING/PARENTING EDUC
DIVERSION SERVICES

NEW YORK STATE
OFFICE OF CHILDREN AND FAMILY SERVICES
PROGRAM BUDGET
APPENDIX B

A001

PROGRAM CODE: 0 9 4 7 0 0 1 0 5 0 1 7

CONTRACT NUMBER: _____

AGENCY/MUNICIPALITY: TOWN OF RIVERHEAD JUVENILE AID BUREAU

PROGRAM TITLE: YOUTH COUNSELING PROGRAM FUND TYPE: _____

PERSONAL SERVICES:

POSITION TITLE	RATE OF PAY	BASIS (H, W, BW, SM)	TOTAL OCFS PROGRAM AMOUNT (1)	TOTAL OCFS FUNDS REQUESTED FOR THIS PROGRAM
YOUTH COUNSELOR	\$1779.10	BW	\$ 32,261.00	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
TOTAL SALARIES AND WAGES			\$ 32,261.00	\$
TOTAL FRINGE BENEFITS			\$	\$
TOTAL PERSONAL SERVICES (1)			\$ 32,261.00	\$

CONTRACTED SERVICES AND STIPENDS

TYPE OF SERVICE OR CONSULTANT TITLE	RATE OF PAY	BASE (S,M,HR)	TOTAL OCFS PROGRAM AMOUNT (1)	TOTAL OCFS FUNDS REQUESTED FOR THIS PROGRAM
	\$		\$	
	\$		\$	
	\$		\$	
TOTAL CONTRACTED SERVICES (2)			\$	\$

TOTAL MAINTENANCE & OPERATION (3)

\$	\$
----	----

LIST EQUIPMENT TO BE PURCHASED OR RENTED:

(UNIT COST OVER \$200 AND LIFE EXPECTANCY OF OVER TWO YEARS)

FACILITY REPAIRS

PROGRAM SITE ADDRESS		
	\$	
	\$	
TOTAL FACILITY REPAIRS (4)	\$	\$

TOTAL OCFS PROGRAM AMOUNT 32,261.00 \$

+ TOTAL OCFS FUNDS REQUESTED \$

LIST OF OTHER FUNDING SOURCES	\$	REIMBURSABLE TOTAL
	\$	MUNICIPAL FUNDING
	\$	OTHER SOURCES

* USE AN ASTERISK NEXT TO THE FIGURES LISTED TO IDENTIFY THOSE ITEMS FOR WHICH OCFS REIMBURSEMENT IS NOT BEING REQUESTED. USE (IK) TO IDENTIFY ONLY IN KIND SERVICES, EQUIPMENT, ETC DONATED TO PROGRAM, WHERE ALLOWED.

Schedule of Payments

Advance of Percentage of Advance of the Total Cost of Agreement as set forth on page 1 of this Agreement or of an amendment.

Reimbursement for actual expenses of the month of January.

Reimbursement for actual expenses of the month of February.

Reimbursement for actual expenses of the month of March.

Reimbursement for actual expenses of the month of April.

Reimbursement for actual expenses of the month of May.

Reimbursement for actual expenses of the month of June.

Reimbursement for actual expenses of the month of July.

~~Reimbursement for actual expenses of the month of August.~~

Reimbursement for actual expenses of the month of September.

Monthly reimbursements shall cease after payment of actual expenditures through the month of September. The remaining part (October 1 through December 31) of the current Budget Period, shall be financed out of the initial advance, with adjustments to be made at the end of such Budget Period.

Article VI

**Description of Services
Exhibits**

- Exhibit 1** Public Disclosure (Department to Indicate Exempt X or Non-exempt)
- Exhibit 2** Living Wage
- Exhibit 3** Union Certification
- Exhibit 4** Lawful Hiring
- Exhibit 5** Certification Regarding Lobbying
- Exhibit 6** Legislative Designated Funding Applications; Budget

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 252

**DETERMINING THAT THE COUNTY OF SUFFOLK'S INSTALLATION OF A
RETAINING WALL ALONG HOLE NUMBER FIVE LOCATED AT INDIAN ISLAND
GOLF COURSE, RIVERSIDE DRIVE, RIVERHEAD, NEW YORK, WILL NOT BE
SUBJECTED TO THE ZONING REQUIREMENTS OF THE TOWN OF RIVERHEAD**

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

WHEREAS, the Town of Riverhead is a municipal corporation existing under the laws of the State of New York, having those powers of zoning and land use regulation specified in New York Town Law Article 16; and

WHEREAS, the County of Suffolk is a municipal corporation existing under the laws of the State of New York; and

WHEREAS, the County of Suffolk has proposed the replacement of a retaining wall along hole number five at the Indian Island Golf Course located on Riverside Drive, Riverhead, New York; and

WHEREAS, pursuant to the Town Code of the Town of Riverhead, the proposed action might require, among other things, a special permit, site plan approval, coordinated review pursuant to the State Environmental Quality Review Act ("SEQRA"), review by the Conservation Advisory Council, a building permit, and a certificate of occupancy; and

WHEREAS, in order to determine whether the County of Suffolk must comply with the Town Code of the Town of Riverhead in replacing the retaining wall, a "balancing of public interests" test must be conducted as set forth in the Court of Appeals' decision in *Matter of County of Monroe v. City of Rochester*, 72 N.Y. 2d 338; and

WHEREAS, under the balancing test, the Town of Riverhead should weigh the following factors to determine whether the County of Suffolk must comply with the Town Code in connection with the installation of the retaining wall located within the Town:

1. the nature and scope of the instrumentality seeking immunity,

2. the encroaching government's legislative grant of authority,
3. the kind of function or land use involved,
4. the effect local land use regulation would have upon the enterprise concerned,
5. alternative locations for the facility in less restrictive zoning areas,
6. the impact upon legitimate local interests,
7. alternative methods of providing the proposed improvement,
8. the extent of the public interest to be served by the improvements. And
9. intergovernmental participation in the project development process and an opportunity to be heard; and

WHEREAS, the Town Board of the Town of Riverhead reviewed the documents submitted by the County of Suffolk related to the proposed project, including March 5, 2009 memorandum of the Suffolk County Chief Environmental Analyst and March 4, 2009 letter of the Suffolk County Principal Environmental Analyst; and

WHEREAS, the Town Board of the Town of Riverhead has carefully considered the evidence submitted in connection with this matter in the context of the "balancing of public interests" test;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead make the following Findings and Determination:

FINDINGS AND DETERMINATION

1. Pursuant to *Matter of County of Monroe v. City of Rochester*, (72 N.Y. 2d 338), the County's replacement of retaining wall along hole number five at the Indian Island Golf Course located on Riverside Drive, in Riverhead, New York, is presumed to be subject to the Town Code of the Town of Riverhead absent an expression of contrary legislative intent.

2. There is no expression of legislative intent to exempt the County's proposed project from compliance with the Town Code.

3. The James A. Coon Local Government Technical Series, promulgated by the New York State Department of State, instructs a municipality that is developing a project in another community to assume that the project be subject to the host community's zoning requirements and that any disagreement between the parties should be resolved by the appeals process of the host community.

4. The County of Suffolk is a municipality created pursuant to New York State law without any overriding authority to undertake the proposed project in the Town of Riverhead.

5. The proposed project is designed for the Indian Island Golf Course Park, located on Riverside Drive, within the Tourism/Resort Campus ("TRC") zoning district of the Town of Riverhead.

6. The specific proposed project involves the mitigation of a hazardous condition at the golf course by replacing a retaining wall in failing condition.

7. The Indian Island Golf Course Park is within the Peconic Estuary, but the proposed action would not have a significant impact

8. Pursuant to the Town Code of the Town of Riverhead, the proposed action might require, among other things, a special permit, site plan approval, coordinated review pursuant to the State Environmental Quality Review Act ("SEQRA"), review by the Conservation Advisory Council, a building permit, and a certificate of occupancy.

9. The Indian Island Golf Course is a pre-existing nonconforming use at its present location.

10. It appears that the proposed project will not adversely affect the health, safety, and welfare of inhabitants of the Town of Riverhead.

11. Prior to commencing construction at the site, the County of Suffolk notified the Town of Riverhead about the proposed project.

12. Alternative locations for the project are not feasible because the replacement of a failing retaining wall attempts to mitigate a hazardous condition at this particular location.

13. The mitigation of the hazardous condition would serve the public interest.

BE IT FURTHER

RESOLVED, that based upon the foregoing, the Town Board of the Town of Riverhead, after due deliberation, finds that the proposed project, as described above, at the Indian Island Golf Course, located on Riverside Drive, Riverhead, New York, will not be subjected to the requirements of the Town Code of the Town of Riverhead; 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 Building Department; the Riverhead Conservation Advisory Council; the Riverhead Town Attorney, Smith,

Finkelstein, Lundberg, Isler & Yakaboski, LLP, 456 Griffing Avenue, Riverhead, New York 11901; the Suffolk County Attorney, 100 Veterans Memorial Highway, Hauppauge, New York 11788; and the Assistant Suffolk County Attorney, John R. Petrowski at 100 Veterans Memorial Highway, Hauppauge, New York 11788.

WOOTEN YES NO
DUNLEAVY YES NO BLASS YES NO
CARDINALE YES NO
THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

TOWN OF RIVERHEAD

Adopted

Resolution # 253

AUTHORIZES THE RELEASE OF SECURITY FOR RIVERHEAD PGC, LLC

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY :

WHEREAS, Riverhead PGC, LLC had submitted Capital One N.A. Cashier's Check #8000191697 in the sum of Two Thousand Dollars (\$2,000.00) representing the 100% site plan security in connection with Riverhead Planning Board Resolution #54, dated July 19, 2007, for work to be completed at Route 58, (Wal-Mart and King Kullen Shopping Center), Riverhead, New York, further described as Suffolk County Tax Map #0600-104-2-4, 16, 17, 18, 19, 48 and 50, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and the Planning Department is satisfied with site requirements resulting in the issuance of Certificate of Occupancy.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release the aforementioned security in the sum of \$2,000.00; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Mr. William Kugelman, Philips International, 295 Madison Avenue, New York, New York, 10017, the Building Department, the Planning Department and the Town Attorney's Office.

THE VOTE

Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 254

**AUTHORIZES THE RELEASE OF SECURITY OF VERDERBER'S GARDEN
CENTER A/K/A 406 MAIN ROAD, LLC**

COUNCILMAN DUNLEAVY offered the following resolution,

which was seconded by COUNCILMAN WOOTEN

WHEREAS, John & Maria Verderber had posted a Suffolk County National Bank Certificate of Deposit #000590074388 in the amount of Seventeen Thousand Two Hundred Five Dollars (\$17,205.00) representing the 5% site plan security in connection with Planning Board Resolution #23 dated April 25, 2008, for the construction of a 3,796 sq. ft. addition for use as a garden center on real property known as Main Road, Aquebogue, New York, further described as Suffolk County Tax Map # 0600-85-3-74.1, pursuant to Section 108-33 (I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with the site requirements and a Certificate of Occupancy (#31633) has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of security in the sum of Seventeen Thousand Two Hundred Five Dollars (\$17,205.00); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to John Verderber, P.O. Box 2265, Aquebogue, New York 11931, the Building Department, the Planning Department and the Town Attorney's Office.

THE VOTE

Dunleavy Yes No

Blass Yes No

Wooten Yes No

Cardinale Yes No

The Resolution Was Was Not
Therefore Duly Adopted

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 255

**AUTHORIZES THE RELEASE OF SECURITY FOR SOUND HOUSING LLC
A/K/A WILLOW PONDS (STORAGE BUILDING)**

COUNCILMAN WOOTEN offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS, Sound Housing LLC, had posted security (Check #5207 dated April 11, 2007) in the amount of Two Thousand Seven Hundred Twenty Dollars (\$2,720) for the construction of a storage building located at Sound Avenue, Riverhead, New York known and designated as Suffolk County Tax Map Number 0600-18.-1-12.3, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with site requirements and a Certificate of Occupancy has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the security in the sum of Two Thousand Seven Hundred Twenty Dollars (\$2,720); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Sound Housing LLC, 888 Veterans Memorial Highway, Bldg. #430, Hauppauge, New York, 11788, the Building Department, the Planning Department, the Accounting Department and the Town Attorney's Office.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not
Therefore Duly Adopted

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 256

AUTHORIZES THE RELEASE OF SECURITY FOR H.F. CORWIN & SON, INC.

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, H.F. Corwin & Son, Inc. posted security (Check #35354 dated September 25, 2003) in the amount of Four Thousand Fifty Dollars (\$4,050) for the construction of an anaerobic building located at 581 Main Road, Aquebogue, New York known and designated as Suffolk County Tax Map Number 0600-86.-1-5, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with site requirements and a Certificate of Occupancy has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the cash security in the sum of Four Thousand Fifty Dollars (\$4,050); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to H.F. Corwin & Son, Inc., PO Box 500, Aquebogue, New York, 11931, the Building Department, the Accounting Department and the Town Attorney's Office.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not
Therefore Duly Adopted

TOWN OF RIVERHEAD

Adopted

Resolution No. 257

Approves Refund to Peter DiBernardi
(The Hidden Vineyard)

COUNCILMAN DUNLEAVY

offered the following resolution which

was seconded by

COUNCILMAN WOOTEN

WHEREAS, Peter DiBernardi petitioned the Riverhead Town Board for special use permit to allow for a farm stand and tasting room upon real property located at River Road, Calverton, New York; such property more particularly described as SCTM #0600-136-1-4 and

WHEREAS, the applicant posted the required fee of \$500.00; and

WHEREAS, the Town Board determined that the proposed use meets the criteria of being de minimus, and therefore, applicant did not require a special permit; and

WHEREAS, Peter DiBernardi has requested that the fee of \$500.00 be refunded; now

THEREFORE BE IT

RESOLVED, that based upon its actions, the Riverhead Town Board hereby grants the petitioner a full refund of \$500.00; and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Planning Department, the Office of Town Attorney, Accounting Department and Peter DiBernardi or his agent.

THE VOTE

DUNLEAVY YES NO

BLASS YES NO **WOOTEN** YES NO

CARDINALE YES NO

THIS RESOLUTION **WAS** **WAS NOT**
THEREFORE DULY ADOPTED

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 258

RELEASES MAINTENANCE BOND IN CONNECTION WITH THE SUBDIVISION ENTITLED, "KELBRIDGE MEADOWS" (ROAD AND DRAINAGE IMPROVEMENTS)

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

WHEREAS, by Resolution #89 dated January 26, 2006, the Town Board of the Town of Riverhead accepted Suffolk County National Bank Certificate of Deposit #000290071261 in the amount of \$150,000.00, representing the assurance of the completion of the roads and recharge basins located within the subdivision entitled, "Kelbridge Meadows"; and

WHEREAS, the Riverhead Planning Department has confirmed that Water District key monies and park and recreation fees have been paid on all lots within said subdivision; and

WHEREAS, it has been confirmed by the appropriate Town Departments and Vincent Gaudiello, P.E. that all improvements have held up and have been completed in a manner that substantially conforms to the approved site plan.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the aforementioned certificate of deposit in connection with the above referenced subdivision; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Hartill Contracting Inc., P.O. Box 5, Wading River, New York 11792, Suffolk County National Bank, 2065 Wading River–Manor Road, Wading River, New York, 11792, the Building Department, the Planning Department, the Highway Department, the Water District and the Office of the Town Attorney.

THE VOTE
Buckley ~~yes~~ no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

3/17/09

Adopted

TOWN OF RIVERHEAD

Resolution # 259

**ACCEPTS 100% SECURITY OF RIVER CITY ENTERPRISES, INC.
(420 OSBORNE AVENUE) - CERTIFICATE OF DEPOSIT**

COUNCILWOMAN BLASS

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

WHEREAS, River City Enterprises, Inc. has posted a Suffolk County National Bank Certificate of Deposit #004090000108 in the sum of Five Thousand Dollars (\$5,000.00) representing the 100% site plan security bond in connection with Riverhead Planning Board Resolution #61 dated July 17, 2008 for improvements to be completed at the northeast corner of Osborne Avenue and Lincoln Street, Riverhead, New York, further described as Suffolk County Tax Map #0600-128-1-23.1, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the certificate of deposit in the sum of Five Thousand Dollars (\$5,000.00) issued to the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a copy of this resolution to Vincent Chiramonte, P.O. Box 1432, Riverhead, New York, 11901; Suffolk County National Bank, 6 West Second Street, P.O. Box 9000, Riverhead, New York, 11901, the Building Department, the Planning Department and the Town Attorney's Office.

THE VOTE
Buckley _____ yes _____ no Wooten ✓ yes _____ no
Dunleavy ✓ yes _____ no Blass ✓ yes _____ no
Cardinale ✓ yes _____ no
THE RESOLUTION ✓ WAS _____ WAS NOT
THEREFORE DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 260

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

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILMAN WOOTEN

WHEREAS, on March 5, 2009, the East End Arts & Humanities Council Inc. (“EEAC”) had submitted a Chapter 90 application for the purpose of conducting their Annual Community Mosaic Street Painting Festival with music, art activities and craft vendors to be held on EEAC grounds and along the south side of East Main Street in front of their premises, Riverhead, New York, on Sunday, May 24, 2009 having a rain date of Monday, May 25, 2009, between the hours of 12:00 noon and 5:00 p.m. (set up at 8:00 p.m.); and

WHEREAS, East End Arts & Humanities Council, 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, 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 Arts & Humanity Council, Inc. for the purpose of conducting their Annual Community Mosaic Street Painting Festival with music, art activities and craft vendors to be held on EEAC grounds and along the south side of East Main Street in front of their premises, Riverhead, New York, on Sunday, May 24, 2009 having a rain date of Monday, May 25, 2009, between the hours of 12:00 noon and 5:00 p.m. (set up at 8:00 p.m.), 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 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the East End Arts & Humanities Council, Inc., 133 East Main Street, Riverhead, New York, 11901; the Riverhead Fire Marshal; Ken Testa, P.E.; the Riverhead Police Department and the Office of the Town Attorney.

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

3/17/09

TOWN OF RIVERHEAD

Adopted

Resolution # 261

APPROVES CHAPTER 90 APPLICATION OF OUR REDEEMER LUTHERAN CHURCH OF AQUEBOGUE (CARNIVAL & FLOWER SALE)

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

WHEREAS, on March 10, 2009, Our Redeemer Lutheran Church of Aquebogue had submitted a Chapter 90 Application for the purpose of conducting a carnival and flower sale to be located on their property located at 269 Main Road, Aquebogue, New York, on May 7th through and including May 10th, 2009, between the hours of 12:00 noon and 11:00 p.m.; and

WHEREAS, Our Redeemer Lutheran Church of Aquebogue has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

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

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

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

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

RESOLVED, that the application of Our Redeemer Lutheran Church of Aquebogue for the purpose of conducting a carnival and plant sale to be located on their property located at 269 Main Road, Aquebogue, New York, on May 7th through and including May 10th, 2009 between the hours of 12:00 noon and 11:00 p.m., is hereby approved; and be it further

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

TOWN OF RIVERHEAD

Resolution # 262

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
JANITORIAL SUPPLIES
FOR THE TOWN OF RIVERHEAD**

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

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

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for JANITORIAL SUPPLIES FOR THE TOWN OF RIVERHEAD and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the MARCH 26, 2009 issue of the News Review and;

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass 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 JANITORIAL SUPPLIES 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 11:35 a.m. on APRIL 2, 2009.

Bid packets, including Specifications, may be obtained on our website @www.riverheadli.com 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 BIDS FOR JANITORIAL SUPPLIES.

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

Diane M. Wilhelm, Town Clerk

MARCH 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 263

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
WORK CLOTHES
FOR THE TOWN OF RIVERHEAD**

COUNCILMAN DUNLEAVY offered the following resolution,

which was seconded by COUNCILMAN WOOTEN

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for WORK CLOTHES FOR THE TOWN OF RIVERHEAD and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the MARCH 26, 2009 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

Wooten Yes No

Blass 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 WORK CLOTHES 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 11:30 a.m. on APRIL 2, 2009.

Bid packets, including Specifications, may be obtained on line at www.riverheadli.com

Or at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BIDS FOR WORK CLOTHES 2009.

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

Diane M. Wilhelm, Town Clerk

March 17, 2009

Adopted

TOWN OF RIVERHEAD

Resolution # 264

**ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED
"ZONING" OF THE RIVERHEAD TOWN CODE
(Article III – Accessory Apartments)**

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

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

WHEREAS, a public hearing was held on the 3rd day of March, 2009 at 2:10 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that a local law amending Chapter 108 entitled "Zoning", Article III entitled "Accessory Apartments" 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 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.

WOOTEN YES ___ NO
DUNLEAVY YES ___ NO BLASS YES ___ NO
CARDINALE YES ___ NO
THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled "Zoning", Article III entitled "Accessory Apartments" of the Riverhead Town Code at its regular meeting held on March 17, 2009. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**CHAPTER 108
ARTICLE VIII
Accessory Apartments**

§108-34. Purpose.

It is the intent and purpose of this article to allow accessory apartments within the Residence A-40 (RA-40), Residence B-40 (RB-40), Residence A-80 (RA-80), Residence B-80 (RB-80) and Agricultural Protection Zoning (APZ) Use Districts to provide the opportunity for the development of small rental housing units designed to meet the housing needs of median income families, both young and old, and relatives of families residing in the Town of Riverhead and to implement the housing elements and goals of the Town of Riverhead Comprehensive Plan (Town of Riverhead Planning Board et al, 2003) by allowing accessory apartments in designated zoning districts. It is also the intent of this article to increase compliance with building and fire code, property maintenance, preserve property values and the health, safety and welfare of the community.

A. Findings. The Town Board finds that there exist many benefits associated with the creation of accessory apartments on residential lots with existing detached single-family dwellings, including providing a cost-effective means of accommodating necessary residential development by making better use of existing infrastructure and reducing the need to provide new infrastructure; increasing the supply of workforce housing without increased government subsidies and regulations; benefitting older homeowners, single parents, young home buyers and the disabled; integrating workforce housing more uniformly in the community; providing homeowners with revenue to meet rising homeownership costs, and by meeting growth management goals by creating more housing opportunities within existing developed neighborhoods.

B. Standards.

- (1) Owner occupancy required. The owners of the real property upon which the accessory apartment is located shall reside within either the principal dwelling unit or the accessory apartment unit. A property owner shall own only one accessory apartment within the Town of Riverhead and only one accessory apartment per Suffolk County Tax Lot shall be permitted. Accessory apartments shall not be permitted within an existing two-family or multi-family dwelling or on a lot containing a two-family or multi-family dwelling.

- (2) Location on a lot. An accessory apartment may be located within the principal single-family dwelling or within an accessory building.
- (3) Single family dwelling living area. The principal single family dwelling must meet the living area dimension requirements for the applicable zoning district as set forth in Chapter 108 or in the alternative, the principal single family dwelling must have a valid certificate of occupancy for a pre-existing non-conforming dwelling.
- (4) Accessory apartment size. The minimum habitable area for an accessory apartment shall be 300 square feet and a maximum of 650 square feet ~~and shall not exceed forty percent (40%) of the habitable area of the principal dwelling of which the apartment is accessory.~~ The accessory apartment shall not exceed forty percent (40%) of the area of the principal dwelling. For pre-existing apartments seeking to comply with the code provisions set forth in this Chapter, the Accessory Apartment Review Board may review, approve, approve with conditions, or deny accessory apartments that exceed 650 square feet up to a maximum of 850 square feet provided that the accessory apartment does not exceed forty percent (40%) of the area of the principal dwelling of which the apartment is accessory. In no event may there be more than one (1) bedroom per accessory apartment.
- (5) Exterior appearance. The entry to an accessory apartment located within the principal dwelling shall be designed such that the appearance of the dwelling, to the degree reasonably feasible, remains as a single family dwelling.
- (6) Off-street parking. In addition to off-street parking requirements for single family dwellings set forth in Chapter 108 "Parking Schedule", there shall be located a minimum of two (2) 9' x 18' off-street parking stalls for an accessory apartment unit. The parking areas and driveways shall be paved with asphalt, concrete, bluestone or such other similar surfaces.
- (7) The principal structure, as well as the accessory apartment, must comply with all requirements of this article and all applicable provisions of the Town Code of the Town of Riverhead, Suffolk County Department of Health Services, New York State Uniform Fire Prevention and Building Code, and any and all such other agencies having jurisdiction.
- (8) Inspection. The Building Department Administrator for the Town of Riverhead Building Department or his designated representative is authorized to make or cause to be made inspections, upon reasonable notice, to determine the condition of the dwellings and compliance with the provisions of this article to safeguard the health, safety, and welfare of the public. A renewal application or transfer application shall be subject to identical inspection criteria as set forth above.
- (9) Duration. All permits issued hereunder shall be valid for an initial period of three (3) years and shall be renewable for successive periods of up to five (5) years at the discretion of the Accessory Apartment Board.
- (10) New construction. No permit shall be issued for an accessory apartment within any structure until a period of three (3) years has elapsed from the date of issuance of the relevant certificate of occupancy. Nothing contained in this subsection shall be construed to prohibit the construction of an addition to a principal building.
- (11) Amnesty. For the detached single-family dwellings that illegally have an accessory apartment, the owner shall have ~~one~~ two years from the enactment of this article to make application, without penalty as set forth in Chapter 52-18, and pre-construction fees (triplicate fees) as set forth in 52-10(h) shall be waived upon receipt of accessory

~~apartment permit. for an accessory apartment and~~ As set forth in 108-35(6) of this article, the applicant/owner shall have 90 days of issuance of the building permit to comply with all requirements of this article, including but not limited to, review and approval by the Accessory Apartment Review Board, and all applicable provisions of the Town Code of the Town of Riverhead, Suffolk County Department of Health Services, New York State Uniform Fire Prevention and Building Code, and any and all such other agencies having jurisdiction.

§108-35. Applications.

- (1) There shall be submitted to Building Department the following:
 - (a) An application to the Building Department for pre-approval of occupancy and use, together with plans by a licensed design professional and any such other plans, documents or surveys required by the Building Department;
 - (b) An application to the Building Department for all necessary building permits;
 - (c) An application to the Accessory Apartment Review Board for an accessory apartment permit.
- (2) The Applicant shall make part of any application for pre-approval of occupancy and use and building permit, an approval of the Suffolk County Department of Health Services, if required.
- (3) The Accessory Apartment Review Board, as part of its application, may require the applicant to submit supporting documents, including but not limited to floor plans, surveys less than 10 years old that show all existing structures, photographs, and/or exterior renderings.
- (4) The application for the transfer of an accessory apartment permit to a subsequent property owner shall be completed on such forms and in such a manner as prescribed by the Accessory Apartment Review Board.
- (5) The application must be supplied by the owners of the property and the applicant shall be required to file an acknowledgment with the Town of Riverhead stating that the accessory apartment permit or any extensions thereof shall terminate upon the death of the signator or the survivor of the signator, upon the transfer of title to said premises, upon the signator no longer occupying the premises as their principal residence or upon a conviction for a violation of this article.
- (6) The applicant will be required to file a form stating that the subject dwelling(s) shall conform with all with all requirements of this article, all applicable provisions of the Town Code of the Town of Riverhead, Suffolk County Department of Health Services, New York State Uniform Fire Prevention and Building Code. The applicant will be required to meet pertaining standards within 90 days of the building permit or the accessory apartment permit will become null and void.

§108-36. Fees.

- (1) The fee for an accessory apartment permit for the initial three-year period shall be \$500.00. The renewal fee for the subsequent five-year periods shall be \$250.00.
- (2) Upon failure to obtain a certificate of occupancy within the total allotted time, the first re-application fee will be \$300.00. For a second failure to obtain the certificate of occupancy

in the allotted time, the second re-application fee will be \$500.00. For any and all subsequent re-applications, the fee will be \$500.00.

- (3) The fee for the transfer of an unexpired term of an accessory apartment permit shall be \$50.00.

§108-37. Accessory Apartment Review Board

- (1) The Accessory Apartment Review Board shall consist of three members appointed by the Town Board, all of whom shall be residents of the Town of Riverhead and one of whom shall be designated Chairman. The Town Board may provide for compensation to be paid to said members and provide for such other expenses as may be necessary and proper. Of the members of the Board first appointed, one shall hold office for the term of one year, one for the term of two years and one for the term of three years; provided, however, that the Town Board may, by resolution, increase the number of members of the Accessory Apartment Review Board to five members and provide for their compensation, and thereafter such additional members shall be appointed for terms of one year and three years, respectively. Their successors shall be appointed for the term of three years from and after the expiration of the terms of their predecessors in office.
- (2) The Accessory Apartment Review Board shall hear and decide applications for accessory apartments pursuant to the standards enumerated in §108-34(B) of this article.
- (3) The Accessory Apartment Review Board shall adopt rules necessary to the conduct of its affairs in keeping with the provisions of this article. Meetings shall be held at the call of the Chairman and at such other times as the Board may determine. The Board shall keep minutes of its proceedings and records of its examinations and other official actions, all of which shall be a public record.
- (4) All applications made to the Board shall be in writing, on forms prescribed by the Board. The Accessory Apartment Review Board shall fix a reasonable time for the hearing of the application and give public notice thereof, as well as due notice to the applicant. The applicant shall mail notice of the hearing by either certified or registered mail, return receipt requested, to every property owner, as shown on the current Riverhead assessment rolls, owning property immediately adjacent and contiguous to that of the applicant. For purposes of this section, property separated from that of the application by a public road or right-of-way shall be deemed contiguous.
- (5) The following shall be submitted with such application:
 - (a) A copy of the notice sent to property owners.
 - (b) A list, in duplicate, containing the names and addresses of the owners to whom notices were sent.
 - (c) Return receipts.
 - (d) An affidavit of mailing of the aforesaid notices.
 - (e) A valid certificate of occupancy issued at least three years prior to the date of application.
 - Proof of ownership.
 - Proof of residency.
 - Personal identification.
 - Three surveys giving the exact description and location of property with all existing and proposed structures and setback from all property lines.

- (6) Revocation. The Accessory Apartment Review Board shall retain the right to revoke any accessory apartment permit issued hereunder should the applicant or applicant's tenant violate any provision of this article, any condition imposed upon the issuance of the accessory apartment permit, or violation of the provisions of the Town Code of the Town of Riverhead. Said revocation shall be after a hearing held on notice to the applicant and, if known, the tenant. As an alternative to revocation, the Accessory Apartment Review Board may continue the permit on a probationary basis, and in such event, it may revoke the permit without further notice to the applicant or tenant upon a violation of any conditions attached to the probationary permit.
- (7) Lapse of accessory apartment permit. Every application for accessory apartment permit granted by the Accessory Apartment Review Board shall be and become null and void and of no further force and effect unless the applicant obtains a building and zoning permit for work to be done and/or change of use no later than 30 days after approval is granted by the Accessory Apartment Review Board.
- (8) No person shall create or occupy an accessory apartment without obtaining an accessory apartment permit from the Accessory Apartment Review Board and a certificate of occupancy for said use from the Building Department.
- (9) The article shall sunset upon the issuance of the 250th accessory apartment permit, excluding accessory apartment permits issued to applicants seeking to legalize a pre-existing accessory apartment under the amnesty provision set forth in 108-34(B)(11). The Town Board may, by resolution, extend the sunset provision up to the 500th accessory apartment permit and/or impose saturation limits within a specified geographical radius or zoning district.

§108-38. Appeals.

All appeals from the determination of the Accessory Apartment Review Board or from any administrative determination regarding interpretation of any provision of this article shall solely be by an Article 78 proceeding. This shall be the exclusive remedy of any aggrieved party.

§108-39. Penalties.

All applicable penalty provisions set forth in Chapter 52 and such other pertinent provisions of the Code of the Town of Riverhead shall apply to any violation(s) of this article.

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

Dated: Riverhead, New York
March 17, 2009

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

03/17/2009

Adopted

TOWN OF RIVERHEAD

Resolution # 265

SETS REGISTRATION FEES FOR THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

_____ offered the following resolution,

COUNCILMAN DUNLEAVY

which was seconded by _____

RESOLVED, that the Town Board sets the Registration Policy and fees for the Spring/Summer 2009 Recreation Department Program Brochure as of March 23, 2009.

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

Buckley yes no Wooten yes no

Dunleavy yes no Blass yes no

Cardinale yes no

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

¹ Rec. Doris/Resolution –Spring/Summer 2009

Town of Riverhead
RECREATION DEPARTMENT

SPRING ° SUMMER 2009 BROCHURE



*What do you
dream
of doing?*

Live your dreams with the Riverhead Recreation Department...

Town of Riverhead

Town Supervisor

Phil Cardinale

✶

Town Council

Barbara Blass

John Dunleavy

James Wooten

Tim Buckley



Dear Residents:

I am pleased to present you the Town of Riverhead Recreation Department's 2009 Spring & Summer Brochure. The Recreation Department staff has put together an exceptional array of programs, with something of interest for young and old alike. This brochure features several new programs including *two* overnight trips, a Track & Field camp, Digital Photography classes for adults and children, and a "Virtual Recreation" Wii bowling league.

Also offered are more T.A.G. Intergenerational programs, such as "Afternoon in Madagascar" at the Bronx Zoo; "Secrets of Central Park" scavenger hunt in New York City; and a Theatreworks USA performance of *Nate the Great* right here in Riverhead. A brand-new T.A.G. membership program is also available for seniors and youth of our community.

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 marinas are included on the website with list of amenities and directions to each individual location. I urge you to use the website and view Channel 22, Town Government and Education channel, to keep updated with all that is going on around town.

I encourage you to enroll in these recreation programs. You can do so by contacting the Recreation Department, either in person at Stotzky Park, 55 Columbus Avenue; by phone at (631) 727-5744; or online through the town's website, www.riverheadli.com.

Phil Cardinale
Supervisor

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NOTE: *This brochure was designed with dreams in mind. Dreams of our childhood, dreams of our adulthood, dreams realized and dreams forgotten. Throughout these pages you'll find inspirational quotes about the magic of dreams...as well as a few shared dreams from the Recreation Department staff. Share some of your own fondest wishes with us at www.riverheadli.com, and we'll do our best to incorporate them into next season's programs!*

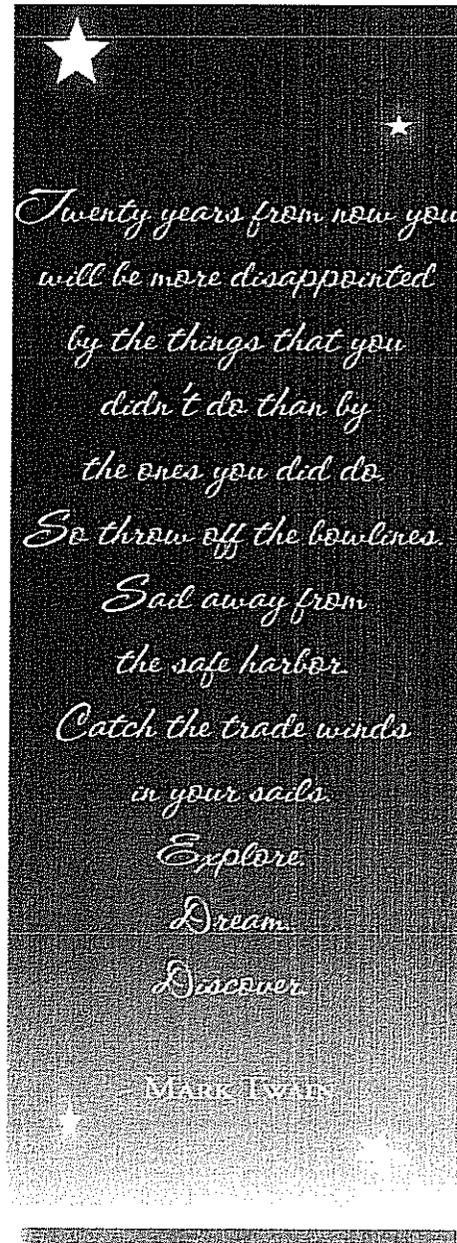


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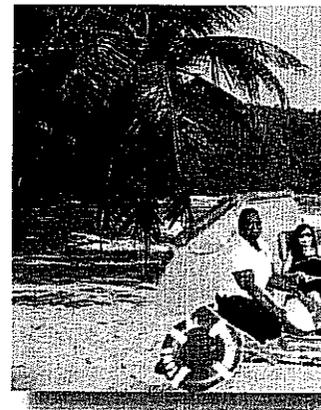
55 REGISTRATION FORM

★

*If you lose hope,
somehow you lose the
vitality that keeps life
moving, you lose
that courage to be,
that quality that
helps you go on
in spite of it all.*

*And so today,
I still have a dream.*

★ — MARTIN LUTHER
— KING, JR.



Recreation

We're OPEN on...

Monday-Friday
8:30 AM to 4:30 PM
The following Saturdays, from
10:00 AM to 12:00 PM:
4/4; 5/2; 6/6; 7/11; 8/1; 9/12

...but we're CLOSED on...

Good Friday • Friday, April 10
Memorial Day • Monday, May 25
Fourth of July • Friday, July 3
Labor Day • Monday, September 7

...and how can I REACH them?

Program Rainout/Cancellation Hotline:
631-727-5744 EXT. 30
Riverhead Skate Park Information:
631-727-5744 EXT. 31
Riverhead Skate Park:
631-208-3826
George Young Community Center:
631-722-4637
Henry Pfeifer Community Center:
631-727-6481
Riverhead Seniors Center:
631-722-4444

55 Columbus Avenue



Riverhead, NY 11901 • (631) 727-5744

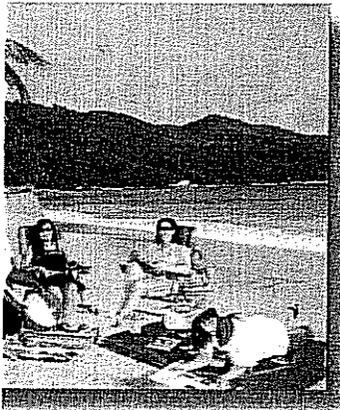
Department

WHO is this

Recreation staff?

Raymond Coyne, Superintendent
Kelly Tocci, Assistant Superintendent
Jim Janecek
Colleen Fox
Tom Filgate
Doris Strange
Diane Beatty
Maribeth Vail
Donna Lyczkowski, Youth Bureau
Director
Danielle Doll, Cultural Affairs
Supervisor

We did mention that this brochure's theme was DREAMS, didn't we?



Policy

Registration

How do I REGISTER for programs?

ONLINE

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

IN PERSON

Recreation Office -- Stotzky Park
55 Columbus Avenue, Riverhead

MAIL

Mail all registration forms to the Recreation Department at 200 Howell Avenue, Riverhead, NY 11901. Make all checks payable to the Riverhead Recreation Department. Mail in/online registrations received prior to March 23rd will not be processed until 3:00 PM on the 23rd. In-person registration will take precedent over early mail-in registrations.

PHONE

Call 727-5744 to register over the phone.
*No phone registration on the first day!

PAYMENT

Pre-Registration with payment is required for all programs. We accept cash, check, Visa/MasterCard or Discover Card.
There is a \$20 fee for all returned checks
Program fees will not be pro-rated.

DEADLINE

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

REGISTRATION BEGINS

MARCH 23, 2009!

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 canceled.

ALL bus trips are NON-REFUNDABLE.

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.

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.

PERMISSION

Parental permission is required for participants under 18.

Community Centers

**GEORGE YOUNG
COMMUNITY CENTER**
446 South Jamesport Avenue
Jamesport, NY 11947
(631) 722-4637

DIRECTIONS:
Take Route 25 east 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 west to Edwards Avenue (Village Crossroads on 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 onto 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. Skate Park is on your left hand side.

Do not lose hold of your dreams or aspirations.

For if you do, you may still exist

but you have ceased to live.

- HENRY DAVID THOREAU

Beaches

REEVES BEACH

End of Park Road
Riverhead, NY 11901

WADING RIVER BEACH

End of East Creek Road
Wading River, NY 11792

SOUTH JAMESPORT BEACH

Town Beach Road
(off Peconic Bay Blvd)
Jamesport, NY 11947

IRON PIER BEACH

End of Pier Avenue
(off Sound Avenue)
Jamesport, NY 11947



HOURS & DATES

All beaches will open weekends beginning Saturday, May 23, 2009. Lifeguards and beach attendants will be on duty from 10 AM TO 5 PM. Saturdays and Sundays only. All town beaches are open seven days a week beginning Saturday, June 27, 2009.

PARKING

Permits are required for parking at all town beach recreation facilities from January 1 through December 31. Parking permits are available at all town beaches from 10 AM TO 5 PM or in the Recreation Department office. For more information please call (631) 727-5744.

PARKING PERMIT FEES

Resident	\$15
Senior resident (over 60)	\$5
4x4 permits <i>includes parking permit available in the office only available to residents only</i>	\$60
Non-resident boat ramp	\$15
Non-resident daily	\$35
Non-resident annual	\$200

PROOF OF RESIDENCY

Original, current tax bill with name to match vehicle registration *or* a current vehicle registration with the Town of Riverhead address *or* a valid driver's license with a town address to match the name on the vehicle registration.

4x4 permit (residents only): applicants must present license, registration, and vehicle insurance policy.

Residents with local P.O. boxes must show proof of a physical mailing address with the Town of Riverhead.

*I always dreamed of standing on the podium at the Olympics,
National Anthem being played with a gold medal around my n*

Camps

DANCE CAMPS

HIP HOP DANCE CAMP

A three day workshop followed by a performance on the last day. Students will learn different styles of hip hop movement. They will learn how to use this movement to execute dance patterns as well as how to create their own dance moves and choreography.

Ages: 8-11 • 12-16

Dates: June 29-July 2

Location: George Young Community Center

Day/Time: Mon-Thurs,

9:00-12:00 PM • 12:00 PM-3:00 PM

Cost: Residents \$140 • Non-Residents \$150

SCIENCE CAMPS

FLIGHT ACADEMY: A MAD SCIENCE CAMP

Birds, kites, planes and rockets: if it flies in, with, or through the air it will be included in this camp as we investigate different types of aerodynamics. All week long, campers will build various flying machines, explore space, and apply Newton's Laws of Motion as we take daily flights of discovery. 4 days only!

Ages: 6-11

Dates: June 29-July 2

Location: George Young Community Center

Day/Time: Mon-Thurs, 9:00-12:00 PM

Cost: Residents \$160 • Non-Residents \$170

SCIENCE IN MOTION: A MAD SCIENCE CAMP

Science and motion go hand-in-hand as our campers discover what machines and nature have in common. Campers will build various structures like bridge sand domes, discover how animals and bugs move through their worlds and ours, and run a crazy obstacle course with the help of simple machines. 5 classes.

Ages: 6-11

Dates: August 24-August 28

Location: George Young Community Center

Day/Time: Mon-Fri, 9:00-12:00 PM

Cost: Residents \$195 • Non-Residents \$205

rice, hearing the

my neck. - COLLEEN FOX, RECREATION SUPERVISOR

Camps

SPORTS CAMPS

All camps will offer basic, fundamental mechanics of their sport with breakdown drills, teamwork, and sportsmanship emphasized.

Groups will be broken down according to skill. Call (631) 727-5744 EXT. 30 for rainout/cancellation information.

Ages: 7-15

Cost: Residents \$64 • Non-residents \$74

SPORTS INSTRUCTIONAL CAMPS

Volleyball

Dates: June 29-July 2

Rain dates: July 6, July 7

Location: South Jamesport Beach

Day/Time: Mon-Thurs, 8:30 AM-12:30 PM

Softball

Dates: June 29-July 2

Rain dates: July 6, July 7

Location: Stotzky Park Field # 1

Day/Time: Mon-Thurs, 8:30 AM-12:30 PM

Basketball

Dates: July 6-July 10

Location: Pulaski Street School

Day/Time: Mon-Fri, 9:00 AM-12:00 PM

Baseball

Dates: July 13-July 17

Rain dates: July 20, July 21

Location: Stotzky Park Field #2

Day/Time: Mon-Fri, 9:00 AM-12:00 PM

Soccer

Dates: August 3-August 7

Rain dates: August 10, August 11

Location: Stotzky Park soccer field

Day/Time: Mon-Fri, 9:00 AM-12:00 PM

Field Hockey

Dates: August 3-August 7

Rain dates: August 10, August 11

Location: Riverhead HS field hockey field

Day/Time: Mon-Fri, 9:00 AM-12:00 PM

My dream is to coach a basketball game

- JIM JANECEK, RECREATION I

Camps

SPORTS CAMPS

TRACK & FIELD CAMP

This camp will teach the fundamentals of track & field. Sessions will include warm-ups, sprints, intermediate distance, relays, and long jump. The final day will be a competitive track meet.

Note: This camp is co-ed.

Ages: 8-11

Dates: July 13 - July 17

Rain dates: July 20, July 21

Location: Riverhead High School track

Day/Time: Mon-Fri, 5:30-7:00 PM

Cost: Residents \$50 • Non-residents \$60

FAMILY PEE WEE SPORTS CAMP

A fun morning with assorted sports activities featuring proper warm-up and breakdown drills with individual and team sport concepts introduced. Sports covered in this program include basketball, soccer, softball, baseball, and track. Parent/guardian to participate. 8 classes.

Ages: 4-6

Dates: July 20 - July 30

Rain dates: July 24, July 31

Location: Stotzky Park basketball court, Field #1, and soccer field

Note: Meet at Stotzky Park basketball court the first day

Day/Time: Mon-Thurs, 9:00-10:30 AM

Cost: Residents \$40 per session •

Non-residents \$50 per session

SOFTBALL SKILLS CLINIC

These classes will provide fundamental instruction in softball pitching and batting. 5 classes.

Ages: Batting 7-14

Pitching 11-14

Dates: July 6 - July 10 (Rain dates: 7/12, 7/13)

Location: Stotzky Park Field #1

Day/Time: Mon-Fri,

Pitching: 9:00-10:15 AM

Batting: 10:30 AM-11:45 AM

Cost: Residents \$35 • Non-residents \$45

2 game at Madison Square Garden.
ON PROGRAM COORDINATOR

Camps

SPORTS CAMPS

LACROSSE CAMP

This camp will offer basic fundamental mechanics of this growing sport with breakdown drills, teamwork and sportsmanship emphasized.

Groups will be broken down by skill. There will be one class for boys and one class for girls; classes are run separately. Each participant must provide their own lacrosse equipment for the program. Boys' equipment includes helmet, stick, shoulder pads, arm pads, gloves, athletic supporter with cup and mouthpiece. Girls' equipment includes stick, goggles, and mouthpiece. Girls lacrosse is no-contact. Boys' equipment is \$185 as listed; girls' equipment is \$75 as listed. Prices subject to change.

Call (631) 727-5744 EXT. 27 before purchasing equipment.

Ages: 8-13

Dates: Tuesday, July 21 - Friday, July 24

Location: Stotzky Park soccer field

Times: Boys: 9:00 AM-11:30 AM

Girls: 9:00 AM-11:30 AM

Cost: Residents \$50 • Non-residents \$60

YOUTH TENNIS CAMP

This camp will be geared to age/ability and will include instruction on various tennis strokes, rules, etiquette and having fun. After registration for each session is complete, class times for each child will be determined. Class times are 9 AM, 10 AM, or 11 AM. You will be notified of your class time by phone approximately five days prior to the start of your session.

Please bring your own racquet. 5 classes.

Ages: 7-17

Dates: Session I • July 6-10 (rain dates 7/13, 7/14)

Session II • July 20-24 (rain dates 7/27, 7/28)

Session III • August 3-7 (rain dates 8/11, 8/12)

Location: Stotzky Park tennis courts

Day/Time: Mon-Fri,

9:00-11:50 AM; each class is 50 min.

Cost: Residents \$50 • Non-residents \$60

Camps

SPORTS CAMPS

Concentration on fundamentals of shooting (layups, jump shots, foul shots, footwork and form). Guard and forward position-specific. Ball included.

Ages: 7-15

Dates: July 13-July 17

Location: Pulaski Street School gym

Day/Time: Mon-Fri,

9:00-11:00 AM

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

BASKETBALL
SHOOTING & POSITION
CAMP

SUMMER RECREATION

Youth summer programs for children entering grades 1-6 in September 2009. Activities will include arts & crafts, games, sports, field trips and special events. A family discount of \$50 will be given to each additional child registered in the same activity. Any withdrawal/refund request must be submitted in writing as follows: June 5, 2009 for the first session and July 1, 2009 for the second session. Registration for All Day Summer Recreation programs will be one day only on April 25, 2009 at the Riverhead Recreation Department at Stotzky Park AND the Riverhead Senior/Human Resource Center. Registration is from 8:00 AM-9:30 AM. Space is limited and full payment is expected at time of registration. For credit card payments, please register at the Stotzky Park location. Ages: Children entering grades 1 through 6 in September 2009. For children grades 7 & 8, see Youth Bureau programs on page 50.

Dates: Session I • July 6-July 24 (3 weeks)

Session II • July 27-August 21 (4 weeks)

Days/Time: Monday-Friday, 9:00 AM-4:45 PM

Location: Pulaski Street School (residents & school district)

George Young Community Center (residents only)

Henry Pfeifer Community Center (residents only)

Cost: Session I \$400 • Session II \$540

Tuition Assistance Awards are available for our Summer Recreation Programs. Application can be picked up at the Recreation Department and must be submitted by Wednesday, April 15.

SUMMER REC
PROGRAM

n a nightclub...lounging atop a piano...

ATION ACCOUNT CLERK TYPIST

Cultural Affairs &

The mission of the Town of Riverhead Cultural Affairs Department, in partnership with the Riverhead Recreation Department and the Riverhead Youth Bureau, is to showcase the rich, diverse culture of our community while providing opportunities for all generations to share a variety of artistic, theatrical, and educational experiences.



T.A.G.



MUSEUM OF NATURAL HISTORY & HAYDEN PLANETARIUM

** Sign up for this trip and the Astronomy class together, and receive \$10 off!
See page 24 for class description.*

What better way to prepare for your astronomy class (PAGE 24) than with a trip to New York's most exciting museum and planetarium? Trip includes museum admission, planetarium admission, a *Dinosaurs Alive!* Imax film, the thrilling new *Cosmic Collisions* space show, and a special exhibition on climate change.

Date: Saturday, April 25

Time: Charter bus leaves Stotzky Park at 9:00 AM and leaves to return at 5:30 PM

Cost: Residents \$48 • with Astronomy class \$82

Non-Residents \$53 • with Astronomy class \$97

T.A.G.



AFTERNOON IN MADAGASCAR! at THE BRONX ZOO

See the T.A.G. section, page 33, for more details about this exciting new bus trip!

Date: Saturday, May 9, 2009

MOHEGAN SUN OVERNIGHT TRIP with McCARNEY TOURS

Live it up at Connecticut's favorite playground!

Trip includes overnight accommodations at Mohegan Sun, a \$10 food voucher or free buffet, and a \$30 free bet. After leaving the casino, let us take you to Olde Mystick Village, back to a tranquil period of life, where you can relax and shop at a leisurely pace. Waiver required.

Ages: 21 & up

Dates: Tuesday, May 26-Wednesday, May 27

Deadline to Register: April 10

Time: Bus leaves Stotzky Park at 8:00 AM and returns home approximately 6:00 PM

Cost: \$170 double • \$260 single

**All bus trips are non-refundable.*

Division BUS TRIPS

HUNTERDON HILLS PLAYHOUSE "OVER THE RIVER & THROUGH THE WOODS"

Join us as we travel to Hunterdon Playhouse for a hilarious comedy suitable for all ages. "Over the River and Through the Woods" is a show about a close knit family that is sure to keep you laughing! Under 18 must be accompanied by an adult 21 and over. Waiver required.

Ages: All

Date: Saturday, May 16

Time: Charter bus leaves Stotzky at 7:30 AM.

Show starts at 11:00 AM.

Location: Stotzky Park; Hunterdon Hills Playhouse in Hampton, NJ

Cost: Residents \$59 • Non-residents \$64

ELLIS ISLAND & STATUE OF LIBERTY

* Sign up for Ellis Island trip and the Genealogy class together, and receive \$10 off! See page 30 for class description.

Enjoy an enlightening day at Ellis Island, once the gateway for many of America's immigrants. Research your own ancestors at the American Immigration Family History Center, see the emotional "Island of Hopes, Island of Fears" film, and view gorgeous New York Harbor from atop the Statue of Liberty.

Ages: All

Date: Saturday, May 30

Time: Charter bus leaves Stotzky Park at 9:00 AM

Cost: Residents \$22 • with Genealogy class \$46

Non-Residents \$27 • with class \$61

Circle Line Ferry ticket to be purchased in NYC.

Prices: Adults \$12 • Seniors \$10 • Children \$5

BRONX ZOO

Bring the family to discover a world of adventure, excitement and fun at the largest urban zoo in the United States! Waiver required.

Ages: All

Date: Saturday, June 13

Time: Charter bus leaves Stotzky at 8:30 AM. and leaves for Riverhead at 4:00 PM

Cost: Residents \$21 • Non-residents \$26

Participants must purchase their own admission at the Zoo:

Adults \$15 • Seniors \$13 • Children 3-12 yrs. \$11
Children under 3 are free.

Note: All programs with the

 symbol are eligible for our T.A.G. member discount offer! Please see page 32 for details.

Cultural Affairs &

WINE, DINE & SAIL *with* SCHOONER MARY E. & NORTH FORK TROLLEY

Join us for an easy, breezy, only-on-Long Island day! Begin this relaxing trip aboard the North Fork Trolley and enjoy a leisurely drive to beautiful Greenport, where you will embark on an adventurous 2 hour sail aboard the historic Schooner Mary E. After the sail, it's time for lunch at Claudio's Restaurant, then back on the trolley for a wine & cheese tasting at Osprey Dominion Vineyards. Wine, dine, & sail...the makings of a perfect summer day!

Ages: 21 & up

Date: Thursday, June 25

Time: First sail group leaves Stotzky Park at 10:00 AM. Second group leaves at 1:00 PM

Cost: Residents \$99 • Non-residents \$104

Price includes trolley, sail, lunch, & wine tasting

LONG ISLAND DUCKS

Come find out why everyone is talking about minor league baseball! See the hometown Long Island Ducks play the Bridgeport Bluefish.

Price includes ticket and Recreation bus transportation. Under 18 must be accompanied by an adult 21 or over.

Date: Friday, July 24

Time: Recreation bus leaves Stotzky at 5:30 PM. for a 7:05 PM game.

Cost: Residents \$18 • Non-residents \$23

T.A.G.



"SECRETS OF CENTRAL PARK" SCAVENGER HUNT

See the T.A.G. section, page 34, for more details about this family bus trip!

Date: Saturday, July 25, 2009

Division BUS TRIPS

INTREPID MUSEUM & HARBOR LIGHTS EVENING CRUISE

Come experience structures, spaces and artifacts that illustrate the story of how freedom is won and maintained for our great nation and honor the heroes that put their lives on the line. Then, bask in the glow of the setting sun and be dazzled by millions of glistening lights as you sail down the Hudson, cruise around the Battery, up the East River, and under the Brooklyn, Manhattan and Williamsburg Bridges to the United Nations and back. Enjoy light tour commentary as you sip your favorite drink and watch the sun set...and the moon rise.

Date: Saturday, August 8

Time: Charter bus leaves Stotzky at 1:30 PM.

Cruise begins at 7:00 PM.

Cost: Adult \$62 • Child \$49 • Senior \$52

Non-residents add \$5

WASHINGTON, D.C. MULTI-DAY TRIP *with* McCARNEY TOURS

Join us on our "inaugural" trip to the nation's capital! Your trip will include a two night hotel stay, two dinners, two continental breakfasts, guided tours and visits to such landmarks as the White House, Lincoln Memorial, World War II Memorial, Pentagon, National Air & Space Museum, and Arlington National Cemetery.

Waiver required. Itinerary available at Recreation Dept. office.

Ages: All

Dates: Friday, August 28-Sunday, August 30

Deadline to register is June 26.

Time: Bus leaves Stotzky Park 8:00 AM Friday; returns 6:30 PM Sunday

Cost: \$349 double • \$489 single • \$299 triple •

Under 12 with paying adult \$209

Prices are per person

NEW YORK METS & NEW YORK YANKEES

Join us as we catch a game at the new Citifield and the new Yankee Stadium! Please call

(631) 722-4444 EXT. 740

after April 1st for more details.

Ages: All

.....
is that never were and say, why not? - GEORGE BERNARD SHAW

Cultural Affairs Div

PHOTOGRAPHY EXHIBIT



One of the first ventures of the Cultural Affairs Division is an ongoing photography or art display at the Riverhead Senior/Human Resource Center. These exhibits will be free of charge and open to the public and will present the works of local artists -- so please come down and enjoy these beautiful displays! If you would like to display your own art at the center, please contact Danielle Doll, Cultural Affairs Supervisor, at dolld@riverheadli.com or (631) 722-4444 EXT. 731.

Our first exhibit!

Photography by Brian R. Lee: *The Frantic Quiet of New York City*

A native New Yorker, Brian studied Architecture and Photography. The images in this exhibit concentrate on panoramic views of scenes in Manhattan. Mr. Lee's photography encompasses nature vistas and cityscapes.

On display at the Riverhead Senior Center from April 1 to September 1, 2009

30th ANNUAL EASTER EGG HUNT

Registration required the morning of the event. 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. Come early and meet the Easter Bunny! Call (631) 727-5744 EXT. 30 for rainout/cancellation information. Parents may participate only in the under 4 division.

Ages: 9 & under

Date: Saturday, April 4

Rain date Sunday, April 5

Times/Locations:

Children w/ special needs • 9:00 AM • Rink

Children under age 4 • 10:00 AM • Field #4

Children ages 4&5 • 10:30 AM • Field #3

Children ages 6&7 • 11:00 AM • Field #2

Children ages 8&9 • 11:30 AM • Field #1

Location: Stotzky Park

Cost: Free

Residents only

division SPECIAL EVENTS

OUR 1ST PHOTOGRAPHY CONTEST

Calling all amateur photographers! Send us your best photo of Riverhead -- its people, places, or events -- and enter our first community-wide photography contest. Photos will be displayed in the Riverhead Senior Center throughout the summer and will be open to the public for daily viewing. Photos will be judged according to the following age categories:

- 14 & under
- 15-18
- 19-60
- Over 60

Deadline: April 30, 2009

For complete contest guidelines, please call Danielle Doll at (631) 722-4444 EXT. 731 or email dolld@riverheadli.com. A flyer is also available at the Recreation Department office.

KEITH LEAF'S COMEDY JUGGLING SHOW

Happy, good-time, family friendly comedy juggling show! Props include balls, clubs, rings, tennis racquets, diabolo, and balance board.

Ages: 5 & up

Date: Saturday, May 16

Times: 11:00 AM-12:00 PM

Location: Riverhead Senior Center

Cost: Free

T.A.G.



"NATE THE GREAT" presented by THEATREWORKS USA

See the T.A.G. section, page 34, for more details about this fun, family-friendly show!

Date: Saturday, June 6, 2009

T.A.G.



HERBAL PAPERMAKING

Walk into the room and you will "scents" this papermaking class is not like any other! The papers are made with home grown ingredients from herb farms all across Long Island. The class will also experiment with various herbs and spices found in the kitchen.

Ages: 10 & up

Date: Saturday, June 13

Times: 10:00 AM-11:00 AM

Location: TBA

Cost: Residents \$10 • Non-residents \$15

Cultural Affairs Division

We can't bring you to Brazil, but we can bring a little bit of Brazil to you! Join Escola de Samba BOOM for a tantalizing night of samba rhythms and beats. This performance and mini-workshop will teach you the basics of Brazilian drumming -- and you'll soon find yourself drifting away to a beach in Rio.

BRAZILIAN DRUMMING *on the BEACH*

Details to come. Call Danielle Doll at (631) 722-4444 EXT. 731 for more information.

MOVIE IN THE PARK

Grab a blanket and/or chair and head out for an unforgettable evening of cinema on a giant inflatable screen. Children under 18 must be accompanied by an adult. Call (631) 727-5744 EXT. 30 for rainout/cancellation information.

Date: Saturday, July 25
Time: Movie begins at 8:30 PM
Location: Stotzky Park Field #1
Cost: Free
Residents only

Enjoy a lazy summer afternoon in the park! Bring friends, family, blankets, picnic baskets, and your love of music to these laid-back Sunday events. Each week will feature a different genre of music. More details to come!

Ages: All

Dates: Sundays • August 9 & August 23

Time: 4:00 PM

Location: Stotzky Park Field #4

SUNDAY PICNICS & CONCERTS IN THE PARK

PIRATE FESTIVAL & MOVIE ON THE BEACH

Arrgh! The pirates of Ye Pysrate Brotherhood have invaded South Jamesport Beach and want you to share in the adventures! Join us for a treasure hunt on the beach, a swashbuckling pirate show, and a presentation of *Pirates of the Caribbean* on a giant screen to end the night. Bring the entire family, dress like a pirate and get ready for an action-packed day!

Date: Saturday, August 22
Time: First show at 4:00 PM • Second show at 6:00 PM • Movie begins at 8:30 PM.
Location: South Jamesport Beach

n★ SP. EVENTS/YOUTH PROGRAMS

ART

CREATIVE KIDS

Explore your creative side with this series of art classes for children in grades K-6. This 6 week series is designed to introduce children to a variety of media and create their very own works of art! Join us to explore clay, painting, weaving, and more. We will stress creativity and most of all, fun!

6 classes.

Ages: K-6

Dates: Saturdays • April 18-May 23

Times: Grades K-2 • 10:00 AM-11:00 AM

Grades 3-6 • 11:00 AM-12:00 PM

Location: George Young Community Center

Cost: Residents \$35 • Non-Residents \$45

CIRCUS

CIRCUS SKILLS

Circus Arts are a valuable part of many recreation programs. Because these skills are so novel, challenging, and fun, students are highly motivated to practice and achieve. Many students who do not enjoy traditional sports and games often excel at Circus Arts. Skills being taught include juggling, plate spinning, balancing, using diabolo, and flower sticks.

6 classes.

Ages: 7-12

Dates: Wednesdays • April 15-May 20

Time: 6:00 PM-7:00 PM

Location: Riverhead Senior Center

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

DANCE

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: *Spring:* Saturdays • April 18-June 13

No class 4/25, 5/23

Summer: Saturdays • July 18-August 29

Time: 11:00 AM-12:00 PM

Location: George Young Community Center

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

the sight of the stars makes me dream. - VINCENT VAN GOGH

Cultural Affairs Divi

RHYTHM RECREATION

This class is 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.

Ages: 3-8

Dates: *Spring*: Saturdays • April 18-June 13

NO CLASS 4/25, 5/23

Summer: Saturdays • July 18-August 29

Times:

3 yr. olds: 10:00-11:00 AM

4 yr. olds: 11:00-12:00 PM

5-8 yr. olds: 12:00-1:00 PM

Location: George Young Community Center

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

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: Session I • Tuesdays • April 14-June 2

No class 4/28

Session II • Tuesdays • June 30-August 29

No class 7/7, 8/18

Time: 7:30 PM-8:30 PM

Location: George Young Community Center

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

EXERCISE

KIDS' YOGA (VINYASA FLOW)

Teaching children yoga at an early age enhances their flexibility, strength, coordination, and body awareness. It also helps their concentration and sense of calmness. Yoga mat required.

6 classes.

Ages: 7-11

Dates: *Spring*: Tuesdays • April 14-May 19

Summer: Wednesdays • July 15-August 19

Time: 6:00 PM-7:00 PM

Location: George Young Community Center

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

VISION YOUTH PROGRAMS

TEEN YOGA (VINYASA FLOW)

Yoga has many benefits -- it creates more muscle, improves posture and balance, and teaches techniques for coping with body insecurity, pressure to fit in, and uncertainty about the future. Yoga mat required.
6 classes.

Ages: 12-18

Dates: Fridays • July 17-August 21

Time: 6:00 PM-7:15 PM

Location: George Young Community Center,

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

STRENGTH TRAINING & WEIGHT LOSS FOR KIDS

Get your child moving for life! Are you looking to help improve your child's physical health, emotional health, and confidence? Let a certified personal trainer and life coach help! Please bring a set of dumbbell weights. Class is 45 minutes of training, with the last 15 minutes dedicated to conversation with parents. 8 classes.

Ages: 9-13

Dates: Mondays • April 20-June 15

No class 5/25

Time: 6:00 PM-7:00 PM

Location: George Young Community Center,

Cost: Residents \$62 • Non-Residents \$72

MUSIC

MUSIC TOGETHER®

MUSIC TOGETHER®
BRINGING HARMONY HOME®

Music and movement for newborns through 5 year olds with the grownups who love them! Internationally recognized, family-style, developmentally appropriate, research-based program. Slightly shorter semester -- great for families new to the program. For more information about Music Together® classes, contact Lyrical Children at (631) 208-4003 or www.lyricalchildren.com. 8 classes.

Ages: Newborn-5 yrs.

Dates: Tuesdays • April 14-June 2

Time: 10:00 AM-10:45 AM

Location: George Young Community Center

Cost: Residents \$155 • Non-residents \$165

(infants under 8 mos. are FREE
with a registered sibling!)

ry to life - ANAIS NIN

Cultural Affairs Div

PHOTOGRAPHY

DIGITAL
PHOTOGRAPHY
for kids!

An introduction to a variety of photographic techniques and subject matter, from collage to portraiture, this class will give kids another creative outlet and help them to see the world in new ways. Each class will focus on a different theme, inspired by established photographers from around the world. Participants are asked to bring their own digital camera. 6 classes.

Ages: 8-12

Dates: Saturdays • May 9-June 20 (no class 5/23)

Time: 10:30 AM-12:00 PM

Location: Riverhead Senior Center

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

ASTRONOMY

T.A.C.  ASTRONOMY NIGHTS
&
STAR PARTIES

* Sign up for Astronomy Nights
& the Hayden Planetarium bus
trip and receive \$10 off!
See page 14 for bus trip details.

Astronomy Nights: Learn basic astronomy and how to use a telescope/binoculars to see the night sky. Each class is divided into two parts: first the lesson, then the outdoor viewing using telescopes, binoculars, and the naked eye.

Ages: Adults, or children with adult partner

Dates: Saturdays • June 13, 27; July 11;

August 1, 15, 29

Time: 6:30 PM-9:30 PM

Location: Riverhead Senior Center • Viewing at
South Jamesport Beach

Cost: Residents \$44 • with bus trip \$82

Non-Residents \$54 • with bus trip \$97

Star Parties: Join us for this celestial summer bash! A star party is composed of two parts: the first is an informative learning activity about astronomy, and the second is the viewing through telescopes, binoculars and the naked eye. We've picked three of the most memorable astronomical events this summer!

Dates: Saturday, June 6

Saturday, July 25

Wednesday, August 12

Time: 6:30 PM-9:30 PM

Location: South Jamesport Beach

For more details about these programs, a pamphlet
is available at the Recreation Department office.

ivision ★ YOUTH / ADULT BIRDING

BIRDWATCHING I

A combination of learning about birds as a species and field trips throughout Riverhead. Bring lunch and a folding chair. Binoculars, guides, scopes and refreshments are provided. For more details, a pamphlet is available at the Recreation Department office.

4 classes.

Dates: Tuesdays • May 5-May 26

Time: 9:00 AM-2:00 PM

Location: Henry Pfeifer Community Center

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

**Seniors receive a \$10 discount*

BIRDWATCHING II: HOT SPOTS

This is a continuation of the first learning experience only for those who have completed Level I. Hot Spots are places birds are known to favor at certain times of year. Trips are one day in length; you may choose one or all three.

Travel using your own vehicle or carpool with a classmate.

Possible tolls and entrance fees are not included.

For more details, a pamphlet is available at the Recreation Department office. 3 classes.

Dates/Locations:

Tuesday, September 15 • Jamaica Bay
National Wildlife Refuge

Tuesday, October 6 • Belmont, Captree,
Robert Moses & Jones Beach

Saturday, October 24 • JB Forsythe
National Wildlife Refuge

Cost: \$10 per trip • \$25 for all three

**Seniors receive a \$5 discount per trip*

CPR

COMMUNITY CPR

This course will cover basic first aid as well as Adult, Child, Infant CPR and AED. Fee includes American Red Cross booklets and CPR mask. An additional \$16 due at the completion of class for American Red Cross certification cards.

Ages: 15 & up

Date: Saturday, June 6

Time: 9:00 AM-3:00 PM

Location: Riverhead Senior Center

Cost: Residents \$50 • Non-Residents \$60

goal or dream a new dream. - C.S. LEWIS

Cultural Affairs Divi

DANCE

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 • April 17-June 12
no class May 1

Time: 7:00 PM-8:00 PM

Location: Riverhead Seniors Center

Cost: Residents \$60 per couple

Non-residents: \$70 per couple

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

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: Fri • April 17-June 12 • *no class May 1*

Time: 8:15-9:15 PM

Location: Riverhead Seniors Center

Cost: Residents \$60 per couple

Non-residents \$70 per couple

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



HULA DANCE

Learn the dances of Hawai'i, both ancient and modern, beginning with basic steps and their meanings and then integrating them into beautiful, meaningful dance. Hula is a great workout for people of all ages, body types and abilities. Wear comfortable clothing and a pareo (hip-wrap) to accent hip movements. Socks, dance shoes, or bare feet. Bring water, a notebook if you want to take notes, and the spirit of *aloha!*

8 classes.

Ages: 8 & up

Dates: *Spring*: Thursdays • May 7-June 25

Summer: Thursdays • July 9-August 27

Time: 6:30 PM-7:30 PM

Location: *Spring*: George Young CC

Summer: South Jamesport Beach

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

vision ★ ADULT PROGRAMS

DEFENSIVE DRIVING

ARC DEFENSIVE DRIVING

ARC Defensive Driving is offering the Point/Insurance Reduction Program. Participants will reduce their car insurance by 10% and can also reduce up to 4 violation points from their driving record.

Ages 16 & up

Dates: May 6 & 7

Days: Wednesday & Thursday

Time: 6:30 PM-9:30 PM

Location: George Young Community Center

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

DOG OBEDIENCE

DOG OBEDIENCE LEVEL I

The motivational method is used to train your dog to walk on a loose lead, stay, come when called and more. Open to dogs at least 4 months old with a responsible owner. The proper type collar and leash will be demonstrated and will be available for sale at a cost of \$10 for the collar and \$10 for the leash. Please bring a shot record.

One handler per dog. 8 classes.

Spring: Tuesdays • April 14-June 2

Session I • 5:30 PM-6:30 PM

Session II • 6:30 PM-7:30 PM

Summer: Tuesdays • June 9-August 4

(No class 7/7)

Session I • 5:30 PM-6:30 PM

Location: George Young Community Center

Cost: Residents \$84 • Non-residents \$94

Cultural Affairs Divi

DOG OBEDIENCE LEVEL II

Designed to be the next step after beginners. Provides distraction training and reinforces the basics to build toward the super pet. All dogs must have shots and license.

One handler per dog. 8 classes.

Dates: Tuesdays • June 9-August 4
(No class 7/7)

Time: 6:30 PM-7:30 PM

Location: George Young Community Center

Cost: Residents \$84 • Non-residents \$94

EXERCISE

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. 8 classes.

Dates: Wednesdays • April 15-June 3

Times: 6:30-7:15 P.M.

Location: George Young Community Center

Cost: Residents \$41 • Non-residents \$51

** Sign up for both Body Sculpt & Cardio Step and receive \$10 off!*

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 is a great complement to Body Sculpt. 8 classes.

Dates: Wednesdays • April 15-June 3

Time: 7:15-8:00 P.M.

Location: George Young Community Center

Cost: Residents \$41 • Non-residents \$51

EXERCISE BALL

Do you have an exercise ball sitting in the corner of the room, not being used? Find out how to properly use it from a certified personal trainer and life coach. Come change your life forever! Bring hand weights and your own ball. 8 classes.

Dates: Thursdays • April 16-June 4

Time: 6:00 PM-7:00 PM

Location: George Young Community Center

Cost: Residents \$62 • Non-residents \$72

vision ADULT PROGRAMS

MORNING YOGA

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

Ages: Adult

Dates: Wednesdays • April 15-June 3

Time: 8:00 AM-9:30 AM

Location: George Young Community Center

Cost: Residents \$67 • Non-residents \$77

YOGALATES

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

Yoga mat required. 7 classes.

Spring: Session I • Saturdays • April 18-June 13

Session II • Saturdays • April 18-June 13

No class 4/25, 5/23

Session III • Tuesdays • April 14-June 2

No class 4/28

Summer: Session I • Saturday • July 18-Aug. 29

Session II • Saturday • July 18-Aug. 29

Session III • Tuesday • June 30-August 25

No class 7/7, 8/18

Times: Session I 10:00 AM-11:00 AM

Session II 12:00 PM-1:00 PM

Session III 7:30 PM-8:30 PM

Location: George Young Community Center

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

YOGA ON THE BEACH (VINYASA FLOW)

This course is designed for beginners who want an introduction to yoga. What better place to find your inner peace than in the early morning sunrise on a quiet beach? Yoga improves flexibility, increases muscle strength, and encourages relaxation. Yoga mat required.

6 classes.

Ages: 18 & up

Dates: Session I • Tuesdays • July 14-August 18

Session II • Saturdays • July 11-August 15

Time: 8:00 AM-9:15 AM

Location: Iron Pier Beach

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

Cultural Affairs Divi

GENEALOGY

INTRO TO
GENEALOGY
with
THE SUFFOLK COUNTY
HISTORICAL SOCIETY

** Sign up for Ellis Island trip
and the Genealogy class together,
and receive \$10 off!
See page 15 for bus trip
information.*

Ever wanted to research your family history? Learn how to find your ancestors in this three session workshop, held by the Suffolk County Historical Society. Discover how to create a family tree, search through census records, online passenger ship records, old newspapers and much more. The workshop will culminate with a trip to Ellis Island (see page 15 for details).

Laptop computers welcome.

3 classes.

Dates: Saturdays • May 2-May 16

Time: 10:00 AM-12:00 PM

Location: TO BE DETERMINED

Cost: Residents \$34 • *with bus trip* \$46

Non-Residents \$44 • *with bus trip* \$61

PAINTING

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: Mondays • April 20-June 1

No class 5/25

Time: 6:00-9:00 PM

Location: George Young Community Center

Cost: Residents \$73 • Non-residents \$83

*When I was a child I dreamed of being a Mack Truck driver
from place to place. I would still like to travel*

- KELLY TOCCI, ASSISTANT REC.

vision ★ ADULT PROGRAMS

Learn to improve your photography! It is said of photographers that we start by loving the toy; we end by loving the art. This course will give you the basic foundation of photography, along with tips and information that will help you begin to develop the eye of a photographer. We will show you how to improve your photographs by first understanding the basics of light, aperture, shutter speed and film ISO speed. Field trips will allow you to put the theories, techniques and artistic guidelines to practice and hone your skills in real world environments. Trips will include Montauk Lighthouse and other scenic areas on Long Island. Please bring your camera to the first session. A digital SLR camera or any digital camera with manual settings is required. 8 classes.

INTRODUCTION TO
DIGITAL
PHOTOGRAPHY

Ages: 18 & up
Dates: June 3-June 27
Day/Time: Class • Wednesdays • 6:30 PM-8:00 PM
Field Trips • Saturdays • 9:00 AM-10:30 AM
Location: Riverhead Senior Center
Field trip locations to be announced first day of class
Cost: Residents \$30 • Non-Residents \$40

SPANISH

SPANISH FOR
BEGINNERS

¡Hola y bienvenidos! This class is designed for adults with little or no prior experience with the Spanish language. The class will cover elements of basic conversation, as well as appropriate dialogue for use in a professional setting. We will also discuss and practice useful words and phrases for day-to-day life in the community. Class activities will include practice in reading, writing, speaking and listening to Spanish. 6 classes.

Ages: 18 & up
Dates: Tuesdays • July 7-August 11
Time: 6:00 PM-8:00 PM
Location: Riverhead Senior Center
Cost: Residents \$32 • Non-Residents \$42

driver. I thought it would be cool to drive around the country travel around the country, but in the family RV!

RECREATION SUPERINTENDENT

T.A.G. TOGETHER.

T.A.G. MEMBERSHIP PROGRAM

Introducing our new membership program!

BECOME AN OFFICIAL T.A.G. MEMBER AND ENJOY THESE SPECIAL BENEFITS:

- Automatic admission to monthly T.A.G. events
- Priority registration to limited capacity programs
- \$10 discount off one T.A.G. bus trip or program
- \$10 discount off one other Recreation program
- A chance to win a gift certificate from Borders Books & Music
- T.A.G. newsletters to keep you updated on all our happenings

MEMBERSHIP OPTIONS

• THE SOLO TAGSTER

Individual membership for an adult 60 & over OR a child 17 & under
\$20 for the Spring/Summer '09 season

• THE TAG TEAM

Membership for any intergenerational pair
\$30 for the Spring/Summer '09 season

Enjoy the lifelong treasures an intergenerational relationship has to offer!

CALL (631) 727-5744 TO REGISTER. CALL (631) 722-4444 EXT. 731. FOR INFO.

T.A.G. T.A.G. MEMBERS SPECIAL DISCOUNT OFFER



Member discount applies to programs and trips with this symbol!

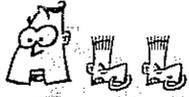
Special Volunteer Event EARTH DAY RAIN GARDEN

This Earth Day, help us create something meaningful and lasting for the environment. With the help of the Master Gardeners from Cornell Cooperative Extension and the Riverhead Engineering Department, we will be planting a "rain garden" at Storzky Park to help manage stormwater. Our garden will feature a variety of plants, as well as a slate pathway and informative signs to help educate the community about the importance of rain gardens. Come be a part of something special! More details to come.

Date: Saturday, April 18 • *subject to change

Location: Storzky Park

My not-so-secret-anymore dream is to be the lead singer of a band
- DANIELLE DOLL, CULTUR



GENERATIONS

Celebrate Mother's Day with your mom, grandma, daughter, or any woman who has a special place in your heart! This old-fashioned tea party will come with all the trimmings -- freshly baked scones, lemonade, iced tea, cookies to decorate, and more.

Come dressed up for this fun, fancy party! As an added treat on this day, we will also be making decoupage jewelry. We will transform colorful illustrations into jewelry pieces that can be worn with style or given as Mother's Day gifts. You will learn the decoupage technique and use it to create unique, organic jewelry that reflects your creativity.

Date/Time: Saturday, May 2 • 11:00 AM

Location: Riverhead Senior Center

Cost: \$5 per person • T.A.G. members free

TEA PARTY
with
THE BAKING COACH

And

DECOUPAGE JEWELRY

AFTERNOON IN
MADAGASCAR!
at THE BRONX ZOO



Spend your day on an adventure like no other -- an exploration of the Bronx Zoo's newest exhibit, Madagascar! You will be introduced to animals that live nowhere else in the world, including one of the smallest, a Madagascar hissing cockroach. You'll learn a little lemur lingo, then set off for a journey to Madagascar to look for fossas, tomato frogs, Nile crocodiles, and much, much more.

Ages: Children 5 & up with adult

Date: Saturday, May 9

Time: Bus leaves Stotzky Park at 11:00 A.M.

Program runs from 2:00 PM to 4:00 PM

Cost: Residents \$44 • Non-Residents \$49

* Note: We will be traveling on a Riverhead Senior Center bus (capacity: 30 passengers)

a band. The only thing that's stopping me is my singing voice.
TURAL AFFAIRS SUPERVISOR

T.A.G.

TOGETHER.

"NATE THE GREAT"
presented by
THEATREWORKS USA



Who do you call when there's a mystery you just can't solve? Nate the Great of course! He has found lost balloons, slippers, chickens, and even a lost goldfish. But, can he solve the baffling case of the missing painting? Find out in this new musical based on the book by Marjorie Weinman Sharmat.

Ages: 5-10, with an adult

Date: Saturday, June 6

Time: 1:00 PM

Location: Pulaski Street School auditorium

Cost: \$5 • T.A.G. members free

Join us on a scavenger hunt adventure! Kids and adults work together to explore Central Park below 72nd Street. You'll have to find Stuart Little, stick your tongue out at a rude animal, decipher a secret code by the pond seen in *Home Alone 2*, spot Cupid at the Carousel, unscramble a message in the sky, and find a witch turned to stone. Kids must be accompanied by an adult, and vice versa. Waiver required.

Ages: 7 & up

Date: Saturday, July 25

Time: Bus leaves Stotzky Park at 11:00 AM; hunt begins at 2:00 PM

Cost: Residents \$59 • Non-residents \$64

* Note: we will be traveling on a Riverhead Senior Center bus (capacity: 30 passengers)

"SECRETS OF
CENTRAL PARK"
FAMILY
SCAVENGER HUNT
with
WATSON ADVENTURES



MINI-GOLF
TOURNAMENT

Bring along an intergenerational teammate for our T.A.G miniature golf tournament at Our East Family Fun! Stay tuned -- more details to come.



GENERATIONS

RAINFOREST Meet living rain forest animals and view slides taken by rain forest researchers! Through the handling of unusual and rare rain forest products such as spices and animal skins, you'll gain an appreciation of this unique and endangered ecosystem. Limited capacity.

SURF JEWELRY We will briefly learn about the history of this ceramic art form, with its Moorish influenced design and specific color palette.

We will then recreate patterns out of clay that translate into "cool" art (jewelry) pieces that both guys and girls wear. Very California-surf!

Date: Saturday, August 1 • 10:00 AM-12:00 PM

Location: Riverhead Senior Center

Cost: \$5 • T.A.G. members free

**RAINFOREST
TREASURES
with LONG ISLAND
SCIENCE CENTER**

And

**CALIFORNIA RETRO-
SURF JEWELRY**

**THE MUMMY
with
LONG ISLAND
SCIENCE CENTER**

Learn about the ancient process of embalming and the cultural significance of mummification. Topics discussed include amulets, sarchophagus, canopic jars and pyramid building. You will even make your very own mummy to take home!

Limited capacity.

Ages: 10-12 with an adult

Date: Saturday, September 12

Time: 10:00 AM-11:00 AM

Location: Riverhead Senior Center

Cost: \$5 • TAG members free

INTERGENERATIONAL PEN PALS

We're looking for kids *and* seniors who want to make new friendships by writing letters.

FRIENDLY VISITS TO HOMEBOUND SENIORS

Ideal for middle or high school students in need of community service hours. Looking to serve your community's elderly population? Then we're looking for you!

**VOLUNTEER WITH
T.A.G.!**

**TO JOIN THE T.A.G. MAILING LIST, PLEASE CALL
(631) 722-4444 EXT. 731. Our newsletter includes details on
all our programs, events, and bus trips.**

Senior Citizens

The Riverhead Senior / Human Resource Ce.
Aquebogue. Call (631) 722-4444 or stop by

WEEKLY EVENTS

Bingo

Days: Tuesdays & Thursdays
Time: 9:00 AM

Conversation Corner

Having a "senior moment"? Or two? Come join this friendly discussion group, and keep your memories alive by talking and sharing with others.
Days: Tuesday, Wednesday, Thursdays
Time: 9:00 AM-12:00 PM

Exercise!

Dance Aerobics • Sit-n-Stretch • Osteo-Exercise
Choose the exercise that is just right for you!
Check the monthly schedule for times.
Days: Mondays, Wednesdays, & Fridays

Line Dancing

Days: Mondays
Time: 1:00 PM

Mind Games

Come and play Scrabble or Sudoku. Exercise your brain, make new friends, keep your mind alert, have some fun!
Days: Thursdays
Time: 10:30 AM - 11:30 AM

Movie of the Week



Want a diversion from your daily routine? Stay after lunch for the newest movie release, shown in the Seniors Center Theater.
Days: Mondays & Wednesdays
Time: 12:45 PM

Project CARE

Weekly free health screenings. Offered through the First Baptist Church of Riverhead and coordinated with Peconic Bay Medical Center.
Days: Tuesdays
Time: 9:30 AM-12:00 PM

**Caregiver Support Group
with
Family Service League**

Are you an adult struggling to care for your parents? Through supportive conversations, gain strength and encouragement by sharing thoughts, worries, and questions. *More details to come.*

Senior Center is located at 60 Shadetree Lane in
top by the office to be put on our mailing list.

Senior Citizens

SPECIAL EVENTS

Don your party clothes and dancing shoes! Join
the festivities as we choose this year's
King & Queen.

Date: Friday, May 1

Time: 5:00 PM-9:00 PM

Tickets sold in advance.

Senior Citizen Prom

Barbecue fun & games, right in our own
backyard! More details to come.

Date: Thursday, June 25

Time: 10:00 AM-3:00 PM

Picnic Party

Pick up the monthly activity schedule for
Upcoming Events. Local trips and outings to
Connecticut casinos; plays; luncheons; etc. are
planned on a month-to-month basis.

Trips & Activities

Dance, socialize, and enjoy a delicious three
course meal. Advance registration is requested.

Days: 3rd Thursday of every month

** Subject to change. Please call monthly to confirm.*

Twilight Dinners

Celebrate Older Americans Month at our
health fair!

Date: Tuesday, May 19

Time: 9:00 AM TO 12:00 PM

Health Fair

EXTRAS

*Exercise &
Handicap
Equipment*

Using your treadmill for a coat rack? We are
looking for donations of exercise equipment to
establish a Fitness Area at the center.

Please call if you can help out!

Also -- handicap equipment available.

Come in and sign out what you need.

Thrift Shop

Support our thrift shop! Donate items you no
longer want, or find a treasure for yourself!

Rent-A-Center!

The Senior Center is now available to rent for
your next party, special event or group meeting.

Call (631) 722-4444 for rates and other
additional details.

Skate Park



March 5 - June 28
**call for summer hours*

Wednesday: 5 PM - 9:30 PM
Thursday: 5 PM - 9:30 PM
Friday: 5 PM - 9:30 PM
Saturday: 12 PM - 4:30 PM *and* 5 PM - 9:30 PM
Sunday: 12 PM - 4:30 PM *and* 5 PM - 9:30 PM

The Skate Park is closed on
Mondays and Tuesdays.

HOW MUCH DOES IT COST?

Residents: \$7 per session • \$30 membership
Non-residents: \$15 session • \$100 membership

WHAT ARE THE SAFETY RULES?

Participants must wear helmets, elbow pads,
and knee pads at all times.
Rollerbladers must wear wristguards,
in addition to pads.
Participants must be at least 6 years old.

**Call (631) 727-5744 ext. 31 for skate park info.*

SKATEBOARDING COMPETITION

Calling all skateboarders who want to show off their skills! The Riverhead Skate Park is hosting a skateboarding competition for children ages 10-17. Activities will be on two levels of the park. Try your skill and speed on our 2 minute run, see that fancy footwork with some flat tricks, and more. Proof of age required. Call (631) 727-5744 EXT. 30 for rainout/cancellation information.

Date: Monday, July 6, 2009

Rain out date: July 13

Time: Registration 4:30 PM

Competition will begin 6 PM

Location: Riverhead Skate Park

Cost: Pre-registration \$5

Registration at event \$10

Special Needs

ADULT PROGRAMS

SPECIAL NEEDS COTILLION

Please join us for our first annual Special Needs Cotillion! Dress as formally as you can and dance the night away in style. Refreshments will be provided. Dessert buffet: please bring enough food for yourself and three other people.

Call (631) 727-5744 EXT. 27 for chaperone requirements and to RSVP.

Dress to impress!

Ages: Adult (21 & over)

Date: Saturday, May 2, 2009

Time: 6:30 PM-8:30 PM

Location: Riverhead Senior Center

Cost: Free

SPECIAL NEEDS CARNIVAL & DANCE

Celebrate summer at our combination carnival/dance for special needs adults! We'll begin the night outside with games, entertainment, prizes and concessions, and we'll move indoors later for the dance. Call (631) 727-5744 EXT. 27 for chaperone requirements.

Ages: Adult (21 & over)

Date: Saturday, July 18, 2009

Time: 5:00 PM-8:30 PM

Location: Riverhead Senior Center

Cost: Free

YOUTH PROGRAMS

SPECIAL NEEDS BACK-TO-SCHOOL DANCE

Stay tuned for details about this special dance!

Ages:

Date: September 2009

Time: TBA

Location: Riverhead Senior Center

Cost: Free

the life you've always imagined. - HENRY DAVID THOREAU

Sports Programs ★ TOURNAMENTS

ADULT WIFFLE BALL TOURNAMENT

Relive your youth in Riverhead's first ever Wiffle Ball Tournament! Teams consisting of 3-5 players will compete in a one day tournament with the winner receiving a championship award. All participants will receive a t-shirt. Each team is guaranteed 4 games.

Ages 18 & up

Date: Saturday, June 13, 2009

Days/Time: Saturday 11:00 AM

Location: Stotzky Park Field #5

Cost: \$50 per team

YOUTH WIFFLE BALL TOURNAMENT

This tournament is open to girls and boys ages 12-17. Teams consisting of 4-6 players will compete in a one-day tournament, 4 games guaranteed. All participants will receive a t-shirt. Prizes awarded for first and second place.

Ages: 12-17

Date: Saturday, June 13, 2009

Time: 11:00 AM

Location: Stotzky Park Field #4

Cost: \$50 per team

12th ANNUAL SNAPPER TOURNAMENT

The focus of this tournament is to get youth and adults involved in fishing to raise money for the Riverhead Recreation Department Program Scholarship Fund.

Adult Division: 16 & up

Junior Division: Under 16

Prizes: Rod/Reel will go to the 1st place winner in each division. Trophies/awards will be awarded to the top 3 finishers in each division.

Free t-shirt to the first 100 registrants. Register in advance at the Recreation Department Office or on the day of the tournament at the Town Dock beginning at 10 AM. Chinese auction will follow tournament.

Ages: Open to all ages

Date: Saturday, September 19 • Rain Date 9/20

Time: 11:00 AM - 3:00 PM

Location: Peconic River parking lot

Cost: Adults \$13 / Juniors \$7

SPORTS/ADULT

Sports

Program

NFL PEPSI PUNT, PASS & KICK

A free program designed to create a lively and engaging forum for boys & girls to compete separately against their peers in punting, passing, and placekicking skills. Please pre-register at the Recreation office at Stotzky Park by Friday September 25. A copy of a birth certificate is required. Call (631) 727-5744 EXT. 30 for rainout/cancellation information.

Ages: 8-15 (age is determined as of 12/31/09)
Date: Saturday, September 26
Times: Ages 8-9 9:00 AM
Ages 10-11 9:45 AM
Ages 12-13 10:45 AM
Ages 14-15 10:45 AM
Location: Stotzky Park Football Field

AQUATIC PROGRAMS

CANOEING & KAYAKING

Get ready to explore the Peconic, Long Island's largest river. Learn the basics and actually take a look at the pristine wilderness in Riverhead.

1 class, plus trip.
Ages: 14 and up
Dates: Session I • CLASS: Wednesday, May 13
TRIP: Saturday, May 16
Session II • CLASS: Wednesday, July 29
TRIP: Saturday, August 1
Times: Wednesday class 7:30 PM-9:00 PM •
Saturday trip 9:30 AM-2:30 PM
Location: (class) George Young Community Center • (trip) Peconic Paddler
Cost: Resident Canoe \$37 • Kayak \$53
Non-resident Canoe \$47 • Kayak \$63

SAFE BOATING presented by TOWN OF RIVERHEAD BAY CONSTABLE

Meets requirements for personal watercraft operation and requirements for individuals 10 years of age and older for motor boat operation.
2 classes.

Ages: 10 & up
Dates: Thursday • April 16 & 23 OR May 14 & 21
Times: 5:30 PM-9:30 PM
Location: Riverhead Senior Center
Please bring a 3 ft. length of line for knot tying

Sports

Programs ★ ADULT

SAILING CLASSES

Interested in sailing? The Recreation Department will be offering classes for adults in basic sailing and safety this summer! For more information on course details, please call the Recreation Department at (631) 727-5744 EXT. 28. Ages: 18 & up • For 10 & up, please see the Youth Sports section
** All students must know how to swim*

**SCUBA LESSONS
with HAMPTON
DIVE CENTER**

In this 2-3 hour program, participants will learn the basics of SCUBA through videos, safety instruction, and fun, hands-on training in our 80° saltwater pool. Students will receive a framed digital photo of themselves in the pool at the end of this course.
 Ages: 12 & up
 Dates/Days: *(choose one)* Saturday, April 4
 Sunday, April 26
 Saturday, May 9
 Sunday, May 31
 Saturday, June 13
 Sunday, June 28
 Time: 2:00 PM
 Location: Hampton Dive Center
 Cost: Residents \$50 • Non-Residents \$60

**ADULT SWIM
LESSONS**

For those who want to learn how to swim or to refine present strokes. All ability levels welcome.
 Participants meet at 3:30 PM.
 Half-hour class time to be assigned.
 Ages: Adult
 Dates: July 27-August 7
 Days/Times: Monday-Friday • 3:30 PM - 4 PM
 Location: Wading River Beach
 Cost: \$12
Residents only

When I was young I wanted to be a commercial fisherman
 - TOM FILGATE, RECREATIO

ADULT ★ Sports

FENCING

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! All necessary equipment will be provided. 6 classes.

Ages: 12 & up

see *Youth Sports for ages 11 & under*

Dates: Spring: Mondays • April 20-June 1

Summer: Mondays • June 29-August 3
(no class 5/25)

Time: 7:00-8:30 P.M.

Location: George Young Community Center

Cost: Residents \$65 • Non-residents \$75

FOIL FENCING
(INTRODUCTORY
COMPETITIVE)

Program

GOLF

This clinic will enhance a golfer's performance no matter what their skill level. PGA professional instructors will cover fundamentals of all parts of the game including: putting, chipping, pitching, and full swing. The format will start from the green and move out to the tee box. Students will also learn how to use various clubs. Classes are not overbooked, so students will receive individual, as well as group, instruction. Class size limited. Please bring own clubs. 5 classes.

Dates: Session I • Mon & Wed • April 20-May 4

Session II • Tues & Thurs • June 16-June 30

Session III • Thurs • June 25-July 23

Session IV • Tues & Thurs • July 7-July 21

Days/Times: Session I 5:30 PM-6:50 PM

Session II 6:00 PM-7:20 PM

Session III 10:10 AM-11:30 AM

Session IV 6:00 PM-7:20 PM

Cost: Residents \$94 • Non-residents \$104

Senior Residents \$84 • Senior Non-residents \$94

ADULT GOLF CLINIC
with CALVERTON
LINKS

man who lived on a boat and wore hip waders all the time!

ATION PROGRAM PLANNER

Sports

Programs ★ ADULT OLD SCHOOL GAMES

BOCCE BALL

The Riverhead Recreation Department is offering Bocce Ball at Stotzky and Bayberry Parks. Teams of two may consist of men and/or women, all over the age of 18. The league will be 6 weeks long; playoffs will be held the last night.

League champions will receive a plaque. There will be a minimum of 4 teams and a maximum of 8, so get your friends and co-workers together and sign up quickly! Players must provide their own bocce balls.

Dates: Session I • May 4-June 15

Session II • May 6-June 17

Session III • July 6-August 17

Session IV • July 8-August 19

Days/Times: Sessions I & III Mondays 6:30 PM

Sessions II & IV Wednesdays 6:30 PM

Location: TBA

Cost: Residents \$20 per team of 2

Non-residents \$30 per team of 2

HORSESHOES

The Riverhead Recreation Department is offering Horseshoe Leagues at Stotzky and Bayberry Parks. Teams of two may consist of men and/or women, all over the age of 18. The league will be 6 weeks long; playoffs will be held the last night. League champions will receive a plaque. There will be a minimum of 4 teams and a maximum of 8, so get your friends and co-workers together and sign up quickly! Players must provide their own horseshoes.

Dates: Session I • May 5-June 16

Session II • May 7-June 18

Session III • July 7-August 18

Session IV • July 9-August 20

Days/Times: Sessions I & III Tuesdays 6:30 PM

Sessions II & IV Thursdays 6:30 PM

Location: TBA

Cost: Residents \$20 per team of 2

Non-residents \$30 per team of 2

44 *My friend and I used to dream of being the quarterback-receiver to Super Bowl. The dream began to fall apart when, as a QB in*

- RAY COYNE, RECREATIC

ADULT ★ Sports

Program

KICKBALL LEAGUE: ADULT CO-ED

Get your friends together and form a team in the Riverhead Recreation Co-ed Kickball League. Teams may consist of 10 people on the field, 6 men and 4 women. League play will consist of 6 games (based on number of entries). For more details call the Recreation office at (631) 727-5744 EXT. 28.

Dates: Wednesdays • June 24-August 12
Times: 7 PM, 8 PM, 9 PM

Location: Stotzky Park Field #4

Cost: Full team fee \$250 • Individual fee \$30
All non-residents pay an additional \$10

SELF-DEFENSE

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.

6 classes.

Dates: Thursdays • April 16-May 21
Time: 6:00-7:00 PM

Location: George Young Community Center
Cost: Residents \$36 • Non-residents \$46

SOFTBALL

SUMMER SOFTBALL LEAGUES

Register your team for the following Riverhead Softball Leagues:
Men's Slow Pitch
Co-ed Slow Pitch
Over 50 Men's Slow Pitch

Please call the Recreation Department for details: (631) 727-5744.

*er tandem that would lead the then winless Houston Oilers to the
B in high school, my first pass was intercepted for a touchdown... 45*

ATION SUPERINTENDENT

Sports

Programs ★ ADULT/YOUTH

TENNIS

ADULT TENNIS (BEGINNERS)

Learn rules, scoring and basic strategy. The fundamentals of forehand, backhand, serve, net play and more will be covered via drills and fun games. Students must provide own racquet.

8 sessions.

Ages: 18 & up

Dates: June 1-June 23, 2009

Days/Times: Mon & Tues • 6:30 PM-8:00 PM

Location: South Jamesport Beach tennis courts

Cost: Residents \$63 • Non-residents \$73

ADULT TENNIS (INTERMEDIATE)

Review of various strokes, strategy and net play. Course will include both drills and fun games.

This is not a course for beginners. Students must provide own racquet.

8 sessions.

Ages: 18 & up

Dates: June 1-June 23, 2009

Days/Times: Mon & Tues • 8:00 PM-9:30 PM

Location: South Jamesport Beach tennis courts

Cost: Residents \$63 • Non-residents \$73

AQUATIC PROGRAMS

ROWING (OLYMPIC STYLE)

Participants will learn basic small boat skills. Water safety, boat handling methods and rowing technique will be taught. Rowing will be in individual team shells. 10 classes.

Ages: Grades 7-12

Dates: Monday-Friday • July 27-August 7

Time: 5:00 PM-6:30 PM

Location: Flanders Men's Club Access Area

Cost: Residents \$70 • Non-residents \$80

SAILING CLASSES

Interested in sailing? The Recreation Department will be offering classes for youth in basic sailing and safety this summer! For more information on course details, please call the Recreation Department at (631) 727-5744 EXT. 28.

Ages: 10 & up • For 18 & up, please see the Adult Sports section

** All students must know how to swim*

I

YOUTH Sports

Program

PEE WEE SWIM

An introduction to the basic skills needed to swim. Parent participation required. 10 classes.

Ages: 3-4

Dates: Monday-Friday • June 29-July 10

Time:

Session I: 10 AM - 10:30 AM

Session II: 10:30 AM - 11:00 AM

Session III: 11:00 AM - 11:30 AM

Session IV: 11:30 AM - 12:00 PM

Session V: 12:00 PM - 12:30 PM

Location: South Jamesport Beach

Cost: \$12

Residents only

YOUTH SWIM LESSONS

Basic swimming and water safety are offered at Town Beaches throughout the summer. Specific times to be scheduled by the instructor. Birth certificates are required at registration for first time participants only. Must be 5 years of age on the first day of lessons.

Ages: 5-18

Dates: June 29-July 10 • Level 1-3 • S. Jamesport

Best for students who are timid in the water or have yet to master the front crawl

July 13-July 24 • Level 1-7 • Iron Pier

July 27-August 7 • Level 1-7 • Wading River

August 10-August 21 • Level 1-7 • Reeves Beach

Days/Time: Mon-Fri • 1/2 hr lessons

begin at 10:00 AM

Cost: \$12 • Residents only

WATER SAFETY INSTRUCTOR AIDE

Swim test will be given on the first day at 10 AM.

Upon completion of the course, participants will be certified to assist Water Safety Instructors in conducting American Red Cross swimming and water safety courses. A \$6 card fee will be charged upon successful completion of the course.

Ages: 11 and up

Dates: July 13-July 24

Days/Time: Monday-Friday

Location: Iron Pier Beach

Cost: \$12

Residents only

er and see everything the world had to offer...and I still do!

UREAU ACCOUNT CLERK TYPIST

Sports

Programs ★ YOUTH

BOWLING

Start your summer break by roll'n in the fun at Bowl58 with 8 sessions of bowling, for a total of 16 striking games of fun! The session ends with a pizza party, a free game pass and awards for all. Group instructions and shoe rental included.

Ages: 5-18

Dates: July 15-September 2

Days/Time: Wednesdays, 11:00 AM-1:00 PM

Location: Bowl58

Cost: Residents \$85 • Non-Residents \$95

YOUTH BOWLING

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 & up see Adult Programs section)

Dates: Spring • April 20-June 1 (no class 5/25)

Summer • June 29-August 3

Days/Time: Mondays • 5:30 PM-7:00 PM

Location: George Young Community Center

Cost: Residents \$65 • Non-Residents \$75

FENCING

FOIL FENCING
(INTRODUCTORY
COMPETITIVE)

This clinic will enhance a golfer's performance no matter what his or her skill level. PGA professional instructors will cover fundamentals of all parts of the game, including putting, chipping, pitching and full swing. The format will start from the green and move out to the tee box. Students will also learn how to use various clubs. Classes are not overbooked, so students receive individual, as well as group, instruction. Please bring your own clubs. Class size limited. 5 classes.

Ages 8-17

Dates/Times: Session I • Tuesdays • June 30-July

28 • 8:30 AM-9:50 AM

Session II • Tuesdays • June 30-July 28 • 10:10

AM-11:30 AM

Location: Calverton Links golf course

Cost: Residents \$94 • Non-residents \$104

GOLF

YOUTH GOLF
CLINICS

YOUTH/V.REC ★ Sports

KARATE

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.

6 classes.

Ages 7-13

Dates: Saturdays • April 18-May 30
no class 5/23

Times: Ages 7-10 • 10-11 AM

Ages 11-13 • 11:00-12:00 PM

Location: George Young Community Center

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

Program

VIRTUAL REC

WII BOWLING LEAGUE

Join us for some fun and fitness with your friends! This league is a bit different than any other bowling league, and you don't need to be an expert bowler to be able to win! The Wii system uses a controller instead of a heavy bowling ball. If you can swing your arm, you can play the Wii! Depending on the number of participants, we will give out trophies to the winners. The first week will be an introductory session with Recreation staff to assist you in learning this great, yet easy new pastime.

6 sessions.

Ages: 12 & up

Dates: Session I • Wed • May 27-July 1, 2009

Session II • Mon • July 13-August 17, 2009

Times: Session I • 7:00 PM-8:30 PM

Session II • 11:00 AM-12:30 PM

Location: TBA

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

I was young, so my dream was to meet him one day.

PROGRAMS DIRECTOR

Youth Bureau

TEEN SUMMER RECREATION PROGRAM

This program is for children entering 7th or 8th grade in September 2009. Students can sign up for weeks that interest them or join for the entire 7 weeks. The program will consist of specialized activities in the morning followed by beach, onsite activities and trips in the afternoon. Thursdays will be our field trip day. Trips are subject to change.

Date: Monday-Thursday

Begins July 6, 2009

Fee: \$175 per week • \$165 per week for 3 or more weeks •

\$200 for out of town residents

Times: 9:00 AM to 5:00 PM

(Thursday field trip days may run longer)

For more information call

631-722-4444 EXT 732.

Register at the

Recreation Department.

EARLY DROP-OFF PROGRAM FOR SUMMER RECREATION

Those children who are enrolled in the Summer Recreation program are eligible for the early drop-off program if they attend Pulaski Street site or are enrolled in the Teen Summer Program.

Summer Recreation @ Pulaski Street

Time: 7:30 AM to 9:00 AM • M-F

Teen Recreation @ Riverhead Middle School

Time: 7:30 AM to 9:00 AM • M-TH

Fee: \$10 per week (paid at registration)

WEEK 1 • Art

Create a new art project every day with afternoon trips and activities!

WEEK 2 • Culinary Arts (entrees)

Learn to create meals you can cook for your family!

WEEK 3 • Culinary Arts (desserts)

Create and eat some great-tasting dessert recipes that you can take home with you!

WEEK 4 • Connecting with Animals

Go horseback riding and take a trip to the Bronx Zoo!

WEEK 5 • Sports

Get a taste of several sports and enjoy afternoon trips including bowling and laser tag

WEEK 6 • Long Island History

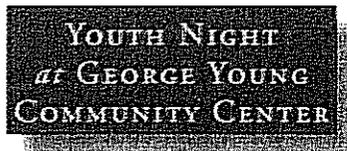
Travel the island and find out what makes it so great! Trips to the Statue of Liberty and Montauk Lighthouse will make this a memorable week.

WEEK 7 • Summer Bash

Celebrate what makes summer so great with a week of fun activities, including a trip to Splish Splash

Youth Bureau

If you are in grades 9-12 join us at the Riverhead High School Commons from 2:45-4:00 PM on Monday through Thursday to hang out with friends, do homework and enjoy specialty coffees and teas. The cafe re-opens September 14.



Program runs until June 19, 2009.

Re-opens October 2, 2009.

Time: 6:00-8:30 PM

Open to Riverhead students grades 5 & 6. Come join us on Friday nights. The program features movies, ping-pong, air hockey, board games, music and other activities. Special theme nights will include dances, pizza parties, talent show, and much more. Themes will be announced in school and listed in the News Review. You can also call (631) 722-4444 EXT. 732 for more information. Cost is free, but a donation is asked for some special events.

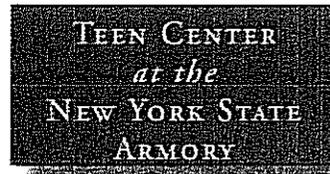
A place to play soccer, meet your friends, and socialize.

Dates: March 2009-May 21, 2009

Days: Mondays & Thursdays

Time: 6:00-8:30 PM

Location: New York State Armory, Route 58 Riverhead Middle and High School students need school ID to enter. Center is closed on school holiday 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. 732.



log Show. - DONNA LYCKOWSKI, YOUTH BUREAU DIRECTOR

Youth Bureau

RIVERHEAD P.A.L. ANNUAL BIKE SAFETY RODEO

Free t-shirts to the first 75 registrants and participants will compete in a bike safety course with new bikes and prizes awarded to the top finishers in each grade category. All participants are required to wear a bike helmet during the competition. In case of inclement weather listen to WRIV 1390 AM radio. Contact Riverhead P.A.L. at (631) 727-3200 EXT. 273 with questions.

Grade categories: K-2nd, 3rd-4th, 5th-6th

Date: Saturday, May 30, 2009

Rain date: Saturday, June 6

Time: Registration at 8:30 AM, Rodeo at 9:00 AM

Location: Stotzky Park parking lot

Cost: Free

FAMILY BIKE DAY

The Youth Bureau is sponsoring a Family Bike Day. Bring your bike to Stotzky Park and join us for a leisurely ride to South Jamesport Beach and back. Riders will receive a t-shirt and lunch.

The ride will be fully supported with safety marshals, vans for rider pickup, refreshments and bathrooms on-route. We will also be having a baby biker parade, so decorate your bikes and put on a creative costume if you are ages 5-7.

Date: Saturday, May 30, 2009

Rain date: Saturday, June 6

Time: Registration starts at 10:30 AM at

Stotzky Park

Baby Biker Parade begins at 10:00 AM

Fee: \$5 includes, t-shirt, lunch, and water stop

To pre-register call (631) 722-4444 EXT 732.

Registration will take place the day of the ride at

Stotzky Park.

BATTLE OF THE BANDS

Are you in a band? Do you want to show what you've got? Sign up for the battle of the bands! We are looking for diverse bands -- all types of music are welcome!

Band applicants must be in grades 9-12.

If you are interested, please call the Riverhead

Youth Bureau at 631-722-4444 EXT. 732.

Date: Saturday, June 20, 2009

Time: 6:00 PM - 9:30 PM

Location: Riverhead Skate Park

Sneak Preview

Get an early glimpse of some of our upcoming
Fall '09 programs...and start planning now!

Murder Mystery Weekend in Downtown Riverhead

Become Sherlock Holmes for
a weekend and solve
a baffling downtown "crime"!

Lacrosse Under the Lights

Grades 4-12. Starting 10/09.

Cooperstown Overnight Trip with McCarney Tours

Overnight tour of Baseball
Hall of Fame & Howe
Caverns. Double \$209 pp.
Single \$275 pp. Children \$125.
Must register by 9/18/09.
Itinerary and details available
at Recreation office.

Game Show Night

An exciting new T.A.G event!

Adult Men's Softball Leagues

Register your team before
8/31! Call (631) 727-5744
EXT. 28 for details.

Indoor Field Hockey Clinic

Girls 9-15 yrs. Starting 10/09!

*When I was a child I wanted to be
a ballet dancer. The instructor said
my toes weren't strong enough yet and
to come back when I was thirteen.
Well when I turned thirteen I discovered BOYS...*

- DIANE BEATTY
RECREATION ACCOUNT CLERK TYPIST

A BOAT, beneath a sunny sky
Lingering onward dreamily
In an evening of July—

Children three that nestle near,
Eager eye and willing ear,
Pleased a simple tale to hear—

Long has paled that sunny sky;
Echoes fade and memories die;
Autumn frosts have slain July.

Still she haunts me, phantomwise,
Alice moving under skies
Never seen by waking eyes.

Children yet, the tale to hear,
Eager eye and willing ear,
Lovingly shall nestle near.

In a Wonderland they lie,
Dreaming as the days go by,
Dreaming as the summers die;

Ever drifting down the stream—
Lingering in the golden gleam—
Life, what is it but a dream?

Lewis Carroll

1832-1898



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

Address _____

Home Phone # _____ Work Phone # _____

Emergency Contact Name _____ Phone # _____

Participant(s) Name(s)

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

MasterCard/Visa/Discover Acct. # _____
Expiration Date _____

Total \$ _____

Waiver: All participants in town Parks and 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 _____
Parent/Guardian/Participant

Email address: _____

March 17, 2009

TOWN OF RIVERHEAD

Resolution # 266

AUTHORIZES THE TOWN ATTORNEY TO ORDER AN APPRAISAL FOR REAL PROPERTY LOCATED WITHIN THE PECONIC RIVER ECO -CORRIDOR TARGET AREA DESCRIBED AS SCTM# 600-124-4-LOTS 3, 4 AND 5 AND SCTM#600-128-3-LOT 48 and LOT 49 AND SCTM# 600-125-2-LOT 28

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILMAN WOOTEN

WHEREAS, the National Oceanic and Atmospheric Administration ("NOAA") announced, by Federal Register Notice dated March 6, 2009, that NOAA Coastal and Marine Habitat Restoration Project Grant funding will be made available under the American Recovery and Reinvestment for the purpose of encouraging restoration projects benefitting regionally or nationally significant ecosystem and species; and

WHEREAS, all applications for this federal stimulus funding must be postmarked April 6, 2009; and

WHEREAS, the NOAA Restoration Center is devoted to restoring the nation's coastal, marine, and migratory fish habitats through a wide array of partnerships that restore river habitats and through funding assistance to implement quality restoration projects that ensure healthy and sustainable fishery resources, engage and educate the local community, and encourage stewardship of our riverine habitats; and

WHEREAS, the Peconic Estuary has been designated an "Estuary of National Significance" by the US Environmental Protection Agency due to its natural features, location, historic sensitivity, ecological significance, and ability to augment limited recreational facilities and public access opportunities;

WHEREAS, the Peconic River and Bay are important environmental and economic assets to the Town of Riverhead. Moreover, the Peconic River Greenway is identified as a priority for acquisition in the New York State Open Space Conservation Priority Acquisition List (2005 & 2008), the Town of Riverhead Comprehensive Plan (2003), the Town of Riverhead Local Waterfront Revitalization Program (draft 2005), the Town of Riverhead Community Preservation Project Plan (1998-2001), the Town of Riverhead Priority Acquisition List (2004), and the Peconic Estuary Program Critical Lands Protection Strategy (CLPS) of the Comprehensive Conservation and Management Plan (CCMP); and

WHEREAS, the Town Board of the Town of Riverhead has encouraged and supported efforts to create Peconic River/Route 25 Riverhead ECO corridor that is user friendly and publicly accessible with "BlueWay" trails and Greenbelt, educates the public and calls attention to the value of the Peconic River as a resource, and enhances the image and reputation of Riverhead, both as an environmentally friendly community and as a recreation destination; and

WHEREAS, the owners of real property identified as SCTM#600-124-4-Lots 3, 4 and 5 and SCTM#600-128-3-Lot 48 and Lot 49 and SCTM# 600-125-2-LOT 28, all said properties are situate along the Peconic River, expressed an interest to sell the properties and requested that the Open Space Committee evaluate the parcels for open space preservation and recreational use; and

WHEREAS, the Town of Riverhead Open Space Committee inspected the parcels for potential acquisition and improvement for passive recreational use; and

WHEREAS, on March 10, 2009, the Open Space Committee voted unanimously to recommend that the Town approve efforts to make application for funding available under NOAA, including authorizing appraisals of the properties SCTM#600-124-4-Lots 3, 4 and 5 and SCTM#600-128-3-Lot 48 and Lot 49, to assist the Town in the purchase and restoration of the subject parcels; and

WHEREAS, the town is presently in the process of acquiring 961 West Main Street (0600-124-4-5) to eliminate a substandard commercial use located along the banks of, and detrimental to the ecosystem of, the Peconic River. Moreover bidding out demolition and remediation of this lot would create at least 8 direct jobs and 10 indirect jobs as well as stimulate the local economy in the short and long term; and

WHEREAS, creation of manmade or natural bio-retention filtration systems to greatly improve the quality of direct stormwater runoff from NYS State Route 25 and surrounding areas which currently discharge directly into the Peconic River require a significant amount of land to construct and operate; and

WHEREAS, the Town of Riverhead is the centralized administrator for over \$700,000 in grants (state, federal and others) targeted for use to restore over 300 acres of historic diadromous fish habitat within the Peconic River secured through a broad partnership involving NOAA, the NYS Department of Environmental Conservation Peconic Estuary Program (PEP), the United States Fish and Wildlife Service (USFWS), the New York State Department of Environmental Conservation (NYSDEC), and the Peconic River Fish Restoration Commission (PRFRC), which have all committed to restoring fish passage of diadromous fish (fish that migrate between fresh and salt waters during different life stages) to important habitats over the entire 17-mile stretch of the Peconic River.

WHEREAS, the acquisition of these additional parcels will result in well over an additional 200 feet of riverfront that will become available for bank stabilization, stormwater runoff mitigation, creation of a green buffer between a NYS Route 25 and the Peconic River, and public use and access that will incorporate an interpretative trail describing the Town of Riverhead's current fish habitat and eco-system restoration efforts.

NOW, THEREFORE, BE IT RESOLVED, that the Town Attorney is hereby authorized to order an appraisal from Fred Wood & Associates for the parcels described as SCTM# 600-124-4-Lots 3, 4 and 5 and SCTM#600-128-3-Lot 48 and Lot 49 and SCTM# 600-125-2-LOT 28 in connection with the application to the NOAA Coastal and Marine Habitat Restoration Project Grant program for restoration projects benefitting the nationally significant Peconic Estuary ecosystem and species, engage the local community, and encourage stewardship of our riverine habitats and possible purchase for preservation of open space, public access, education and recreational use; be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Fred Wood & Associates, the Community Development Agency, Town of Riverhead Open Space Committee and the Office of the Town Attorney.

WOOTEN YES NO

DUNLEAVY YES NO BLASS YES NO

CARDINALE YES NO

THIS RESOLUTION IS IS NOT DECLARED DULY ADOPTED

Adopted

RESOLUTION # <u>267</u> ABSTRACT #09-10 March 12, 2009 (TBM 03/17/09)				
COUNCILMAN WOOTEN offered the following Resolution which was seconded by				
COUNCILMAN BLASS				
FUND NAME			CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		995,762.62	995,762.62
RECREATION PROGRAM FUND	6		5,096.60	5,096.60
CHILD CARE CENTER BUILDING FUN	9		48.78	48.78
TOWN BOARD SPECIAL PROGRAM FUN	24		1,648.67	1,648.67
ECONOMIC DEVELOPMENT ZONE FUND	30		3,242.35	3,242.35
HIGHWAY FUND	111		91,249.28	91,249.28
WATER DISTRICT	112		145,481.67	145,481.67
RIVERHEAD SEWER DISTRICT	114		95,625.79	95,625.79
REFUSE & GARBAGE COLLECTION DI	115		8,928.05	8,928.05
STREET LIGHTING DISTRICT	116		46,615.54	46,615.54
PUBLIC PARKING DISTRICT	117		3,102.19	3,102.19
BUSINESS IMPROVEMENT DISTRICT	118		155.14	155.14
AMBULANCE DISTRICT	120		5,288.93	5,288.93
EAST CREEK DOCKING FACILITY FU	122		647.82	647.82
CALVERTON SEWER DISTRICT	124		9,773.45	9,773.45
RIVERHEAD SCAVANGER WASTE DIST	128		30,548.96	30,548.96
WORKERS' COMPENSATION FUND	173		2,944.69	2,944.69
RISK RETENTION FUND	175		464.82	464.82
CDBG CONSORTIUM ACOUNT	181		681.34	681.34
WATER DISTRICT CAPITAL PROJECT	412		1,508.76	1,508.76
RIVERHEAD SEWER CAPITAL PROJEC	414		19,101.26	19,101.26
CALVERTON SEWER CAPITAL PROJEC	424		91.27	91.27
SCAVENGER WASTE CAPITAL PROJEC	428		1,568.84	1,568.84
YOUTH SERVICES CAP PROJECT	452		2,181.36	2,181.36
SENIORS HELP SENIORS CAP PROJE	453		2,671.76	2,671.76
MUNICIPAL GARAGE FUND	626		422.04	422.04
TRUST & AGENCY	735		1,154,120.42	1,154,120.42
COMMUNITY PRESERVATION FUND	737		1,953.17	1,953.17
CALVERTON PARK - C.D.A.	914		24.39	24.39
TOTAL ALL FUNDS			2,630,949.96	2,630,949.96

THE VOTE
 Buckley yes no Wooten yes no
 Dunleavy yes no Blass yes no
 Cardinale yes no
 THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

RESOLUTION # <u>267</u> ABSTRACT #09-09 March 5, 2009 (TBM 03/17/09)				
COUNCILMAN WOOTEN offered the following Resolution which was seconded by				
COUNCILWOMAN BLASS				
FUND NAME			CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		38,547.67	38,547.67
CHILD CARE CENTER BUILDING FUN	9		19.44	19.44
ECONOMIC DEVELOPMENT ZONE FUND	30		141.14	141.14
RECREATION YOUTH COMMITTEE FUN	31		500.00	500.00
HIGHWAY FUND	111		2,630.51	2,630.51
WATER DISTRICT	112		53,595.27	53,595.27
REPAIR & MAINTENANCE RESERVE F	113		45,000.00	45,000.00
REFUSE & GARBAGE COLLECTION DI	115		1,995.50	1,995.50
STREET LIGHTING DISTRICT	116		633.14	633.14
AMBULANCE DISTRICT	120		656.73	656.73
EAST CREEK DOCKING FACILITY FU	122		731.53	731.53
RIVERHEAD SEWER DENITRIFICATIO	130		35,000.00	35,000.00
WORKERS' COMPENSATION FUND	173		3,360.09	3,360.09
COMMUNITY DEVELOPMENT AGENCY C	405		27,704.05	27,704.05
TOWN HALL CAPITAL PROJECTS	406		302,436.08	302,436.08
WATER DISTRICT CAPITAL PROJECT	412		5,500.00	5,500.00
YOUTH SERVICES CAP PROJECT	452		5,480.32	5,480.32
TRUST & AGENCY	735		-	-
TOTAL ALL FUNDS			523,931.47	523,931.47

THE VOTE

Buckley ___ yes ___ no Wooten ___ yes ___ no
Dunleavy ___ yes ___ no Blass ___ yes ___ no
Cardinale ___ yes ___ no

THE RESOLUTION ___ WAS ___ WAS NOT
THEREFORE DULY ADOPTED