

6/22/2004 minutes

Minutes of a Special Town Board meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, June 22, 2004, at 12:30 p.m.

Present:

Philip Cardinale,	Supervisor
Edward Densieski,	Councilman
Barbara Blass,	Councilwoman
Rose Sanders,	Councilwoman
George Bartunek,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas, Esq.,	Deputy Town Attorney

Supervisor Cardinale called the meeting to order.

Supervisor Cardinale: "We should open the meeting, the Special meeting of the Town Board, June 22, 12:30. Maybe we should begin as usual with the Pledge of Allegiance.

Vince, why don't you lead us?"

(At this time, the Pledge of Allegiance was recited, led by Vince Tria)

Supervisor Cardinale: "Okay. We can- we have a series of Resolutions 569 thru 581 which are new resolutions of routine import but are being- we're utilizing the Special meeting to pass them because we won't have another regular scheduled meeting until July 6th.

These resolutions, if anyone has a comment before we take them, I'd be glad to hear it. I doubt you will because they're pretty routine. We'll then move to the tabled resolutions tabled at the meeting of June 1st which are Resolutions 491 thru 501 and 522. The- which will- which have greater import, of course, and which we will take off the table and pass.

We're passing, I believe, or at least we're voting on 492, 498, 499, 500, 501 and 522 as is. We're passing- we're enacting or at least voting on 491, 493, 494, 495, 496 and 497 as amended and there are copies of the amended versions available to the public. Those

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have already been heard and questioned.

So unless anybody has any question on 569 to 581, I'll start by getting into those.

Barbara, could you start with 569?"

Resolution #569

Councilman Bartunek: "Authorizes the Town Clerk to publish and post a help wanted ad for a full time bus driver. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #570

Councilwoman Sanders: "Declares lead agency and determines environmental significance of the financing of the construction of a parking facility for Railroad Avenue, Riverhead, New York. So moved."

Supervisor Cardinale: "Moved. Can I have a second?"

Councilwoman Blass: "And seconded."

Councilman Densieski: "Quick question."

Supervisor Cardinale: "Yes, go right ahead."

Councilman Densieski: "Declares lead agency and determines environmental significance of financing? The environmental significance of the financing?"

Supervisor Cardinale: "Yes. They- actually, believe it or not, that's accurate. Theoretically we have to do that on these bonds."

Councilman Densieski: "Okay."

Supervisor Cardinale: "We are concluding that it doesn't have any environmental significance, the financing."

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Councilman Densieski: "Okay. I just- I wasn't sure if I read that right."

Supervisor Cardinale: "Okay. So with that second, may we have a vote, please?"

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #571

Councilwoman Blass: "This resolution rescinds Town Board Resolution #524 which authorized the issuance of \$1,494,000 in serial bonds. So moved."

Councilman Densieski: "I'll second it and I'd like to know exactly what we're doing here."

Supervisor Cardinale: "Sure. Good question because we're really not spending \$1,494,000. We're authorizing that amount for the parking lot and that square block area that's going to be for the court parking and for the- is it the park project? I think it's the Grangibel park project. But 80%-- is that right? Is it the Grangibel park, Andrea, or the other? The \$1,494,000 bond is- "

Councilwoman Blass: "It's Railroad Avenue- Railroad Avenue only."

Supervisor Cardinale: "Only Railroad Avenue? Okay."

Barbara Grattan: "It's for the construction of parking- "

Councilman Densieski: "Yes, but I see we're rescinding the resolution."

Supervisor Cardinale: "Oh, you want to know why we're rescinding it?"

Councilman Densieski: "Yes."

Supervisor Cardinale: "We're rescinding it because that was the one we passed last week- "

Councilman Densieski: "Yes."

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Supervisor Cardinale: "And we included in it the SEQRA which was the- the one we just passed in front of it- we included a clause to try to do them together."

Councilman Densieski: "Okay."

Supervisor Cardinale: "Jack went bananas. He says we can't change a bond resolution. It has to have the exact same format. You can't do two in one."

Councilman Densieski: "Okay."

Supervisor Cardinale: "And we can't save paper so now we have to rescind the one we tried to fit two in one with and pass them separately."

Councilman Densieski: "Okay. Now, thank you."

Supervisor Cardinale: "Okay?"

Councilwoman Blass: (Inudible)

Supervisor Cardinale: "We have a recission - "

Barbara Grattan: "572 is the new one."

Supervisor Cardinale: "And 572 is the new one. So this one rescinds the one that we tried to do two things in one and we can't according to Jack. And that has been advanced by Councilwoman Blass, seconded by Councilman Densieski and then we're going to vote."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #572

Councilman Densieski: "Resolution authorizing the issuance of \$1,494,000 in serial bonds of the Town of Riverhead, Suffolk County, New York, to pay the cost of the construction of a parking lot on a town owned parcel of land on Railroad Avenue in and for said town. So moved."

Supervisor Cardinale: "Moved and second, please."

The Vote: "Bartunek, yes; Sanders."

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Councilwoman Sanders: "Should I second it, first?"

Supervisor Cardinale: "Yeah, we have a second by Sanders."

Councilwoman Sanders: "And seconded."

Barbara Grattan: "Did you? Okay."

Supervisor Cardinale: "It's 572."

Barbara Grattan: "We're on 572, the bond resolution."

Supervisor Cardinale: "Okay. Very good."

Barbara Grattan: "All right. Do we have a second with Sanders?"

Supervisor Cardinale: "Yes."

Councilwoman Sanders: "Yes, you did."

Barbara Grattan: "Okay. Bartunek, Sanders. Blass."

The Vote (Cont'd.): "Blass, yes; Densieski, yes; Cardinale."

Supervisor Cardinale: "Yes. And as I'm- I'm voting yes. And to complete the explanation, we're not actually paying \$1,494,000. We're- about 80% of that is going to be by grant but we're getting the authorization to spend it.

And, incidentally, we're only spending a million or so to do the parking lot. As I understand it, about 800 is going to be by grant. So we're authorizing more than we're going to use if that's any consolation to the public. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #573

Councilwoman Blass: "Resolution 573 is a budget adjustment in connection with Peconic Bay Blvd. drainage system project. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

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The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted.

Resolution #574

Councilwoman Sanders: "It's a Recreation Youth Committee Fund budget adoption. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote- and there's a question. What is it?"

Councilman Bartunek: "What is this for? Anybody?"

Councilwoman Sanders: "These funds- these were the monies that were collected for the Riverhead (inaudible) that a fund needs to be established so that we can deposit that money into the fund and then disperse the prizes from this fund."

Supervisor Cardinale: "We discussed that at work session, I remember that. So in other words, George, there's no- "

Councilman Bartunek: "Got you."

Supervisor Cardinale: "It's private money going in and private money going out for the awards."

Councilman Bartunek: "Yes."

The Vote (Cont'd.): "Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted.

Resolution #575

Councilman Bartunek: "This is a resolution for the Youth Court Scholarship Program budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted.

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Resolution #576

Councilman Densieski: "2004 Recreation capital improvement project budget adjustment. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #577

Councilwoman Blass: "This resolution authorizes the Town Clerk to publish and post annual financial report summary for the year ending 2003. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #578

Councilwoman Sanders: "Appoints a summer recreation aide to Level 1 to the Riverhead Recreation Department. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #579

Councilman Bartunek: "Appoints a lifeguard Level 1 to the Riverhead Recreation Department. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski,

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yes; Cardinale, yes. The resolution is adopted.

Resolution #580

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post a notice of public hearing to consider an amendment to amending Chapter 108 entitled Zoning of the Riverhead Town Code regarding definitions. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek."

Councilman Bartunek: "Yes. Now, we had a little discussion about this."

Supervisor Cardinale: "Yes."

Councilman Bartunek: "That if this definition of farmstands is really what we're proposing in the farmstand code."

Councilwoman Blass: "It is different and I think it's not significantly different but when we go to hearing on the farmstand code, we should just make sure that they're defined the same in both places."

Councilman Bartunek: "Yeah."

Supervisor Cardinale: "Okay. Very good. The point is well taken that the language is similar but not identical to the ones contemplated. Once you know what the precise language of the farmstand is, it should be suggested at the hearing that that be substituted. Okay. Moved- has it been seconded?"

Councilman Bartunek: "Yes."

Supervisor Cardinale: "Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted.

Resolution #581

Councilman Bartunek: "Authorizes the Town Clerk to publish and post a public notice to consider a proposed local law for an addition

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to Chapter 29 entitled Outdoor Dining of the Riverhead Town Code. So moved."

Supervisor Cardinale: "Moved and seconded. Vote, please."

Councilwoman Blass: "Not just yet."

Supervisor Cardinale: "Can I have a second?"

Councilwoman Blass: "Well, a bit- discussion first, please."

Supervisor Cardinale: "Sure, go right ahead."

Councilwoman Blass: "The draft left out a sentence in the Section 29-4 on notices of violation. I'd like to amend the resolution to add the following sentence: The applicant shall be liable to prosecution in the town Justice Court and shall upon conviction thereof be liable to a fine that shall not exceed \$500.00. That was in the original draft that we discussed. I'm sure it was inadvertently left off."

Supervisor Cardinale: "So would be at the- "

Councilwoman Blass: "At the very last paragraph."

Supervisor Cardinale: "At the end of paragraph 29-4. The applicant shall be liable for prosecution in the Justice Court. What was the next part? The fine shall not exceed \$500.00?"

Councilwoman Sanders: "Upon conviction thereof."

Supervisor Cardinale: "Upon conviction. You have to convict him first, yeah, that's true."

Councilwoman Blass: "Maybe we should ask counsel, was there, you know, was there a reason that maybe it was not included?"

Dawn Thomas: (Inaudible)

Councilwoman Sanders: "I don't see it."

Supervisor Cardinale: "Okay. That's good. Thank you for picking that up."

Councilman Densieski: "Mr. Supervisor, also on 29-2- "

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Supervisor Cardinale: "Yes?"

Councilman Densieski: "No. 3, in the case of an application for a sidewalk café, a site plan- and I think it should say or sketch plan showing- this way if people aren't spending a thousand dollars on a site plan, a simple sketch would do."

Supervisor Cardinale: "Yeah. We'll add that also, or sketch plan, and that would be after the word plan on 29-2 sub 3."

Councilman Densieski: "Yes."

Supervisor Cardinale: "With those two additions, one at 29-A, one at 29-4a- one at 29-2 sub 3, you want to move it again?"

Councilwoman Blass: "I second the motion as amended."

Supervisor Cardinale: "Okay. As amended, it's seconded. George, are you offering it now as amended?"

Councilman Bartunek: "Yeah. The only other question that I had, Rose, was the question of insurance. It- just to give you an example. If some client were to trip on a table or the sidewalk, outdoor dining, and cause an accident, who would be held liable for that? Would that be the town or- "

Councilwoman Sanders: "In 29-3, it talks about and addresses that the applicant must submit an insurance certificate naming the Town of Riverhead as an additional insured."

Councilman Bartunek: "Okay."

Councilman Densieski: "If they have a good lawyer, they're going to sue everybody anyway."

Councilman Bartunek: "Yeah, you're right."

Supervisor Cardinale: "But at least we'll have an extra policy to protect us."

Okay. So as amended in those two instances and following the question and clarification, let's vote."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

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Supervisor Cardinale: "Okay. That having been accomplished, I'd like to move- and I think I'd like to do this individually, to take off the table certain matters that were on the June 1st meeting and consider them.

The first one is- why don't we take them off the table together- the following: 492, 498, 9- 492, 498- "

Councilwoman Blass: "What happened to 491?"

Supervisor Cardinale: "That's a different category. I'm about to- I'm going to do them in two different categories. The first category is the ones we're going to be taking off the table and then passing as is. And those are 492, 498, 499, 500, 501 and 522. If we could have somebody move those to be taken off the table and considered?"

Councilman Densieski: "Yes. I'd like to move those resolutions, 98, 99, 500, 501, 522 and 491- "

Supervisor Cardinale: "492."

Councilman Densieski: "492, sorry."

Supervisor Cardinale: "Thank you."

Councilman Densieski: "Off the table. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded."

Councilwoman Sanders: "What was that list again, please? I'm sorry."

Supervisor Cardinale: "Yeah. 492- "

Councilwoman Sanders: "492, 98, 99, 500, 501- "

Councilman Densieski: "And 522."

Councilwoman Sanders: "522?"

Supervisor Cardinale: "Right."

Councilwoman Sanders: "Okay. Thank you."

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Supervisor Cardinale: "Okay. And it is moved and seconded for the vote to take them off the table."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolutions off the table."

Supervisor Cardinale: "Could I have a motion now from a member of the Board to consider 492 for a vote?"

Barbara Grattan: "Or are we going to take them all- "

Supervisor Cardinale: "Oh. Well, we're going to- we've taken them all of the table, right?"

Barbara Grattan: "Right."

Supervisor Cardinale: "We're going to individually vote on them so- 492. Can I have a motion to vote?"

Resolution #492

Councilwoman Sanders: "Adopts a local law amending Chapter 108 entitled Zoning of the Riverhead Town Code 108-3 Definitions. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. May we have a vote on this definition section?"

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Barbara Grattan: "Now we're going to Resolution #498."

Supervisor Cardinale: "Right. Maybe the simplest thing is to have the individual on the resolution, I think in this case Ed, move it, and Rose, second it."

Councilwoman Blass: "Do we have the actual cover sheets? Okay. I wish we had known we were doing them in this order. It would have been easier to lay it all out."

Supervisor Cardinale: "Okay, we're just going to get them sorted into the two- okay, 498, Ed, would you move it?"

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Resolution #498

Councilman Densieski: "Phil- "

Supervisor Cardinale: "Yeah?"

Councilman Densieski: "If you don't mind, I think either Barbara or George- "

Supervisor Cardinale: "Okay."

Councilman Densieski: "-- somebody else who had a lot more work done- "

Supervisor Cardinale: "Okay."

Councilman Densieski: "-- should move these. I think they all (inaudible) years and hours and hours of hard work. I'd like to see them (inaudible)."

Supervisor Cardinale: "Okay. That's nice gesture and I'm sure it's appreciated."

Councilman Bartunek: "And that's just in the last five months."

Supervisor Cardinale: "Yeah. Barbara, why don't you move it since you've been so instrumental in these particular resolutions."

Councilwoman Blass: "Well, thank you, Ed, I appreciate that."

This resolution adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code for retirement community district. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #499

Councilman Bartunek: "Do you want me to take this one?"

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Councilwoman Blass: "This resolution adopts a local law to repeal certain sections of Chapter 108 entitled Zoning of the Riverhead Town Code, the agricultural A zoning use district. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #500

Councilwoman Blass: "This resolution adopts a local law to repeal certain sections of Chapter 108 entitled Zoning of the Riverhead Town Code on redevelopment community use district. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #501

Councilman Bartunek: "Adopts a local law to repeal certain sections of Chapter 108 entitled Zoning of the Riverhead Town Code, Residence A, B, C, and D. So moved."

Supervisor Cardinale: "Second, please."

Councilwoman Sanders: "Barbara, go ahead."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #522

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Councilwoman Blass: "Go ahead, George."

Councilman Bartunek: "Amends zoning map Town of Riverhead, Suffolk County, New York. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Supervisor Cardinale: "And for those of you out there following, we just rescinded the old zoning and the last, 522, amended the zoning map which is all preliminary to what I'd like to move off the table now which is 491, 493, 494, 495, 496 and 497 which addresses the new zoning contemplated by the master plan. So could we have a motion to bring off the table 491 to 497, please?"

Councilman Densieski: "Motion to bring them off the table."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Just to bring them off the table. Could we have a vote on all of them?"

Barbara Grattan: "That's Resolutions 491, 93, 94, 95 and 97?"

Supervisor Cardinale: "That's correct. 91, 3, 4, 5, 6 and 7."

Barbara Grattan: "And 6. Okay."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. Those resolutions are brought off the table."

Supervisor Cardinale: "Okay. Now having been- off the table, I'd like to take them in sequence beginning with 491."

I should also indicate that in the prior group which we passed as is, we adopted a local- a definitional page and we adopted the retirement community district language which makes it a mapped area instead of a floating zone and the rest of them are repeals. I just want to be sure I got them all. And then we also amended the map to reflect the new zones.

Now we're going to pass specific zoning or at least vote on

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specific zoning. And on 491 and the successor ones, when we offer them, I'd like the public and the Board to note that the 491 that's coming off the table needs to be moved as amended and we've designated the amendments at the same number, Resolution 491, with an A. So the one that we're passing is Resolution 491-A which is available to the public and includes the- the specific amendments from the initial version which are in most instances relatively modest.

So, with that, could somebody move, please, 491 as amended?"

Resolution #491

Councilwoman Sanders: "Adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code, the APZ. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "491 has been moved, seconded?"

Councilwoman Blass: "Yes."

Supervisor Cardinale: "May- this is the- yes, this is adopting the APZ zone. Moved and seconded. May we have a vote, please?"

The Vote: "Bartunek, yes; Sanders, yes; Blass."

Councilwoman Blass: "Permission to comment, Mr. Supervisor?"

Supervisor Cardinale: "Please."

Councilwoman Blass: "Thank you. Today we can finally stop saying that Riverhead is at a crossroads because we're about to turn the corner. We- in adopting a comprehensive plan for the town of Riverhead back in November of last year, that was in and of itself a very significant action and a historical moment as well. But today's actions to implement that plan are truly the most meaningful.

We pledged that our comprehensive plan would not sit on some shelf alongside many other land use plans and studies gathering dust, its pages yellowing with age. Today we confirm and reaffirm that our comprehensive plan is very much alive and well.

I'm honored to support these resolutions on behalf of all of those individuals who invested hundreds of hours of time over several years to get us to this point. We are grateful for all of your

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efforts today and our children will be grateful for all of your efforts tomorrow."

Supervisor Cardinale: "Thank you, Barbara. Well stated."

Councilwoman Blass: "Yes."

Supervisor Cardinale: "Now we have two votes in. So we have to go on to the next vote."

Councilwoman Blass: "My vote is yes."

The Vote (Cont'd.): "Densieski, yes; Cardinale."

Supervisor Cardinale: "Yeah, I'd like to make a comment on this. One of the comments is to thank the Board members for all the effort and the steadfastness and evenhandedness in the last six months since I've been in office and all the great effort that Barbara and others, George in the last six months, have devoted to getting the code in place to be passed.

I'm particularly that this is a delighted Board passing what I think is a good statute which in the words of Barbara which are perfectly appropriate we hope and pray, that our children, you know, our children will thank us for preserving the town and many of the good things about the town that we've grown to love.

As most of you know, the New York State Supreme Court restraining order was lifted and vacated by the Appellate Division on June 17, 2004. The residential moratorium is about to end after two years and seven months simultaneously with the passage of these code provisions.

We are about to enact residential zoning ordinances ensuring and protecting our future as a small rural oriented town, albeit we do expect the pumpkin pickers and others to utilize our crowded roadways on occasion.

Today we begin the implementation of two key master plan objectives. One, the preservation of town farmland, and the farm community, and, two, the reduction of the town's residential build out from approximately 60,000 which would be permitted by the zoning that we just terminated or rescinded to the approximately 40,000 which is contemplated by the zoning ordinance we are about to enact and that is no small accomplishment that this board is together and we hope this town is together on that very important objective

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achieved.

The board has today fulfilled one commitment. It has reduced by one-half the number of possible new lots on all developable parcels within the town. It has thus ensured that the town's potential build out has been reduced from the approximately 60,000 to approximately 40,000 as set forth above.

I am very aware that the fulfillment of this commitment required significant sacrifice by the owners of developable parcels within our town including notably the farm community and many others. And among those many others is your Supervisor who a moment ago had a four acre parcel dividable into eight lots and a moment from now will have a four acre parcel dividable into four lots with no right to receive, no rights to send, a straight upzone.

We are- those of us who have developable property in this town are being asked to bear a sacrifice for the good of the community and that is something the community should note and thank those who have developable property in the community for.

We make today another commitment, having fulfilled the reduction of residential density and build out that we just spoke of. Over the next two weeks I and other board members will meet with all involved parties who will identify precisely and agree upon a clear solution to the development yield ratio issue that is fair and acceptable to the farm community and fair and acceptable to the rest of the community.

We have all of us endured an upzone by this legislation. The upzone having been accomplished, we're not finished. Because this still-- this legislation we're going to pass today would permit development of our farmland, albeit as two acre zoning, albeit as clustered development. We have to give ample incentive to the farmers in our community to move the development off of the farmland to other more appropriate places in town, and we will do that.

I and other members of the Town Board have already met on various occasions over the last several months with representatives from the Long Island Farm Bureau and involved civic groups such as the Last Chance Coalition to begin fashioning a fair and equitable resolution of this important issue.

I am absolutely confident- Barbara has worked closely with me on this, so has George, that these efforts will meet with success within the next two weeks and that within two weeks we will be in a position

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to announce a clear and satisfactory resolution.

This board is committed to providing ample incentive to encourage and ensure that development will take place outside the agricultural preservation zone by prompt establishment of a fair and effective transfer of development rights ordinance, including a development yield factor consistent with the master plan's stated objective to preserve farmland without increasing residential density within the town, and consistent with the concept of fairness by which everyone today endures who has developable property in this town, a sacrifice for the benefit of the community at large.

The Town Board is committed to enacting all zoning contemplated by the master plan including the transfer of development rights ordinance and the commercial and industrial ordinances not later than September 30, 2004.

And with that, I am delighted to vote yes to this statute."

Councilman Densieski: "Well said, Phil."

Supervisor Cardinale: "Thank you."

Resolution #493

Councilwoman Blass: "This resolution adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code for the Hamlet Residential HR District. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #494-A

Councilwoman Blass: "This is supposed to be A actually, right?"

Councilman Densieski: (Inaudible)

Councilman Bartunek: "Adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code Residence A-40. So moved."

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Supervisor Cardinale: "And I wanted to- as Barbara was just saying, clarify that when we pass 493, again, all of you out there have it, we are passing 493, for your purposes designated A to show the amendments, and on 494 we are now moving that- is that correct, George?"

Councilman Bartunek: "Yes."

Supervisor Cardinale: "Again, the same situation, we are moving 494 as amended and as per the amended text which we've designated 494-A to clarify the Clerk and the public. Go ahead. We've had it offered and seconded?"

Barbara Grattan: "No."

Supervisor Cardinale: "Okay. Second, please."

Councilwoman Blass: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please, on 494 as amended."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #495-A

Councilwoman Sanders: "Adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code, Residence B-40."

Councilwoman Blass: "And seconded."

Councilman Bartunek: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #496-A

Councilwoman Sanders: "Adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code, Residence B-80. So moved."

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Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #497-A

Councilwoman Blass: "This resolution adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code, Residence A-80 Zoning Use District. So moved."

Supervisor Cardinale: "Moved- may I have a second, please?"

Councilwoman Sanders: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Supervisor Cardinale: "Okay. We have concluded with the resolutions that we needed to move off the table and pass as the Court has now permitted. We've got a lot of work to do."

I want to thank again the members of the Code Implementation Committee who helped us, the Last Chance Coalition, the Farm Bureau, all the people that contributed to these statutes, especially Barbara and George and Rose and Ed who also were of assistance along the way.

I also want to make sure that everybody understands the work has just begun on the Board and thank them for being together on this. We now have to move forward with the high density residential, the TDR statute, all the commercial and all the industrial districts.

So that together with what we must do at EPCAL in regard to clarifying the text and proceeding to amend the zoning as discussed together with the prospect of target zoning in the downtown area, leaves a lot of work on our plate in the zoning area alone. So I'm looking forward to getting started on it. Thank you all."

Councilwoman Blass: "Can I just add that we should acknowledge also the efforts of the Planning Board as well as the Planning staff because they were intimately involved over the last several years."

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Supervisor Cardinale: "That's a very good point which I had forgotten. The Planning Board of which Barbara was a member, as you know, for many years provided the initial review and then the Town Board reviewed it and then it was reviewed by the public and the Town Board reviewed it again but it was very valuable that initial review in pointing our problem areas. So good pick up to thank them and anyone else we forgot to thank we thank and now we're getting back to work. Thank you. Thanks a lot."

Meeting adjourned: 1:10 p.m.