

**SPECIAL TOWN BOARD MEETING
MAY 23, 2000**

- Res. #465** Approves Temporary Sign Permit of East End Arts Council
- Res. #466** Business Improvement District Budget Adjustment
- Res. #467** Appoints Engineering Consultants (TriState Planning & Engineering, P.C.)
- Res. #468** Approves the Application for Fireworks Permit of Mitchell A. Saunders (Bay Fireworks)
- Res. #469** Authorizes the Execution of Agreement Between Joseph Aretz and Nicole Aretz and the Town of Riverhead Allowing the Deposit of Monies to Secure the Construction of Drainage Control Measures on Cross Road, Wading River

Special Board
May 23, 2000

TOWN OF RIVERHEAD RESOLUTION # 465

APPROVES TEMPORARY SIGN PERMIT OF EAST END ARTS COUNCIL

Adopted _____

COUNCILMAN DENIS

 COUNCILMAN ~~offered~~ the following resolution, which was seconded by
 LULL

WHEREAS, a temporary sign permit application and sketch were submitted by East End Arts Council for property located at the Southwest Corner of Route 58 and Mill Road

WHEREAS, pursuant to Section 108-56 C (5) of the Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board; and

WHEREAS, the sketch has been approved by three (3) Town Board members;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the temporary sign permit application submitted by East End Arts Council, which application is dated May 16, 2000; and be it further

RESOLVED, that said temporary sign permit shall expire on June 30, 2000 and the applicant shall remove the affected sign, in its entirety, on or before said date; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Tracy Stark, Ostrander Avenue, Riverhead, NY 11901 and the Riverhead Building Department and the Riverhead Planning Department.

THE VOTE

Donahoe Yes No Cardinale Yes No
 Kunt Yes No Lull Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

MAY 23, 2000

Adopted

TOWN OF RIVERHEAD

BUSINESS IMPROVEMENT DISTRICT
BUDGET ADJUSTMENT

RESOLUTION # 466

Councilman Lull _____ offered the following resolution ,

which was seconded by Councilman Cardinale

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

118.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$35,000.
118.064100.542609	PROMOTIONS – SPECIAL PROJECTS	TO:	\$25,000
118.064100.543925	RIVERHEAD BID MGT ASSOC.		10,000.

THE VOTE

Densicoid Yes No Cardinale Yes No

Kent Yes No Lull Yes No

Kozakewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 467

Adopted

Appoints Engineering Consultants

COUNCILMAN CARDINALE

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

WHEREAS, the Riverhead Town Board adopted Resolution 69-2000 on January 18, 2000, appointing a list of all town consultants, including legal representation, and consultants for planning, computer operation and programming, court reporting, Town Board transcribing, Police Department interpreters, appraisals, and land surveyors; and

WHEREAS, from time to time, the Town Board may wish to amend that list of appointed consultants to be used by the various agencies within the municipality; and

WHEREAS, the Town Board agrees to appoint TriState Planning & Engineering, P.C. to fulfill contracts as needed and as approved by the Town Board.

NOW, THEREFORE, BE IT RESOLVED, the Town Board hereby appoints TriState Planning & Engineering, P.C. to assist the Riverhead Town Community Development Agency with projects approved by the Town Board; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Town Community Development Agency, the Town Office of Accounting, and TriState Planning & Engineering, P.C., 208 Glen Cove Road, Old Westbury, NY 11568.

THE VOTE

Donceid Yes No Cardinale Yes No
 Kent Yes No Lull Yes No
 Kozakewicz Yes No

THE RESOLUTION WAS WAS NOT

Adopted

TOWN OF RIVERHEAD

Resolution # 468

APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
MITCHELL A. SAUNDERS (BAY FIREWORKS)

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, Mitchell A. Saunders has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be conducted by Bay Fireworks and held at Giorgio's Restaurant, Fox Hill Golf & Country Club, Riverhead, New York, on May 28, 2000 at 10:00 p.m.; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Fire Department and the Riverhead Fire Marshall and a certificate of insurance from Bay Fireworks naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Mitchell A. Saunders for the purpose of conducting a fireworks display to be conducted by Bay Fireworks and held at Giorgio's Restaurant, Fox Hill Golf & Country Club, Riverhead, New York, on May 28, 2000 at 10:00 p.m., is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Mitchell A. Saunders, 2500-1 Nesconset Highway, Stony Brook, New York, 11790; Bay Fireworks, P.O. Box 912, Syossett, New York, 11791; Bruce Johnson, Riverhead Fire Marshall; the Riverhead Fire Department and the Riverhead Police Department.

THE VOTE

Densieski Yes No Cardinali Yes No
Kent Yes No Lull Yes No
Kozaldewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 469

AUTHORIZES THE EXECUTION OF AGREEMENT BETWEEN JOSEPH ARETZ AND NICOLE ARETZ AND THE TOWN OF RIVERHEAD ALLOWING THE DEPOSIT OF MONIES TO SECURE THE CONSTRUCTION OF DRAINAGE CONTROL MEASURES ON CROSS ROAD, WADING RIVER

COUNCILMAN CARDINALE offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, Joseph Aretz and Nicole Aretz have constructed a residence on Cross Road in Wading River, New York (Suffolk County Tax Map #0600- 31-1-27.1; and

WHEREAS, the Town Engineer has identified potential drainage/runoff control problems at the premises; and

WHEREAS, Joseph Aretz and Nicole Aretz have agreed to correct the drainage issues in accordance with the Town Engineer's memo dated May 22,,2000; and

WHEREAS, Joseph Aretz and Nicole Aretz, have advised that they are in contract to sell the premises at issue, a closing date has been set and time is of the essence; and

WHEREAS, Joseph Aretz and Nicole Aretz have agreed to deposit the sum of \$3,000.00 as and for security for the construction of the necessary drainage control measures in exchange for the issuance of a temporary Certificate of Occupancy, and

WHEREAS, The Town Attorney has drafted the agreement required for the deposit of said monies by the Town of Riverhead;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute the attached Agreement between the Town of Riverhead and Joseph Aretz and Nicole Aretz, to secure the performance of drainage control measures on premises known as and designated as Suffolk County Tax Map # 0600-31-1-27.1; and be it further:

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Joseph Aretz and Nicole Aretz, Knollwood Drive, Mattituck, New York, 11952; Kenneth Testa, P.E.; the Office of Accounting and the Office of the Town Attorney;

AGREEMENT

Made this 23 day of May 2000 between the Town of Riverhead 200 Howell Avenue, Riverhead, NY and Joseph Aretz and Nicole Aretz, residing at Mattituck, New York 11952.

WHEREAS, Joseph Aretz and Nicole Aretz obtained a Building Permit from the Town of Riverhead for the construction of a single family residence on premises known as Cross Road, Wading River, New York (0600-31-1-27.1), and;

WHEREAS, Joseph Aretz and Nicole Aretz have completed the construction of the residence at that location and have applied to the Building Department to obtain a Certificate of Occupancy therefor, and;

WHEREAS, the Town Engineer has identified potential drainage problems at the premises and has requested that Joseph and Nicole Aretz construct curbing to prevent drainage problems as set forth in his memo to the Building Inspector dated May 22, 2000 , and

WHEREAS, pursuant to the Town Code of the Town of Riverhead § 52-6(1), a Certificate of Occupancy may not issued unless or until the Town Engineer or the Building Inspector is satisfied that any drainage problems on the property are resolved, and;

WHEREAS, Joseph Aretz and Nicole Aretz have advised that they intend to sell the premises and that a closing date has been set and that time is of the essence, and;

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

1. Joseph and Nicole Aretz shall deposit the sum of Three thousand (\$3,000.00) with the Town of Riverhead for the purpose of securing the completion of the drainage control specified by the Town Engineer in his memo to the Building Inspector dated May 22, 2000.
2. The Town of Riverhead shall issue a Temporary Certificate of Occupancy for the premises located at Cross Road, Wading River, New York.
3. Joseph Aretz and/or Nicole Aretz shall construct or cause to be constructed the drainage controls outlined in the Town Engineer's memo to the Building Inspector dated May 22, 2000, within 30 days of the date hereof.
4. Should Joseph Aretz and/or Niccic Aretz fail to complete the drainage controls as set forth above withir 30 days of the date of this agreement, they consent and agree that the Town of Riverhead enter upon or obtain

permission from the then owner of the property at Cross Road, Wading River and complete the necessary work. The Three Thousand (\$3,000.00) Dollars deposited pursuant to this agreement will be forfeited should the Town of Riverhead complete the drainage control work as set forth herein.

- 5. Joseph Aretz and Nicole Aretz further agree that should the drainage control installed pursuant to this agreement be ineffective in controlling water runoff of the subject property that they will correct such drainage problem immediately upon receipt of written notice in writing of same by the Town of Riverhead.

May 23, 2000

JOSEPH ARETZ

NICOLE ARETZ

ROBERT F. KOZAKIEWICZ, SUPERVISOR

THE VOTE

Donscheid Yes No Cardinal Yes No
 Kent Yes No Lull Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED