

Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Monday, September 22, 1986, at 4:00 P.M.

Present: Joseph F. Janoski, Supervisor  
John Lombardi, Councilman  
Victor Prusinowski, Councilman  
Vincent Artale, Councilman  
Louis Boschetti, Councilman

Also Present: Richard Ehlers, Town Attorney

WAIVER OF NOTICE AND CONSENT OF SPECIAL MEETING

We, the undersigned, being all members of the Town Board of the Town of Riverhead, Suffolk County and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York, at 4:00 P.M. on the 22nd day of September, 1986, and do consent to the holding of such meeting for the purpose of Considering action regarding the proposed change of zone for West Lane, the site plan application of West Lane Properties, and any other matters that may come before the Board.

Dated: September 19, 1986

TOWN BOARD MEMBERS,  
TOWN OF RIVERHEAD, NEW YORK

Joseph F. Janoski  
Supervisor

John Lombardi  
Councilman

Victor J. Prusinowski  
Councilman

Louis Boschetti  
Councilman

Robert Pike  
Councilman

FILED.

RESOLUTIONS  
#540 ADOPTS CHANGE OF ZONE, WEST LANE, AQUEBOGUE, FROM INDUSTRIAL  
"A" TO RESIDENCE "A"

RESOLUTIONS Continued:

Councilman Prusinowski offered the following resolution, which was seconded by Councilman Pike.

WHEREAS, by resolution #157, the Town Board did refer to the Planning Board of the Town of Riverhead a proposal to rezone the property on the East and West side of West Lane, in the Hamlet of Aquebogue, from the then current Industrial "A" zoning use classification to Residence "A"; and

WHEREAS, the Planning Board, by letter resolution dated May 6, 1986, considered the Town Board's proposal and recommended to the Town Board that the above-mentioned Industrial "A" zoning use classification be amended to be designated Agricultural "A"; and

WHEREAS, by resolution dated August 5, 1986, the Town Board adopted a resolution placing a 90-day moratorium upon applications in the above-mentioned Industrial "A" zoning use classification; and

WHEREAS, by resolution dated August 5, 1986, the Town Board of the Town of Riverhead adopted a resolution calling a public hearing on the proposed rezoning from Industrial "A" to Residence "A"; and

WHEREAS, a public hearing was held on the 19th day of August, 1986, wherein all persons wishing to be heard were heard regarding the proposal of the Town Board of the Town of Riverhead to rezone West Lane, Aquebogue, New York, currently zones Industrial "A" to Residence "A";

WHEREAS, an Environmental Assessment Form has been filed with the Town Clerk with supporting documentation which has been reviewed by this Board.

WHEREAS, a "Protest" pursuant to Section 265 of the Town Law of the State of New York dated September 11, 1986, has been filed with the Town Clerk.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby finds:

1. The Town Board finds that the proposal to rezone the premises depicted in the attached EXHIBIT "A" from the current Industrial "A" zoning use classification to Residence "A" is an unlisted action pursuant to the State Environmental Quality Review Act;

2. In reviewing the Environmental Assessment Form, and the record on file with the Town Clerk, this Board finds that there will be no significant impact upon the environment as a result of this rezoning and that the uses permitted in the Residence "A" zoning use classification will have less of an impact upon the environment within the zone change than those uses currently permitted in Industrial "A";

\*3. That the premises currently operated by the Additive Products Division of Kollmorgen Corporation should not be rezoned and shall remain Industrial "A" since said landowner is not affirmatively seeking a change of zone which would grant a discriminatory benefit at the expense of its neighbors;

RESOLUTIONS Continued:

4. That the proposed change of zone to Residence "A" is compatible with the existing residential and agricultural land uses in the vicinity of the property to be rezoned;

5. That the Residence "A" zoning use classification will encourage less intense development of the premises herein rezoned.

NOW, THEREFORE, BE IT

RESOLVED, that the premises owned in fee simple on West Lane, Aquebogue, New York, currently zoned Industrial "A" be re-zoned Residence "A" with the exception of the portion of the parcel owned by Additive Products Division of Kollmorgen Corporation presently zoned Industrial "A", as more particularly shown on the attached EXHIBIT "A" denominated "property to be rezoned"; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in the September 25, 1986, issue of the Riverhead News-Review; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to personally serve West Lane Properties, 520 Old Country Road, Hicksville, New York, with a copy of this resolution, certified by the Town Clerk under the corporate seal of the town and showing the date of its passage and entry in the minutes; and be it further

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

\* Councilman Boschetti moved to amend the above resolution. Councilman Boschetti wanted to Remove Paragraph 3 of the "Resolved" section of the resolution and separately consider the exclusion of the property of Additive Products."

Supervisor Janoski suggested that the resolution be adopted without Paragraph 3 in it.

The Town Attorney explained that a four-fifths vote of the Board is required for adoption.

After discussion, Councilman Boschetti rephrased his amendment;

"Delete Paragraph 3 of the "Resolved" section of the resolution that excludes Additive Products property from the change of zone."

Councilman Pike seconded this amendment.

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, No, Lombardi, No, and Janoksi, No.

The motion to amend Resolution #540 was denied.

RESOLUTIONS Continued:

The vote on Resolution #540 as was read .

The vote, Boschetti, No, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted as presented.

#541 DENIES SITE PLAN APPLICATION OF WEST LANE PROPERTIES

Councilman Boschetti offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, West Lane Properties has made an application for site plan approval for the construction of an industrial building to be located on West Lane, Aquebogue, New York; and

WHEREAS, this Board has, by resolution adopted this date, rezoned the property owned by the applicant from Industrial "A" to Residence "A" and directed that the Town Clerk personally serve notice of such adoption upon West Lane Properties.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan application of West Lane Properties be and is hereby denied as an industrial building is not a permitted use in the Residence "A" zoning district; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to West Lane Properties and the Building Department.

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#542 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: APPLICATION OF AUGUSTA SCHNEIDER PURSUANT TO CHAPTER 107 OF THE RIVERHEAD TOWN CODE

Councilman Pike offered the following resolution, which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of October, 1986, at 8:15 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the application of Augusta Schneider pursuant to Chapter 107 of the Town Code of the Town of Riverhead for alteration of approximately one (1) of certain wetlands at premises located at the Northwest corner of the intersection of Northville Turnpike and County Road 58, of the intersection

RESOLUTIONS Continued;

of Northville Turnpike and County Road 58, of the intersection of Northville Turnpike and County Road 58, Riverhead, New York, and the creation of approximately three (3) acres into a man-made wetland on land of the applicant on the same parcel North of the Long Island Lighting Company right-of-way.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, TOWN CLERK

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#543 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS  
RE: INSTALLATION OF WATER MAINS AND APPURTENANCES ON JOSICA  
DRIVE

Councilman Boschetti offered the following resolution, which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following Notice to Bidders for the installation of water mains and appurtenances for the Riverhead Water District to be located at Josica Drive, Aquebogue, New York.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, TOWN CLERK

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Water Mains and Appurtenances for the Riverhead Water District, at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, at 11:00 A.M., prevailing time, on Monday, October 6, 1986, at which time and place all bids will be publicly opened and read for the following Contract:

RDWD 86-51

JOSICA DRIVE

Contract Documents, including Drawings and Technical Specifications, are on file at the Office of:

- (a) Town Clerk, Town of Riverhead  
Town Hall  
200 Howell Avenue  
Riverhead, New York 11901
- (b) Holzmacher, McLendon & Murrell, P.C.  
Suite 140, 125 Baylis Road  
Melville, New York 11747

9/22/86

RESOLUTIONS Continued:

Copies of the Contract Documents may be obtained at the above locations upon deposit of fifty dollars (\$50.00) in cash, certified check, bank money order, or postal money order, made payable to the "TOWN OF RIVERHEAD" for each set furnished.

Deposits for Plans and Specifications will be refunded to bidders who return Plans and Specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities and to accept the lowest responsible bid.

BY ORDER OF THE TOWN BOARD  
TOWN OF RIVERHEAD  
SUFFOLK COUNTY

ACTING AS THE GOVERNING BODY  
OF THE RIVERHEAD WATER DISTRICT


IRENE J. PENDZICK, TOWN CLERK  
TOWN OF RIVERHEAD  
RIVERHEAD, NEW YORK

DATED: SEPTEMBER 22, 1986

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the meeting was recessed until Thursday at 3:00 P.M.

  
Irene J. Pendzick  
Town Clerk

IJP:bg