



**TOWN OF RIVERHEAD
ZONING BOARD OF APPEALS**

200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901-2596
(631) 727-3200 ext. 240 FAX (631) 727-9101

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F.J. McLaughlin *Otto Wittmeier* *Lisa Worthington* *Leroy E. Barnes, Jr.* *Frank Seabrook* *Kim E. Fuentes*
Chairman *Vice Chairman* *Member* *Member* *Member* *Secretary*

**DETERMINATION OF THE ZONING BOARD OF APPEALS
EXTENSION**

APPEAL NO.: 13-05

APPLICANT: Guddha Co., LLC

RELIEF SOUGHT: Area Variance(s)

For variances to and/or relief from the provisions of Chapter 108, Section 108-267, requesting permission to construct a two story commercial restaurant having a front yard depth of 5 feet instead of 50 feet, having a rear yard depth of 5 feet instead of 25 feet and having 3 feet of front yard remaining unoccupied as landscaped area instead of the required 35 feet

LOCATION: 365 Harrison Avenue, Riverhead, New York SCTM No.: 0600-102-3-4.1

ZONING DISTRICT: Business Center

MR. MCLAUGHLIN: This appeal was originally granted on July 11, 2013 and the applicant received a one year extension on June 26, 2014. Chuck Chockalingam did request an extension of area variances, by letter dated June 18, 2015, for an additional one year term.

Therefore, I move that the time period of the above cited determination be extended to July 11, 2016 as per Chapter 108, Section 108-76 (D.) of the Code of the Town of Riverhead.

The motion was duly adopted by a roll call vote of all members present.

MR. WITTMEIER:	AYE
MR. SEABROOK:	AYE
MR. BARNES:	AYE
MS. WORTHINGTON:	ABSENT
MR. MCLAUGHLIN:	NAY

I hereby certify that the foregoing is a true copy of a motion duly adopted on the June 25, 2015, and of the whole thereof.

DATED: June 25, 2015



F. J. MCLAUGHLIN, CHAIRMAN
ZONING BOARD OF APPEALS



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DETERMINATION OF THE ZONING BOARD OF APPEALS

APPEAL NO.: 15-20

APPLICANT: McCarthy Management

RELIEF SOUGHT: Area Variances(s)

For variances to and/or relief from Chapter 108 Section 108-279 requesting permission to construct a building having a front yard depth of 11 feet instead of 30 feet, side yard widths of 26 feet and 5 feet, instead of the required 30 feet for each, Section 108-280 A (4) allow for the buffer and dumpster at less than the required 10 feet from the property line, Section 108-280 B allow for parking without a screening berm in the front yard and 5 feet from the side yard property line instead of the required 20 feet and Section 108-64.1 to allow a buffer area of 5 feet instead of the required 10 feet (All of which were granted in Appeal No. 11-21 dated May 26, 2011).

LOCATION: 1377 Pulaski Street, Riverhead, New York

SCTM No. 0600-121-1-4

ZONING DISTRICT: Industrial C

DATE(S) OF HEARING: June 11, 2015 & June 25, 2015

PLEASE TAKE NOTICE that at a public hearing of the Town of Riverhead Zoning Board of Appeals on the above referenced date(s), the Board took the following action:

1. In accordance with the recommendation of the Planning Department that this action be classified as Type II under the criteria of Section 617 of the State Environmental Quality Review Act and the other provisions of the New York State Environmental Conservation Law, the Board declares themselves lead agency and further determines the action to be Type II pursuant to Section 617 of the State Environmental Quality Review Act and that an Environmental Impact Statement need not be prepared.
2. The above referenced appeal was duly considered and determined as follows:

RELIEF GRANTED AS SOUGHT

3. Subject to the following conditions:

NONE

The motion was duly adopted by a roll call vote of all members present.

MR. MCLAUGHLIN: May I have your vote please?

MR. SEABROOK:	AYE
MR. BARNES:	AYE
MRS. WORTHINGTON:	AYE
MR. WITTMEIER:	AYE
MR. MCLAUGHLIN:	AYE

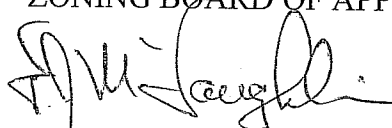
If this is an approval, it is necessary that you take this duplicate original letter with you to the building department when applying for a building permit. Pursuant to §108-76(D) of the Town Code, any determination made by the Board of Appeals shall not become effective unless a permit is obtained in accordance therewith within one year of the date of such determination, unless the Board of Appeals has stipulated a different period of time in its determination. The Board of Appeals shall have the power, by resolution, to extend its determination for a period of one year upon written notice from the applicant or his agent of the desire to do so. No more than three such extensions shall be allowed. The provisions of this subsection shall not apply in cases of interpretation of variances for the use of land unless the Board of Appeals stipulated a period of time in its determination. Failure to comply therewith will render this approval null and void. In the event this is an approval subject to conditions, the approval shall not be deemed effective until such time that the foregoing conditions are met.

Please feel free to contact the office of the Zoning Board of Appeals with any questions you may have.

Dated: Riverhead, New York
June 25, 2015

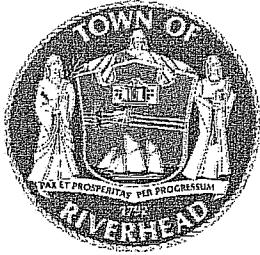
Very truly yours,

ZONING BOARD OF APPEALS



F. J. McLaughlin,
Chairman

FM:kef



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DETERMINATION OF THE ZONING BOARD OF APPEALS

APPEAL NO.: 15-23

APPLICANT: Dakota Smith, Allen Smith

RELIEF SOUGHT: Area Variances(s)

For a variance to and/or relief from the provisions of Chapter 108, Section 108-19, requesting permission to maintain a single family residence having a front yard depth of 36.4 feet instead of the required 50 feet.

LOCATION: 81 Jacobs Place, Aquebogue, New York

SCTM No. 0600-113-3-1

ZONING DISTRICT: Residence B-40

DATE(S) OF HEARING: June 25, 2015

PLEASE TAKE NOTICE that at a public hearing of the Town of Riverhead Zoning Board of Appeals on the above referenced date(s), the Board took the following action:

1. In accordance with the recommendation of the Planning Department that this action be classified as Type II under the criteria of Section 617 of the State Environmental Quality Review Act and the other provisions of the New York State Environmental Conservation Law, the Board declares themselves lead agency and further determines the action to be Type II pursuant to Section 617 of the State Environmental Quality Review Act and that an Environmental Impact Statement need not be prepared.

2. The above referenced appeal was duly considered and determined as follows:

RELIEF GRANTED AS SOUGHT

3. Subject to the following conditions:

NONE

The motion was duly adopted by a roll call vote of all members present.

MR. WITTMEIER: May I have your vote please?

MR. SEABROOK:	AYE
MR. BARNES:	AYE
MRS. WORTHINGTON:	AYE
MR. WITTMEIER:	AYE
MR. MCLAUGHLIN:	AYE

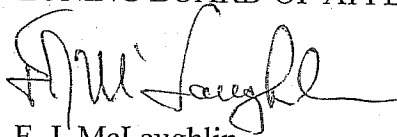
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Please feel free to contact the office of the Zoning Board of Appeals with any questions you may have.

Dated: Riverhead, New York
June 25, 2015

Very truly yours,

ZONING BOARD OF APPEALS



F. J. McLaughlin,
Chairman

FM:kef