

Town Clerk Barbara Grattan

TOWN BOARD MEETING AGENDA

February 5th , 2002

ROBERT F. KOZAKIEWICZ, Supervisor

**Edward Densieski, Councilman
James Lull, Councilman**

**Barbara Blass, Councilperson
Rose Sanders, Councilperson**

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Diane M. Stuke
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**John J. Hansen
Leroy Barnes
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief Joseph Grattan
Jane Vanden Thoorn
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department
Sewer District
Water Department**

Call to Order and Salute to the Flag

Approves Minutes of Town Board Meeting of January 16th, 2002,
moved by Councilperson Blase, seconded
by Councilperson Sanders.

4 yes
1 absent

And Special Board Meeting of January 31, 2002

AWARDS 2001 TRIPLE CROWN ALL SPORTS NORTHEAST PLAYER OF THE YEAR TO RYAN JAMES

REPORTS

Receiver of Taxes:

Total Utility Collections -2001 Annual Report

Total Collections: \$3,092,451.44

Utility Collections Report for January, 2002-

Total Collected \$296,229.15

Total Tax Collections to Date: \$38,433,423.04

Town Clerk:

Annual Report for 2001 &

Monthly Report for January, 2002-Total Collected:

Building Dept.:

Monthly report for January, 2002

Total Collected: \$105,223.00

Police Dept.

Monthly Report for November & December, 2001 &
Annual Report for 2001.

Sewer Dept.

Discharge Monitoring Report for December 2001.

Sludge Volume Report for Year 2001.

Recreation Dept.

Annual Report for Year 2001

Total Collected: \$284,039.10

Open Bid Reports:

Street Light & Traffic Signal Maintenance

Opened: 01/24/02 @ 11:00 a.m.-6 bids were received

APPLICATIONS

Shows & Exhibition Dressage at Sunny Acres-Horse Show

Special Permit: Spa at Fox Hill-Construction of spa with 48 suites.

CORRESPONDENCE

Rose Sanders: Letter of resignation as Chairperson of the Riverhead Recreation.

Petition: 20 Names-Requesting a stop sign, traffic light or blinking Yellow light to be installed at Middle Road & Ostrander Ave.

COMMITTEE REPORTS

PUBLIC HEARINGS

7:05 p.m. The Extension to the Water District to be known as Extension 69.

7:10 p.m. The Extension to the Water District to be known as Extension 68.

7:15 p.m. The Consideration of a Local Law to repeal and replace Chapter 101 entitled, "Vehicles & Traffic."

7:20 p.m. The Consideration of a Local Law to amend Chapter 52-10 entitled "Building Permit Fees" of Chapter 52 entitled, "Building Construction."

7:25 p.m. The Consideration of a Local Law to repeal and replace Chapter 107 entitled "Wetlands, Floodplains and Drainage."

7:30 p.m. The Consideration of a Local Law to amend Chapter 95 entitled, "Taxation"

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:

- #114 Classifies Action and Declares Lead Agency on Special Permit (Site Plan), of Riverhead Marquee Plaza and Refers Petition to the Planning Board
- #115 Authorizes Town Clerk to Publish and Post Notice of Public Hearing-Special Permit Petition of Robert Wendt
- #116 Approves Change of Zone and Special Permit Petitions of John Blaney
- #117 Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles & Traffic) of the Riverhead Town Code (Handicap Parking-Second Street)
- #118 Authorizes Town Clerk to Publish and Post Public Notice of a Public Hearing to Consider a Local Law Amending Chapter 48 Entitled, "Beaches and Recreation Centers" of the Riverhead Town Code
- #119 Adopts a Local Law to Amend Chapter 101 Entitled, "Vehicles & Traffic" of the Riverhead Town Code (Parking time limited-First Street)
- #120 Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider an Amendment to Chapter 97 Entitled, "Trespassing" of the Riverhead Town Code
- #121 Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Site Plan Penalties)
- #122 Authorizes Town Clerk to Advertise for Bids for One (1) Used 1991 or Newer Tandem Tractor
- #123 Extends Bid for Contract for Propane Gas
- #124 Ratifies the Authorization of the Town Clerk to Post and Publish the attached Notice to Bidders for a 9500 GVWR 2002 Cargo Van
- #125 Water District Budget Adjustment
- #126 Stotzky Park Skateboard Complex Capital Project Budget Adjustment
- #127 Country Trails Ext. #71 Capital Project Budget Adoption

- #128 Mid Road Properties Ext. #70 Capital Project Budget Adjustment
- #129 General Fund Budget Adjustment
- #130 Northside Road Water Extension Capital Project Budget Adjustment
- #131 Links @ Wading River Water Extension Capital Project Budget Adjustment
- #132 Authorizes Attendance of One (1) Police Lieutenant at Maglocen Training Conference
- #133 Approves Application of Dressage at Sunny Acres (Horse Show)
- #134 Resolution and Consent Approving Dedication of a Highway Known as Hilton Court
- #135 Order Calling a Public Hearing-Miscellaneous Improvements-RWD 202-b
- #136 Authorizes Attendance at the 2002 Training School held by the Association of Towns
- #137 Approves Six Month Extension-Temporary Sigh Permit of Marquee Cinema
- #138 Accepts Performance Bonds of Sound Avenue Company LLC (Silver Village)
- #139 Accepts 5% Security Bond of Tab LLC (Demetrius A. Tsunis)
- #140 Accepts Performance Bonds of Sound Housing LLC (#23)
- #141 Authorizes the Release of Letter of Credit for Wal-Mart Stores, Inc.
- #142 Authorizes the Release of Performance Bond for Gemini Realty Corp. (Cross Island Concrete)
- #143 Authorizes the Release of Performance Bond for Rugby Recreational Group (Soundview Associates)
- #144 Accepts Resignation of Part Time Police Officer (Darrin S. Fulton)
- #145 Appoints Full-Time Account Clerk Typist (S. Hopson)
- #146 Appoints Full-Time Account Clerk Typist (J. McKenna)
- #147 Amends Resolution #100-2002
- #148 Appoints a Fill-In Volleyball Leader to the Riverhead Recreation Department

- #149 Ratifies Appointment of a Recreation Specialist to the Riverhead Recreation Department
- #150 Authorizes Umpire/Referee Fee Schedule for Police Athletic League (P.A.L.) Programs for Year 2002
- #151 Authorizes Registration Fee Schedule for Police Athletic League (P.A.L.) Programs for Year 2002
- #152 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for Part Time Laborer
- #153 Authorizes Dawn C. Thomas, Scott DeSimone, and Sean M. Walter as Special Prosecutors for Violations of the Code of the Town of Riverhead
- #154 Authorizes the Supervisor to Execute a License Agreement for the Riverhead Station Building Between the Long Island Railroad/Metropolitan Transportation Authority and the Town of Riverhead
- #155 Authorizes Supervisor to Execute Agreement with Peconic Land Trust
- #156 Promotes P.O. Evelyn Hobson to the Position of Detective Grade III
- #157 Town Re-Establishes Terms & Conditions- Town Attorney
- #158 Sets Salaries for Summer Personnel for 2002 for the Recreation Department
- #159 Authorizes Supervisor to Execute Contract Agreement
- #160 Approves Fence Construction- PLC Realty Corp.
- #161 Approves Site Plan of Kaufman Allied
- #162 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for Part time Account Clerk Typist
- #163 Establishes Architectural Review Board Stipend.
- #164 Approves Site Plan of the Town of Riverhead Human Resource Center
- #165 Pays Bills

February 5, 2002

TOWN OF RIVERHEAD

Resolution # 114

**CLASSIFIES ACTION AND DECLARES LEAD AGENCY
ON SPECIAL PERMIT(SITE PLAN), OF
RIVERHEAD MARQUEE PLAZA AND REFERS
PETITION TO THE PLANNING BOARD**

COUNCILWOMAN SANDERS

_____ offered the following resolution which

was seconded by **COUNCILMAN DENSIESKI**

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Stuart Stein of Rte. 58 Riverhead, LLC pursuant to Sections 108-3 and 108-45 B. (4)&(14) of the Riverhead Town Code to construct a multi-screen movie theater and restaurants to be known as Riverhead Marquee Plaza on approximately 15 acres of a larger assemblage of land zoned Industrial A; such property more particularly described as SCTM 0600-101-1-3&8 and 119-1-6, and

WHEREAS, a Full Environmental Assessment Form and supporting documentation was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be a Type I action for which coordinated review is mandated, and

WHEREAS, that review was carried out with identified involved agencies eliciting no outside interest in the role of lead agency, and

WHEREAS, the Planning Department has prepared a staff SEQR report respecting the project's potentially large and important impacts, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues prior to a determination of significance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit application of Riverhead Marquee Plaza which it considers to be an Type I action, and

BE IT FURTHER

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RESOLVED, that this classification be considered effective on the related site plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No **ABSENT**
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

Adopted

7
February 5, 2002

TOWN OF RIVERHEAD

Resolution # 115

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF
PUBLIC HEARING – SPECIAL PERMIT PETITION OF ROBERT
WENDT**

COUNCILMAN DENSIESKI offered the following resolution which

was seconded by **COUNCILWOMAN SANDERS**

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition pursuant to Sections 108-3 and 108-45 B(5) of the Town Code from Robert Wendt for a 7,500 square foot steel building and 400 square foot office together with related site improvements for the purpose of processing, outdoor storage and sales of firewood as a non-nuisance industry on a 3.6 acre parcel zoned Industrial 'A' and known specifically as SCTM 0600-119-2-7.1, and

WHEREAS, a Full Environmental Assessment Form was, together with supporting documentation, submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action pursuant to 6NYCRR Part 617 for which coordinated review is optional and in this case unnecessary, and

WHEREAS, such petition has been referred to the Riverhead Planning Board for its report and recommendation; such Planning Board report to be considered at its meeting of February 21, 2002, and

WHEREAS, the Town Board desires to hold a schedule 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 in the official newspaper of the Town of Riverhead.

THE VOTE
Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No **ABSENT**
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 5th day of March, 2002 at 7:10 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special permit petition of Robert Wendt to allow the construction of a 7,500 square foot building, 400 square foot office and relative site improvements for the purpose of the processing, the outdoor storage and wholesale of firewood upon premises located at New York State Route 25, Riverhead; such real property more particularly described as Suffolk County Tax Map Number 0600-119-2-7.1.

DATED: February 5, 2002
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

February 5, 2002⁷

Adopted

TOWN OF RIVERHEAD

Resolution # 116

APPROVES CHANGE OF ZONE AND SPECIAL PERMIT PETITIONS OF JOHN BLANEY

COUNCILWOMAN SANDERS offered the following resolution which
was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Town Board of the Town of Riverhead is in receipt of change of zone and special permit petitions from John Blaney to overlay the provisions of the Professional Business Office District (Article XXII) of the Town Code upon a .76 acre parcel zoned Agriculture A and the conversion, pursuant to Section 108-115 of Article XXII, of an existing 956 square foot residence to professional offices by special permit, such parcel being known by Suffolk County Tax Map Number 0600-85-1-4, and

WHEREAS, the Riverhead Town Board by resolution #922 of 2001 declared themselves Lead Agency, and

WHEREAS, the Riverhead Town Board has referred the petitions to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending approval of the petitions with conditions, and

WHEREAS, the petitions have been referred to the Suffolk County Planning Commission for its report and recommendation; such Commission indicating the matter to be one of local determination, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, 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 change of zone and special permit petitions of John Blaney, the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Agriculture A Zoning Use District;
2. The subject premises are presently used as a residence;
3. That the petition involves the conversion of a two story frame residence into a professional office;

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4. That the subject premises is situated within 500 feet of and adjacent to business uses;
5. That the site is particularly suitable for the location of the proposed use within the community;
6. That the lot area is sufficient for the proposed use and any anticipated expansion thereof;
7. That the health, safety, welfare, comfort and order of the Town will not be adversely affected by the proposed land use;
8. That the proposed land use will be in harmony with and promote the general purpose and intent of the Town of Riverhead Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby provides for the Professional Office Overlay Use District in conjunction with the current Agriculture A Zoning Use District upon the subject premises, and

BE IT FURTHER

RESOLVED, that the Town Clerk be authorized to publish and post the notice of zoning amendment as required by Section 265 of the Town Law, and

BE IT FURTHER

RESOLVED, that the zoning amendment described herein shall become effective immediately, and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board hereby approves the attending special permit petition of John Blaney to allow the renovation of a 956 square foot residence into a professional office subject to the following:

- i. that there shall be no residential use of the premises and a covenant acceptable to the Town Attorney shall be recorded prior to the contemplated site plan approval;
- ii. that the contemplated site plan application shall depict those landscaping improvements as recommended by the Business District Element of the Comprehensive Master Plan Update (APPS 2001);
- iii. that the contemplated site plan application shall depict those improvements and buffering as required by the New York State Department of Transportation;

BE IT FURTHER

7 **RESOLVED**, that copies of this resolution be forwarded to the Town Attorney, Building Department, Planning Department, Planning Board and John Blaney or his agent.

THE VOTE
Sanders Yes ___ No ___ Class Yes ___ No ___
Densieski Yes ___ No ___ Lull ___ Yes ___ No **ABSENT**
Kozakiewicz Yes ___ No ___
THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

2/5/02

Adopted

TOWN OF RIVERHEAD

Resolution # 117

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD TOWN CODE

COUNCILMAN DENSIESKI

_____ offered the following resolution,

COUNCILWOMAN BLASS

which was seconded by _____:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the February 13, 2002 issue of Suffolk County Life, 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 Riverhead Police Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___

Densieski Yes ___ No ___ Lull ___ Yes ___ No *ABSENT*

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___

THEREUPON DULY ADOPTED

7

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of February, 2002 at 7:10 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

101-19. Parking for handicapped.

The following areas are designated parking places for handicapped persons with a valid handicapped parking permit:

Area	Description
<u>Second Street</u>	<u>One (1) handicapped parking space on the south side of Second Street between Roanoke Avenue and Griffing Avenue, directly in front of the Riverhead Post Office</u>

Dated: Riverhead, New York
February 5, 2002

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town

Clerk

* Underline represents addition(s)

2/5/02

Adopted

TOWN OF RIVERHEAD

Resolution # 118

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF A PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING CHAPTER 48 ENTITLED "BEACHES AND RECREATION CENTERS" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILWOMAN SANDERS

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the February 13, 2002 issue of the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to cause a copy of the proposed local law amending sections 48-7 entitled "Application for permit; fee" and section 48-13 entitled " Parking and parking permits" of Chapter 48 entitled "Beaches and Recreation Centers" of the Riverhead town code to be made available for inspection in the office of the Town Clerk during normal business hours; and be it further

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

COUNCILWOMAN SANDERS OFFERED THE RESOLUTION WITH AMENDMENTS, WHICH WAS SECONDED BY COUNCILWOMAN BLASS.

ALL MEMBERS IN FAVOR OF AMENDMENTS. RESOLUTION WAS ADOPTED.

THE VOTE

Sanders Yes ___ No ___ Class Yes ___ No ___

Densieski Yes ___ No ___ Lull Yes ___ No ___

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT _____

THEREUPON 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 200 Howell Avenue, Riverhead, New York on the 5th day of March, 2002 at 7:15 o'clock p.m. to consider a local law amending sections 48-7 entitled "Application for permit; fee" and section 48-13 entitled " Parking and parking permits" of Chapter 48 entitled "Beaches and Recreation Centers" of the riverhead town code. A copy of the proposed local law is available for inspection in the office of the Town Clerk during normal business hours.

⁷Chapter 48, BEACHES AND RECREATION CENTERS

[HISTORY: Adopted by the Town Board of the Town of Riverhead: Article I, 4-19-1967 as Ord. No. 37; Article II, 10-20-1953 as Ord. No. 18, amended in its entirety 12-17-1974; Article III, 7-3-1979. EN Other amendments noted where applicable.]

GENERAL REFERENCES

Recreation Committee -- See Ch. 35.

Sunday activities -- See Ch. 93.

ARTICLE I, Use of Designated Beach [Adopted 4-19-1967 as Ord. No. 37]

§ 48-7. Application for permit; fee. [Amended 2-14-1978; 6-19-1984; 5-2-1989]

B. [Amended 12-29-1989; 6-16-1998] Permits shall be issued at a cost of \$25 35 and shall run from July January 1 through June 30 December 31 annually. The applicant shall furnish the following information:

- (1) The name of the applicant and address of the applicant's dwelling or residence.
- (2) The applicant's driver's license number, date of issuance, date of expiration and state of motor vehicle bureau issuing such license.
- (3) The make, model and year of the vehicle for which the permit is sought and the current registration number and state of registration of said motor vehicle.
- (4) The name of automobile liability insurance company, policy number and expiration date of policy.
- (5) Whether a previously issued permit hereunder has ever been suspended or revoked, and if so, the circumstances thereof.

D. The Recreation Department is hereby authorized to issue permits for the use or operation of a motor vehicle on the Long Island Sound beach to a duly organized fishing club. The club must be recognized and approved by the Town Board and certified by the Town Clerk. Said permit shall be issued for a fee of \$50- 100 per permit. The duly organized fishing club is authorized to receive permits equal to 10% of its active membership. The permit shall be conspicuously displayed on the dashboard of the motor vehicle being used by a club member. [Added 8-6-1991]

§ 48-9. Expiration of permit. [Amended 6-16-1998]

All permits issued pursuant to this article shall expire on June 30 December 31 of the year stated on the permit.

§ 48-11. Penalties for offenses. [Amended 12-29-1989]

Any violation of this Article shall be deemed to be an offense punishable by a fine of not less than two hundred and fifty dollars(\$250.) and not to

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 exceed five hundred dollars (\$500.) or ten (10) days in jail, or both. Upon conviction for any violation of §§ 48-2, 48-3 or 48-6 of this Article, the permit issued hereunder shall be automatically revoked by the presiding Magistrate. No permit which has been revoked shall be reissued within a period of one (1) year from the date of such revocation. Upon conviction for a violation of any other provision of this Article, the permit issued hereunder shall be automatically suspended for a period of one (1) month from the date of suspension.

§ 48-11.1. Impoundment fees. [Added 7-16-1985; amended 12-29-1989]

In addition to any other penalty imposed herein, the motor vehicle used in violation of this Article shall be impounded by the Riverhead Town Police Department. No such impounded vehicle shall be released until a payment of ~~two~~ five hundred ~~fifty~~ dollars (~~\$250-~~ 500.), plus ~~ten~~ twenty-five dollars (~~\$10-~~ 25.) for each day of impoundment after the first day shall have been paid to the Town of Riverhead. No owner of such impounded vehicle shall have any civil claim against the Town of Riverhead for such impoundment pursuant to this section.

ARTICLE II, Use of Recreation Centers and Public Beaches [Adopted 10-20-1953 by Ord. No. 18; amended in its entirety 12-17-1974EN]

§ 48-13. Parking and parking permits. [Amended 8-16-1977; 2-14-1978; 1-2-1985; 1-7-1986; 5-5-1987]

B. Permits. The Recreation Department is hereby authorized to issue a parking permit for use at any public bathing beach or recreation center. Parking permits for parking vehicles in the designated parking areas shall be issued as follows:

(1) Resident parking permit.

(a) An annual parking permit shall be issued to all persons who are qualified residents of the Town of Riverhead, and it shall run from ~~July~~ January 1 through ~~June~~ December 30 31. Persons applying for a resident parking permit will be requested to submit for inspection one of the following as proof of residence:

[1] A validated tax receipt stub for the current year for any taxable real property within the Town of Riverhead assessed in the name of the applicant.

[2] A valid New York State motor vehicle registration license in the name of the applicant and with an address located within the Town of Riverhead.

[3] Such other proof of residence as is satisfactory to the Riverhead Recreation Department.

(b) Upon approval, a resident parking permit shall be issued and inscribed with the vehicle license registration number. Such permit shall not be transferred to another vehicle.

(c) A resident parking permit for a motor vehicle shall be permanently affixed and prominently displayed on the vehicle for which it was issued by being affixed on the left-hand side of the front bumper. [Amended 2-23-1988]

(d) There will be a cost of ~~five-ten~~ dollars (~~\$5.~~ 10.) for a resident parking permit. The resident parking permit fee for seniors 60 years of age and older shall be five dollars (\$5). [Amended 12-29-1989]

(2) Senior citizen/handicapped resident identification permit (ID permit). The Recreation Department shall issue identification (ID) permits to senior citizens or handicapped residents who do not drive and need someone else to take them to the beach. These cards will grant access to any vehicle as long as the person is a passenger in the car. The card should be left in plain sight when the people leave the vehicle. In order to obtain access to recreation facilities, the senior citizen or handicapped resident must produce picture ID to the attendant. There will be a cost of five dollars (\$5) for the ID permit. [Added 3-18-1997;EN amended 6-17-1997]

(3) Nonresident parking permit.

(b.) The fee for the issuance of a non-resident parking permits shall be ~~\$75~~ 150 annually or \$75 weekly or ~~\$10~~ 25 daily.

(4) South Jamesport Boat Ramp parking permit.

The fee for the issuance of a parking permit shall be ten dollars (\$10) annually.

C. Hotel-motel parking permits. [Amended 2-23-1988]

(5) The fee for the issuance of a hotel-motel parking permit shall be ~~fifty~~ seventy-five dollars (~~\$50.~~ 75.) per permit annually. [Amended 12-29-1989]

§ 48-22. Penalties for offenses. [Amended 5-18-1999 by L.L. No. 6-1999]

Any violation of any section or provision of this Article, upon conviction of such violation, shall be punishable by a fine of not less than \$25 100. nor more than \$50. 250.

Chapter 106, WATERWAYS

[HISTORY: Adopted by the Town Board of the Town of Riverhead 7-5-1989. EN
Amendments noted where applicable.]

GENERAL REFERENCES

Bays and creeks -- See Ch. 47.

Beaches and recreation centers -- See Ch. 48.

Docks and wharves -- See Ch. 56.

Marina regulations -- See Ch. A113.

§ 106-8. Speed; reckless operation.

F. No vessel other than hand-propelled shall cruise or be operated within one hundred fifty (~~100~~ 150) feet of any lifelines or bathing float, or if there is no lifeline or bathing float, then within ~~one~~ two hundred fifty (~~150~~ 250) feet of any public or semipublic beach regularly used for bathing or swimming, nor shall such vessel cruise or be operated in excess of five (5) miles per hour within one hundred fifty (150) feet of any person bathing or swimming, except at inlets or where a channel approaches the shoreline closer than one-fourth (1/4) of a statute mile, except where designated by local ordinance.

Adopted

2/5/02

TOWN OF RIVERHEAD

Resolution # 119

ADOPTS LOCAL LAW TO AMEND CHAPTER 101 ENTITLED, "VEHICLES & TRAFFIC" OF THE RIVERHEAD TOWN CODE

COUNCILMAN DENSIESKI offered the following resolution, 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 101 of the Riverhead Town Code entitled, "Vehicles & Traffic", once in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 15th day of January, 2002 at 7:10 o'clock p.m. at 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 101 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 Suffolk County Life and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Highway Department and the Riverhead Police Department.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

ABSENT

THE RESOLUTION WAS WAS NOT
THEREUPON BEING ADOPTED

7

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code at its regular meeting held on February 5, 2001 as follows:

§101-13. Parking time limited.

- E. Two hours. The parking of vehicles for a period of longer than two hours is prohibited in the following locations between the hours of 9:00 a.m. and 5:30 p.m., except Sundays and holidays:

Street	Side	Location
<u>First Street</u>	<u>North</u>	<u>From its intersection with the east curbline of Roanoke Avenue to a point 212 feet east</u>

Dated: Riverhead, New York
February 5, 2002

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

BARBARA GRATTAN, Town Clerk

* Underscore represents addition(s)

Adopted

2/5/02

TOWN OF RIVERHEAD

Resolution # 120

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 97 ENTITLED, "TRESPASSING" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS

_____ offered the following resolution, was seconded by

COUNCILWOMAN SANDERS

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 97 entitled, "Trespassing" of the Riverhead Town Code once in the February 13, 2002 issue of the Suffolk County Life, 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 Police Department; Building Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
Densieski Yes ___ No ___ Lull ___ Yes ___ No *ABSENT*
Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON IT WAS 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 200 Howell Avenue, Riverhead, New York on the 20th day of February, 2002 at 7:20 o'clock p.m. to consider a local law to amend Chapter 97 entitled, "Trespassing" of the Riverhead Town Code as follows:

§ 97-2. Penalties for offenses.

Every violation of this chapter shall constitute a misdemeanor, punishable by a fine of not more than ~~fifty dollars (\$50.)~~ five hundred dollars (\$500.) or imprisonment in the county jail for not more than thirty (30) days, or by both such fine and imprisonment.

Dated: Riverhead, New York
February 5, 2002

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

- * Underline represents addition(s)
- ** Overstrike represents deletion(s)

Adopted

2/5/02

TOWN OF RIVERHEAD

Resolution # 121

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

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the February 13, 2002 issue of the Suffolk County Life, 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 Building Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No **ABSENT**
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON 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 200 Howell Avenue, Riverhead, New York on the 20th day of February, 2002 at 7:15 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

108-129. Review authorized; approval required; penalties; issuance of permits and certificates of occupancy; expiration.

F. Penalties violation of approved Site Plan

(1) It shall be unlawful for any person, firm or corporation to construct, alter, repair, move, remove, demolish, equip, use, occupy or maintain any real property, building or structure or portion thereof in violation of the approved site plan.

(2) For any and every violation of the approved site plan, the owner or general agent of a building or premises where such violation has been committed or shall exist, and the lessee or tenant of an entire building or entire premises where such violation of approved site plan has been committed or shall exist, and any builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents or any other person taking part or assisting in any such violation of approved site plan, shall upon conviction thereof, be liable to a fine or penalty not exceeding one thousand dollars (\$1000.) for each and every violation. Each day that such violation continues shall constitute a separate and distinct violation of the approved site plan.

Dated: Riverhead, New York
February 5, 2002

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

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

TB 2/5/02

TOWN OF RIVERHEAD

RESOLUTION #122

Adopted February 5, 2002

**AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS
FOR ONE (1) USED 1991 OR NEWER TANDEM TRACTOR**

COUNCILMAN DENSIESKI

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY

COUNCILWOMAN BLASS

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of ONE USED 1991 OR NEWER TANDEM TRACTOR for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:00 A.M. on FEBRUARY 25, 2002 AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on FEBRUARY 25, 2002 at 11:00 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON ONE USED 1991 or NEWER TANDEM TRACTOR".

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
THEREUPON ENEMY ADOPTED

ABSENT

NOTICE TO BIDDERS

Sealed bids for the purchase of **“ONE (1) USED 1991 OR NEWER TANDEM TRACTOR”** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:00 A.M. on February 25, 2002.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation **“Exceptions to the Specifications”**, and attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or waive any formalities if it believes such action to be in the best interest of the town.

All bids will be submitted to the Town Clerk's office in a sealed envelope bearing the designation **“BID on ONE (1) USED 1991 OR NEWER TANDEM TRACTOR”**.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA A. GRATTAN, TOWN CLERK**

Tabled

TOWN OF RIVERHEAD

Resolution # 123

EXTENDS BID CONTRACT FOR PROPANE GAS

COUNCILWOMAN BLASS offered the following resolution,

COUNCILMAN DENSIESKI which was seconded by

WHEREAS, THE Purchasing Department has requested the contract with Amerigas (formerly Columbia Propane), originally awarded under Resolution #297 adopted March 20th, 2001, be extended until February 2, 2003 and;

WHEREAS, the above named vendor has agreed to extend the contract until February 2, 2003; and

WHEREAS, the Town Board has reviewed said request.

NOW THEREFORE BE IT

RESOLVED, that the contract for Propane gas be, and hereby is, extended to February 2, 2003; and

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Amerigas and and the Purchasing Department.

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION TO BE TABLED, WHICH WAS SECONDED BY COUNCILWOMAN BLASS.

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not

Thereupon Duly Declared ~~Adopted~~

Tabled

February 5, 2002

Adopted

TOWN OF RIVERHEAD
RESOLUTION # 124

RATIFIES THE AUTHORIZATION OF THE TOWN CLERK TO POST AND PUBLISH THE ATTACHED NOTICE TO BIDDERS FOR A 9500 GVWR 2002 CARGO VAN

COUNCILWOMAN SANDERS offered the following resolution, which was

seconded by COUNCILWOMAN BLASS.

RESOLVED, that the Town Board of the Town of Riverhead be and does hereby ratify the authorization of the Town Clerk to post and publish the attached Notice to Bidders in the February 13, 2002 issue of the official Town newspaper for the purchase of a 9500 GVWR 2002 Cargo Van for the use of the Riverhead Sewer/Scavenger Waste District; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Michael Reichel and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No **ABSENT**
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DEEMED ADOPTED

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed proposals for the purchase of a 9500 GVWR 2002 Cargo Van for the use of the Town of Riverhead Sewer/Scavenger Waste District will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00am on February 25, 2002 at which time they will be publicly opened and read aloud.

Specifications may be examined and obtained on or about February 13, 2002 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the forms provided in a sealed envelope clearly marked "9500 GVWR 2002 CARGO VAN".

The Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk
Riverhead, NY 11901

Dated: February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 125

WATER DISTRICT

BUDGET ADJUSTMENTS

COUNCILMAN DENSIESKI 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 adjustments:

112.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$35,000.
112.083100.524300	OFFICE EQUIPMENT	TO: \$15,000.
112.083200.543506	LAB ANALYSIS	20,000.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No **ABSENT**
 Kozakiewicz Yes No

Adopted

FEBRUARY 5, 2002

TOWN OF RIVERHEAD

Resolution # 126

STOTZKY PARK SKATEBOARD COMPLEX

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILWOMAN SANDERS offered the following resolution ,
which was seconded by COUNCILMAN DENSIESKI

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

406.071100.547900.70048	CONTINGENCY	FROM:	\$9,950.
406.071100.523011.70048	CONSTRUCTION	TO:	\$9,950.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No ABSENT
 Kozakiewicz Yes No

February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 127

COUNTRY TRAILS EXT. #71

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILWOMAN BLASS offered the following resolution ,
which was seconded by COUNCILWOMAN SANDERS

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

406.092705.421050.30066	DEVELOPER FEES	FROM:	
		\$4,000.	
406.083200.543501.30066	ENGINEERING EXPENSE	TO:	4,000.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No *ABSENT*

Kozakiewicz Yes No

February 5, 2002

TOWN OF RIVERHEAD

Resolution # 128

MID ROAD PROPERTIES EXT. #70

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILWOMAN BLASS _____ offered the following resolution ,
which was seconded by **COUNCILMAN DENSIESKI** _____

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

406.092705.421050.30067	DEVELOPER FEES	FROM: \$4,000.
406.083200.543501.30067	ENGINEERING EXPENSE	TO: 4,000.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No **ABSENT**
 Kozakiewicz Yes No

TOWN OF RIVERHEAD

Adopted

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 129

COUNCILMAN DENSIESKI

offered the following resolution ,

which was seconded by COUNCILWOMAN SANDERG

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

	FROM:	
001.012200.549000 SUPERVISOR, MISC. EXPENSE	\$250.	
		TO:
001.012200.524300 SUPERVISOR, EQUIPMENT		\$250.
	FROM:	
001.071400.541000 REC. CENTERS, REPAIR & MAINTENANCE	\$1,000.	
		TO:
001.071400.524000 REC. CENTERS, EQUIPMENT		\$1,000.
	FROM:	
001.080200.511500 PLANNING DEPT., PERSONAL SERVICES	\$5,500.	
		TO:
001.080200.524000 PLANNING DEPT., EQUIPMENT		\$5,500.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 130

NORTHSIDE ROAD WATER EXTENSION

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILWOMAN BLASS offered the following resolution ,
which was seconded by COUNCILWOMAN SANDERS

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

406.092705.421050.60074	DEVELOPER FEES	FROM: \$40,000.	
406.083200.523002.60074	CONSTRUCTION		TO: \$28,000.
406.083200.523001.60074	ENGINEERING EXPENSE		6,200.
406.083200.543315.60074	LEGAL		1,800.
406.083200.547500.60074	CONTINGENCY		4,000.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No **ABSENT**
 Kozakiewicz Yes No

February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 131

LINKS @ WADING RIVER WATER EXTENSION

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILWOMAN SANDERS offered the following resolution,
which was seconded by COUNCILMAN DENSIESKI

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

406.092705.421050.30061	DEVELOPER FEES	FROM: \$273,700.
406.083200.523002.30061	CONSTRUCTION	TO: \$220,000.
406.083200.543501.30061	ENGINEERING EXPENSE	32,700.
406.083200.543315.30061	LEGAL	10,900.
406.083200.547900.30061	CONTINGENCY	10,100.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No ABSENT
 Kozakiewicz Yes No

Adopted

Town of Riverhead

Resolution # 132

AUTHORIZES ATTENDANCE OF ONE POLICE LIEUTENANT
AT MAGLOCLLEN TRAINING CONFERENCE

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

WHEREAS, Police Chief Grattan has requested authorization from the Riverhead Town Board for the attendance of Lt. Richard Boden at a MAGLOCLLEN Training Conference;

AND WHEREAS, the Training Conference will be held in Cleveland, Ohio, April 22, 2002 through April 26, 2002.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of Lt. Richard Boden at the aforementioned training conference; and

BE IT FURTHER RESOLVED that the Town Board authorizes reimbursement of expenses, not to exceed \$400.00, upon submission of proper receipts; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chief Grattan and the Office of Accounting.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
THEREUPON IT WAS ADOPTED

ABSENT

2/5/02

Adopted

TOWN OF RIVERHEAD

Resolution # 133

APPROVES APPLICATION OF DRESSAGE AT SUNNY ACRES (HORSE SHOW)

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, Dressage at Sunny Acres has submitted an application for the purpose of conducting a Dressage Horse Show to be held at 1340 Edwards Avenue, Baiting Hollow, New York, between the hours of 6:30 a.m. and 6:00 p.m. on the following dates:

- April 21, 2002
- May 5, 2002
- June 16, 2002
- July 21, 2002
- August 18, 2002
- September 8, 2002
- October 6, 2002
- November 3, 2002; 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 the application of Dressage at Sunny Acres for the purpose of conducting a Dressage Horse Show to be held at 1340 Edwards Avenue, Baiting Hollow, New York, on the aforementioned dates and times, is hereby approved with the following conditions:

- A pre-opening inspection for each event date is to be conducted by the Riverhead Town Fire Marshall. The Fire Marshall shall be contacted at least three days in advance to schedule an inspection at (631) 727-3200 ext. 209; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Dressage at Sunny Acres, 1340 Edwards Avenue, P.O. Box 294, Calverton, New York, 11933; Bruce Johnson, Riverhead Fire Marshal and the Riverhead Police Department.

THE VOTE

Sanders	✓ Yes	___ No	Blass	✓ Yes	___ No
Densleski	✓ Yes	___ No	Lull	___ Yes	___ No
Kozakiewicz	✓ Yes	___ No			

THE RESOLUTION WAS WAS NOT **ABSENT**

THEREFORE, IT IS **ADOPTED**

Adopted

February 5, 2002

TOWN OF RIVERHEAD

Resolution # 134

**RESOLUTION AND CONSENT APPROVING THE DEDICATION OF A
HIGHWAY KNOWN AS HILTON COURT**

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

At a regular meeting of the
Town Board of the Town of
Riverhead, in the County of
Suffolk, State of New York,
held at 200 Howell Avenue,
Riverhead, New York on the
5th day of February, 2002.

P R E S E N T :

- Hon. Robert F. Kozakiewicz, Supervisor
- Edward Densieski, Councilman
- James Lull, Councilman
- Rose Sanders, Councilwoman
- Barbara Blass, Councilwoman

X

In the Matter of the Dedication of
Certain Highways in the Town of
Riverhead, County of Suffolk and
State of New York, Known as

**RESOLUTION
AND CONSENT**

HILTON COURT.

X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk, known as "Map of Hilton Court," filed on February 23, 1987 as File Map #8280 in the Office of the Clerk of Suffolk County, Riverhead, New York County of Suffolk, State of New York; and

WHEREAS, plans for the construction of various improvements to said road known and designated as Hilton Court, were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve a performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

WHEREAS, the construction of the said roads, drainage systems, sumps and other improvements have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

WHEREAS, Hilton Court has been used by the public as a Highway for a period of ten years; and

WHEREAS, Hilton Court is being maintained by the Riverhead Highway Department; and

WHEREAS, the Town Attorney's Office has conducted a search of all deeds on file in the Town Assessor's Office for the Hilton Court subdivision and has determined that Bruce Militello still has an ownership interest in Hilton Court; and

WHEREAS, a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements from Bruce Militello has been filed with the Clerk of the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that in accordance with the provisions of Section 171 and Section 189 of the Highway Law of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain roads known as Hilton Court, the said Town road and recharge basin to consist of the land described in the deeds of dedication dated the 31st day of December, 2001 and to extend same as delineated therein; and be it further

RESOLVED, that the Town Attorney of the Town of Riverhead be and is hereby directed to forthwith cause such deeds of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kathleen F. Schwartz, Esq., 149 Hampton Road,

Southampton, New York 11968; the Riverhead Superintendent of Highways; the Riverhead Planning Board; the Planning Department; the Assessor's Office; the Tax Receiver's Office and the Town Attorney's Office.

Dated: Riverhead, New York
February 5, 2002

**TOWN BOARD OF THE
TOWN OF RIVERHEAD**

ROBERT F. KOZAKIEWICZ

EDWARD DENSIESKI

THE VOTE

Sanders Yes ___ No Blass Yes ___ No
 Densieski Yes ___ No Lull Yes ___ No **ABSENT**
 Kozakiewicz Yes ___ No

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY ADOPTED

JAMES LULL

BARBARA BLASS

ROSE SANDERS

Adopted

2/5/02

TOWN OF RIVERHEAD

RESOLUTION # 135

ORDER CALLING PUBLIC HEARING
MISCELLANEOUS IMPROVEMENTS
RIVERHEAD WATER DISTRICT
202-b

Adopted: _____

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

WHEREAS, based on the evaluation of the Riverhead Water District operations and as discussed at several meetings between Superintendent Pendzick and H2M, consulting engineers to the Riverhead Water District, a recommendation has been made to the Town Board of the Town of Riverhead, Suffolk County, New York, as governing body of the Riverhead Water District, that improvements be made to the District as outlined in a letter from H2M dated January 28, 2002, to Supervisor Kozakiewicz, and

WHEREAS, the maximum amount proposed to be expended for all of the improvements as outlined in said letter is \$1,073,000 to be allocated and charged as the cost of increasing and improving the facilities of the District and shall be borne by the entire District to be paid from existing funds; and

WHEREAS, it is necessary that a public hearing be held on the question of the increase and improvement of the facilities of the entirety of said District as described above, in accordance with the provisions of Section 202-b of the Town Law;

NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. A public hearing will be held at the Town Hall, 200 Howell Avenue, Riverhead, New York, in said Town, on the 5th day of March, 2002, at 7:05 o'clock p.m., prevailing time, on the question of the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and

directed to cause a copy of the notice of public hearing to be published in the February 20, 2002 edition of The Suffolk Life Newspapers, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty days before the date designated for the public hearing.

Section 3. The project described in the preambles hereto is hereby determined to be an "unlisted action" under the State Environmental Quality Review Act, the implementation of which, as proposed, will not result in any significant environmental effects.

Section 4. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Riverhead Water District pursuant to Section 202-b of the Town Law. The object of such hearing will be the increase and improvement of the Riverhead Water District regarding the implementation of several improvements to the District's facilities. All persons wishing to be heard should be present at Riverhead Town Hall, 200 Howell Avenue, on Tuesday, March 5, 2002, at 7:05 p.m. The estimated cost of the improvements is \$1,073,000 to be paid from existing District funds.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York
February 5, 2002

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF RIVERHEAD
SUFFOLK COUNTY, NEW YORK

Section 5: This order shall take effect immediately.

and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Superintendent Pendzick, H2M, the Accounting Department and Frank Isler, Esq.

THE VOTE
 Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No ABSENT
 Kozakiewicz Yes No
 THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

Adopted

2/5/02

TOWN OF RIVERHEAD

Resolution # 136

AUTHORIZES ATTENDANCE AT THE 2002 TRAINING SCHOOL HELD BY THE ASSOCIATION OF TOWNS

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Association of Towns is hosting their 2002 Training School at the Hilton Hotel, New York City, on February 17th through 20th, 2002; and

WHEREAS, it is the desire of Robert Kozakiewicz, Supervisor; Councilwoman Barbara Blass, Councilwoman; Rose Sanders, Councilwoman; Sean Walter, Deputy Town Attorney; Richard Hanley, Planning Director and Dale Young, Justice Court Clerk to attend such course.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the aforementioned individuals to attend the Association of Towns 2002 Training School to be held at the Hilton Hotel, New York City on February 17th through 20th, 2002; and be it further

RESOLVED, that all related expenses incurred by the employees will be reimbursed upon proper submission of receipts; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Robert Kozakiewicz, Supervisor; Barbara Blass, Councilwoman; Rose Sanders, Councilwoman; Sean Walter, Deputy Town Attorney; Richard Hanley, Planning Director; Dale Young, Justice Court Clerk; the Office of the Town Attorney and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No **ABSENT**
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

February 5th, 2002

Adopted

TOWN OF RIVERHEAD
Adopted February 5th, 2002
Resolution # 137

APPROVES SIX MONTH EXTENSION – TEMPORARY SIGN PERMIT OF
MARQUEE CINEMA

COUNCILWOMAN BLASS offered the following resolution, which

was seconded by COUNCILMAN DENSIESKI.

WHEREAS, a temporary sign permit application and sketch were submitted by Carmine Dellaquila, for property located at 1766 Old Country Road, Riverhead, New York 11901, more particularly described as Suffolk County Tax Map No. 0600-119-1-6; and

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 a six month (6) extension of the temporary sign permit application submitted by Carmine Dellaquila for the MARQUEE CINEMA, which application was approved by the Riverhead Town Board by Resolution #284 on March 20th, 2001; and be it

RESOLVED, that said temporary sign permit extension shall expire on July 31st, 2002 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 Carmine Dellaquila, #1 Waterview Drive, Port Jefferson, New York 11777, the Planning Department and the Riverhead Building Department.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No ABSENT

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Adopted²⁵⁰

Resolution # 138

ACCEPTS PERFORMANCE BONDS OF SOUND AVENUE COMPANY LLC (SILVER VILLAGE)

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, Sound Avenue Company LLC has posted two Performance Bonds in the sums of Ninety One Thousand Five Hundred Twelve Dollars (\$91,512) and One Hundred Ninety Thousand Six Hundred Fifty Dollars (\$190,650) representing the 5% site plan bonds for Condo's #1-24 and 29-78(inclusive) at West Lane, Aquebogue, New York, Suffolk County Tax Map # 600-045.00-01-011.03 & 020.00-02-006.00, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said performance bonds and deems them to be sufficient in their form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bonds in the sum of Ninety One Thousand Five Hundred Twelve Dollars (\$91,512) and One Hundred Ninety Thousand Six Hundred Fifty Dollars (\$190,650) 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 certified copy of this resolution to Bennett Enterprises, LLC, PO Box 386, Wading River, New York 11792, Sound Avenue Company LLC, 645 Patchogue Yaphank Road, Medford, New York 11763, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

Adopted

02/05/02

TOWN OF RIVERHEAD

Resolution # 139

ACCEPTS 5% SECURITY BOND OF TAB LLC (DEMETRIUS A. TSUNIS)

Councilman Densieski offered the following resolution,

which was seconded by Councilwoman Blass

WHEREAS, Demetrius A. Tsunis has posted a performance bond in the sum of Eighty One Thousand Seventy Five Dollars (\$81,075) representing the 5% site plan bond for the work on Buildings 2 and 3 at Route 25A, Wading River, New York, Suffolk County Tax Map # 600-075.00-01-009.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said bond 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 5% security bond in the sum of Eighty One Thousand Seventy Five Dollars (\$81,075) 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 certified copy of this resolution to Demetrius A. Tsunis, 1148 Walt Whitman Road, Melville, New York 11747, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No *absent*

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Adopted

Resolution # 140

ACCEPTS PERFORMANCE BONDS OF SOUND HOUSING LLC (#23)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, Sound Housing LLC has posted a Performance Bonds in the sum of Thirty Thousand Eighty Eight Dollars (\$30,088) representing the 5% site plan bonds for Condo Building #23 at Willow Pond Drive, Riverhead, New York, Suffolk County Tax Map # 600-018.01-01-139 thru 146, pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said performance bond and deems it to be sufficient in their form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bond in the sum of Thirty Thousand Eighty Eight Dollars (\$30,088) 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 certified copy of this resolution to Sound Housing LLC, 200 West Main Street, Suite 102, Babylon, New York 11702, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No ABSENT

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

02/05/02

253
Adopted

TOWN OF RIVERHEAD

Resolution # 2141

AUTHORIZES THE RELEASE OF LETTER OF CREDIT FOR WAL-MART STORES, INC.

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, Wal-Mart Stores Inc. posted a letter of credit in the sum of One Hundred Thirteen Thousand Four Hundred Ninety Dollars (\$113,490) 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 Certificate of Occupancy has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the letter of credit in the sum of One Hundred Thirteen Thousand Four Hundred Ninety Dollars (\$113,490) and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Wal-Mart Stores, Inc., 702 Southwest 8th Street, Bentonville, AR. 72716, the Building Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

02/05/02

TOWN OF RIVERHEAD

Resolution # 142

AUTHORIZES THE RELEASE OF PERFORMANCE BOND FOR GEMINI REALTY CORP. (CROSS ISLAND CONCRETE)

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by **COUNCILWOMAN BLASS**

WHEREAS, Gemini Realty Corp. (Cross Island Concrete) posted a performance bond, check #1136, in the sum of Sixteen Thousand Four Hundred Eighty Dollars (\$16,480) 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 Certificate of Occupancy #16499 has been issued for said construction .

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the performance bond (Check #1136) in the sum of Sixteen Thousand Four Hundred Eighty Dollars (\$16,480) and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Cross Island Concrete Corp., 160 Kroemer Avenue, Riverhead, New York, the Building Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

02/05/02

Adopted

TOWN OF RIVERHEAD

Resolution # 143

AUTHORIZES THE RELEASE OF PERFORMANCE BOND FOR RUGBY RECREATIONAL GROUP (SOUNDIEW ASSOC.)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, Rugby Recreational Group (Soundview Assoc.) posted a 5% security, check #6101, in the sum of Five Hundred Dollars (\$500) 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 Certificate of Occupancy #15360 has been issued for said construction .

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the security (Check #6101) in the sum of Five Hundred Dollars (\$500) and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Rugby Recreational Group, 100 Fox Hill Drive, Baiting Hollow, New York 11933, the Building Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

2/05/02

Adopted

TOWN OF RIVERHEAD

Resolution # 144

ACCEPTS RESIGNATION OF PART TIME POLICE OFFICER
DARRIN S. FULTON

COUNCILWOMAN SANDERS offered the following
resolution, which was seconded by COUNCILMAN DENSIESKI

WHEREAS, Darrin Fulton has notified the Chief of Police of his resignation effective January 14, 2002.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Darrin S. Fulton from the Riverhead Town Police.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Darrin S. Fulton, the Chief of Police and the office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

Adopted

FEBRUARY 5, 2002

TOWN OF RIVERHEAD

Resolution # 145

APPOINTS FULL-TIME ACCOUNT CLERK TYPIST

COUNCILMAN DENSIECK

_____ offered the following

resolution, which was seconded by COUNCILWOMAN BLASS

WHEREAS, due to the promotion of Janet Griffin, a vacancy exist in the Accounting Department, and

WHEREAS, the Suffolk County Department of Civil Service established list # 01A-681 which was canvassed, and interviews were conducted, and

WHEREAS, it is the recommendation of the Department Head for the Accounting Department and the Town Board Personnel Committee that Shanneikqua L. Hopson be appointed provisionally; and

NOW, THEREFORE, BE IT RESOLVED, that effective February 19, 2002, the Town Board hereby appoints Shanneikqua L. Hopson to the provisional position of Account Clerk Typist on Group 9 Step P of the Clerical and Supervisory Salary Structure of the CSEA Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Shanneikqua L. Hopson and the Office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT.

Kozakiewicz Yes No

Adopted

FEBRUARY 5, 2002

TOWN OF RIVERHEAD

Resolution # 146

APPOINTS FULL-TIME ACCOUNT CLERK TYPIST

COUNCILWOMAN BLASS

offered the following

resolution, which was seconded by COUNCILMAN DENSIESKI

WHEREAS, due to the transfer of Billie Jo Jaeger to the Building Department, a vacancy exist in the Accounting Department, and

WHEREAS, the Suffolk County Department of Civil Service established list # 01A-681 which was canvassed, and interviews were conducted, and

WHEREAS, it is the recommendation of the Department Head for the Accounting Department and the Town Board Personnel Committee that Janice McKenna be appointed provisionally, and

NOW, THEREFORE, BE IT RESOLVED, that effective February 19,2002, the Town Board hereby appoints Janice McKenna to the provisional position of Account Clerk Typist on Group 9 Step P of the Clerical and Supervisory Salary Structure of the CSEA Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Janice McKenna and the Office of Accounting.

THE VOTE

Sanders [X]Yes []No

Blass [X]Yes []No

Densieski []Yes [X]No

Lull []Yes []No ABSENT

Kozakiewicz [X]Yes []No

Adopted

February 5, 2002

TOWN OF RIVERHEAD

Resolution # 147

AMENDS RESOLUTION #100 OF 2002

COUNCILWOMAN SANDERS

offered the following resolution, was seconded by

COUNCILWOMAN BLASS

WHEREAS, Resolution #100 adopted on January 15, 2002, stated in the first Now, Therefore, It Is Hereby Resolved clause that commencing January 15, 2002 and running through June 15, 2002, Sean M. Walter, Esq. shall be employed as a full time Deputy Town Attorney at a rate of \$30,000.00 for the six month period; and

WHEREAS, said resolution incorrectly stated June 15, 2002 as the end of the six month full time period.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby amends Resolution #100 adopted by the Riverhead Town Board on January 15, 2002 by amending the resolution to reflect the end of the six month period to be July 14, 2002; and be it further

RESLOVED, that on July 15, 2002 Sean M. Walter's employment status will be part-time pursuant to the terms of Resolution #100 of 2002: and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sean M. Walter, Esq., c/o Riverhead Town Attorney's Office, 200 Howell Avenue, Riverhead, New York, 11901, the Office of Accounting and the Town Attorney's Office.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No ABSENT
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT

THEREUPON IT WAS ADOPTED

Adopted

2/5/02

TOWN OF RIVERHEAD

Resolution # 148

APPOINTS A FILL-IN VOLLEYBALL LEADER TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDER'S offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Christine Spero is hereby appointed to serve as a Fill-in Volleyball Leader, effective, February 5, 2002 to and including, December 31, 2002 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 this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No **ABSENT**
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

2/5/02

261
Adopted

TOWN OF RIVERHEAD

Resolution # 148

**RATIFIES APPOINTMENT OF A RECREATION SPECIALIST
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Christine Spero is hereby appointed to serve as a Recreation Specialist with the working title of Sports Instructor, effective February 2, 2002, to and including December 31, 2002, to be paid at the rate of \$12.50 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 this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No **ABSENT**
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Adopted

February 5, 2002

TOWN OF RIVERHEAD

150

AUTHORIZES UMPIRE/REFEREE FEE SCHEDULE FOR POLICE ATHLETIC LEAGUE (P.A.L.) PROGRAMS FOR YEAR 2002

COUNCILWOMAN SANDERS

offered the following resolution

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, The Town of Riverhead is responsible for setting a fee schedule for umpires and referees participating in the Riverhead Police Athletic League; and

WHEREAS, those fees are established below for the Year 2002:

Basketball referees	One referee per game	\$45.00 per game
Baseball/Softball umpires	Two umpires per game	\$50.00/each umpire, each game
	One umpire per game	\$75.00/umpire
Football referees	Two referees per game	\$50.00/each referee, each game
	One referee per game	\$75.00/referee
Lacrosse referees (5 th /6 th grade)	Two referees per game	\$45.00/each referee per game
	One referee per game	\$67.50/referee per game
Lacrosse referees (3 rd /4 th grade)	Two referees per game	\$40.00/each referee per game
	One referee per game	\$60.00/referee per game
Soccer referees	One referee per game	\$30.00 for one referee per game

BE IT RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the JAB Office and the Office of Accounting.

THE VOTE

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No
Densieski ✓ Yes ___ No Lull ___ Yes ___ ABSENT
Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS X WAS NOT

THEREUPON

February 5, 2002

TOWN OF RIVERHEAD

151

AUTHORIZES REGISTRATION FEE SCHEDULE FOR
POLICE ATHLETIC LEAGUE (P.A.L.) PROGRAMS
FOR YEAR 2002

COUNCILWOMAN BLASK _____ offered the following resolution
which was seconded by COUNCILWOMAN SANDERS _____

WHEREAS, the Town of Riverhead is responsible for setting a fee schedule for PAL Programs; and

WHEREAS, those fees are established below for the Year 2002:

Boys 13-15 year old Baseball	\$50.00 (resident)	\$60.00 (non-resident)
Boys 16-17 year old Baseball	\$50.00 (resident)	\$60.00 (non-resident)
Girls 13-15 year old Softball	\$50.00 (resident)	\$60.00 (non-resident)
Lacrosse Program	\$50.00 (resident)	\$60.00 (non-resident)
Soccer Program	\$25.00 (resident)	\$35.00 (non-resident)
Football Program	\$75.00 (resident)	\$85.00 (non-resident)
Cheerleading Program	\$45.00 (resident)	\$55.00 (non-resident)

BE IT RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the JAB Office and the Office of Accounting.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
 Densieski Yes ___ No ___ Lull ___ Yes ___ No ABSENT
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON PUBLICLY ADOPTED

Adopted

February 5, 2002

TOWN OF RIVERHEAD

Resolution # 152

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR PART TIME LABORER

COUNCILWOMAN SANDERS _____ 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 Ad in the February 13, 2002 issue of The Suffolk County Life.

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

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individual to serve in the position of Part Time Laborer. Applications are to be submitted to the Personnel Department, 200 Howell Avenue, Riverhead, NY. No applications will be accepted after 4:00pm on 2/22/02. EOE.

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK

February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 153

AUTHORIZES DAWN C. THOMAS, SCOTT DESIMONE and SEAN M. WALTER TO ACT AS SPECIAL PROSECUTORS FOR VIOLATIONS OF THE CODE OF THE TOWN OF RIVERHEAD

COUNCILMAN DENSIESKI offered the following resolution , which was seconded by COUNCILWOMAN SANDERS :

NOW THEREFORE BE IT RESOLVED, that Dawn C. Thomas, Scott DeSimone and Sean M. Walter are hereby authorized to act as special Assistant District Attorneys for prosecution of violations of the Code of the Town of Riverhead ("Town Code"); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No ABSENT
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Adopted

February 5, 2002

TOWN OF RIVERHEAD

Resolution # 154

AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT FOR THE RIVERHEAD STATION BUILDING BETWEEN THE LONG ISLAND RAILROAD / METROPOLITAN TRANSPORTATION AUTHORITY AND THE TOWN OF RIVERHEAD

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Long Island Railroad / Metropolitan Transportation Authority desires to License the Riverhead Train Station Building, more particularly described in the License Agreement, to the Town of Riverhead for public use pursuant to the terms and conditions in the License; and

WHEREAS, the Town of Riverhead desires to License the Riverhead Train Station Building for public use for offices for the Business Improvement District; and

WHEREAS, the Office of the Town Attorney has reviewed the proposed License Agreement and has found it adequate.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute the License Agreement for the Riverhead Station Building with the Long Island Railroad / Metropolitan Transportation Authority; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Stacy M. Juckett, Metropolitan Transportation Authority, 347 Madison Avenue, New York, New York 10017-3739; the Town Engineer; Community Development Office; the Riverhead Business Improvement District; the Office of the Supervisor and the Office of the Town Attorney.

SMW TA2001

THE VOTE
Sanders Yes ___ No ___ Blass Yes ___ No ___
Densieski Yes ___ No ___ Lull ___ Yes ___ No **ABSENT**
Kozakiewicz Yes ___ No ___
THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

2/5/02

Adopted

TOWN OF RIVERHEAD

Resolution # 155

AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH PECONIC LAND TRUST

COUNCILWOMAN SANDERS

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS

_____ :

WHEREAS, the Riverhead Town Board has adopted Local Law No. 14 entitled, "Agricultural Lands Preservation" for the purpose of conserving prime agricultural soils throughout the Town; and

WHEREAS, as a result of its consideration of such local law, the Riverhead Planning Board has recommended that the Town Board retain the services of Peconic Land Trust in order to maximize the area of prime agricultural soils to be preserved; and

WHEREAS, the Town Board is in receipt of a letter agreement from the Peconic Land Trust describing the scope of services to be provided to the Town; and

WHEREAS, the Town Board desires to enter into such contractual relationship.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute the aforementioned agreement (copy attached herewith) with the Peconic Land Trust; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peconic Land Trust, P.O. Box 2088, Southampton, New York, 11969; the Planning Board; the Planning Department; Jack Hansen, Financial Administrator; the Accounting Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No **ABSENT**

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT _____

THEREUPON IT WAS ADOPTED

**PURCHASE OF DEVELOPMENT RIGHTS PLANNING, ACQUISITION AND
NEGOTIATION SERVICES AGREEMENT**

THIS AGREEMENT made the ___ day of _____, 2002, between the **TOWN OF RIVERHEAD**, a municipal corporation with offices located at 200 Howell Avenue, Riverhead, Suffolk County, New York, 11901, hereinafter referred to as the "Town", and **PECONIC LAND TRUST, INCORPORATED** a non-profit corporation organized and existing under the laws of the State of New York, with a principal place of business at 296 Hampton Road, P.O. Box 2088, Southampton, New York, 11969.

WITNESSETH:

Pursuant to §247 of the General Municipal Law and Article 49 of the Environmental Conservation Law of the State of New York, the Town is authorized to acquire interests or rights in real property, for the preservation of open spaces and areas; and

Pursuant to Chapter 14 and Chapter 44 of the Code of the Town of Riverhead, the Town Board has authorized the Farmland Preservation Committee to review potential agricultural parcels from which development rights may be acquired; and

Pursuant to the Community Preservation Project Plan for the Town of Riverhead, the Town Board is authorized to acquire, preserve and protect lands utilized for farming and open space, said lands being an integral component of the unique community character of the Town of Riverhead; and

The Town Board wishes to enter into a cooperative agreement with Peconic Land Trust to identify alternatives to public acquisition and to negotiate directly with landowners to acquire development rights and/or fee title to agricultural lands and lands for open space uses; and

WHEREAS, Peconic Land Trust is a regional non-profit land conservation organization, recognized as a "public charity" under §501(c)(3) of the Internal Revenue Code;

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

1. The Town of Riverhead retains the services of Peconic Land Trust to assist the Town Board and any of its designees (i.e., Farmland preservation Committee, individual town board members, the Community Preservation Fund program administrator, and/or other town staff) for the following purposes:

- a. Assist with the refinement, formulation and implementation of land preservation strategies;

- b. Provide community outreach services on behalf of the Town of Riverhead which are designed to identify potential sellers of development rights, and fee title to parcels for open space and to educate same as to the range of public and private options available. Such services will include but not be limited to: meetings with prospective sellers of development rights, and fee title to parcels for open space, the Town Board, planning department staff, and the Farmland Preservation Committee;
 - c. Prepare "Conservation Opportunity Plans" for specific conservation projects as authorized by the Town Board or its designee. Coordinate the implementation of such conservation projects with landowners, the Town Board, planning department staff, and the Farmland Preservation Committee;
 - d. Assist with the preparation of applications for matching funding and related farmland preservation assistance as requested;
 - e. Assist with negotiations and agreements with property owners for the sale of development rights and for fee title; in no event however, will Peconic Land Trust negotiate price on behalf of the Town and landowner in the same transaction.
2. Peconic Land Trust shall work cooperatively with the Farmland Preservation Committee, the Town Board, and the Planning Board and/or planning department, to identify and protect the most desirable sites. It is understood that that the Trust's primary role is that of facilitator/ mediator between the Town, other governmental and non-governmental agencies, and landowners for the acquisition of development rights and open space consistent with strategies outlined in the Community Preservation Fund Project Plan.
3. It is the intent of the Town of Riverhead to coordinate and leverage funding for the acquisition of development rights or fee interests wherever possible. Such efforts will require the Trust to coordinate with the State of New York, the County of Suffolk, and other governmental or non-profit entities engaged in land preservation in the town of Riverhead.
4. It is understood that the Peconic Land Trust may be working on behalf of other landowners or other governmental or non-governmental entities and such arrangements, including any compensation arrangement, will be disclosed to all involved parties on a case by case basis (see also paragraph 1(e) above).
5. Prior to the commencement of negotiations, the Farmland Preservation Committee, with consent of the Town Board, will identify and prioritize acquisition parcels. The Town Board shall determine the necessity of obtaining any independent reports or appraisals, and shall determine other acquisition costs related to each project in which the Peconic Land Trust is involved. The Town Board will make the final determination regarding acquisition.
6. Peconic Land Trust shall conduct all activities subject to the approval of the Town Board.

For the purposes of this agreement, negotiations on any particular parcel shall be complete once the Town of Riverhead and the landowner have entered into a formal written agreement prepared by the Town Attorney's office or such other formal written agreement to preserve the parcel.

7. As compensation for such services, the Town will pay Peconic Land Trust a fee based upon Peconic Land Trust's actual time (in accordance with the attached rate schedule) and project expenses (including consultant services related to authorized projects, mileage, postage, telephone, and other relevant out of pocket expenses) upon submission of a purchase order. The invoice and purchase order will be submitted by the Peconic Land Trust on a monthly basis, to be paid by the Town of Riverhead on a monthly basis. Peconic Land Trust shall supply information regarding services performed as may be requested by the Town.

8. The Office of the Town Attorney, subject to Town Board approval, shall be responsible for obtaining any necessary independent appraisals, surveys, title certifications, or other reports necessary to determine the fair market value of the property interests to be acquired and which are otherwise necessary to close title.

9. This Agreement shall commence as of January 1, 2002 and shall expire December 31, 2002, unless terminated pursuant to paragraph 10 hereof.

10. This Agreement may be terminated by either party and for any reason upon thirty (30) days written notice. In the event this agreement is terminated pursuant hereto, Peconic Land Trust shall be compensated for the value of services and expenses actually incurred.

11. This Agreement may be modified only in writing and upon approval by the Town Board pursuant to resolution.

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

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

TOWN OF RIVERHEAD

PECONIC LAND TRUST

By: _____

Robert F. Kozakiewicz
Supervisor

By: _____

John V. Halsey
President

2002 Hourly Rates of Peconic Land Trust Staff and Consultants

Peconic Land Trust, Incorporated

John V. Halsey, President	\$130 / hour
Timothy Caulfield, Vice President	\$ 95 / hour
Hoot Sherman, Marian Sumner, Program Directors	\$ 85 / hour
Project/Program Managers	\$ 65 / hour
Project/Program Assistants	\$ 40 / hour
Administrative Assistants	\$ 30 / hour
Design Manager	\$ 75 / hour
Project/Program Associates	\$ 50 / hour

Conservation Advisors (Consultant to Peconic Land trust)

Andrew L. Johnson , Principal	\$175 / hour
Technical Writer/Research	\$ 40 / hour
Draftsman	\$ 50 / hour
CAD Operator I	\$ 90 / hour
CAD Operator II	\$ 75 / hour

February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 156

PROMOTES P.O. EVELYN HOBSON TO THE POSITION OF DETECTIVE GRADE III

COUNCILWOMAN BLASS offered the following resolution, which was seconded by **COUNCILWOMAN SANDERS**.

WHEREAS, Police Officer Evelyn Hobson, Shield #122, has been assigned to the Detective Squad of the Riverhead Police Department since August 15, 2000; and

WHEREAS, a recommendation has been forwarded, by Chief of Police Joseph S. Grattan, to promote Evelyn Hobson to the position of Detective Grade III.

NOW THEREFORE BE IT RESOLVED, that effective February 10, 2002, Evelyn Hobson is promoted to the position of Detective Grade III at an annual salary as is provided in the current labor contract that exists between the Riverhead Police Benevolent Association and the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Evelyn Hobson, the Chief of Police and the Office of Accounting.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
Densieski Yes ___ No ___ Lull ___ Yes ___ No **ABSENT**
Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

FEBRUARY 5, 2002

Tabled

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SEE PAGE 174a FOR ADOPTION.

TOWN OF RIVERHEAD

Resolution # 157

TOWN RE-ESTABLISHES TERMS & CONDITIONS – TOWN ATTORNEY

COUNCILMAN DENSIESKI offered the following resolution ,
which was seconded by COUNCILWOMAN SANDERS

WHEREAS, the Town Board wishes to re-establishes the terms and conditions of employment of the Town Attorney, Dawn Thomas; and

NOW, THEREFORE, BE IT, RESOLVED, that the terms and conditions of employment for the Town Attorney, Dawn Thomas, will be equal to that of the 2002 Department Head contracts for this calendar year and subsequent years except for the following Articles and/or sections; and

<u>Article</u>	<u>Title</u>
I	Duration
II	Recognition
IV Section 1	Vacations – employee will be entitled to 140 hours of vacation per calendar year.
X Section 8	General Provisions
XI	Wages

COUNCILWOMAN BLASS OFFERED THE RESOLUTION TO TO BE TABLED, WHICH WAS SECONDED BY COUNCILWOMAN SANDERS.

THE VOTE

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No ABSENT

Kozakiewicz Yes No

Tabled

FEBRUARY 20, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 157

TOWN RE-ESTABLISHES TERMS & CONDITIONS – TOWN ATTORNEY

COUNCILMAN DENSIESKI offered the following resolution ,

which was seconded by **COUNCILWOMAN SANDERS**

WHEREAS, the Town Board wishes to re-establishes the terms and conditions of employment of the Town Attorney, Dawn Thomas; and

NOW, THEREFORE, BE IT, RESOLVED, that the terms and conditions of employment for the Town Attorney, Dawn Thomas, will be equal to that of the 2002 Department Head contracts for this calendar year and subsequent years except for the following Articles and/or sections; and

<u>Article</u>	<u>Title</u>
I	Duration
II	Recognition
IV Section 1	Vacations – employee will be entitled to 105 hours of vacation per calendar year.
X Section 8	General Provisions
XI	Wages

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, WHICH WAS SECONDED BY COUNCILWOMAN SANDERS. ALL MEMBERS IN FAVOR OF BRINGING RESOLUTION OFF THE TABLE.

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION WITH AMENDMENTS, WHICH WAS SECONDED BY COUNCILMAN LULL. ALL MEMBERS IN FAVOR OF ADOPTION OF RESOLUTION WITH AMENDMENTS.

2/5/02

Tabled

TOWN OF RIVERHEAD

Resolution # 158

SETS SALARIES FOR SUMMER PERSONNEL FOR 2002
FOR THE
RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by _____

COUNCILWOMAN BLASS

RESOLVED, that the Town Board sets salaries for summer personnel 2002 for the Recreation Department.

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.

COUNCILWOMAN SANDERS OFFERED THE RESOLUTION TO BE TABLED; WHICH WAS SECONDED BY COUNCILWOMAN BLASS.

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

THE VOTE

Sanders ✓ Yes ___ No ___ Blass ✓ Yes ___ No ___

Densieski ✓ Yes ___ No ___ Lull ___ Yes ___ No ABSENT

Kozakiewicz ✓ Yes ___ No ___

THE RESOLUTION WAS WAS NOT

THEREFORE ADOPTED

Tabled



*Recreation Department
200 Howell Avenue
Riverhead, NY 11901
(631) 727-5744*

PROPOSED SUMMER PERSONNEL SALARIES- 2002

	<u>Lifeguard</u>	<u>WSI</u>	<u>Rec Aide</u>	<u>Bch Att.</u>	<u>Park Attn I</u>	<u>Park Attn II</u>	<u>Score-Keeper</u>
Level I.	\$ 8.50	\$ 9.00	\$7.50	\$7.00	\$7.00	\$9.00	\$6.50
Level II.	\$ 9.00	\$ 9.50	\$8.00	\$7.50	\$7.50		
Level III.	\$ 9.50	\$ 10.00	\$8.50	\$8.00	\$8.00		
Level IV.	\$ 10.00	\$10.50	\$9.00	\$8.50	\$8.50		
Level V.	\$ 10.50	\$11.00	\$9.50	\$9.00	\$9.00		
Level VI.	\$10.75	\$11.25	\$9.75				
Level VII.	\$11.00	\$11.50	\$10.00				

SUMMER REC. PROGRAM LEADER-	\$11.00 with .50 increase to max out at \$14.00
WATERFRONT COORDINATOR-	\$12.00 with .50 increase to max out at \$14.00
TENNIS SEASONAL INSTRUCTOR-	\$15.00 (part-time)
ASST. TENNIS INSTRUCTOR-	\$10.00 with \$1.00 increase to max out at \$15.00 (part-time)

NOTE: The above salaries are listed on a per hour basis. Experience may influence starting level. Level raises depend upon job performance.

February 5, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 159

AUTHORIZES SUPERVISOR TO EXECUTE CONTRACT AGREEMENT

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

BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby approves a two-year employee contract for years 2001 and 2002 with Chief of Police Joseph S. Grattan and authorizes the Town Supervisor to execute it with his signature; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chief of Police Joseph S. Grattan and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No ABSENT
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON ADOPTED

February 5th, 2002

Adopted

TOWN OF RIVERHEAD
Resolution # 160

APPROVES FENCE CONSTRUCTION – PLC REALTY CORP.

COUNCILMAN DENSIESKI

offered the following

resolution, which was seconded by **COUNCILWOMAN SANDERS**

WHEREAS, a property survey was submitted by PLC Realty Corporation for the construction of a six (6) foot fence upon improved real property located at Edwards Avenue, Calverton, New York ; such real property more particularly described as Suffolk County Real Property Tax Map Number 0600-108-4-2; and

WHEREAS, the Planning Department has reviewed such survey as prepared by Howard Young, L.S., and dated April 18th, 2001; and

WHEREAS, the Town Board has carefully considered the merits of the fence construction application, the SEQRA records to date, the report of the Planning Department, as well as all relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the survey has been marked and initialed by the Town Board to show changes that are set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, this Town Board has reviewed the survey aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the survey submitted by PLC Realty Corporation for the construction of a six (6) foot fence upon improved real property located at Edwards Avenue, Calverton, New York be and are hereby approved by the Town Board of the Town of Riverhead.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to PLC Realty Corporation, the Riverhead Planning Department and the Town Engineer.

THE VOTE

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

ABSENT

Adopted

February 5th, 2002

TOWN OF RIVERHEAD

Resolution # 161**APPROVES SITE PLAN OF KAUFMAN ALLIED**
COUNCILMAN DENSIESKI

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

WHEREAS, a site plan and elevations were submitted by Delaney Holdings Corp., for renovations to an existing building façade, the removal of a free standing sign and the removal of an existing asphalt parking area to be fully landscaped, located at 1158 CR 58, Riverhead, New York 11901, known and designated as Suffolk County Tax Map Number 0600-108-4-2; and

WHEREAS, the Planning Department has reviewed the site plan dated January 23rd, 2002, as prepared by Bruce A. Glueckert, R.A., and elevations dated January 23rd, 2002, as prepared by Bruce A. Glueckert, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2212 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan application of Delaney Holdings Corp., the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Type II pursuant to 6NYCRR Part 617.5 (c) (1) and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by Delaney Holdings Corp., for renovations to an existing building facade and the removal of a free standing sign, located at 1158 CR 58, Riverhead, New York 11901, site plan dated January 23rd, 2002, as prepared by Bruce A. Glueckert, R.A., and elevations dated January 23rd, 2002, as prepared by Bruce A. Glueckert, R.A., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Ed Delaney hereby authorizes and consents to the Town of

Riverhead to enter premises at 1158 CR 58, Riverhead, New York 11901, to enforce said handicapped parking regulations;

- 10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
- 11. That all new utilities shall be constructed underground;
- 12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
- 13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
- 14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
- 15. That no outdoor display of furniture shall occur within the front yard landscaped area without further approval of the Riverhead 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 Ed Delaney, c/o Delaney Holdings Corp., Rossmore & Brightside Avenues, Central Islip, New York 11722, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Sanders Yes No Blass Yes No
 Densieski Yes No Lull Yes No **ABSENT**
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2002, made by Ed Delaney, c/o Delaney Holdings Corp., residing at Rossmore & Brightside Avenues, Central Islip, New York 11722, Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Ed Delaney hereby authorizes and consents to the Town of Riverhead to enter premises at 1158 CR 58, Riverhead, New York 11901, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen

14. That no outdoor display of furniture shall occur within the front yard landscaped area without further approval of the Riverhead Town Board;

Declarant has hereunto set his/her hand and seal the day and year above first written.

Ed Delaney

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the ____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

February 5, 2002

TOWN OF RIVERHEAD

Adopted

Resolution # 162

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR PART TIME ACCOUNT CLERK TYPIST

COUNCILWOMAN SANDERS offered the following
resolution, which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the February 13, 2002 issue of The Suffolk County Life.

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

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No ABSENT
Kozakiewicz Yes No

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individual to serve in the position of P/T Account Clerk Typist. The Town requests that all applicants must have two (2) years experience in bookkeeping and type 35 wpm. Submit Applications to the Accounting Department, 200 Howell Avenue, Riverhead, NY. Deadline 4:00 pm 2/22/02. EOE

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK

Adopted

FEBRUARY 5, 2002

TOWN OF RIVERHEAD

Resolution # 163

ESTABLISHES ARCHITECTURAL REVIEW BOARD STIPEND

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, the Architectural Review Board consists of five members appointed by the Town Board and provide a important function within this government; and

WHEREAS, the 1995 Adopted Budget established an annual stipend of \$1,000 payable half in June and half in December for each member of the ARB, and

WHEREAS, the 2002 Adopted Budget appropriated sufficient funds for an increase, and

NOW, THEREFORE, BE IT, RESOLVED, that the Town Board approves the annual stipend of \$2,500 for each of the five members of the ARB effective for the 2002 fiscal year; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Architectural Review Board and the Office of Accounting.

THE VOTE

Sanders [X]Yes []No

Blass [X]Yes []No

Densieski [X]Yes []No

Lull []Yes []No ABSENT

Kozakiewicz [X]Yes []No

Adopted

February 5th, 2002

TOWN OF RIVERHEAD

Resolution # 164
February 5th, 2002

APPROVES SITE PLAN OF THE TOWN OF RIVERHEAD HUMAN RESOURCE
CENTER

COUNCILMAN DENSIESKI

_____ offered the following

resolution which was seconded by **COUNCILWOMAN SANDERS**
_____.

WHEREAS, a site plan was prepared by the Riverhead Town Board to allow the 11,035 sq. ft. expansion of an existing Town facility located at New York State, Rte. 25, Aquebogue, New York; such real property more particularly described as Suffolk County Real Property Tax Map Number 0600-127-4-34; and

WHEREAS, the Planning Department has reviewed the site plan as prepared by Martin Sendlewski, AIA, and last dated October 30th, 2001 and has recommended to the Town Board that said site plan be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

Resolved, that in the matter of the subject site plan application of the Riverhead Town Board, 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 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by Martin Sendlewski, AIA to allow the 11,035 sq. ft. expansion of an existing Town facility located at New York State, Rte. 25, Aquebogue, New York and last dated October 30th, 2001 be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following;

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Town Board hereby authorizes and consents to the Town of Riverhead to enter premises at New York State, Rte. 25, Aquebogue, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that that Town Clerk be and is hereby authorized to forward a certified copy of this resolution of Martin Sendlewski, AIA, 215 Roanoke Avenue, Riverhead, New York 11901, The Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

THE VOTE

Sanders Yes No Blass Yes No
 Denaleski Yes No Lull Yes ~~NO~~ ABSENT
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREFORE ADOPTED

Adopted

RESOLUTION # 165 . ABSTRACT #5-02 JANUARY 31, 2002 (TBM 2/5/02)				
COUNCILMAN DENSIESKI offered the following Resolution which was seconded by				
COUNCILWOMAN BLASS				
FUND NAME		CD-01/28/02	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 4,300,000.00	\$ 86,489.77	\$ 4,386,489.77
POLICE ATHLETIC LEAGUE	004	\$ -	\$ -	\$ -
TEEN CENTER	005	\$ 2,000.00	\$ 197.20	\$ 2,197.20
RECREATION PROGRAM	006	\$ 16,000.00	\$ 1,694.00	\$ 16,694.00
SR NUTRITION SITE COUNCIL	007	\$ 250.00	\$ -	\$ 250.00
D.A.R.E. PROGRAM FUND	008	\$ 2,000.00	\$ -	\$ 2,000.00
CHILD CARE CENTER BUILDING FUND	009	\$ 10,000.00	\$ -	\$ 10,000.00
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ 600.00	\$ -	\$ 600.00
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ 12,000.00	\$ -	\$ 12,000.00
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ 10,000.00	\$ -	\$ 10,000.00
HIGHWAY	111	\$ 760,000.00	\$ 30,659.00	\$ 780,659.00
WATER	112	\$ 730,000.00	\$ 34,368.03	\$ 764,368.03
REPAIR & MAINTENANCE	113	\$ 560,000.00	\$ -	\$ 560,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 730,000.00	\$ 11,174.81	\$ 741,174.81
REFUSE & GARBAGE COLLECTION	115	\$ 460,000.00	\$ 179.09	\$ 460,179.09
STREET LIGHTING	116	\$ 200,000.00	\$ 6.81	\$ 200,006.81
PUBLIC PARKING	117	\$ 86,000.00	\$ 1,481.02	\$ 86,481.02
BUSINESS IMPROVEMENT DISTRICT	118	\$ 60,000.00	\$ -	\$ 60,000.00
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 160,000.00	\$ -	\$ 160,000.00
CALVERTON SEWER DISTRICT	124	\$ 66,000.00	\$ 1,483.20	\$ 66,483.20
RIVERHEAD SCAV WASTE DISTRICT	128	\$ -	\$ 4,092.24	\$ 4,092.24
WORKER'S COMPENSATION FUND	173	\$ 886,000.00	\$ 11,676.06	\$ 896,676.06
RISK RETENTION FUND	176	\$ 386,000.00	\$ 327.00	\$ 386,327.00
UNEMPLOYMENT INSURANCE FUND	176	\$ 3,000.00	\$ -	\$ 3,000.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 11,224.18	\$ 11,224.18
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	301	\$ 4,000.00	\$ -	\$ 4,000.00
SEWER DISTRICT DEBT	302	\$ 360,000.00	\$ -	\$ 360,000.00
WATER DEBT	303	\$ 426,000.00	\$ -	\$ 426,000.00
GENERAL FUND DEBT SERVICE	304	\$ 200,000.00	\$ -	\$ 200,000.00
SCAVENGER WASTE DEBT	306	\$ 26,000.00	\$ -	\$ 26,000.00
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 77,767.95	\$ 77,767.95
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	461	\$ 270,000.00	\$ -	\$ 270,000.00
YOUTH SERVICES	462	\$ -	\$ -	\$ -
SENIORS HELPING SENIORS	463	\$ -	\$ -	\$ -
EISEP	464	\$ -	\$ 100.40	\$ 100.40
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	626	\$ 200,000.00	\$ 1,730.64	\$ 201,730.64
MUNICIPAL GARAGE	626	\$ 26,000.00	\$ 9,238.42	\$ 34,238.42
TRUST & AGENCY	*736*	\$ -	\$ 9,863.04	\$ 9,863.04
SPECIAL TRUST	736	\$ 340,000.00	\$ -	\$ 340,000.00
COMMUNITY PRESERVATION FUND	737	\$ 1,260,000.00	\$ -	\$ 1,260,000.00
CDA-CALVERTON	914	\$ 25,000.00	\$ 44,276.48	\$ 69,276.48
COMMUNITY DEVELOPMENT AGENCY	916	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 12,103.61	\$ 12,103.61
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 12,618,760.00	\$ 349,102.93	\$ 12,867,862.93
FUND 736 CONSISTS OF SCHOOL & TOWN TAXES OF \$1,630,000				

Adopted

RESOLUTION # 165 ABSTRACT #4-02 JANUARY 24, 2002 (TBM 2/5/02)				
COUNCILMAN DENSIESKI offered the following Resolution which was seconded by				
COUNCILWOMAN BLASS				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 409,817.28	\$ 409,817.28
POLICE ATHLETIC LEAGUE	004	\$ -	\$ -	\$ -
TEEN CENTER	005	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ -	\$ 409.14	\$ 409.14
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 302.04	\$ 302.04
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 2,267.96	\$ 2,267.96
COMMUNITY P.E.T.S. SHELTER	020	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ -	\$ 439.26	\$ 439.26
HIGHWAY	111	\$ -	\$ 48,317.36	\$ 48,317.36
WATER	112	\$ -	\$ 62,366.12	\$ 62,366.12
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ -	\$ 30,889.39	\$ 30,889.39
REFUSE & GARBAGE COLLECTION	116	\$ -	\$ 162,684.92	\$ 162,684.92
STREET LIGHTING	116	\$ -	\$ 7,106.84	\$ 7,106.84
PUBLIC PARKING	117	\$ -	\$ 2,848.26	\$ 2,848.26
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 1,609.70	\$ 1,609.70
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 196.71	\$ 196.71
CALVERTON SEWER DISTRICT	124	\$ -	\$ -	\$ -
RIVERHEAD SCAV WASTE DISTRICT	128	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ -	\$ 16,206.24	\$ 16,206.24
RISK RETENTION FUND	176	\$ -	\$ -	\$ -
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 636.96	\$ 636.96
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	408	\$ -	\$ 327,120.06	\$ 327,120.06
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,936.38	\$ 1,936.38
SENIORS HELPING SENIORS	453	\$ -	\$ 1,332.83	\$ 1,332.83
EISEP	454	\$ -	\$ 1,193.31	\$ 1,193.31
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ -	\$ -
MUNICIPAL GARAGE	626	\$ -	\$ 16,191.92	\$ 16,191.92
TRUST & AGENCY	*735*	\$ -	\$ 2,123,770.65	\$ 2,123,770.65
SPECIAL TRUST	736	\$ -	\$ 340,000.00	\$ 340,000.00
COMMUNITY PRESERVATION FUND	737	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ -	\$ -
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 14,410.68	\$ 14,410.68
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 3,631,944.69	\$ 3,631,944.69

FUND 735 CONSISTS OF SCHOOL & TOWN TAXES OF \$1,530,000

THE VOTE
 Sanders Yes No Blank Yes No
 Densieski Yes No Lull Yes No
 Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON FULLY ADOPTED

2/5/02

Adopted

TOWN OF RIVERHEAD

Resolution # 166

ADOPTS A LOCAL LAW AMENDING CHAPTER 95 ENTITLED, "TAXATION" OF THE RIVERHEAD TOWN CODE (GOLD STAR PARENT)

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

~~COUNCILWOMAN BLASS~~

WHEREAS, the Town Clerk was authorized to publish and post the attached public notice to consider a local law to amend Chapter 95 entitled, "Taxation", of the Riverhead Town Code once in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 5th day of February, 2002 at 7:30 o'clock p.m. at 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 95 entitled, "Taxation" of the Riverhead Town Code 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 Suffolk County Life and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Assessor's Office and the Town Attorney's Office.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON 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 95 entitled, " Taxation" of the Riverhead Town Code at its regular meeting held on February 5, 2002. The purpose of this local law is to extend the maximum Real Property Tax Exemption for Town taxes available under Section 458-a of the New York State Real Property Tax Law to parents of veterans who have died in combat, i.e. "Gold Star" parents.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
February 5, 2002

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

BARBARA GRATTAN, Town Clerk

14. Adequate buffer yards, landscaping, walls, fences and screening are provided where necessary to protect adjacent properties and land uses subject to further review and approval pursuant to the Site Plan Review Process;
15. Adequate provisions have been made for the collection and disposal of storm water runoff from the site and of sanitary sewage, refuse or other waste, whether liquid, solid, gaseous or of other character;
16. Existing municipal services and facilities are adequate to provide for the needs of the proposed use;
17. The use will not generate or accumulate dirt or refuse or tend to create any type of environmental pollution, including vibration, noise, light, electrical discharges, odors, smoke or irritants, particularly where they are discernible on adjacent properties or boundary streets;
18. The design, layout and contours of all roads and rights-of-way encompassed within the site of the application shall be adequate and meet Town specifications; and

BE IT FURTHER

RESOLVED, that the Town Board additionally finds:

- A. That the proposed lumberyard use in the Industrial A zone is consistent with other similarly situated special permit applications to the Town Board;
- B. That the proposed lumberyard use in the Industrial A zone is consistent with the SEQRA Findings previously adopted by the Town Board on October 2, 2001, and any adverse environmental impacts resulting from approval of the special permits have been avoided or minimized to the maximum extent practicable, and

BE IT FURTHER

RESOLVED, that the Town Board makes the following further findings as required by Section 108-3(E)(3) of the Town Zoning Ordinance:

FIRST: That the proposed lumberyard use in the Industrial A zone will not impair the orderly development of other properties in the neighborhood;

SECOND: That the benefits of the proposed lumberyard use in the Industrial A zone, which include but are not limited to the enhancement of consumer value, choice and convenience, significant employment opportunities, substantial real property taxes and orderly development along the Route 58 corridor, far outweigh any disadvantages to the neighborhood resulting from the proposed development of the site, which disadvantages have been eliminated or mitigated to the maximum extent practical;

THIRD: That the public well-being is being served by the proposed development and the health, safety, welfare, comfort and order of the Town will not be

adversely affected by the location of a lumberyard use in the Industrial A zone; and

FOURTH: That in consideration of the 1973 Comprehensive Master Plan, the subsequent studies and reports presented to the Town Board that identify the Route 58 corridor as a regional commercial center that attracts customers for the purchase of goods from a significantly large catchment area, which includes locations outside the boundaries of the Town of Riverhead, and the Town Board's policy of providing the infrastructure necessary to attract new development within the western portion of the Route 58 corridor, the proposed lumberyard use in the Industrial A will be in harmony with and will promote the general purposes and intent of the Town of Riverhead Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that this Board has considered and reviewed the recommendation of the Riverhead Planning Board dated November 15, 2001 and as to those recommendations this Board finds:

- A. Under the Code of the Town of Riverhead and the laws of the State of New York the instant application must be evaluated through the application of existing zoning. This Town Board in its resolutions of approval of the applications of Riverhead Building Supply Corp. and Riverhead Centre LLC has specifically found and determined that the lumberyard use in the Industrial A Zoning District is appropriate and consistent with the Master Plan.
- B. This Board may not deny approval of the instant application on the basis of some future yet-to-be adopted zoning change.
- C. That it is the responsibility of the Town Board pursuant to New York State Town Law and the Code of the Town of Riverhead to process Special Permit Applications within specific time frames and that there is no commercial moratorium in place in the Town of Riverhead.
- D. There is no requirement that an owner develop an entire tax lot at one time. Any further or future development of the tax lot shall be subject to the codes and rules then extant, and

BE IT FURTHER

RESOLVED, that based upon its SEQRA Findings, its other findings set forth herein and such other relevant information presented to the Town Board, the Town Board hereby overrides each and every objection to the proposed development set forth in the resolution for the Suffolk County Planning Commission dated December 5, 2001 disapproving the instant special permit petition and as to those recommendations this Board finds:

- A. There is no requirement that an owner develop an entire tax lot at one time. Any further or future development of the tax lot shall be subject to the codes and rules then extant.

B. The future maximum build out of the parcel was considered by the Traffic Studies incorporated in the environmental review and offered in evidence at the public hearing. The design of the improvements to Route 58 and internal movements within the parcel are sufficient to accommodate the maximum potential build out. The design of the improvements to Route 58 and the intersections have been coordinated with the Suffolk County Department of Public Works.

C. The "lumberyard" use definition under the Riverhead Zoning Code has been defined by this Board to include uses such as is proposed by the applicant. This Board has granted special permits for this use in the Industrial A use zone to Home Depot (Riverhead Centre) and Riverhead Building Supply Corp. Both permits have withstood challenge and have been upheld by the Courts.

D. The "lumberyard" use embodied by this application and Home Depot (Riverhead Centre) is consistent with present zoning and will be equally consistent with the destination retail uses envisioned for Route 58 in proposed changes to the Riverhead Master Plan.

E. The impacts of the proposed use on Downtown Riverhead were examined at length. The proposed use will not adversely affect Downtown Riverhead or other existing commercial centers. The impacts to the Downtown Riverhead area are further mitigated by the applicant having agreed to place a covenant and restriction on the real property stating that any future development of the premises or any subdivision thereof shall not include restaurant use as defined by the Riverhead Zoning Ordinance.

F. The property in question has been zoned Industrial A since 1973 (the date of the cited Master Plan) and lumberyards have been permitted or specially permitted uses over that period of time.

G. This site is served by both the Riverhead Water District and Riverhead Sewer District thereby mitigating the effects to the Central Suffolk North Special Groundwater Protection Area (SGPA), and

BE IT FURTHER

RESOLVED, that the special permit application of Headriver, LLC to construct and operate a lumberyard on property zoned Industrial A designated as SCTM# 0600-119-1-1.2 is granted modified by the following conditions:

- i. that the contemplated site plan application shall depict parking stalls calculated at the rate of one (1) stall per 200 square feet of building area and outdoor retail sales area based upon a 174, 000 square foot building with the display area;
- ii. that any and all development conditions set forth in the SEQRA Findings Statement adopted by resolution of this Board dated October 2, 2001 shall prevail herein;
- iii. That no building permit shall be issued prior to the approval of the Suffolk County Department of Health Services with respect to Articles 6, 7, and 12 of the Suffolk County Sanitary Code;

- iv. That no site plan approval shall be issued prior to the recording of a restrictive covenant in a form acceptable to the Town Attorney stating that any future development of the premises or any subdivision thereof shall not include restaurant use as defined by the Riverhead Zoning Ordinance. Said restricted covenant shall be presented in a form recordable in the Office of the Suffolk County Clerk ;
- v. That the contemplated site plan application shall depict landscaped areas totaling a minimum of twenty percent (20%) of the area of the lot;
- vi. That the contemplated site plan application shall depict landscaped areas along the westerly, northerly and easterly perimeter with species capable of screening the building at mature canopy;
- vii. That the contemplated site plan application shall depict a buffer area a minimum of fifty (50) feet in depth along the frontage of CR 58 landscaped and bermed in order to suitably screen the proposed parking areas;
- viii. That the contemplated site plan application shall specify landscaping improvements for those future development areas located at the easterly portion of the property;
- ix. That this special permit approval shall not be assignable or transferable without a resolution of approval by the Town Board; and

BE IT FURTHER

RESOLVED, that Headriver, LLC shall complete construction of the proposed development within two (2) years from the date of this resolution, and

BE IT FURTHER

RESOLVED, that copies of this resolution will be forwarded to the Planning Board, Planning Department, Town Attorney and Headriver, LLC, or their agent.

THE VOTE

Sanders Yes No Bliss Yes No
 Denzinski Yes No Lull Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED